

11/99

For Office Use Only

\$25 filing fee

Receipt #

Date

CO-77408
4-7-05

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

RECEIVED

APR 07 2005

**DEPARTMENT OF
WATER RESOURCES**

I, Heart Diamond, Inc., hereby assign to John M. and Geraldine L. Burgess
of, 6445 Little Freeze Out, Caldwell, ID 83607 208-863-4081
(Full Address) (Phone)

All my right, title, and interest in and to Permit No. 67-7835H to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to for
Permit No. _____ to appropriate the public waters of the State of Idaho.
(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

Made this March day of 25th, 2005

*This instrument is not to be
conveyed until Balance owing on
Property is Paid.*
Nadine Jacobsen

HEART DIAMOND, INC., an Idaho Corporation

BY: Nadine A. Jacobsen
Permit Holder(s)

Todd F. Nixon, President and Nadine A. Jacobsen, Secretary/Treasurer

State of Idaho)
)ss
County of _____)

On this _____ day of _____, 20____, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at _____

SEAL

My commission expires: _____

See attached Notarized

SCANNED

APR 13 2005

STATE OF IDAHO)
 :
COUNTY OF)

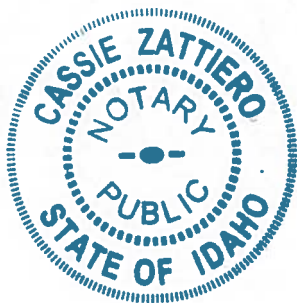
On this 28 day of March, in the year 2005, before me, a Notary Public in and for said State, personally appeared Todd F. Nixon, known or identified to me to be the President of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.



Cassie Zattiero
Notary Public of Idaho
Residing at: Canyon, Idaho
Commission Expires: 4/5/08

STATE OF IDAHO)
 :
COUNTY OF)

On this 28 day of March, in the year 2005, before me, a Notary Public in and for said State, personally appeared Nadine A. Jacobsen, known or identified to me to be the Secretary/Treasurer of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.



Cassie Zattiero
Notary Public of Idaho
Residing at: Canyon, Idaho
Commission Expires: 4/5/08

SCANNED
APR 13 2005

ASSIGNMENT OF PERMIT

JUN 07 1993

H

I, James L. Ball, as Personal Representative
of the Estate of Emma Ball, aka, hereby assign to Heart Diamond, Inc.
Emma M. Ball, deceased
 of HC-79 Box 874, Melba, ID 83641
 Address

CHECK ONE



All my right, title, and interest in and to Permit No. _____
 to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
 No. 67-07835 to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
 each 40 acre subdivision, the point of diversion and the amount of water in cubic
 feet per second for direct diversion, or acre feet for storage)

0.34 acre feet

.01 cfs

please see attached

Made this 24th day of May, 19 93.

James L. Ball
 Permit Holder

N/A
 Spouse of Permit Holder

State of Idaho)
 County of Adams) ss.

On this 24th day of May, 19 93, personally
 appeared before me the signer(s) of the above instrument, who duly acknowledged to me
 that he (she) (they) executed the same.

seal

Christy R. Bury
 Notary Public residing at
Fruitvale, Idaho

My commission expires:
9/4/98

RECORDED

JUL 02 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

Permit 67-07835

Assignments if sales occur

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

- 1) 9 ponds, sizes shown on Attach. B from original permit.
- 2) Rate of flow was based not on pond size but on no. of stock to use ponds. Therefore, split rate of flow equally between ponds.
9 ponds with .09 cfs total, yields .01 cfs for each pond

POND #	Location from Permit	Acres - Feet stored	cfs portion
1	NGNE 5.22	18.4 *	.01
2	SWSE 5.15	0.17	
3	NWSE 5.15	3.44	
4	SESW 5.15	0.34	
5	SWSW 5.15	0.69	
6	NWNW 5.22	3.10	
7	NGSW 5.9	2.07	
8	SESW 5.17	0.34	
9	NWNW 5.21	0.34	
		28.86	.09

each gets .01 cfs

* On original Attach B was shown as 18.37, rounded here to 18.4

RECEIVED
JUL 02 1993

Steve Lester
Water Rights
Supervisor

ATTACHMENT "B"

There may be private inholdings within the boundaries of any Federal and State Reservations shown on this map. Such inholdings are not shown on this map. All marginal data and lettering generated and notations by

PROVISIONAL MAP
Produced from original
manuscript drawings. Information shown as of date of
map.

POND #	TRSE K/V	APPROX SIZE	AF
#1	15 NW 22 NE 1/4	$200' \times 800' \times 5' = 800,000 / 43560$	18.34 AF
#2	15 SW 22 NE 1/4	$50' \times 50' \times 3' = 750 / 43560$	0.017 AF
#3	15 NW 22 NE 1/4	$200' \times 250' \times 3' = 150,000 / 43560$	3.44 AF
#4	15 SE 22 NE 1/4	$50' \times 100' \times 3' = 15,000 / 43560$	0.34 AF
#5	15 SW 22 NE 1/4	$50' \times 200' \times 3' = 30,000 / 43560$	0.69 AF
#6	22 NW 22 NE 1/4	$150' \times 300' \times 3' = 135,000 / 43560$	3.10 AF
#7	9 NE 22 NE 1/4	$100' \times 700' \times 3' = 90,000 / 43560$	2.07 AF
#8	17 SE 22 NE 1/4	$50' \times 100' \times 3' = 15,000 / 43560$	0.34 AF
#9	* 21 SE 22 NE 1/4	$50' \times 100' \times 3' = 15,000 / 43560$	0.34 AF
Total AF = 28.86			

* SPRING FED POND

Stock WATER up to 375 HD = 0.09 cfs

Stock WATER STORAGE = 28.86 AF

Note: Ponds #1 thru #7 were built in 1977,
#8 & #9 in 1989.

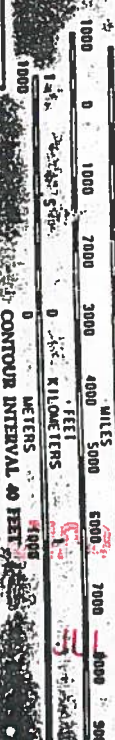
Ponds with Source and trib.

#1, #2, #3, #6, #7, #8 UNNAMED STREAM - BACON CR.

#4, #5 BACON CR - WEISER R.

#9 SPRING - BACON CR

* #7 is trib. to Middle Fork Weiser River



SCALE 1:24,000

CONTOUR INTERVAL 40 FEET

T-7

THIS MAP COMPLETES WITH NATIONAL MAP ACCURACY STANDARDS

JUL 10 2 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

April 7, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JOHN M BURGESS
GERALDINE BURGESS
6445 LITTLE FREEZE OUT
CALDWELL ID 83607

RE: Change of Ownership for Water Right Permit 67-7835H

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water permit to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is a receipt for the \$25.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

SCANNED
APR 13 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 25, 2005

JOHN BURGESS
GERALDINE I BURGESS
6445 LITTLE FREEZE OUT
CALDWELL ID 83607

RE: Water Right No. 67-7835H
Change in Ownership

Dear Mr. & Mrs. Burgess:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

- ☒ Filing Fee of \$25 per water right permit
☒ Assignment of Permit Form a copy of which is enclosed

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$25.

We are returning to you the documentation submitted with the ownership change form. Please return it along with the Assignment of Permit form to our office, along with the \$25 fee, for processing. Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please contact Kari Lynn Townsend at 287-4952.

Sincerely,

Kandice L. McDermott
Records Analyst

/klm
Enclosures

SCANNED

FEB 14 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 30, 1993

HEART DIAMOND INC
HC 79 BOX 87A
MELBA ID 83641

Re: Permit No. 67-07835H

Dear Permit Holder(s):

We acknowledge receipt of the correspondence assigning this portion of the ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

RECEIVED

JUL 02 1993

WR0749NP
No. 67-07835H

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 06/24/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HEART DIAMOND INC HC 79 BOX 87A MELBA ID 83641	01/18/1990	STOCKWATER STOCKWATER STORAGE STOCKWATER FROM STORAGE	01-01 12-31 01-01 12-31 01-01 12-31	0.01 CFS	0.3 AFA 0.3 AFA
TOTAL DIVERSION:					0.01 CFS	0.3 AFA

Water Source: SPRING

Tributary to: BACON CREEK

Stage: PERMIT

Point(s) of Diversion: T15N R01W S21 SE NW NW

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
15N	01W	21	:					:	S				:					:					:

Place of use location for STOCKWATER FROM STORAGE is the same location as described for: STOCKWATER

Pou County: ADAMS

Other Water Rights Listing Overlapping Place(s) of use:

67-00080A 67-00081H

Conditions of Approval:

- 01H - A lockable device, subject to the approval of the Department,
- shall be installed on the diverting works in a manner that will
- provide the watermaster suitable control of the diversion prior
- to diversion of water under this right.
- 005 - Use of water under this right is subject to control by the
- watermaster of State Water District No. 67.
- 188 - The storage of water under this right is contingent upon the
- certification of the dam and authorization of storage per the dam
- safety provisions of the Idaho Code.

Remarks: Stockwater use on this water right when combined with 67-07835B,
67-07835C, 67-07835D, 67-07835E, 67-07835F, 67-07835G, 67-07835I,
and 67-07835J may not exceed 375 head.

Dates: App. Received: 01/18/1990 Priority Date: 01/18/1990
Proof Due Date: 06/01/1991 Proof Made Date: 01/18/1990
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 67 Field Exam Fee: N (Not Required)

Audit: 06/24/93 ZIMMERMA