

Agency/Organization: Facque Consulting, LLC

Project Name: Water Right Consultation

Project Number: 2019-FACQUE-1910F

Reporting Period: Project Start – December 31, 2025

Project Contact Name and Information:

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QUESTION 1: What did you accomplish during this reporting period? How did these accomplishments help you reach the goal of your project? If relevant, what indicators or benchmarks were used to determine your progress?

Water right due date tracking for Clark County DCP water rights. Consultant tracked Nevada Legislative Session bill drafts for the 2025 Special Session. The project kickoff meeting (Deliverable M07) and project workplan (Deliverable D16) were completed and submitted to DCP staff.

QUESTION 2: What, if any, problems were encountered? Briefly describe those problems and the manner in which they were dealt.

There were no problems encountered in this reporting period.

QUESTION 3: What, if any, proposed activities were not completed? Briefly describe those activities, the reasons they were not completed and your plans for carrying them out.

Water right action items related to Permit Nos. 91759 and 91760 are on-going. Work to support and maintain the good standing of water rights in Ivanpah Valley Northern and Southern Part and Butte Valley is ongoing. The 2027 Legislative Session is more than a year away, however, with recent changes at the Nevada Division of Water Resources (NDWR) and the Nevada State Engineer work to develop and recommend statutory changes to the legislature will likely begin sooner.

QUESTION 4: What is the calculated percent of work completed?

This project is approximately 5.8% completed as of the date of this quarterly report.

QUESTION 5: Do you foresee any upcoming problems with future project activities? If so, how do you propose to overcome those problems?

No problems are anticipated for future project activities. Some delays in NDWR processing are anticipated, but these have been normal occurrences over the last few years. Regular correspondence with regulatory staff will manage these delays as much as possible. Water Resource Specialist assignments within NDWR are rotated periodically which can cause delays with certain task items. A new Nevada State Engineer was appointed December 2025 and internal changes may further delay some decisions from the State office.

QUESTION 6: Is there anything else you want to tell the DCP about this project?

Proof of Beneficial Use under Permit Nos. 91759 and 91760 comes due on June 7, 2028. This due date is being tracked internally.

Pursuant to Senate Bill 270 (2017) the last day to file any claim of pre-statutory water right is December 31, 2027.

The 83rd (2025) Legislative Session began on February 3, 2025, and adjourned on June 3, 2025. No special session was called, though significant challenges remain for the 2027 Legislative Session around the McCarran Act, Federal Reserved water rights, and the 2027 sunset dates for pre-statutory claims to water right.

QUESTION 7: What was produced during the reporting period?

Milestone and deliverable D16 and M07 were completed and submitted.