

2006 Texas Water Law Institute
December 7-8, 2006 • Radisson Hotel and Suites on Town Lake • Austin, TX

Thursday Morning, Dec. 7, 2006

Presiding Officer:

Doug G. Caroom, Bickerstaff, Heath, Pollan & Caroom, L.L - Austin, TX

9:00 am 0.75 hr	<p>Water Issues in the Upcoming 80th Legislative Session</p> <p>A look at key water issues at stake in the upcoming legislative session, including updates on interim committee reports and pointers to the key players—new and old—on water issues.</p> <p>Kip Averitt, Texas Senate - Austin, TX Charles C. Bailey, Austin, TX Edmond R. McCarthy Jr., Jackson Sjoberg McCarthy & Wilson LLP - Austin, TX Robert R. Puente, San Antonio, TX</p>
9:45 am 0.75 hr	<p>Agency Perspectives on Water Issues in the Upcoming 80th Legislative Session</p> <p>Perspective from key administrative agencies—what’s done and what is left to be done, including budget issues.</p> <p>Joseph B.C. Fitzsimons, Uhl, Fitzsimons & Jewett - San Antonio, TX Larry R. Soward, TCEQ - Austin, TX J. Kevin Ward, Texas Water Development Board - Austin, TX</p>
10:45 am 0.75 hr	<p>Groundwater Update</p> <p>Recent cases, regulatory developments, and coming issues relative to groundwater rights and regulations, from both a groundwater conservation district and a property owner perspective.</p> <p>Gregory M. Ellis, Attorney At Law - League City, TX Michael V. Powell, Locke Liddell & Sapp LLP - Dallas, TX</p>
11:30 am 0.75 hr	<p>Water Reuse—A Major Water Supply in Texas?</p> <p>A legal and technical analysis of this important potential source of “new” water to meet future needs. Where are we now? How significant is it? How certain is it? What are the remaining issues to be resolved?</p> <p>Lyn E. Clancy, Lower Colorado River Authority - Austin, TX Alan Plummer, Alan Plummer Associates, Inc. - Fort Worth, TX</p>

Thursday Afternoon, Dec. 7, 2006

Presiding Officer:

Jim Mathews, Matthews & Freeland LLP - Austin, TX

12:30 pm 0.75 hr	<p>Lunch Presentation: Texas' Ability to Respond to Drought Conditions</p> <p>Kathleen Harnett White, Texas Commission on Environmental Qualit - Austin, TX</p>
1:30 pm 1.50 hrs	<p>The Role of Conservation in Meeting Water Supply Needs</p> <p>Based on water conservation success to date in some Texas cities, water conservation is considered by some to be a major source of water to meet future needs. Often it appears to be the least expensive water supply source for Texas communities, and has the potential for producing large additions to local supply, if adequate funding and programmatic supports are provided. How realistic are these expectations, and what are the impediments and limitations of this water supply option? Although the measures recommended by the Texas Water Conservation Implementation Task Force provide a comprehensive plan to launch a statewide water conservation effort, is that enough? What is on the horizon?</p> <p>Bill G. Billingsley, TCEQ - Austin, TX Linda Christie, Tarrant Regional Water District - Fort Worth, TX Calvin Finch, San Antonio Water System - San Antonio, TX Norman D. Johns Ph.D., National Wildlife Federation - Austin, TX C. Allan Jones, Texas Water Resources Institute - College Station, TX Jim Mathews, Matthews & Freeland LLP - Austin, TX</p>
3:00 pm 0.75 hr	<p>How Municipalities Deal with Special Purpose Districts—from Approval to Annexation</p> <p>A look at the issues which confront a city and landowners in consenting to the creation of a special purpose district, dealing with a created district, and annexing and dissolving a mature district. Ms. Olson worked for the City of Fort Worth to develop a policy for Fort Worth to address these issues. Mr. Crawford has represented developers in creating and operating special purpose districts for over 25 years.</p> <p>Clay E. Crawford, Attorney at Law - Houston, TX Marcella Olson, Hughes & Luce, LLP - Fort Worth, TX</p>
4:00 pm 1.00 hr	<p>Current Developments with CCNs from the Municipal, Water Supply Corporations and Developer Perspectives</p> <p>Each speaker has experience working with recent changes to the CCN Statute and Rules, and will document those changes and discuss issues involved in their implementation.</p> <p>Joe Bailey Allen III, Allen Boone Humphries LLP - Houston, TX Leonard H. Dougal, Jackson Walker L.L.P. - Austin, TX William D. Dugat III, Bickerstaff Heath Pollan & Caroom - Austin, TX</p>
5:00 pm 0.50 hr	<p>Edwards Aquifer Non-Point Source Controls</p> <p>Protection of this vulnerable aquifer from the pressures of continued development in its recharge and contributing zones continues to be a challenging and important issue. The speakers provide both legal and technical perspectives from the public and private sector.</p> <p>Heather Beatty, Texas Commission on Environmental Qualit - Austin, TX Darcy Alan Frownfelter, Kemp Smith LLP - Austin, TX</p>

Friday Morning, Dec. 8, 2006

Presiding Officer:

Jim Mathews, Matthews & Freeland LLP - Austin, TX

9:00 am 0.50 hr	<p>Case Law Update</p> <p>Recent surface and groundwater case law developments, as well as an update on cases of procedural or administrative significance affecting the substantive area.</p> <p>Brian E. Berwick, Natural Resources Division - Austin, TX</p>
9:30 am 0.50 hr	<p>Water Law and Issues Relating to Small Reservoirs and Stocktanks</p> <p>A discussion of key statutes, case law, and regulations governing the development, placement and use of small reservoirs and stocktanks.</p> <p>Timothy Lynn Brown, Attorney at Law - Austin, TX</p>
10:00 am 0.50 hr	<p>Essential Hydrology for Lawyers, Landowners, and Developers</p> <p>Mr. Kreitler is uniquely qualified to explain the “occult” nature of groundwater.</p> <p>Charles W. Kreitler, LBG-Guyton Associates - Austin, TX</p>
10:45 am 0.75 hr	<p>A Property Owner’s Guide to Negotiating Agreements for the Capture, Development, and Transmission of Groundwater</p> <p>Need to advise a landowner whether to sign that groundwater lease or not? This presentation will provide insights into issues that should be explored and addressed.</p> <p>Edmond R. McCarthy Jr., Jackson Sjoberg McCarthy & Wilson LLP - Austin, TX</p>
11:30 am 0.75 hr	<p>Buying and Selling Water: Understanding the Market and Competitive Pressures in Your Area and Documenting the Transaction</p> <p>This session covers basic transaction points on typical wholesale water purchase contracts involving both surface and groundwater.</p> <p>Russell S. Johnson, McGinnis, Lochridge & Kilgore - Austin, TX Derek W. Saunders, Watertexas - Austin, TX</p>

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1:30 pm 0.75 hr	<p>Bringing Groundwater to Market: Municipal and Private Case Studies</p> <p>Have you ever done a groundwater project from start to finish? These two speakers have and will discuss how they did it.</p> <p>Crockett Camp, Austin, TX Timothy Throckmorton, Municipal Groundwater Solutions, LLC - Houston, TX</p>
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2:15 pm 0.75 hr	<p>Valuing Water Rights</p> <p>An examination of available transactional data and valuation trends in Texas.</p> <p>James Kowis, James Kowis Consulting - Austin, TX Kevin J. Spencer, R.W. Harden and Associates, Inc. - Austin, TX Bruce E. Wasinger, Bickerstaff, Heath, Pollan & Caroom, L.L - Austin, TX</p>
3:00 pm 0.00 hr 1.00 hr ethics	<p>The Successful and Ethical Practice of Law</p> <p>Navigating the ethical whirlpools and eddies of law practice.</p> <p>William J. Chriss, Law Office of Willam J. Chriss, P.C. of counsel to Gravely & Pearson, L.L.P. - Austin, TX</p>