

Agenda

Introduction to Utah Water Law Water rights vs water shares Key principles of Utah water law Components of a water right Duties of the State Engineer Applications to appropriate and change applications	<i>J. Gittins D. Lauricella</i>
Conveying Title to Water Water deeds and assignment Appurtenance of water to land Conveyance of water shares Reports of Conveyance Water right title insurance	<i>J. Gittins</i>
Water Dedication and Water Exaction for Development What are water dedications/exactions? Constitutional limits on dedications/exactions The Nollan/Dolan Essential Nexus/Rough Proportionality Test Utah dedication/exaction case law Utah statutory regulation of dedications/exactions How much water may be exacted?	<i>J.C. Smith</i>
Handling Water Rights Disputes: Adjudication Procedures and Litigation Tips Water right title disputes Application protests (UDWR administrative process) Easement disputes	<i>R. Snow</i>
Ethics and Water Law Multiparty representation and ethical challenges Compliance issues, risks and ethics	<i>R. Snow</i>

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Utah Water Law: Rights, Development and Disputes

Live, Interactive Webinar - Wednesday, July 31, 2024

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PO Box 278
Altoona, WI 54720-0278



Learning Objectives

- You'll be able to:**
- Talk** about applications to appropriate water rights, and explore the duties of the State Engineer.
 - Learn** about water deeds and assignment, and discuss the conveyance of water shares.
 - Define** water dedications/exactions, and examine Utah statutes, regulations and case law.
 - Get tips on** handling water right title disputes.
 - Consider** possible ethical issues involved in water rights matters.



HalfMoon Education Inc.,
Your LIVE Education Leader Presents

Utah Water Law: Rights, Development and Disputes

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- Distinguish** between water rights and water shares
- Learn** about conveying title to water
- Explore** water dedication and water exaction for development
- Handle** water rights disputes
- Identify** ethical issues in water law and development

Continuing Education Credits

- | | |
|---|--|
| Professional Engineers
6.0 PDHs | Geologists
6.0-Hour Learning Opportunity |
| Land Surveyors
6.0 PDHs | Attorneys
6.0 CLE Credits (1.0 Ethics) |



Webinar Information

Online - Wednesday, July 31, 2024

Log into Webinar	Break
8:30 - 9:00 am MDT	12:45 - 1:15 pm MDT
Morning Session	Afternoon Session
9:00 am - 12:45 pm MDT	1:15 - 4:00 pm MDT

Tuition
\$339 for individual registration.
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Faculty

Jeffrey Gittins *Attorney – Smith Harvigsen PLLC*
Jeff Gittins, a partner at Smith Hartvigsen PLLC, practices primarily in the areas of water law and land use. He assists governmental entities, corporations, and private individuals in all aspects of water law, including water rights transactions, water rights analysis, water rights litigation, and applications with the Utah Division of Water Rights. He also represents clients in matters involving zoning disputes, condemnation, easements, boundary disputes, and other land use issues. Prior to joining Smith | Hartvigsen, Mr. Gittins served as a clerk to the Honorable Justice Jill N. Parrish of the Utah Supreme Court.

Dino Lauricella *Attorney – Smith Harvigsen PLLC*
Dino Lauricella is passionate about property development law and transactions. He graduated from BYU as an English Major. He worked for two different real estate management companies while in college.

J. Craig Smith *Attorney – Smith Harvigsen PLLC*
Craig Smith has more than three decades of experience as an attorney, in which he has successfully handled a number of complex water disputes, land use disputes, takings claims, and other issues. He has argued over 30 appeals to the Utah Supreme Court. Mr. Smith has represented public and private parties in takings claims arising from land use decisions, represented numerous water users in successful settlement of instream flow claims on the San Rafael River, and won appeals for municipalities and water entities before the Utah and New Mexico Supreme Courts. His most notable projects include securing the water rights for Duchesne City through an act of Congress, successfully entitling and securing water rights for a multimillion-dollar resort in Kane County and creating the first municipal natural gas utility in Utah.

Riley S. Snow *Attorney – Snow Law*
Mr. Snow represents clients in Arizona and Utah on matters related to water rights, real property, and resource development. He regularly appears before land and water agencies and in state and federal court. His clients include governmental entities, national and multi-national corporations, water companies, cooperatives, partnerships, and individuals. Mr. Snow has litigated numerous general adjudication claims in Arizona and Utah. He has also litigated quiet title, easement, right-of-way and condemnation claims in both states.

Credit Information

This webinar is open to the public and is designed to qualify for 6.0 PDHs for professional engineers and land surveyors in Utah for whom this subject matter is professionally relevant. Continuing education courses and providers for engineers and land surveyors are not subject to pre-approval in Utah. This course also provides a 6.0-hour learning opportunity for Utah geologists for whom continuing education is not required.

This webinar has been approved by the Utah State Board of Continuing Legal Education for 6.0 CLE credits, including 1.0 ethics credit.

Attendance will be monitored, and attendance certificates will be available after the webinar for those who attend the entire course and score a minimum 80% on the quiz that follows the course (multiple attempts allowed).

On-Demand Credits
The preceding credit information only applies to the live presentation. This course in an on-demand format is not pre-approved by any licensing boards and may not qualify for the same credits; please consult your licensing board(s) to ensure that a structured, asynchronous learning format is appropriate.

Additional Learning

Introduction to Groundwater Modeling
Online | Tuesday, July 16, 2024 | 8:00 am - 3:00 pm MDT

Credits
Professional Engineers: 6.0 PDHs | Geologists: 6.0 PDHs
Floodplain Managers: 6.0 ASFPM CEC
(this course is not approved for New York engineers and geologists)

Agenda Topics
Overview of Groundwater Modeling
Principles of Groundwater Flow and Solute Transport
Type of Groundwater Models
Numerical Flow Modeling
MODFLOW Summary
Groundwater Modeling Case Studies and Wrap-up

Presented by
Daniel S. Fisher, P.G.
*Hydrogeologist with the Florida Geological Survey
and Owner/Principal of Wetstone Solutions LLC*