

# FORM 1024

BEFORE THE STATE ENGINEER OF THE STATE OF NEVADA  
APPLICATION FOR EXTENSION OF TIME FOR FILING PROOF  
OF BENEFICIAL USE  
**MANNER OF USE: MINING, MILLING,  
DEWATERING OR POWER**

This Space for Office Use Only

## **PLEASE MAKE NOTE OF THE FOLLOWING INFORMATION**

This Application for Extension of Time for filing **PROOF OF BENEFICIAL USE** is only to be utilized when your Proof of Completion of Work, if required, has been filed and approved by the Nevada Division of Water Resources (NDWR) and you are seeking additional time to place the permitted water to beneficial use. If a Proof of Completion has not been filed and approved by NDWR and an extension of time is needed, please instead complete the "APPLICATION FOR EXTENSION OF TIME FOR FILING PROOF OF COMPLETION OF WORK" form.

- A separate Application for Extension of Time is required for each water right.
- Fees paid by check must be made out to the "Nevada Division of Water Resources."
- The signed application and associated filing fees must be received by Nevada Division of Water Resources (NDWR) on or before the due date as set forth in the terms of the permit. If the application is made by mail, this form and associated filing fees must be mailed to the Nevada Division of Water Resources at 901 S. Stewart Street, Suite 2002, Carson City, Nevada 89701.

## **INSTRUCTIONS**

Please note: If a Cultural Map is required under the terms of the permit, the Extension of Time for Proof of Beneficial Use (if granted) will automatically extend the due date for the Cultural Map.

If you also need to extend the due date for the Proof of Completion, please **only** complete the Application for Extension of Time for Proof of Completion. If granted, the Proof of Beneficial Use/Cultural Map due dates will be automatically extended to the same due date.

- Applications for Extension of Time are sworn affidavits. The name of the person submitting the form, as listed in Question 1, must match the signature at the end of the form. The name of a company may not be listed in this section. If the permittee is a company, trust, or other association, the person submitting the form is considered an "agent" regardless of their connection to the permittee.
- The current owner(s) of record of a water right as listed by NDWR can be found on the NDWR permit database at <http://water.nv.gov/permitsearch>. "Application number" is the same as "permit number." Current ownership information can be found on the fifth tab, "Ownership & Title."
  - Please be aware that ownership is not automatically updated with our office if a water right is sold or transferred and it is the responsibility of the new owner to fill out a Report of Conveyance. Forms are available online at <http://water.nv.gov/waterforms>.
- If a water right has multiple owners, an Application for Extension of Time may be filed on behalf of any or all of the owners. The application fee is \$120 per year requested per application regardless of how many owners the application is filed for.
- The maximum period of time which may be requested is **five years**. If more than one year is requested, please explain in detail the reason for requesting multiple years.
  - If an extension of time is either denied or granted for less time than was requested, fees will be excess remitted for the number of years requested which were not granted. Credit card processing fees from the online payment cannot be refunded.
  - If an extension of time is granted for multiple years and the relevant Proof is then submitted one or more years before the upcoming due date, the fees for the remaining year(s) will **NOT** be excess remitted.
- The expenditure on the project for the last year and the total to date does not need to be precise. Please provide your best estimate.

**\$120 FILING FEE PER YEAR FOR EACH YEAR REQUESTED MUST  
ACCOMPANY THIS APPLICATION FOR EXTENSION OF TIME.  
A SEPARATE APPLICATION MUST BE FILED FOR EACH PERMIT.**

- List the meter reading as displayed on the totalizing meter. Make sure to include the multiplier, if applicable, e.g. “x 100 gallons” or “x 0.001 acre-feet.” Please list the date on which the meter reading was recorded. If helpful, attach photographs of the meter cover and meter face.
  - If a meter is not required per the terms of the permit, describe the method for measuring the diversion of water to the place of use.
- Regardless of the method of calculating beneficial water use within the last 12 months, a numerical answer must be provided. This question is applicable to all water rights.
  - If a totalizing meter is installed, the easiest way to calculate the amount of water beneficially used within the last 12 months is by comparing this year’s meter reading to last year’s meter reading. Please be aware that it is the responsibility of the water right owner to record water use.
- NRS 533.380(3)(b) states that an Application for Extension of Time must in all cases be "Accompanied by proof and evidence of the good faith and reasonable diligence with which the applicant is pursuing the perfection of the application." Please provide **specific information that documents good faith, reasonable diligence and steady application of effort** to perfect the application. Highlight progress made during the previous year or years and submit any proof and evidence that documents reasonable diligence. If insufficient proof and evidence is provided, the extension may be subject to denial.
- NAC 533 states that when considering whether an applicant has demonstrated good faith and reasonable diligence to perfect an appropriation as required by NRS 533.380, the State Engineer will consider evidence of the applicant’s steady application of effort and other actions toward perfecting the appropriation in a reasonably expedient and efficient manner under all the facts and circumstances submitted by the applicant, including, without limitation:
  - (a) For all manners of use, as applicable: (1) The drilling and equipping of a well at the point of diversion; (2) The installation of a meter at the location of discharge of the well; (3) The installation of pipes or ditches to convey water to the place of use; (4) The installation of a headgate, weir, dam or other diversionary structure at the point of diversion; (5) The improvement of a spring; (6) The placement of a portion of the water to beneficial use in accordance with the terms of the permit to appropriate water; (7) Actions undertaken to complete the permitting or licensing requirements of any federal, state or local agency; and (8) Any other action considered by the State Engineer to constitute significant progress in the perfection of a water right;
  - (e) For industrial, utility, mining, milling or dewatering use, the construction of facilities, including, without limitation, foundations, buildings, power plants, processing plants, piping and instrumentation.
- Please see NAC 533 for a complete list of extension application requirements, effective December 22, 2021.

An original signature is required for all paper application forms. Please ensure your contact information is current and legible.

*APPLICATION FOR EXTENSION OF TIME IS ON THE NEXT PAGE*

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1. This application is submitted by \_\_\_\_\_, the Permittee  Agent   
Name of person signing this form
2. Permit number: \_\_\_\_\_
3. Is this application for extension of time being submitted following a hearing for review of cancelled permit?  
Yes  No
4. Source: Underground  Surface Water   
If Surface Water, please identify the name of the spring, creek, river, etc.: \_\_\_\_\_
5. Current owner(s) of record in the Nevada Division of Water Resources (NDWR):  
\_\_\_\_\_
6. Are you, or are you representing, the current owner(s) of record of this permit? Yes  No  (If "Yes," proceed to Question 7.)  
  
If you are not the current owner(s) of record, has a Report of Conveyance been filed with NDWR? Yes  No   
  
If "Yes," when was the Report of Conveyance filed with NDWR? \_\_\_\_\_  
  
If "No," please provide an explanation as to why the Report of Conveyance has not been filed with NDWR. *Include additional pages if necessary.*
7. Does this permit have multiple owners? Yes  No   
If the permit has multiple owners, on whose behalf is this Application being filed? \_\_\_\_\_  
\_\_\_\_\_  
All  Portion  \_\_\_\_\_  
Name(s) of owners for which this application is filed
8. The permittee requests an extension of time for \_\_\_\_\_ year(s) within which to comply with the provisions for filing the Proof of Beneficial Use and supporting Cultural Map. **Please see the instructions for more information.**

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9. Provide an explanation for the amount of time requested, with specific reasons for multiple years if more than one year is being requested. *Include additional pages if necessary.*
10. In what year do you expect to file the Proof of Beneficial Use? \_\_\_\_\_
11. Provide a written summary of each prior application for extension of time filed for this permit since December 22, 2021, including the number of years granted by NDWR under the prior extension(s). *Include additional pages if necessary.*
12. What is the expenditure on the project under this permit?  
a. During the prior extension of time period (if applicable): \_\_\_\_\_  
b. Total to date: \_\_\_\_\_
13. Are there any other water rights associated with this place of use and/or point of diversion? Yes  No
14. Totalizing Meter Reading: \_\_\_\_\_ acre-feet  gallons   
List the date on which the totalizing meter was read: \_\_\_\_\_  
If not metered, please describe the method for measuring the diversion of water:
15. Amount of water beneficially used in the 12 months prior to submitting this application for extension of time:  
\_\_\_\_\_ acre-feet  gallons
16. Is this permit subject to a well spacing order from NDWR? Yes  No   
If "Yes," please provide the Order number: \_\_\_\_\_
17. Provide a detailed written summary of all work performed during the last extension period and provide evidence of this work. (Evidence may include, without limitation: receipts, photographs, construction plans, or any other evidence of reasonable diligence in the construction of diversion works.) *Include additional pages if necessary.*

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22. Provide any additional information you believe to be relevant to the consideration of this Application for Extension of Time not otherwise addressed in the preceding pages. *Include additional pages if necessary.*

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**Pursuant to NRS 53.045, I hereby certify, under penalty of perjury of the laws of the State of Nevada, that the foregoing is true and correct.**

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

By: \_\_\_\_\_

Permittee  or Agent

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email: \_\_\_\_\_

**Nevada Division of Water Resources 901 S. Stewart Street, Suite 2002, Carson City, Nevada 89701**

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