

WATER LAW

Hamline University School of Law
Spring 2011

Mondays · 9:00 -10:50 · Room 6

Professor Kenneth Salzberg
ksalzberg@hamline.edu

Office: 213 East

Office Hours: Monday 12-3; Tuesday: 9:00-12:00; Sunday: 12:00-2:00

I. COURSE DESCRIPTION

A study of the rules regarding ownership and use of water in the United States. This includes prior appropriation doctrine, riparianism, federal water law, ground water law, and some consideration of laws regarding water pollution. A more detailed description of the materials we will discuss in class can be found by reading the Table of Contents of our text - most of which we will cover.

II. COURSE MATERIALS

a. Required Texts

Douglas L. Grant and Gregory S. Weber, *Cases and Materials on Water Law*, 8th Ed., West Publishing, 2010.

III. ATTENDANCE, PARTICIPATION, AND CLASS PREPARATION

a. I reserve the right to raise your grade by 1/2 grade for class participation. The law school's academic rules stipulate that students are required to attend class "regularly in a punctual and prepared manner." Accordingly, I expect you to attend all sessions unless you are ill or otherwise cannot attend. It is your responsibility to inform me via e-mail immediately if such a situation should arise that would prevent you from attending.

b. Please note that attendance does not just include your physical presence; attendance requires critical thinking, listening attentively, and constructive speaking. To ensure that everyone will feel comfortable sharing their ideas, we will all listen and respond respectfully.

c. I expect all students to be prepared for any questions that may arise during class. If there is any reason why you will not be prepared, please inform me via e-mail no later than 8:00 AM the day of class.

d. I expect class to begin promptly at 9:00 am.

IV. Grading

Your final grade will be based on the following:

- | | |
|-----------------|---------------|
| 1. Midterm Exam | $\frac{1}{3}$ |
| 2. Final Exam: | $\frac{2}{3}$ |

V. OFFICE HOURS

a. Please come by during office hours any time to talk about the readings, lectures, assignments or anything else that may happen to be on your mind. If you cannot make my office hours, do not hesitate to schedule an appointment. E-mail me or call me if you want.

VI. OTHER MATTERS

a. If you qualify for an accommodation because of a documented disability, please submit to me a letter from the University's Disability Specialist or from a currently licensed medical practitioner during the first two weeks of the semester so that your needs may be addressed. In consultation with the Law School's Assistant Dean of Students, we will determine an appropriate accommodation based on documented disabilities.

For further information, contact the Assistant Dean of Students.

b. I will make every effort to reasonably accommodate all students who, because of religious and other obligations, have conflicts with scheduled exams, assignments, or required attendance.

In order to receive the accommodation, you need to notify me at least two weeks in advance of the scheduled conflict.

c. I will have a TWEN page for class materials and documents and announcements. Please feel free to ask me any questions by e-mail.

VII. Class Schedule - Subject to change as we go along, more likely towards the end.

Version 1.0

Class	Date	Assignment Pages
1	1/24/2011	For the first class, please read, and think about, all of the frontmatter (Contents, Preface, etc.). Also, read and prepare to discuss Chapter 1, and Chapter 2, §§ 1 and 2 - A and B - pp. 1-55.
2	1/31/2011	Read and prepare § 2 - C, D and E; pp. 55-103.
3	2/7/2011	Read and prepare § 2 - F, G, and H, and § 3 - A, B and C; pp. 103-159
4	2/14/2011	Read and prepare § 3 D and § 4; pp. 160-200
5	2/21/2011	Finish Chapter 2: Read and prepare §§ 5 and 6; pp. 200-235
6	2/28/2011	Read and prepare Chapter 3, §§ 1, 2 and 3; pp. 236-301
7	3/14/2011	Finish Chapter 3: Read and prepare §§ 4 and 5; pp. 302-333.
8	3/21/2011	Midterm Exam.
9	3/28/2011	Read and prepare Chapter 4, § 1 and § 2 A; pp. 334-385
10	4/4/2011	Read and prepare § 2 B, C, and D; pp. 385-424
11	4/11/2011	Read and prepare Chapter 5; pp. 425-470
12	4/18/2011	Read and prepare Chapter 6 and Chapter 7, § 1 A; pp. 471-529
13	4/25/2011	Read and prepare § 1 B and Chapter 8 § 1; pp. 530-551, 626-650
14	5/2/2011	Read and prepare § 3 - pp. 693-739