

FORM 1021

BEFORE THE STATE ENGINEER OF THE STATE OF NEVADA
APPLICATION FOR EXTENSION OF TIME FOR FILING
PROOF OF COMPLETION OF WORK

This Space for Office Use Only

PLEASE MAKE NOTE OF THE FOLLOWING INFORMATION

This Application for Extension of Time for filing **PROOF OF COMPLETION OF WORK** is only to be utilized when you are seeking additional time to complete and properly equip the diversion works before placing the permitted water to beneficial use. If a Proof of Completion has been filed and approved by NDWR and an extension of time is needed for filing the Proof of Beneficial Use/Cultural Map, please complete the "APPLICATION FOR EXTENSION OF TIME FOR FILING PROOF OF BENEFICIAL USE" form that corresponds to your permitted manner of use.

- 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 the 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

If both the Proof of Completion of Work **AND** the Proof of Beneficial Use are due or (will become due during the period of time requested), an Application for Extension of Time only needs to be timely filed for the Proof of Completion of Work. If the extension is granted, the due date for the Proof of Beneficial Use (and Cultural Map, if applicable) will be automatically extended to the same 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 that it is the responsibility of the new owner to complete 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.
- 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**

**\$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.**

to perfect the permit. 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.
- 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 ON THE NEXT PAGE

**\$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.**

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. Is this application for an extension of time to file the Proof of Completion for a municipal or quasi-municipal use?

Yes No

If “Yes,” Provide a summary of the factors required pursuant to NRS 533.380(4), including the number of parcels and commercial or residential units which are contained in or planned for the land being developed or the area being served; any economic conditions that affect the ability of the applicant to make a complete application of the water to a beneficial use; any delays in the development of the land or area being served caused by unanticipated natural conditions; and, the period contemplated in either the plan for the development of a projected approved by the local government pursuant to NRS 278.010 to 278.460, inclusive, or the plan for the development of a planned unit development recorded pursuant to NRS Chapter 278A, for completing development on the land. *Include additional pages if necessary.*

11. What year do you expect to file the Proof of Completion? _____

12. 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.*

**\$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.**

13. What is the expenditure on the project under this permit?
a. During the prior extension of time period (if applicable): _____
b. Total to date: _____
14. If the source of water is **underground**, has the well been drilled and equipped? Yes No N/A
a. If the well has been drilled, please list the well log number: _____
b. If the well has not been drilled, has a Nevada licensed well driller been contacted? Yes No
15. If the source of the water is **surface water**, have the diversion works been installed? Yes No N/A
If "Yes," please describe the diversion works. *Include additional pages if necessary.*
16. Has a totalizing meter or a suitable measuring device been properly installed? Yes No N/A
If "Yes," please describe the totalizing meter or measuring device. *Include additional pages if necessary.*
17. If a monitoring plan is required under the terms of the permit, has it been submitted to NDWR? Yes No N/A
If "No," why? *Include additional pages if necessary.*
18. **Mining and milling-related permits only:** Is this permit subject to a well spacing order from NDWR? Yes No
a. If "Yes," please provide the Order Number: _____

**\$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.**

19. 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.*

20. If applicable, please explain why any planned work for the last extension period was not completed. *Include additional pages if necessary.*

21. Provide a written summary of all work performed by the applicant and any prior owner of the permit (if applicable) to perfect this appropriation, starting from the date of approval of the permit. *Include additional pages if necessary.*

22. Provide a detailed written explanation of the work the applicant expects to be performed within the requested time period if this extension is granted. *Include additional pages if necessary.*

**\$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.**

23. Provide a written summary of any meaningful action taken by the applicant to complete the works necessary to divert and place the water to beneficial use not otherwise addressed in this Application. *Include additional pages if necessary.*
24. 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.*

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

**\$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.**