

## MANNER OF USE: MINING, MILLING, DEWATERING OR POWER

### 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 complete out the "APPLICATION FOR EXTENSION OF TIME FOR FILING PROOF OF COMPLETION OF WORK" form.**

This application is a sworn affidavit and must be signed by the person filling out the application and must include their address and phone number in the spaces provided.

- > Each application must appear with an original signature of the permittee or agent.
- > The application must be dated and properly notarized.
- > A separate application for extension of time is required for each permit.
- > Fees paid by check must be made out to the "Nevada Division of Water Resources."

The original document and associated filing fees must be received by 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

All of the following information can be found at the Nevada Division of Water Resources (NDWR) office or on the NDWR website at <http://water.nv.gov>. Most of the online information can be located on NDWR's Permit database at <http://water.nv.gov/permitsearch.aspx>.

1. Print the name of the person who will be signing this application and check whether you are the permittee as listed by NDWR or an agent acting on behalf of the permittee(s). Please note that the name of a company may not be listed in this section.
2. Enter the permit number and the date of priority for the permit. The priority date can be found on the NDWR Permit database under the "Maps & Due Dates" tab.
3. If this permit receives its water from an underground source, check "Underground."  
If the permit receives its water from a surface water source, check "Surface Water," then identify the name of the source, e.g., Truckee River, Carson River, Clear Creek, etc. in the space provided. This information can be found on the NDWR Permit database under the "General" tab.
4. Enter the current owner(s) of record as listed by NDWR. This information can be found on the NDWR permit database under the "Ownership & Title" tab.
5. If you are or are representing the current owner(s) of record as listed by NDWR, check "Yes," then proceed to Question 6. If you are not or are not representing the current owner(s) of record as listed by NDWR, check "No," then proceed to part (a).
  - a. If a Report of Conveyance to transfer title to your name has been submitted to NDWR, check "Yes." Otherwise, check "No." If "Yes," please list the date that the Report of Conveyance was filed with NDWR.
6. If this permit has multiple owners, check "Yes," then proceed to part (a).  
If the permit has a single owner, check "No," then proceed to Question 7.
  - a. If the permit has multiple owners,  
Check "All" if you are filing on behalf of all of the owners of this permit.  
Check "Portion" if you are **NOT** filing on behalf of all of the owners of this permit. In the space provided, please list the owners for which this extension of time is being filed.

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7. The period of time requested must not exceed five years.
8. If you are requesting more than a one-year extension, please explain the reason for requesting multiple years.
9. State the estimated time to put the water to beneficial use.
10. Provide (a) an estimated amount of expenditures for work and equipment during the last year and (b) the total estimated amount of expenditures to date.
11. List the meter reading as displayed on the totalizing meter and check the appropriate box whether the units are in acre-feet or gallons. Please make sure to include the multiplier, if applicable, i.e. 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.
  - a. If a meter was not required per the terms of the permit, describe the method for measuring the diversion of water to the place of use.
12. List the amount of water beneficially used within the last 12 months and check the appropriate box whether the unit of measure is in acre-feet or gallons.
13. If this mine is under a well spacing order from the State Engineer's office, check "Yes," then proceed to part (a). If this mine is not under a well spacing order from the State Engineer's office, check "No," then proceed to Question 14.
  - a. Please list the well spacing order number as referenced by NDWR.
14. Describe the work remaining before Proof of Beneficial use and the supporting Cultural Map can be filed.
15. 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 reasonable diligence** with which the applicant is pursuing the perfection of the application." Please provide **specific information that documents reasonable diligence and steady application of effort** to perfect the permit. Highlight progress made during the previous year or years and submit any proof and evidence that documents reasonable diligence. Please see the following for examples for proof of evidence:
  - a. Describe any work in progress and any facility or feature completed.
  - b. Specify any project reports or engineering drawings that have been submitted for review or recorded pursuant to applicable laws.
  - c. Explain any anticipated development of the permitted place of use.
  - d. Explain any adverse conditions and their affect upon the permittee's ability to establish Proof of Beneficial Use.
16. Describe the plans for completing the Proof of Beneficial Use should an extension be granted for the time you have requested.

*Application for Extension of Time is on the next page*

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**

1. This application is submitted by \_\_\_\_\_, the  Permittee  Agent  
Name of person signing this form
2. Permit number: \_\_\_\_\_ Priority date: \_\_\_\_\_
3. Source:  Underground  Surface Water: name of the spring, creek, river, etc. \_\_\_\_\_
4. Current owner(s) of record in the Nevada Division of Water Resources (NDWR):  
\_\_\_\_\_
5. Are you or are you representing the current owner(s) of record of this permit?  Yes  No (If "Yes," proceed to Question 6.)  
a. 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? \_\_\_\_\_
6. Does this permit have multiple owners?  Yes  No (If "No," proceed to Question 7.)  
a. 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
7. The permittee requests an extension of time for \_\_\_\_\_ year(s) within which to comply with the provisions for filing the Proof of Beneficial Use.
8. If requesting more than one year for extension of time, please state the reason for requesting multiple years.
9. How much additional time is needed to place the permitted water to beneficial use? \_\_\_\_\_
10. What is the expenditure on the project under this permit? (a) Last year \_\_\_\_\_ (b) Total to date \_\_\_\_\_
11. Totalizing Meter Reading: \_\_\_\_\_  acre-feet  gallons  
Please list the date on which the totalizing meter was read: \_\_\_\_\_  
a. If not metered, please describe the method for measuring the diversion of water.
12. Amount of water beneficially used in the last 12 months: \_\_\_\_\_  acre-feet  gallons

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13. Is this mine under a well spacing order from NDWR?  Yes  No

a. If "Yes," please provide the Order Number: \_\_\_\_\_

14. Describe what work must be completed before water can be fully placed to beneficial use under the terms of the permit.

15. Describe the progress made during the previous year(s) and explain why this request for an extension of time is needed.

16. Describe your plans for the next year towards completing your Proof of Beneficial Use.

**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.**

Signed \_\_\_\_\_  
Permittee or Agent

Address \_\_\_\_\_  
Street Address or PO Box

\_\_\_\_\_  
City, State, ZIP Code

Phone \_\_\_\_\_

E-mail \_\_\_\_\_

**\$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.**