



NOTICE OF PROPOSED ACTION

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes and/or the Clean Water Act, where applicable. The Administrator has received an application for a Groundwater Discharge , permit number NS2004523 from the following applicant:

ELKO LAND & LIVESTOCK CO
901 TS RANCH RD
BATTLE MOUNTAIN, NV - 89820

Permit NS2004523, TS RANCH FEEDLOT:

The Permittee, Elko Land and Livestock Company, has applied for a new groundwater discharge permit NS2004532 to operate a Confined Animal Feeding Operation (CAFO). The facility, identified as TS Ranch Feedlot, is located in Boulder Valley approximately 4 miles north of Interstate 80 at Dunphy, in Eureka County. TS Ranch Feedlot is defined as a CAFO because the facility will confine more than 1000 head of cattle for 30 days or more, in a 12-month period, in an area devoid of vegetation during the normal growing season.

The TS Ranch is a historic Nevada ranch, known formerly as the T Lazy S in the late 1800s. Today the ranch is operated as a diversified commercial cow/calf operation while maintaining a focus on wildlife and wildlife habitat. The cowherd, consisting of approximately 5,500 cows are run primarily on high desert rangeland and large pastures. The 5,500 head TS Ranch Feedlot was built in 1982 and is operated as a "weaning and warm up" facility in the fall, around October, each year. The weaned calves are vaccinated and sorted into groups by sex, size and color. In December the replacement heifers are sorted off the group and the balance of the calf crop is sold via auction. By the end of December all the calves are gone and the feedlot is shut down till the next fall weaning season.

CAFO construction is industry typical with open corrals, feed bunks/alleys, feed storage areas and associated storage structures, maintenance facilities, and waste management/control structures. Manure production at this facility is minimal due to the short duration of use each year. Manure produced is mounded in the corral areas to allow the calves the ability to access dry ground during precipitation events. Manure may on occasion be transferred to area farmers.

On the basis of preliminary review of the requirements of the Nevada Revised Statutes, as amended, and implementing regulations, the Administrator proposes to issue Permit NS2004523 to discharge for a five (5) year period, subject to certain effluent limitations.

Persons wishing to comment upon or object to the proposed determinations by the Administrator regarding permit issuance, or request a hearing pursuant to the Nevada Administrative Code, Water Pollution Control, should submit their comments or request, in writing, within thirty (30) days of the date of newspaper publication, hand delivered or postmarked no later than 5:00 P.M. on 02/22/2016 , either in person or by mail to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
901 South Stewart Street, Suite 4001
Carson City, NV 89701

The request must be filed within the comment period and must indicate the interest of the person filing the request and the reasons why a hearing is warranted. All comments or objections received

within the thirty (30) day period will be considered in the formulation of final determination(s) regarding the application. If written comments indicate a significant degree of public interest in the proposed permit, the Administrator shall hold a public hearing. A public notice of such hearing will be issued not less than thirty (30) days prior to the hearing date.

If no hearing is held and the determinations of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The applications, proposed permits, comments received, and other information are on file and may be copied or copies may be obtained by writing to the above address or by contacting Michele Reid, Bureau of Water Pollution Control, at (775) 687-9434 or at mreid@ndep.nv.gov. The office facsimile number is (775) 687-4684. For further information, the fact sheet for this project can be viewed at the following website: <http://ndep.nv.gov/admin/public.htm>.

Please bring the forgoing notice to the attention of all persons whom you know would be interested in this matter.