



**THE STATE OF NEVADA**

**APPLICATION TO APPROPRIATE WATER**

Name of Applicant: **ESM 2 LLC**  
Source: **UNDERGROUND**  
Basin: **ELKO SEGMENT**  
Manner of Use: **QUASI-MUNICIPAL**  
Period of Use: **JANUARY 1ST THROUGH DECEMBER 31ST**  
Priority Date: **01/16/2015**

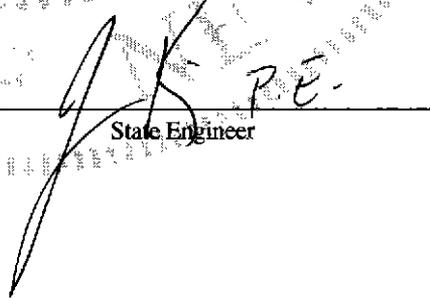
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**DENIAL OF STATE ENGINEER**

This application is hereby denied on the grounds that there is no unappropriated water available at the source and approval of the application would conflict with existing rights and threaten to prove detrimental to the public interest.

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 1st day of September, 2016

  
\_\_\_\_\_  
State Engineer

84721

Application No. \_\_\_\_\_

### APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

THIS SPACE FOR OFFICE USE ONLY	
Date of Filing in State Engineer's Office _____	JAN 16 2015
Returned to applicant for correction _____	
Corrected Application filed _____	Map filed JAN 16 2015

The applicant ESM 2, LLC  
Box 2347 of Elko  
Street Address or P.O. Box City or Town  
Nevada 89803-2347 hereby make(s) application for permission to appropriate the  
State and ZIP Code

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of water is an underground source  
Name of the stream, lake, underground, spring or other sources.
2. The amount of water applied for is 1.10 cubic feet per second and not-to-exceed 400.0 acre-feet annually  
One second foot equals 448.83 gallons per minute.
  - (a) If stored in a reservoir give the number of acre-feet \_\_\_\_\_
3. The water is to be used for Quasi-Municipal purposes  
Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated \_\_\_\_\_
  - (b) Stockwater, state number and kind of animals \_\_\_\_\_
  - (c) Other use (describe fully in No. 12) \_\_\_\_\_
  - (d) Power:
    - (1) Horsepower developed \_\_\_\_\_
    - (2) Point of return of water to stream \_\_\_\_\_

*Elko Sec  
 4-49  
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5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

NW¼ SW¼, Section 20, T.34N.,R.55E., M.D.B.&M., or at a point from which the W1/4 corner of said Section 20 bears N. 72° 00' 00" W., 455.00 feet. Refer to map filed in support of Permit No. 57067, Certificate 15115. (Highway Well)

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

within portions of the W1/2 of Section 17, the W1/2 of the NW1/4, and the NW1/4 of the SW1/4 of Section 20, T.34N., R.55E., M.D.M. Refer to map filed in support of this application.

7. Use will begin about January 1 and end about December 31 of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

existing drilled and cased well, sanitation equipment, pipelines, storage tanks and distribution system to the proposed place of use.

9. Estimated cost of works: in excess of \$800,000

10. Estimated time required to construct works: None - Existing Works  
(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: Ten (10) Years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

This water is proposed to allow for development of up to 200 residences within the proposed place of use.

13. Miscellaneous remarks:

Refer to Permit No. 57067, Certificate 15115, for Proof of Completion of Works.

RECEIVED  
2015 JAN 16 PM 2:40  
STATE ENGINEERS OFFICE

cfacque@farrwestengineering.com  
E-mail Address

775-853-7268  
Phone No. Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Chris N. Facque  
Type or print name clearly

[Signature]  
Signature, applicant or agent

Farr West Engineering  
Company Name

5442 Longley Lane, Suite A  
Street Address or PO Box

Reno, Nevada 89511  
City, State, ZIP Code