



## THE STATE OF NEVADA

### PERMIT TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

**Name of applicant:** PETER B. WILDAY AND GAIL D. WILDAY  
**Source:** SPRING  
**Basin:** TRUCKEE MEADOWS  
**Manner of Use:** RECREATIONAL  
**Period of Use:** January 1st to December 31st  
**Priority Date:** 09/09/1966

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#### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place and manner of use of the waters of the Shay Spring #3 as heretofore granted under Permit 23381, Certificate 7477, is issued subject to the terms and conditions imposed in said Permit 23381, Certificate 7477 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed at a location approved by the State Engineer. The permittee shall record measurements of water placed to beneficial use.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0175 cubic feet per second or 12.65 acre-feet annually and a yearly duty of 4.0 acre feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

May 8, 2010

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

May 8, 2012

Map in support of proof of beneficial use shall be filed on or before:

May 8, 2012

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 8th day of May, A.D. 2009

for *R.D. Hood P.E.*  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

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**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office MAY 29 2007  
 Returned to applicant for correction \_\_\_\_\_  
 Corrected application filed \_\_\_\_\_ Map filed SEP 11 1970 under 23381

The applicant Peter B. Wilday and Gail D. Wilday  
3710 Grant Drive of Reno  
Street and No. or P.O. Box No. City or Town  
Nevada 89509, hereby make application for permission to change the  
State and Zip Code No.

**Place and Manner of Use of a portion**

of water heretofore appropriated under, Permit 23381, Certificate 7477 (Shay Spring No. 3)  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree

and identify right in Decree.

1. The source of water is Shay Spring No. 3  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.0175 c.f.s., not to exceed 12.65 A.F.A.  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Recreation  
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.
4. The water heretofore used for Irrigation and Domestic  
If for stock state number and kind of animals.
5. The water is to be diverted at the following point SE¼ SW¼ Section 12, T. 18 N., R. 19 E., M.D.M., or at a  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.  
point from which the South ¼ corner of said Section 12 bears S. 15° 16' E., a distance of 1,060.1 feet,  
as shown on the map filed to support the Proof of Beneficial Use under Permit 23381.

j. The existing point of diversion is located within no change  
If point of diversion is not changed, do not answer.

87-WA

7. Proposed place of use 7.2 acres within the SE¼ SW¼ Section 12, and 12.0 acres within the NE¼ SW¼  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

Section 12, all in T. 18 N., R. 19 E., M.D.M., as shown on the map filed to support the Proof of Beneficial Use under Permit 25444

8. Existing place of use 10.05 acres in the NE¼ SW¼ Section 12 and 0.27 acres in the SE¼ SW¼  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation

Section 12, all within T. 18 N., R. 19 E., M.D.M., as shown on the map filed to support the Proof of permit, describe acreage to be removed from irrigation.  
Beneficial Use under Permit 23381.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. 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.) Small diversion into a ditch which conveys water to the  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
place of use.

pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works in excess of \$5,000

13. Estimated time required to construct works works complete  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 1 year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

See attached.

775-883-1600

Phone  
**RECEIVED**

MAY 29 2007

STATE ENGINEER'S OFFICE

Bruce R. Scott, Resource Concepts, Inc.

Type or print name clearly

By

*[Handwritten Signature]*

Signature, applicant or agent

340 North Minnesota Street

Street and No., or P.O. Box No.

Carson City, Nevada 89703

City, State, Zip Code No.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

**\$150 FILING FEE MUST ACCOMPANY APPLICATION**

*w/d 8/12/08*

Protested: June 18, 2007, by Gary O. & Sandra Say Elrod & John and Nancy Flanigan  
*Protests Overruled 2-4-09 See Ruling #5924*

*Attachment to Application to Change 23381***15. Remarks:**

The amount of this proposed Application to Change is the Permittee's undivided 50% interest in Permit 23381, Certificate 7477.

Water is conveyed from the source to the open ditch combining with waters from Permit 23378 and thence to several ponds on lands owned or controlled by the Applicants within Washoe County Assessors Parcels 230-092-12 and 230-092-11.