Agency/Organization: Facque Consulting, LLC

Project Name: Water Right Consultation

Project Number: 2019-FACQUE-1910F

Reporting Period: July 1 – September 30, 2026

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 is tracking bill draft proposals from stakeholder working groups and the Nevada Division of Water Resources, including the Governor's Water Working Group (GWWG).

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. Work to develop and recommend statutory changes to the legislature is underway in at least two separate workgroups. Around August 2026 these items will be out of draft form and can be discussed in more detail.

New extension of time regulations were approved by the Nevada State Engineer in May 2026 and language accepted by the Legislative Council Bureau in June 2026. These regulations will be in place for the next five (5) years and any extension of time under Permit Nos. 91759 and 91760 would be subject to these requirements.

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

This project is approximately 7.8% 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?

Delays in NDWR processing are anticipated and 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, specifically, the long-term basin engineer for southern Nevada retired in July 2026. A new Nevada State Engineer was appointed in March 2026, and internal changes may further delay some decisions from the State office.

Regulations for extensions of time were approved in July 2026 and place an emphasis on a planned, year by year, description of how a permittee will put water to beneficial use. This may impact projects that have timing based on variable funding sources or approvals outside project managers control.

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 2027 Legislative Session may include more water right and water resource legislation than previous sessions. Initially proposals around the McCarran Act, Federal Reserved water rights, and the 2027 sunset dates for pre-statutory claims to water rights were anticipated. Additional BDRs are anticipated from two separate working groups.

There is at least one proposed bill draft that would limit change applications to the amount of water utilized over a set 1–4-year period. This is notable because there are several groundwater rights for stockwater purposes that would be impacted by this statutory change, if enacted.

QUESTION 7: What was produced during the reporting period?

Milestone and deliverable D19 was completed and submitted.