

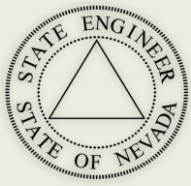


NEVADA DIVISION
OF WATER RESOURCES



Federal Payment of State Filing Fees

Micheline N. Fairbank, J.D., Deputy Administrator
Nevada Division of Water Resources
May 22, 2019



Water Resource Management in Nevada

6 Major River Systems and 256 Groundwater Basins

Tim Wilson, P.E.
Acting State Engineer

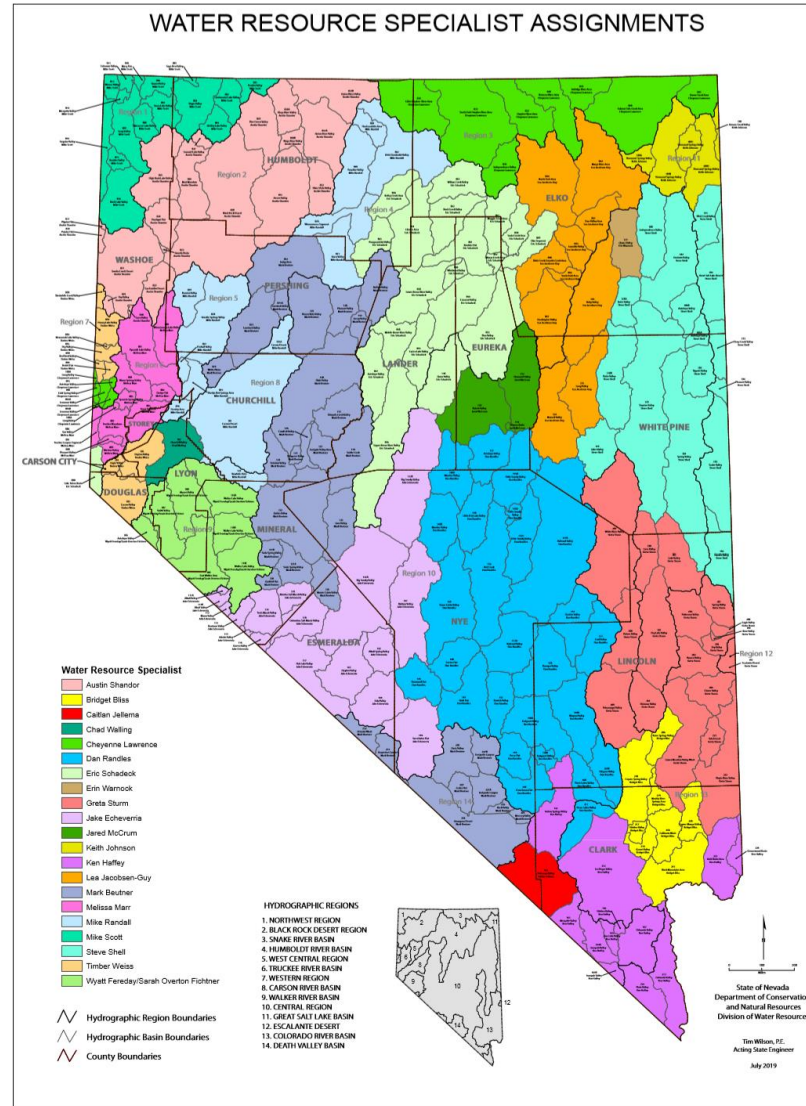
Adam Sullivan, P.E.
Deputy Administrator

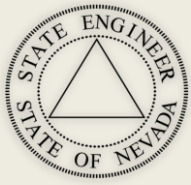
Micheline Fairbank, JD
Deputy Administrator

Bradley Crowell
Director



Nevada Department of
**CONSERVATION &
NATURAL RESOURCES**





Nevada Water Law in a Single Slide

Tim Wilson, P.E.
Acting State Engineer

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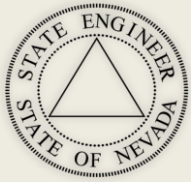
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Nevada Revised Statutes Chapters 533 – Adjudication and Appropriation of Nevada's Water Resources

Chapter 534 – Management of Groundwater Resources

Bradley Crowell
Director





Nevada Fee Statutes

NRS 533.135 Fees of State Engineer; disposition.

1. At the time of submission of proofs of appropriation, the State Engineer shall collect a fee of \$60 for a proof of water used for watering livestock purposes. The State Engineer shall collect a fee of \$120 for any other character of claim to water.
2. All fees collected as provided in this section must be accounted for in detail and deposited with the State Treasurer for credit to the State General Fund.
[27:140:1913; A 1921, 171; NCL § 7914] — (NRS A [1957, 529; 1975, 713; 1981, 1837; 1985, 720; 1989, 1733; 2013, 1234; 2017, 709, 3648](#))

NRS 533.190 Costs: Assessment by court; entry of charges on assessment roll; collection and disposition of money.

1. At any time in the course of the hearings, the court may, in its discretion, by order assess and adjudge against any party such costs as it deems just and equitable or may so assess the costs in proportion to the amount of water right standing allotted at that time, or the court may assess and adjudge such costs and expenses in its final judgment upon the signing, entry and filing of its formal findings of fact, conclusions of law and decree adjudicating the water rights against any party as it deems just and equitable, or may so assess the costs in proportion to the amount of water right allotted and decreed in the final judgment.
2. After the making, entry and filing by the court of the first findings of fact, conclusions of law and decree made, entered and filed by the court in any such water adjudication as distinguished from the first proposed findings of fact, conclusions of law and decree, the court shall assess all costs and expenses against the loser or losers, in any and all subsequent proceedings in any such water adjudication.
3. If costs are assessed or allowed as provided for in this section and in [NRS 533.170](#) and allotted, the State Engineer, within 60 days after such filing and entry, as above described, shall certify to the boards of county commissioners of the respective counties wherein the stream system is situate either the amount of acreage set forth in the order of determination to which water has been allotted, or the respective water rights against which such costs have been assessed by the court, and the charges against each water user in accordance with the court's judgment and allocation of costs. Upon receipt of the certificate from the State Engineer by the board of county commissioners, the board of county commissioners shall certify the respective charges contained therein to the county assessor of the county in which the land or property served is situated. The county assessor shall enter the amount of the charge on the assessment roll against the claimant's property or acreage served.
4. The proper officer of the county shall collect the assessment as other assessments are levied and collected, and the assessment is a lien upon the property so served and must be collected in the same manner as other assessments are collected, but such costs must be collected in equal installments over 2 fiscal years.
5. When the assessments are collected, the person collecting the assessments shall transmit the money collected to the State Treasurer at the time that person transmits other assessments collected by him or her as provided by law, and the State Treasurer shall deposit the money in the Adjudication Emergency Account provided for in [NRS 532.200](#), out of which costs and expenses must be paid in the manner provided by law.
[Part 36:140:1913; A 1915, 378; 1931, 413; 1937, 327; 1931 NCL § 7923] — (NRS A [1991, 1783; 1995, 220](#))

NRS 533.435 Fees of State Engineer; disposition.

1. The State Engineer shall collect the following fees:

For examining and filing an application for a permit to appropriate water \$360.00

This fee includes the cost of publication, which is \$50.

For reviewing a corrected application or map, or both, in connection with an application for a water right permit..... 100.00

For examining and acting upon plans and specifications for construction of a dam 1,200.00

For examining and filing an application for each permit to change the point of diversion, manner of use or place of use of an existing right..... 240.00

This fee includes the cost of publication, which is \$50.

For examining and filing an application for a temporary permit to change the point of diversion, manner of use or place of use of an existing right..... 180.00

For issuing and recording each permit to appropriate water for any purpose, except for generating hydroelectric power which results in nonconsumptive use of the water, watering livestock or wildlife purposes 360.00

plus \$3 per acre-foot approved or fraction thereof.

Except for generating hydroelectric power, watering livestock or wildlife purposes, for issuing and recording each permit to change an existing water right whether temporary or permanent for any purpose 300.00

plus \$3 per acre-foot approved or fraction thereof.

For issuing and recording each permit for additional rate of diversion from a well where no additional volume of water is granted..... 1,000.00

For issuing and recording each permit to change the point of diversion or place of use of an existing right whether temporary or permanent for irrigation purposes, a maximum fee of..... 750.00

For issuing and recording each permit to appropriate or change the point of diversion or place of use of an existing right whether temporary or permanent for watering livestock or wildlife purposes 240.00

plus \$50 for each cubic foot of water per second approved or fraction thereof.

For issuing and recording each permit to appropriate or change an existing right whether temporary or permanent for water for generating hydroelectric power which results in nonconsumptive use of the water 480.00

plus \$50 for each cubic foot per second of water approved or fraction thereof.

For filing and examining a request for a waiver in connection with an application to drill a well 120.00

For filing and examining a notice of intent to drill a well..... 25.00

For filing and examining an affidavit to relinquish water rights in favor of use of water for domestic wells 300.00

For filing a secondary application under a reservoir permit..... 300.00

For approving and recording a secondary permit under a reservoir permit 540.00

For reviewing each tentative subdivision map..... 180.00

plus \$1 per lot.

For reviewing and approving each final subdivision map..... 120.00

For storage approved under a dam permit for privately owned nonagricultural dams which store more than 50 acre-feet 480.00

plus \$1.25 per acre-foot storage capacity. This fee includes the cost of inspection and must be paid annually.

For flood control detention basins..... 480.00

plus \$1.25 per acre-foot storage capacity. This fee includes the cost of inspection and must be paid annually.

For filing proof of completion of work..... 60.00

For filing proof of beneficial use..... 60.00

For issuing and recording a certificate upon approval of the proof of beneficial use 350.00

For filing proof of resumption of a water right..... 360.00

For filing any protest..... 30.00

For filing any application for extension of time within which to file proofs, of completion or beneficial use, for each year for which the extension of time is sought..... 120.00

For filing any application for extension of time to prevent a forfeiture, for each year for which the extension of time is sought..... 120.00

For reviewing a cancellation of a water right pursuant to a petition for review 360.00

For examining and filing a report of conveyance filed pursuant to paragraph (a) of subsection 1 of [NRS 533.384](#) 120.00

plus \$20 per conveyance document.

For filing any other instrument..... 10.00

For making a copy of any document recorded or filed in the Office of the State Engineer, for the first page 1.00

For each additional page..... .20

For certifying to copies of documents, records or maps, for each certificate 6.00

For each copy of any full size drawing or map..... 6.00

For each color copy of any full size drawing or map (2' x 3')..... 12.00

For colored mylar plots..... 10.00

2. When fees are not specified in subsection 1 for work required of the Office of the State Engineer, the State Engineer shall collect the actual cost of the work.

3. Except as otherwise provided in this subsection, all fees collected by the State Engineer under the provisions of this section must be deposited in the State Treasurer for credit to the State General Fund. All fees received for copies of any raving or map must be kept by the State Engineer and used only to pay the costs of printing, replacement and maintenance of printing equipment. Any publication fees received which are not used by the State Engineer for publication expenses must be returned to the persons who paid the fees. If, after exercising due diligence, the State Engineer is unable to make the refunds, the State Engineer shall deposit the fees in the State Treasurer for credit to the State General Fund.
[73:140:1913; A 1915, 378; 1921, 171; 1925, 121; [1947, 318; 1949, 102](#); 1943 NCL § 7959] — (NRS A [1957, 531; 1975, 46, 1398; 1981, 114, 1839; 1983, 1577; 1989, 1733; 1993, 2083; 1995, 436; 1999, 1508; 2009, 646, 1014, 2011, 2392; 013, 1235; 2017, 3502, 3648](#))

Tim Wilson, P.E.
Acting State Engineer

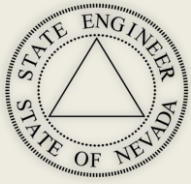
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Nevada Department of
**CONSERVATION &
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Federal Payment of State Fee Issue

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what's the
opposite of
inconsistent?



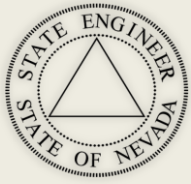
consistent, unchanging,
predictable, consonant, steady,
harmonious, certain, constant,
compatible, sure



Bradley Crowell
Director

 [Thesaurus.plus](https://www.thesaurusplus.com/)





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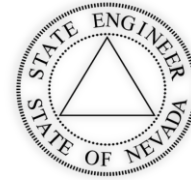
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Director



Challenges

- NDWR Budget Forecasting
- Delay in proceedings
- Budget shortfalls
- Impacts to non-federal participants
- Equity to users

Questions?



Contact:

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