LAW SEMINARS INTERNATIONAL
The power of information®

Featuring Speakers From:

- Bonneville Power Administration
- Coho Water Resources
- Dorsay & Easton LLP
- Hester & Zehren LLC
- Holland & Knight LLP
- Kanji & Katzen PLLC
- Karnopp Petersen LLP
- Morisset Schlosser Jozwiak & Somerville
- Nooksack Indian Tribe
- Nossaman LLP / Western Washington University
- NW Indian Fisheries Commission
- Shoshone-Bannock Tribes
- Somach Simmons & Dunn
- U.S. Department of the Interior
- UNM Law School / Wolfley Law Office
- Van Ness Feldman LLP
- WestWater Research
- Yakama Nation

A Comprehensive Two-Day Conference on

Tribal Water in the Pacific Northwest

Strategies for resolving key issues for Tribal water availability, conservation, and regulation

Live webcast and replays available!

June 1 & 2, 2017

Seattle, Washington

Courtyard Seattle Downtown / Pioneer Square

Credits: 10 WA Bar || 10 OR Bar || 10 ID Bar || 10 MT Bar || 10 CA Bar (call about others)
Quick when/where: 8:30 a.m., 612 Second Avenue

Tribal Water in the Pacific Northwest Conference

June 1 & 2, 2017 | Seattle, Washington
Courtyard Seattle Downtown / Pioneer Square

Yes! Please register me:

Name: _____

Email: _____

What type of credits do you need? _____

For which state(s)? _____

Register my colleague:

Name: _____

Email: _____

What type of credits do you need? _____

For which state(s)? _____

Firm: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone: _____ Fax: _____

If you cannot attend in person, check boxes to order:

❑ Live Homestudy Webcast ❑ Homestudy Replay
❑ Course Materials

LAW SEMINARS INTERNATIONAL
The power of information®
800 Fifth Avenue, Suite 101 | Seattle, WA 98104
206.567.4490 | fax 206.567.5058 | www.lawseminars.com

17TRIBWWA WS

8:00 Registration Opens

8:30 Introduction & Overview

Susan K. Driver, Esq., *Program Co-Chair*
Dorsay & Easton LLP ~ Portland, OR

Thomas P. Schlosser, Esq., *Program Co-Chair*
Morisset Schlosser Jozwiak & Somerville ~ Seattle, WA

8:45 Impact of the 2016 Presidential Election on Federal Tribal and Water Policies: Adapting Tribal Strategies to Changes at the Key Federal Agencies

Pamela S. Williams, Esq., *Director, Indian Water Rights Office*
U.S. Department of the Interior ~ Phoenix, AZ

9:30 Case Studies of Pending Tribal Water Issues in the Pacific Northwest

Umatilla Tribe reserved rights

Daniel W. Hester, Esq.
Hester & Zehren LLC ~ Louisville, CO

Yakama Nation cooperative efforts for resource preservation and improvement

Tom Ring, *Hydro Geologist*
Yakama Nation ~ Toppenish, WA

10:30 Break

10:45 Recent Developments in Creative Tribal Water Management: Water Banking and Fort Hall Agreement

Technical, legal, and Tribal perspectives on the water supply problem and the path to the solution

Brett Bovee, *Intermountain Regional Director*
WestWater Research ~ Fort Collins, CO

Jeanette Wolfley, Esq., *Assistant Professor of Law*
UNM Law School/Wolfley Law Office ~ Bernalillo, NM

Elese D. Teton, *Water Engineer*
Shoshone-Bannock Tribes ~ Fort Hall, ID

12:15 Lunch (on your own)

1:30 Resolving Thorny Problems: Update on Klamath Basin Issues and Lessons from Participation in the Processes

Adjudication of water rights

Paul S. Simmons, Esq.
Somach Simmons & Dunn ~ Sacramento, CA

Tribal in-stream flows: Dam removal as a water quality solution

Thomas P. Schlosser, Esq., *Program Co-Chair*

2:45 Stream Flows in the Pacific Northwest

Climate change, expected precipitation patterns, and glacier retreat: The anticipated impact on the timing of water flows and the resulting impact on fish habitat

Oliver Grah, *Water Resources Program Manager*
Nooksack Indian Tribe ~ Bellingham, WA

3:30 Break

3:45 Water Release Management on the Columbia River

Update on the BPA Biological Opinion on perspectives on how it fits into the overall picture for restoration of the Pacific Northwest salmon runs and management of natural resources by Indian tribes

F. Lori Bodi, Esq.
Vice President, Environment, Fish & Wildlife
Bonneville Power Administration ~ Portland, OR

John William Ogan, Esq.
Karnopp Petersen LLP ~ Bend, OR

5:00 Reception for Faculty & Attendees

Easy Ways to Register
Online: www.lawseminars.com
Phone: (206) 567-4490

About the Conference

LAW SEMINARS INTERNATIONAL

What previous attendees have said:

"Tribal attorneys are so spread out that it is great to have a place for everyone to gather together"

"Really enjoyed the selection of topics and speakers."

"Very informative and entertaining!"

The Fourth Annual Conference brings together an exceptional faculty to address major developments for Tribal water in the Pacific Northwest. We are pleased to include Pamela Williams, Director, Indian Water Rights Office, US Department of the Interior, speaking on the impact of the new administration on Tribal water policies and adapting Tribal Strategies to changes at the key Federal agencies. Here is an essential update on the role of Tribal governments in discussions regarding water availability, conservation and regulations in the Pacific Northwest. Leading attorneys, Tribal and agency representatives will discuss Umatilla Tribe reserved rights and Yakama Nation cooperative efforts for resource preservation and improvement; creative water supply management; updates on Klamath Basin issues; stream flows and water release management on the Columbia River; updates on the Culverts Case and the impact of the Hirst Case. You will hear about technical considerations for water resource management and provisions of the EPA's new rule authorizing Tribes to administer the Clean Water Act Section 303(d) program within their reservations, and tips for applying for TAS status.

Throughout our Tribal Water Law conference, we will explore ways in which Tribes, local governments and water agencies can work cooperatively to ensure an adequate and sustained supply of water for mutually beneficial uses into the future. We hope you can join us.

~ Program Co-Chairs: Susan K. Driver, Esq. of Dorsay & Easton LLP and Thomas P. Schlosser, Esq. of Morisset Schlosser Jozwiak & Somerville

Register soon. Live webcast is also available.

8:30 Update on the Culverts Case

Legal analysis of the arguments and result of the 9th Circuit appeal

Jane Steadman, Esq.
Kanji & Katzen PLLC ~ Seattle, WA

9:00 County Permitting for New Development: Impact of the Hirst Case

The new requirement that counties determine the impact on water availability, and potentially water quality, before issuing building permits: Nature of the requirement and tips for Tribal participation in county permitting processes

Jean O. Melious, Esq.
Nossaman LLP/Western Washington University
Bellingham, WA

9:30 Water Resources Management: Technical Considerations

What are the order of magnitude impacts of water uses on aquatic habitat? Where should the focus be?

Chris V. Pitre
Coho Water Resources ~ Seattle, WA

10:00 Break

10:15 Human Health Criteria

What next for the state after EPA's rejection of Washington's water quality standards? What are the implications for Tribal water quality management?

Fran Wilshusen, *Habitat Services Director*
NW Indian Fisheries Commission ~ Olympia, WA

11:00 Treatment of Indian Tribes in a Similar Manner as States (TAS) Under the Clean Water Act

Provisions of the EPA's new rule authorizing tribes to administer the Clean Water Act (CWA) section 303(d) program within their reservations; process for applying for TAS status

Maranda S. Compton, Esq.
Van Ness Feldman LLP ~ Washington, DC

Lessons from TAS under the Clean Air Act and in other contexts: Essential elements and tips for developing Tribal implementation programs

James T. Meggesto, Esq.
Holland & Knight LLP ~ Washington, DC

12:00 Evaluations and Adjourn

Webcasts:

Tribal Water Law in California	October, 2016
Tribal Natural Resource Damages Assessments	December 2016
Tribal Water in Arizona	February, 2017

Upcoming Seminars:

Water Law in Washington	June 22-23, 2017	Seattle, WA
Tribal Water Law in California	October 19-20, 2017	Valley Center, CA

See more at **www.lawseminars.com**

General Webcast Info

- *High quality audio & video*
- *View slide decks like you were in the room*
- *Works on any platform, any device*

Live Webcasts

- *Participate from anywhere*
- *Includes the ability to ask questions*
- *Qualifies for live credits in most states*

Video Replays

- *Allow you to time-shift your content*
- *The streaming version has navigation tools and search capabilities that allow you to quickly find the portions most important to you*
- *The Vodcast option allows you to make effective use of in-flight plane time*

Registration & Other Conference Information

To Register:

Call us at: 206-567-4490

Fax the registration form to us at: 206-567-5058

Email us at: registrar@lawseminars.com

Online: www.lawseminars.com

Mail the registration form on the front page.

Walk-ins are welcome, subject to space availability.

Registration is complete when we receive payment or agree to later payment.

Tuition: Regular tuition for in person or webcast attendance for this program is $795 with a group rate of $595 each for two or more registrants from the same firm. For government employees, we offer a special rate of $530. For students, people in their job for less than a year, and public interest NGO's, our rate is $397.50. All rates include admission to all seminar sessions, food and beverages at breaks, and all course materials. Materials will be available for download and review a few days before the seminar. Make checks payable to Law Seminars International. Financial aid is available to those who qualify. Contact our office for more information.

Substitution & Cancellation: You may substitute another person at any time. We will refund tuition, less a $50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Friday, May 26, 2017. After that time, we will credit your tuition toward attendance at another program or the purchase of a webcast or audio replay.

Seminar Location: The conference will be held at the Courtyard Seattle Downtown / Pioneer Square at 612 Second Avenue in Seattle, WA 98104. Call the hotel directly at (206) 625-1111 for reservations at the special negotiated rate of $209 and mention that you are attending a Law Seminars International conference. Rooms are on a first come, first served basis.

Continuing Education Credits: Live credits: This program qualifies for 10 WA Bar, 10 OR Bar, 10 ID Bar, 10 MT Bar and 10 CA Bar credits. Upon request, we will apply for, or help you apply for, CLE credits in other states and other types of credits.

Time Shift Your Content: Webcast and audio replays, with course materials, are available for $795. The course materials alone are available for $100. Replays will be available within two weeks after the seminar or from the date we receive payment.

LAW SEMINARS INTERNATIONAL

The power of information®

Faculty: Tribal Water in the Pacific Northwest Conference

Susan K. Driver, *Program Co-Chair*, is of counsel at Dorsay & Easton LLP, where she focuses on mediating environmental and public policy issues and facilitating meetings and strategic planning processes. Clients include the Confederated Tribes of Siletz Indians of Oregon, Chinook Winds Casino Resort, and the Samish Indian Nation.

Thomas P. Schlosser, *Program Co-Chair*, Director, Morisset, Schlosser, Jozwiak & Somerville, specializes in federal litigation, natural resource and Indian Tribal property issues, Tribal economic development and environmental regulation matters. He was an officer and founding member of the Indian Law Section of the Washington State Bar Association.

F. Lorri Bodi is Vice President for Environment, Fish and Wildlife at BPA, where she is responsible for environmental stewardship and Fish and wildlife enhancements for BPA's Transmission and Power businesses. Previously, she was Co-Director of the Northwest Office of American Rivers, an attorney for the NOAA and the EPA.

Brett Bovee is Intermountain Regional Director at WestWater Research, a water resources consulting firm specializing in water valuation and water markets in the Western US. He has managed a range of engineering, economic, and planning projects in the water sector, and has been working with the Shoshone-Bannock Tribes on a variety of water-related projects, including recent water marketing activities.

Maranda S. Compton is of counsel at Van Ness Feldman LLP. She focuses on all aspects of Native American law and policy. She is experienced in representing both Tribal and non-Tribal clients in a wide range of federal regulatory, environmental, energy, and natural resources issues, with particular knowledge of the oil and gas industry.

Oliver Grah, Project Manager/ Administrator, Principal Investigator, Water Resources Program Manager, Nooksack Indian Tribe, is experienced in water resources, soils, physical habitat, wetlands, restoration, environmental project management, IDT leader and coordination on projects including SEPA, NEPA, CWA, FSA, and ESA.

Daniel W. Hester is a partner at Hester & Zehren LLC. He represents Tribes throughout the western United States on natural resources, economic development, housing and health care matters. Previously, he was Assistant Regional Counsel for the EPA and Tribal Attorney to the Confederated Tribes of the Umatilla Indian Reservation in Oregon.

James T. Meggesto is a partner and deputy practice leader of the Native American Law Practice Group at Holland & Knight LLP. He focuses on legal matters involving Native American tribes, including issues involving policy and regulation, public law, tribal sovereignty, gaming and compact negotiation, project development, finance and litigation.

Jean O. Melious is of counsel at Nossaman LLP and Professor of Environmental Studies at Western Washington University. Her expertise includes environmental impact assessment, planning and zoning law, endangered species legislation, transportation issues, growth management, regulation of air and water pollution, and hazardous waste regulation.

John William Ogan of Karnopp Petersen LLP, focuses his practice on federal Indian law and environmental and natural resources law. He represents clients in regulatory proceedings, litigation, government consultations and complex negotiations.

Chris V. Pitre is the founder of Coho Water Resources LLC. He has practiced water resources management in Washington State for over 25 years. He has conducted numerous watershed planning projects and specializes in water rights. He is a licensed hydrogeologist and a certified water rights examiner.

Tom Ring is a hydrogeologist with the Water Resources Program of the Yakama Nation. He has held this position since 1990 and, in that role, has worked on a variety of projects involving groundwater and surface water quantity and quality, water rights, irrigation and fisheries issues and planning for future water needs.

Paul S. Simmons, shareholder at Somach Simmons & Dunn, focuses on water rights and environmental issues affecting water resources. He is widely known for his extensive involvement in the Klamath Basin of Oregon and California, where he has represented irrigation interests from both states and led a coalition of 20 parties in an ongoing general stream adjudication.

Jane Steadman of Kanji & Katzen PLLC, represents Tribal governments in matters involving reserved fishing rights, natural resources, and challenges to state taxation.

Elese D. Teton is the Tribal Water Engineer for the Tribal Water Resources Department of the Shoshone-Bannock Tribes. In that role, she administers and enforces regulations for the development, preservation and protection of water resources on the Fort Hall Reservation pursuant to the Tribes' "1990 Fort Hall Indian Water Agreement" and subsequent water quality ordinances.

Pamela S. Williams, is Director, Indian Water Rights Office at the U.S. Department of the Interior. Prior to joining the DOJ, she was Assistant Attorney General for the Navajo Nation and Associate Tribal Attorney for the Colorado River Indian Tribes.

Fran Wilshusen is the Habitat Services Director for the NW Indian Fisheries Commission. She is actively engaged in work to protect and restore the landscapes and eco-systems critical to the recovery of our region's salmon, and is particularly experienced working with Indian Tribes on treaty resource protection and natural resource management issues throughout the Pacific Northwest.

Jeanette Wolfley, Assistant Professor of Law, Univeristy of New Mexico School of Law is enrolled in the Shoshone-Bannock Tribes and teaches federal Indian law, Indian water rights, federal jurisdiction and Tribal natural and cultural resources courses. Previously, she practiced law, representing Tribal clients exclusively.

June 1 & 2, 2017
Seattle, Washington

Courtyard Seattle Downtown / Pioneer Square
612 Second Avenue
(206) 625-1111

Who Should Attend:

Attorneys, Tribal, local, state and federal governmental representatives, environmental professionals, business executives, water users and their representatives

Our Co-Chairs:

Susan K. Driver, Esq.
Dorsay & Easton LLP

Thomas P. Schlosser, Esq.
Morisset Schlosser
Jozwiak & Somerville

To Register:

Mail
800 Fifth Ave., Suite 101
Seattle, WA 98104

Phone
(206) 567-4490

Fax
(206) 567-5058

Email
registrar@lawseminars.com

Online
www.lawseminars.com

©2017 Law Seminars International