

Monday, July 15, 2013

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, July 15, 2013, at 9:31 a.m. in the regular place of meeting at the Courthouse, Winnemucca, Nevada. Those present were Chairman Jim French, Commissioners Dan Cassinelli, Garley Amos Jr., Mike Bell and Marlene Brissenden, Administrator Bill Deist and Clerk of the Board Tami Rae Spero. District Attorney Michael Macdonald was not in attendance.

PUBLIC COMMENTS: Chairman French asked for public comments. Lewis Trout appeared before the Board as the Secretary of the Regional Planning Commission and provided a handout to the Commission; he stated that he was appearing at the request of the RPC Chairman regarding a resolution that was adopted by the RPC requesting that a water workshop be conducted in August; he noted discussions that the RPC had relative to concerns about water quality issues and discussed the proposed workshop including date, participants and items for consideration. Chairman French asked for additional public comment; none offered.

DISCUSSION & ACTION ON CORRECTION/APPROVAL OF MINUTES - JUNE 17, 2013

REGULAR MEETING AND THE JULY 1, 2013 REGULAR MEETING: Chairman French asked for corrections/additions for the minutes of June 17, 2013; none offered. The following motion was made by Commissioner Bell and passed unanimously:

To approve the June 17, 2013 regular meeting minutes as presented.

Chairman French asked for corrections/additions for the minutes of July 1, 2013; Commissioner Brissenden offered a correction to a word stating that it should be "noting" as opposed to "nothing". The following motion was made by Commissioner Brissenden and passed with Chairman French and Commissioners Cassinelli, Bell and Brissenden voting aye and Commissioner Amos abstaining as he had not been in attendance:

To approve the minutes for July 1, 2013 as corrected.

ADMINISTRATIVE REPORT:

CONSENT AGENDA: The following items were presented under the consent agenda by Administrator Deist for the Board's review/action:

1. **Request for adjustment to the Real Property Tax Roll:** A copy of the roll change request for Wilson was provided to the Board for review. *Recommendation: That the Commission approves the request as recommended by the Assessor and Treasurer.*

The following motion was made by Commissioner Brissenden and passed unanimously:

To approve the consent agenda as presented.

SOLID WASTE MATTERS: Administrator Deist noted that there would be a Landfill Committee meeting at 3:00 p.m.

PUBLIC LANDS PLANNING MATTERS & FORMULATION OF COUNTY POSITION ON BLM, FOREST SERVICE AND THE FEDERAL FISH AND WILDLIFE SERVICE PROPOSED

ACTIONS: Administrator Deist stated that he had nothing on this item.

MISCELLANEOUS REPORTS AND CORRESPONDENCE:

OTHER INFORMATION AND UPCOMING MEETINGS: Administrator Deist reviewed information related to the sale of excess property by the County and the Winnemucca Mountain Bike Trail (see attached memo). Upcoming meetings and dates of importance were reviewed. Discussion occurred regarding the Drought Task Force conference call on July 16th.

REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES

THEY SERVE ON: Commissioner Bell discussed a Local Emergency Planning Committee meeting he had attended and noted upcoming hazmat training on July 30th. Commissioner Amos reported on a State Lands Planning Committee meeting he had attended in Tonopah at which the main discussion had been the Governor's study of the sage grouse issue.

CLAIMS FOR EXPENDITURES OF COUNTY FUNDS: The following motion was made by Commissioner Bell and passed unanimously:

To approve the expenditures as presented by staff.

PRESENTATION BY JEFF ULRICH REGARDING A LIVESTOCK GATHER ON THE SANTA ROSA DISTRICT OF HUMBOLDT-TOIYABE NATIONAL FOREST AFTER AUGUST 1, 2013 IN COOPERATION WITH THE FORT MCDERMITT TRIBAL COUNCIL:

Provided to the Board for review was a copy of the USDA Forest Service Notice of Intent to Impound Unauthorized Livestock with a map depicting the Fort McDermitt gather area. District Ranger Jeff Ulrich and Fort McDermitt Tribal Spokesperson Dwayne Masters appeared before the Board. Ranger Ulrich discussed the cooperative gather and sale of horses noting that these were not wild horses but branded horses, the impact the horses are having on the landscape, the need to bring the heard to a reasonable level, the benefit to the Tribe, the Bureau of Land Management and the Forest Service, how the gather will be conducted and that no oppositions have been received yet.

REQUEST FROM ROSE CURTIS ON BEHALF OF THE HUMBOLDT COUNTY (WINNEMUCCA) 4-H SHOOTING SPORTS PROGRAM TO UTILIZE THE SHOOTING

RANGE, INCLUDING CLOSURE, OCTOBER 5 AND 6, 2013 FOR A STATEWIDE TRAINING FOR NEVADA 4-H SHOOTING SPORTS LEADERS:

Provided to the Board for review was an e-mail from Rose Curtis detailing the request to utilize the shooting range for a statewide training for Nevada's 4-H Shooting Sports Leaders. Administrator Deist noted that Mrs. Curtis had been unable to attend today's meeting and that the Shooting Range Group was okay with the closure of the range for this event. After discussion Chairman French requested that the notice of closure be advertised in the newspaper due to the dates falling during hunting season. The following motion was made by Commissioner Bell and passed unanimously:

To grant the request from Rose Curtis on behalf of the 4-H program to close shooting range on October 5th and 6th.

SET TO PUBLIC HEARING - Amendment to Humboldt County Code Chapter 2.16: to reduce the number of trustees of the Humboldt County Hospital District from six to five; to eliminate the trustee position which is appointed from the elected body of the Board of County Commissioners; and to provide for the filling of board of trustees vacancies by the board of trustees:

Provided to the Board for review was a memo from the Hospital Board legal counsel, O. Kent Maher explaining the request and a copy of the proposed ordinance. Chairman French read the title of the item to be set to public hearing. The following motion was made by Commissioner Cassinelli and passed unanimously:

To set to public hearing at the next meeting on August 5th.

PUBLIC HEARING UNDER NRS 533.363(4) ON APPLICATION TO CHANGE THE PLACE OF USE OF WATER:

Ronald F. and Eleanor Greathead, through their Agent, John Milton, filed Application 82799 on May 9, 2013. This application proposes to change the point of diversion and place of use of existing permit 19060, Certificate 5239. Application 82799 proposes to change the point of diversion and place of use from an underground source in Lander County to an underground source in Humboldt County. The proposed manner of use is for irrigation. Both the proposed and existing point of diversion and place of use remain within the Clovers Area Hydrographic Basin (064):

Provided to the Board for review was a copy of the Notice of Public Hearing and a copy of the letter of notification from the State of Nevada Division of Water Resources. Chairman French read the title of the item set to public hearing. Appearing before the Commission was John Milton representing Ora Vaca Inc. who is in the process of buying these water rights from Ronald F. And Eleanor Greathead; he noted that Ora Vaca is the successor in interest to the Hammond Ranches - Hot Springs, Red House and James Creek. He

continued explaining that the water rights that Ora Vaca is purchasing from the Greatheads lies within Lander County but will be moved to Humboldt County so a hearing is required in both counties and that the rights are within the same ground water basin, it is just the point of diversion which is being changed. Administrator Deist noted that this hearing is required per NRS and the Commission can recommend a course of action to the State Water Engineer but the recommendation does not need to be considered by the State Engineer. Chairman French asked for public comment. Lewis Trout appeared before the Board and spoke in support of the application. No further public comment received. Discussion occurred regarding that these were rights being sold by the Greatheads, the location that the diversion would be changed to and how the change works between counties. After discussion the following motion was made by Commissioner Amos and passed unanimously:

To approve the application to change the point of use of water per NRS 533.363(4), application number 82799.

Hycroft Resources and Development, Inc., a Nevada Corporation, through their agent, Molly Reeves, filed Applications 82355 and 82356 on December 11, 2012. These applications propose to appropriate the public waters of the State of Nevada. Application 82355 proposes a point of diversion in the NE 1/4 of the SW 1/4 of Section 31, Township 35 North, Range 29 East M.D.B., located in Pershing County. Application 82356 proposes a point of diversion in the NW 1/4 of the NE 1/4 of Section 1, Township 34 North, Range 28 East M.D.B., also located in Pershing County. The proposed manner of use is mining and milling. Both the proposed points of diversion and place of use remain within the Black Rock Hydrographic Basin (028). The proposed place of use of Application 82355 and 82356 is described as follows: T.34.N. R.29E. Section 1 through 4 and 9 through 12 (Pershing County), T.34N. R.30E. Section 2 through 11 (Humboldt County), T.35N. R.29E. Sections 12 through 14, 23 through 27, and 34 through 36 (Humboldt County), T.35N. R.30E. Section 1 through 36 (Pershing County): Provided to the Board for review was a copy of the Notice of Public Hearing and a copy of the letter of notification from the State of Nevada Division of Water Resources. Chairman French read the title of the item set to public hearing. No representative for the application was present. Chairman French asked for public comment. None offered. Chairman French asked for questions from the Commission. No questions offered. The following motion was made by Commissioner Amos and passed unanimously:

To approve.

PLANNING MATTERS:

SET TO PUBLIC HEARING AH-13-02 - An abandonment request submitted by Cleve and Delores Mallory to abandon approximately 614.45 feet of the existing 30 feet wide Memory Lane from the southern border of Warner Drive south to Bruce Drive: Chairman French read the title of the item to be set to public hearing. The following motion was made by Commissioner Bell and passed unanimously:

To set to public hearing AH-13-02.

SET TO PUBLIC HEARING TH-13-01 - A text amendment/update to the Master Plan document for Humboldt County and the City of Winnemucca: Chairman French read the title of the item to be set to public hearing. Chairman French questioned whether the water plan that has been discussed should be incorporated into the master plan prior to adopting it or should the plan be adopted as it is now and the water plan be built as a stand alone or amended into the master plan once created. Commissioner Bell commented that he thought the master plan was far more advanced than the water plan is at this point, so he would think the water plan should be brought up and amended into the plan when it is complete. Chairman French concurred. The following motion was made by Commissioner Cassinelli:

To set this to public hearing TH-13-01 at the next meeting on August 5th.

Commissioner Brissender asked if the Master Plan was set in stone for five years or will the ability exist to amend it. Chairman French stated that the Plan was amendable. Chairman French called Commissioner Cassinelli's motion to a vote and it passed unanimously.

REQUEST FROM THE COUNTY CLERK FOR CONSIDERATION OF PRE-APPROVED OVERTIME FOR THE COURT CLERK (20 HOURS) AND THE INDIGENT COORDINATOR (10 HOURS) FOR THE NEXT SIX MONTHS: County Clerk Tami Rae Spero appeared before the Board and spoke in support of her request for pre-approved overtime in the amount of 20 hours for the court clerk position and 10 hours for the indigent coordinator position. The following motion was made by Commissioner Amos and passed unanimously:

To approve the request for the County Clerk's consideration for pre-approved overtime by the court clerk, twenty hours, and the indigent coordinator, ten hours, for the next six months.

ROAD MATTERS: Road Superintendent Ben Garrett appeared before the Board.

REPORT OF PENDING ROAD DEPARTMENT PROJECTS: Superintendent Garrett updated the Board on the planned start date of the second week in August for the chip seal project, on flood damage from recent storms, on railroad crossing repairs scheduled for the first week of July in Golconda, road

grading, and the planned re-application of mag chloride in the sand dunes area.

MISCELLANEOUS ROAD RELATED MATTERS: Chairman French read a memo into the record related to the Memory Lane abandonment “*At the Planning Commission meeting on Thursday July 11, 2013 several residents of the Delaney tract presented comments about a request to abandon a portion of a thirty foot wide easement within the tract originally intended for access and utility purposes. During public comment several residents and the applicant expressed concerns about the lack of access for emergency vehicles to much of the northern portion of the tract following NDOT’s closure of an access road from US 95 into the tract. Additionally one of the north/south roads within the tract is reportedly blocked by migrating sand dunes. In the view of at least some residents, abandonment of the requested thirty foot wide easement would make a bad situation worse, even though the easement presently maybe overgrown with brush and not suitable for vehicular use.*” Chairman French noted that the memo goes on to talk about some of the possible solutions to the problem. Superintendent Garrett responded that the portion that was being considered for abandonment has never been constructed, it is a paper road right now and it is not usable as it exists currently; he noted that the County does have an application into the BLM requesting some right-of-ways that would create an inter-connector road within the whole subdivision which would benefit the emergency vehicles; he continued discussing the width of the easement and why it would not be taken in the County Maintained Road System because of that. Chairman French asked Superintendent Garrett to attend the public hearing on the abandonment request at the next Commission meeting. Superintendent Garrett agreed to attend. Discussion occurred regarding request for right-of-way from the BLM for the inter-connector road.

JOINT MEETING BETWEEN THE HUMBOLDT COUNTY COMMISSION, THE WINNEMUCCA CITY COUNCIL AND THE WINNEMUCCA CONVENTION & VISITORS

AUTHORITY: Present on behalf of the Winnemucca City Council were Councilmen Doug Cain, Paige Brooks, Jim Billingsley, Mike Owens and Ken Tipton, City Attorney O. Kent Maher, City Manager Steve West and City Clerk Lorri Haaglund. Mayor Di An Putnam was not in attendance. Present on behalf of the WCVA were members Rodd W. Stowell, Don Stoker, Commissioner Dan Cassinelli and Councilman Jim Billingsley.

CONCURRENCE WITH CONTRACT FOR THE HUMBOLDT DEVELOPMENT AUTHORITY WITH THE GOVERNOR’S OFFICE OF ECONOMIC DEVELOPMENT (COMMISSION & COUNCIL ONLY):

A copy of the proposed Contract for Services of Independent Contractor - A contract Between the State of Nevada Acting By and Through Its Governor’s Office of Economic

Development and Humboldt Development Authority had been provided to the Board and Council for review. Administrator Deist noted that the proposed contract is for a period of two years. The following motion was made by Commissioner Bell and passed unanimously:

To approve the contract for the Humboldt Development Authority with the Governor's Office of Economic Development.

A motion to approve the contract was made by Councilman Brooks and passed.

UPDATE, APPROVAL AND AUTHORIZATION TO GO TO BID ON THE WINNEMUCCA BOULEVARD AND MELARKEY STREET INTERSECTION LANDSCAPE PROJECT

(COMMISSION, COUNCIL & WCVA): Provided to the Board for review was a copy of the cost summary for the intersection project (see attached), a copy of an e-mail from City Manager West discussing the cost estimate and a copy of the architects estimate. City Manager West appeared before the Boards and gave an update on the project including the substantial cost increase of the project to \$472,000.00 including the project contingency; he explained the cost increases including the biggest increase which is associated with the required modification to the traffic signal pedestrian lights and the relocation of the control box and noted that the construction easements from the Winners and the Holder Group are ready if the additional funding is approved. Discussion ensued regarding the sidewalks, curbs & gutter work, the life expectancy of the style of crosswalks being recommended and the cost for repair, that the proposed crosswalks are ADA approved and have been accepted by NDOT as safe, the possible wear and tear caused by truck traffic and that the City and County would be responsible for the maintenance/cost of the crosswalks. Discussion occurred regarding the cost increase and City Manager West noted that if the pedestrian boxes on the traffic lights do not have to be moved that would cut the additional costs down significantly. Mr. Stoker addressed his concerns about moving the log currently located on the Nixon Lawn. Mr. Stowell addressed the WCVA's concerns with the cost increase as well as the amount of land the WCVA would be sacrificing for the project. City Manager West stated that the project would not impact the WCVA parking area and he addressed the issue with the log. Discussion occurred regarding the moving of the log. Mr. Stoker addressed the significance of both the log and its location and noted that the consensus of the WCVA was to leave the log where it is at. Commissioner Brissenden stated her agreement. City Manager West agreed that the improvements could be done with the log in its current location. Mr. Stowell noted the concerns expressed that the log would be damaged if moved. Councilman Cain suggested that the log be moved back a bit and turned. Councilman Billingsley noted that the WCVA's consensus was not related to the moving of the log but to an understanding of Mr.

Stoker's concerns but noted that the question today was whether to proceed with the project at all due to the increase in the cost. Mr. Stoker stated that he would not vote to proceed if the plan included moving the log. Chairman French stated for the record that if there was a compromise on the log of just moving it slightly back from the intersection, he believed that is what should be done. City Manager West reviewed the July 2013 cost summary noting that the total estimated cost with contingency is \$472,000.00 which breaks out to \$157,334.00 as the City portion and \$157,333.00 each for the County and the WCVA which compares to an original estimate of around \$280,000.00. Councilman Tipton stated his support for proceeding noting that by waiting the costs would only increase. Commissioner Cassinelli asked if the added expense and the beautification would actually provide benefits. Councilman Billingsley suggested that it would improve the perception of Winnemucca not only by visitors but by residents and that it would be a good reflection not only on the City but on the people who live in the community; he noted how nice the community is already and how this will benefit it. Councilman Cain noted that people traveling through may decide to visit based on how the intersection looks. Councilman Owens noted that it would tie all four corners together and that it will make it look good. Commissioner Cassinelli agreed that if it all works it will be nice. Chairman French noted his concurrence with Councilman Billingsley's comments and noted how the overall impression about the community can influence decisions about booking events here and his belief that this will pay dividends down the road. Commissioner Amos stated his support for proceeding with the project and offered the following motion which passed unanimously:

To approve this project and go on with it and to stay within the terms that the City Administrator has presented the Board for the County.

Councilman Owens offered a motion to approve for the City Council and it passed.

Mr. Stoker offered a motion to approve for the WCVA and it passed.

Councilman Cain adjourned the City Council portion of the meeting at 11:51 p.m.

Mr. Stoker offered a motion to adjourn and it passed on behalf of the WCVA at 11:51 p.m.

PUBLIC COMMENTS: Chairman French asked for public comments. None were offered.

ADJOURNMENT: Chairman French adjourned the meeting at 11:51 p.m.

ATTESTED: _____

Clerk

APPROVED: _____

Chairman

MEMORANDUM

TO: COMMISSIONERS
FROM: ADMINISTRATOR
DATE: July 9, 2013
SUBJECT: CONSENT AGENDA

ACTION: Approval of the consent agenda is requested pursuant to the following staff recommendations:

1. Request for adjustment to the Real Property Tax Roll: Attached is the request for your review.

Recommendation: That the Commission approve the requests as recommended by the Assessor and Treasurer.

MEMORANDUM

TO: COUNTY COMMISSIONERS

FROM: COUNTY ADMINISTRATOR

DATE: July 9, 2013

SUBJECT: OTHER INFORMATION AND UPCOMING MEETINGS

OTHER INFORMATION:

1. Excess Property: As I have mentioned in the past we have been working with the Assessor's Office to identify property owned by Humboldt County and to determine if any of it is disposable. I have received a report from the Assessor's Office and several parcels have been identified as possibilities for disposal. In the near future we will be field checking to make sure they are disposal able. Once that is done we will be asking to begin the process to sell these parcels.
2. Winnemucca Mountain Bike Trail: We have been contacted by State Lands regarding this project and it has been suggested that what money is left be transferred to Humboldt County to finish this project. I have asked State Lands to provide us with details and then come to Winnemucca so we can set down with all the parties and see what remains to be done and any additional requirements we may face. I will keep you informed as this progresses.

UPCOMING MEETINGS:

- | | |
|-------------------------|-----------------------------------|
| 1. July 16, 2013 | Drought Taskforce Conference Call |
| 2. July 19 and 22, 2013 | Administrator's Annual Leave |
| 3. July 26, 2013 | NACO Public Lands Committee |
| 4. August 5, 2013 | Commission |

STATE OF NEVADA

BRIAN SANDOVAL
Governor



LEO DROZDOFF
Director

JASON KING, P.E.
State Engineer

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF WATER RESOURCES

901 South Stewart Street, Suite 2002

Carson City, Nevada 89701-5250

(775) 684-2800 • Fax (775) 684-2811

<http://water.nv.gov>

May 23, 2013

Administrator / Commissioners

Lander County
Board of Commissioners
315 South Humboldt Street
Battle Mountain, NV 89820

Humboldt County
Board of Commissioners
Courthouse, Room 205
Winnemucca, NV 89445-3199

Re: Application 82799

Ladies and Gentleman:

Ronald F. and Eleanor Greathead, through their Agent, John Milton, filed Application 82799 on May 9, 2013. This application proposes to change the point of diversion and place of use of existing Permit 19060, Certificate 5239. Application 82799 proposes to change the point of diversion and place of use from an underground source in Lander County to an underground source in Humboldt County. The proposed manner of use is for irrigation. Both the proposed and existing point of diversion and place of use remain within the Clovers Area Hydrographic Basin (064).

Copies of the application and supporting maps can be viewed and/or printed from the Division's website <http://water.nv.gov>.

As a result of this proposed filing, our office is required to notify the County Commissioners of both counties pursuant to Nevada Revised Statutes (NRS) 533.363. I would like to draw your attention to NRS 533.363 Section 4, which addresses the responsibilities of the Board of County Commissioners in this matter. A copy of NRS 533.363 is enclosed for your convenience.

Should you have any questions, please contact me at your earliest convenience.

Sincerely,

Tracy Taylor, P.E.
Deputy State Engineer

ALE/sw
Enclosure
Cc: John Milton (email)

**NOTICE OF PUBLIC HEARING
ON APPLICATION TO CHANGE THE PLACE OF USE
OF WATER**

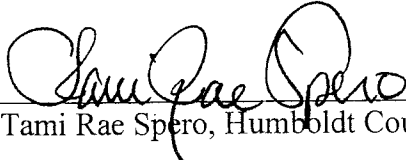
The Humboldt County Board of Commissioners will hold a public hearing per the requirements of NRS 533.363(4) on Monday, July 15, 2013, at 10:30 a.m. in the Meeting Room #201, Humboldt County Courthouse, Second Floor, Winnemucca, Nevada, to consider their recommendation to the State Engineer for the following:

Ronald F. and Eleanor Greathead, through their Agent, John Milton, filed Application 82799 on May 9, 2013. This application proposes to change the point of diversion and place of use of existing permit 19060, Certificate 5239. Application 82799 proposes to change the point of diversion and place of use from an underground source in Lander County to an underground source in Humboldt County. The proposed manner of use is for irrigation. Both the proposed and existing point of diversion and place of use remain within the Clovers Area Hydrographic Basin (064).

(Copies of the applications and supporting maps can be viewed and/or printed from the Division's website <http://water.nv.gov>)

Dated: June 17, 2013

(County Seal)



Tami Rae Spero, Humboldt County Clerk

Publish: June 21st, June 28th and July 5th, 2013 (3t)

NOTICE TO PERSONS WITH DISABILITIES: Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the County Administrator in writing at the Humboldt County Courthouse, Room 205, Winnemucca, Nevada 89445 or by calling (775) 623-6300 or TDD #755-623-6429 at least two (2) days in advance of the meeting.

Legal Number 025681

AFFIDAVIT OF PUBLICATION

Kara L. Dossey, Legal Clerk, for The Humboldt Sun, a twice weekly newspaper published in Winnemucca Humboldt County, Nevada, duly swears that the following

HU CO CLERK
NOTICE OF PUBLIC HEARING

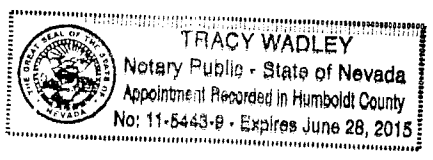
a printed copy of which is affixed,
was published 3 time(s)
commencing 06/21/13
and ending 07/05/13

Kara L. Dossey
Kara L. Dossey

State of Nevada
County of Humboldt
Signed and sworn to before me by

Kara L. Dossey on July 8, 2013

Tracy Wadley



Legal No 25681
**NOTICE OF PUBLIC HEARING
ON APPLICATION TO CHANGE THE PLACE OF USE OF WATER**

The Humboldt County Board of Commissioners will hold a public hearing per the requirements of NRS 533.363(4) on Monday, July 15, 2013, at 10:30 a.m. in the Meeting Room #201, Humboldt County Courthouse, Second Floor, Winnemucca, Nevada, to consider their recommendation to the State Engineer for the following:
Ronald F. and Eleanor Greathead, through their Agent, John Milton, filed Application 82799 on May 9, 2013. This application proposes to change the point of diversion and place of use of existing permit 19060, Certificate 5239. Application 82799 proposes to change the point of diversion and place of use from an underground source in Lander County to an underground source in Humboldt County. The proposed manner of use is for irrigation. Both the proposed and existing point of diversion and place of use remain within the Clovers Area Hydrographic Basin (064).

(Copies of the applications and supporting maps can be viewed and/or printed from the Division's website <http://water.nv.gov>)
Dated: June 17, 2013
(County Seal)

Tami Rae Spero
Humboldt County Clerk
NOTICE TO PERSONS WITH DISABILITIES: Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the County Administrator in writing at the Humboldt County Courthouse, Room 205, Winnemucca, Nevada 89445 or by calling (775) 623-6300 or TDD #755-623-6429 at least two (2) days in advance of the meeting.
Published in The Humboldt Sun
June 21, 28 and July 5, 2013
(Humboldt)

BRIAN SANDOVAL
Governor

STATE OF NEVADA

LEO DROZDOFF
Director

JASON KING, P.E.
State Engineer



DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF WATER RESOURCES

901 South Stewart Street, Suite 2002

Carson City, Nevada 89701-5250

(775) 684-2800 • Fax (775) 684-2811

<http://water.nv.gov>

June 7, 2013

Humboldt County
Board of Commissioners
Courthouse, Room 205
Winnemucca, NV 89445-3199

Pershing County
Board of Commissioners
County Courthouse
P.O. Box E
Lovelock, NV 89419-1156

RE: Applications 82355 and 82356

Ladies and Gentleman:

Hycroft Resources and Development, Inc., a Nevada Corporation, through their agent, Molly Reeves, filed Applications 82355 and 82356 on December 11, 2012. These applications propose to appropriate the public waters of the state of Nevada. Application 82355 proposes a point of diversion in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 31, Township 35 North, Range 29 East M.D.M., located in Pershing County. Application 82356 proposes a point of diversion in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1, Township 34 North, Range 28 East M.D.M., also located in Pershing County. The proposed manner of use is mining and milling. Both the proposed points of diversion and place of use remain within the Black Rock Hydrographic Basin (028).

The proposed place of use of Applications 82355 and 82356 is described as follows:

- T.34N., R.29E. Sections 1 through 4 and 9 through 12 (Pershing County)
- T.34N., R.30E. Sections 2 through 11 (Humboldt County)
- T.35N., R.29E. Sections 12 through 14, 23 through 27, and 34 through 36 (Humboldt County)
- T.35N., R.30E. Sections 1 through 36 (Pershing County)

Copies of the applications and supporting maps can be viewed and/or printed from the Division's website <http://water.nv.gov>.

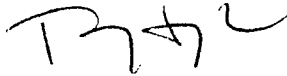
As a result of this proposed filing, our office is required to notify the County Commissioners of both counties pursuant to Nevada Revised Statutes (NRS) 533.363. I would like to draw your attention to NRS 533.363 Section 4, which addresses the responsibilities of the

Humboldt County
Pershing County
June 7, 2013
RE: 82355, 82356
Page 2

Board of County Commissioners in this matter. A copy of NRS 533.363 is enclosed for your convenience.

Should you have any questions, please contact me at your earliest convenience.

Sincerely,



Tracy Taylor, P.E.
Deputy State Engineer

TT/scm/sw
Enclosure
cc: Molly Reeves, Hycroft Resources & Development

CONFIDENTIAL

**NOTICE OF PUBLIC HEARING
ON APPLICATION TO CHANGE THE PLACE OF USE
OF WATER**

The Humboldt County Board of Commissioners will hold a public hearing per the requirements of NRS 533.363(4) on Monday, July 15, 2013, at 10:30 a.m. in the Meeting Room #201, Humboldt County Courthouse, Second Floor, Winnemucca, Nevada, to consider their recommendation to the State Engineer for the following:

Hycroft Resources and Development, Inc., a Nevada Corporation, through their agent, Molly Reeves, filed Applications 82355 and 82356 on December 11, 2012. These applications propose to appropriate the public waters of the state of Nevada. Application 82355 proposes a point of diversion in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 31, Township 35 North, Range 29 East M.D.M., located in Pershing County. Application 82356 proposes a point of diversion in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1, Township 34 North, Range 28 East M.D.M., also located in Pershing County. The proposed manner of use is mining and milling. Both the proposed points of diversion and place of use remain within the Black Rock Hydrographic Basin (028).

The proposed place of use of Applications 82355 and 82356 is described as follows:

T.34N., R.29E. Sections 1 through 4 and 9 through 12 (Pershing County)

T.34N., R.30E. Sections 2 through 11 (Humboldt County)

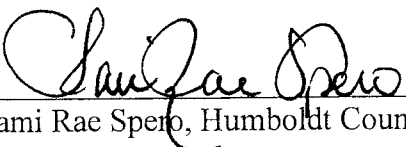
T.35N., R.29E. Sections 12 through 14, 23 through 27, and 34 through 36 (Humboldt County)

T.35N., R.30E. Sections 1 through 36 (Pershing County)

(Copies of the applications and supporting maps can be viewed and/or printed from the Division's website <http://water.nv.gov>)

Dated: June 17, 2013

(County Seal)


 Tami Rae Spero, Humboldt County Clerk

Publish: June 21st, June 28th and July 5th, 2013 (3t)

NOTICE TO PERSONS WITH DISABILITIES: Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the County Administrator in writing at the Humboldt County Courthouse, Room 205, Winnemucca, Nevada 89445 or by calling (775) 623-6300 or TDD #755-623-6429 at least two (2) days in advance of the meeting.

Legal Number 025682

AFFIDAVIT OF PUBLICATION

Kara L. Dossey, Legal Clerk, for The Humboldt Sun, a twice weekly newspaper published in Winnemucca Humboldt County, Nevada, duly swears that the following

HU CO CLERK PUBLIC NOTICE OF HEARING

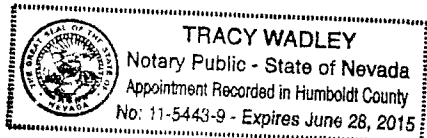
a printed copy of which is affixed, was published 3 time(s) commencing 06/21/13 and ending 07/05/13

Kara L. Dossey
Kara L. Dossey

State of Nevada
County of Humboldt
Signed and sworn to before me by

Kara L. Dossey, on July 8, 2013

Tracy Wadley



Legal No 25682
NOTICE OF PUBLIC HEARING ON APPLICATION TO CHANGE THE PLACE OF USE OF WATER

The Humboldt County Board of Commissioners will hold a public hearing per the requirements of NRS 533.363(4) on Monday, July 15, 2013, at 10:30 a.m. in the Meeting Room #201, Humboldt County Courthouse, Second Floor, Winnemucca, Nevada, to consider their recommendation to the State Engineer for the following:

H y c r o f t Resources and Development, Inc., a Nevada Corporation, through their agent, Molly Reeves, filed Applications 82355 and 82356 on December 11, 2012. These applications propose to appropriate the public waters of the state of Nevada. Application 82355 proposes a point of diversion in the NE- of the SW- of Section 31, Township 35 North, Range 29 East M.D.M., located in Pershing County. Application 82356 proposes a point of diversion in the NW- of the NE- of Section 1, Township 34 North, Range 28 East M.D.M., also located in Pershing County. The proposed manner of use is mining and milling. Both the proposed points of diversion and place of use remain within the Black Rock Hydrographic Basin (028). The proposed place of use of Applications 82355 and 82356 is described as follows:

T.34N., R.29E. Sections 1 through 4 and 9 through 12 (Pershing County)

T.34N., R.30E. Sections 2 through 11 (Humboldt County)

T.35N., R.29E. Sections 12 through 14, 23 through 27, and 34 through 36 (Humboldt County)

T.35N., R.30E. Sections 1 through 36 (Pershing County)

(Copies of the applications and supporting maps can be viewed and/or printed from the Division's website <http://water.nv.gov>)
Dated: June 17, 2013

(County Seal)

Tami Rae Spero
Humboldt County Clerk

NOTICE TO PERSONS WITH DISABILITIES: Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the County Administrator in writing at the Humboldt County Courthouse, Room 205, Winnemucca, Nevada 89445 or by calling (775) 623-6300 or

acre fenced yard, 635-9600.
\$2500 sq ft building with 1/2 nousing space available.

CITY OF WINNEMUCCA / HUMBOLDT COUNTY / WCVA

MELARKEY/WMCA BLVD INTERSECTION PROJECT

COST SUMMARY: JULY 2013

DESIGN COSTS

Site Survey: Desert Mnt. Surveying:	\$1,850	
CTA: Concept Drawings:	\$5,240	
CTA: Design/Plans:	<u>\$21,067</u>	
Total	\$28,157	(mostly completed)

DESIGN COST FUNDING

City of Winnemucca	\$10,000	(previously committed)
Humboldt County	\$10,000	(previously committed)
Wmca. Convention & Visitor Auth.	<u>\$10,000</u>	(previously committed)
Total	\$30,000	NOTE: Paid in FY 12/13.

CONSTRUCTION COSTS

Contractor work:	\$429,000	(7/1/13 Engineer's Estimate)
Project Contingency (10%)	<u>\$43,000</u>	
Total	\$472,000	

PROPOSED CONSTRUCTION COST FUNDING

City of Winnemucca	\$157,334
Humboldt County	\$157,333
Wmca. Convention & Visitor Auth.	<u>\$157,333</u>
Total	\$472,000