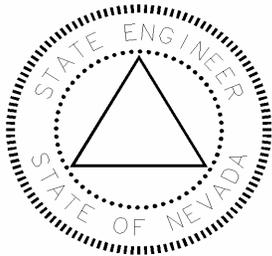


# NEVADA DIVISION OF WATER RESOURCES ANNUAL NEWSLETTER TO LICENSED STATE WATER RIGHT SURVEYORS

June 2021



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## MESSAGE FROM ADAM SULLIVAN, ACTING STATE ENGINEER

Greetings to all Nevada water right surveyors! It's an honor to serve as Acting State Engineer following Tim Wilson's retirement in December 2020, and I'm pleased to continue this newsletter to provide updates and information for water right surveyors.

We are excited about the June 1<sup>st</sup> reopening of DWR offices to the public. The Carson City office is now open on a limited basis, in accordance with state health and safety guidelines. We recommend that anyone needing to review files or meet with a basin engineer make an appointment in advance. Appointments can be made by any of our staff or by calling the front office. The rules change quickly, so please call the local office or visit our website for current information.

The 2021 legislative session was unusual to say the least, with nearly all hearings and testimony by video conferencing. New bills that passed that are of interest to water professionals are: AB 6 clarifying that hearings on protested 1-year temporary change applications are to be held at the discretion of the State Engineer, equal to any other water right application; AB 356 eliminating non-functional turf in Las Vegas and creating an interim commission to study water conservation state-wide; and AB 333 providing that flood control detention and retention structures required by municipal code do not need a water right.

The 2021 session ended on a much stronger budgetary note than it began. For DWR this means that we can fill a few long-vacant staff positions and won't be facing major budget cuts. Despite challenges over the last year working remotely, the silver lining is that we've established some adaptations for convenience and efficiency that we can build on, such as on-line payments, updated electronic forms, public access to hearings and workshops through teleconference services, and GIS data sharing.

With severe and widespread drought conditions for 2021, I know we all share concerns about how to minimize shortage and the negative effects of drought. There are no easy solutions, but I'd like to express my commitment to working with all of you and with Nevada's local communities and water users to navigate this and support constructive forward-looking water management decisions.

Best Regards,  
Adam Sullivan, P.E.

## **Water Right Surveyor License Renewals**

If your annual renewal is not received on or before the June 30<sup>th</sup> deadline, your license will expire and you will be required to submit a renewal form with a \$50.00 filing fee for reissuance of your license. New references will not be required if your renewal application is received prior to September 30<sup>th</sup>. After September 30<sup>th</sup>, it will be necessary to file a new application with references. When your three references have responded, you will be issued a new Water Right Surveyor number.

## **Workshops on Proposed Regulations**

Please note the following dates and times for upcoming workshop on proposed regulations of the State Engineer. Both workshops will be held in remote format.

June 16, 2021 9:30 AM. Proposed regulations relating to administrative hearings before the State Engineer. [4.16.2021 R125-20 Public Workshop Notice Packet.pdf \(nv.gov\)](#)

June 18, 2021, 9:00 AM. Proposed regulations pursuant to the 2019 Assembly Bill 62, relating to extensions of time to file a proof of construction of works and proof of beneficial use. [4.18.21 R169-20 Public Workshop Notice Packet.pdf \(nv.gov\)](#)

## **New Forms**

The Division has updated most of our forms to improve their precision and functionality. The revised forms now have a form number and, in some cases, a new name to make it easier to find or reference. Some of the forms also have slight changes to the information requested.

All current and updated forms are available on our website through the forms room at <http://water.nv.gov/waterforms.aspx?water=Water Right>, and they are also available at the Carson City office. Please continue to make use of the most recent version and inform your clients of the new forms.

## **Online Services: Payment for Extension of Time Requests**

The Division continues to support the on-line option to submit requests for Extension of Time for Proof of Completion of Work, Proof of Beneficial Use or to Prevent Forfeiture. This provides water right holders or their agents the convenience of submitting the requests for Extension of Time forms from their home or office. Payment for the submittal can be made by a credit card or electronic check. Please visit <https://forms.water.nv.gov> to use this service.

## **Maps Filed in Support of Claims of Vested Rights**

All claims of pre-statutory vested rights must be filed in the Office of the State Engineer by December 31, 2027, with the required fees. **The Proof of Appropriation form must be supported by a map** prepared in prescribed form by a State Water Right Surveyor. The supporting map must show the point of diversion and place of use within the proper legal subdivisions. These map locations must coincide with the physical locations, so that all interested parties will have accurate information describing the proposed appropriation of water. Maps filed in support of a claim of vested right have the same requirements as maps filed in support of a regular water right application.

## **Questions about Adjudications?**

The Division of Water Resources has instituted a new e-mail address that will instantly deliver a message to the Adjudications staff. Send a message to [adjudications@water.nv.gov](mailto:adjudications@water.nv.gov) for general inquiries regarding ongoing adjudications, or for questions pertaining to existing decrees. When questions or concerns arise on decreed water systems, the Adjudications section is often the first to respond. Many times, if there is a concern with a decreed system, it is an active situation that may require a rapid response.

## **Compliance Update**

As the number of new Alleged Violation cases continue to increase each year, the Division's Compliance and Enforcement Program continues to successfully obtain compliance with statutes, regulations and State Engineer's decisions pursuant to Nevada water law. Since 2011, 321 Alleged Violation cases were initiated with 282 of those cases being resolved and the remaining 39 cases being active.