



**ASSOCIATION OF WESTERN STATE ENGINEERS
2016 POSITION STATEMENT
UNPERMITTED FACILITIES**

Whereas, the states regulate both the allocation of water for beneficial use on non-federal lands and the construction of dams to ensure the safety, health, and welfare of their citizens; and

Whereas, the Natural Resources Conservation Service and its predecessor, the Soil Conservation Service, provides local assistance by planning and building dams to impound water for beneficial use; and

Whereas, some western states have identified reservoirs and other impoundments, diversions, or facilities that were constructed by or associated with the Natural Resources Conservation Service and its predecessor, the Soil Conservation Service, without the benefit of a water right or dam safety authorization.

Therefore, be it resolved, the Association of Western State Engineers strongly encourages the Natural Resources Conservation Service to continue to work cooperatively with the states to prevent the violation of state law by ensuring that those seeking the assistance of the Natural Resources Conservation Service have complied with state requirements by confirming that those seeking assistance from the Natural Resources Conservation Service provide proof of any state required authorizations before the construction of any impoundments, diversions, or facilities using waters of the state as required by law.

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