

**COMMITTEE ON NATURAL RESOURCES**  
**113<sup>th</sup> Congress Disclosure Form**  
**As required by and provided for in House Rule XI, clause 2(g) and**  
**the Rules of the Committee on Natural Resources**

*2/5/14 Legislative Hearing on*  
*H.R. \_\_\_\_\_ (Hastings), "Accelerated Revenue, Repayment, and Surface Water Storage Enhancement Act."*

For Individuals:

1. Name: **Stuart L. Somach**
  
2. Address: **500 Capitol Mall, Suite 1000, Sacramento, CA 95814**
  
3. Email Address: **ssomach@somachlaw.com**
  
4. Phone Number: **916-446-7979**

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For Witnesses Representing Organizations:

1. Name:
  
2. Name of Organization(s) You are Representing at the Hearing:
  
3. Business Address:
  
4. Business Email Address:
  
5. Business Phone Number:

**For all Witnesses**

**Name/Organization** **Stuart L. Somach**

**Title/Date of Hearing** *H.R. \_\_\_\_\_ (Hastings), "Accelerated Revenue, Repayment, and Surface Water Storage Enhancement Act."/February 5, 2014*

a. Any training or educational certificates, diplomas or degrees or other educational experiences that are relevant to your qualifications to testify on or knowledge of the subject matter of the hearing.

**I have a J.D. Degree and am a lawyer representing clients in California, Arizona, Texas, Oregon and Nevada with respect to various federal water/environmental matters, including litigation.**

b. Any professional licenses, certifications, or affiliations held that are relevant to your qualifications to testify on or knowledge of the subject matter of the hearing.

**I am admitted to practice law in California and the District of Columbia, as well as in numerous federal courts in California, Oregon, Nevada and Arizona, and am admitted to the United States Supreme Court.**

c. Any employment, occupation, ownership in a firm or business, or work-related experiences that relate to your qualifications to testify on or knowledge of the subject matter of the hearing.

**I have practiced Reclamation law since about 1978, including representation while employed by the United States (Department of the Interior and Department of Justice) and since 1984 in private practice.**

d. Any federal grants or contracts (including subgrants or subcontracts) from the *Department of the Interior (and /or other agencies invited)* that you have received in the current year and previous four years, including the source and the amount of each grant or contract.

**None.**

e. A list of all lawsuits or petitions filed by you against the federal government in the current year and the previous four years, giving the name of the lawsuit or petition, the subject matter of the lawsuit or petition, and the federal statutes under which the lawsuits or petitions were filed.

***Central Arizona Water Conservation District v. United States, USDC, District of Arizona, Case Nos. CIV 95-625 TUC-WDB(EHC), CIV 95-1720 PHX-EHC***

**This case involved the Arizona repayment obligation for the Central Arizona Project and related issues. The case was resolved through a stipulated judgment consistent with the Arizona Water Rights Settlement Act.**

***San Carlos Apache Tribe v. Central Arizona Water Conservation District, 9<sup>th</sup> Circuit, Case No. 08-15304***

**This case involved a challenge to the settlement between the Central Arizona Project ("CAP") and the United States. The case was resolved consistent with the CAP and United States' positions.**

*Natural Resources Defense Council v. Salazar*, 9<sup>th</sup> Circuit, Case No. 1:05-CV-01207 OWW-GSA

This case, currently pending in the 9<sup>th</sup> Circuit, involves a challenge to the renewal of Sacramento River Settlement Contracts, pursuant to Reclamation law.

*Lower Arkansas Valley Water Conservancy District v. United States*, USDC, District of Colorado, Case No. 07-CV-02244 EWN

This case was settled through Stipulated Judgment. The case involved the City of Aurora's (my client) contract with the United States for the exchange of water through Bureau of Reclamation facilities.

*City of Los Angeles v. Great Basin Unified Air Pollution Control District, et al.*, USDC, Eastern District of California, No. 1:12-CV-01683 AWI

This case was dismissed, without prejudice.

*The Navajo Nation v. United States Department of the Interior*, USDC, District of Arizona, Case No. CIV 03-0507 PCT-PGR

This case involves a water right dispute between the Navajo Nation and the United States. Our client (the Central Arizona Water Conservation District) has intervened on the side of the United States.

*State of Texas v. State of New Mexico and State of Colorado*, U.S. Supreme Court, No. 141 – Original

This case involves the Rio Grande Compact of 1938 and the Rio Grande Reclamation Project, and is an Original Action in the United States Supreme Court. Our client, the State of Texas, alleges that the State of New Mexico has violated the terms of the 1938 Compact to the detriment of Texas.

f. A list of all federal lawsuits filed against you by the federal government in the current year and the previous four years, giving the name of the lawsuit, the subject matter of the lawsuit, and the federal statutes under which the lawsuits were filed.

None.

g. Any other information you wish to convey that might aid the Members of the Committee to better understand the context of your testimony.

I have represented clients with respect to Reclamation law issues for over 35 years. I have dealt specifically with issues involved in the proposed legislation.

## Witnesses Representing Organizations

**Name/Organization**\_\_Stuart L. Somach

**Title/Date of Hearing**\_\_H.R. \_\_\_\_\_ (*Hastings*), “*Accelerated Revenue, Repayment, and Surface Water Storage Enhancement Act.*”

h. Any offices, elected positions, or representational capacity held in the organization(s) on whose behalf you are testifying.

i. Any federal grants or contracts (including subgrants or subcontracts) from the *Department of the Interior (and /or other agencies invited)* that were received in the current year and previous four years by the organization(s) you represent at this hearing, including the source and amount of each grant or contract for each of the organization(s).

j. A list of all lawsuits or petitions filed by the organization(s) you represent at the hearing against the federal government in the current year and the previous four years, giving the name of the lawsuit or petition, the subject matter of the lawsuit or petition, and the federal statutes under which the lawsuits or petitions were filed for each of the organization(s).

k. A list of all federal lawsuits filed against the organization(s) you represent at the hearing by the federal government in the current year and the previous four years, giving the name of the lawsuit, the subject matter of the lawsuit, and the federal statutes under which the lawsuits were filed.

l. For tax-exempt organizations and non-profit organizations, copies of the three most recent public IRS Form 990s (including Form 990-PF, Form 990-N, and Form 990-EZ) for each of the organization(s) you represent at the hearing (not including any contributor names and addresses or any information withheld from public inspection by the Secretary of the Treasury under 26 U.S.C. 6104)).