

Peter Riede
Timeline of Documents in 24-4062, 24-4063, 24-4064, 24-4068B and/or 24-4069

8/22/2000	Warranty Deed, Robert & Carol Nate to Peter & Judith Riede T10S, R45E, Section 1, SWSW, part of All water and ditch rights of record with IDWR Recorded #162000
8/22/2000	Warranty Deed, Robert L. & Carol H. Nate to Peter & Judith Riede T10S, R45E, Section 1, SWSW, part of All water and ditch rights of record with IDWR
4/4/1997	Warranty Deed, Trust of Albert Leslie Nate to Peter & Judith Riede T10S, R45E, Section 1, NE1/4, SESW: Parcel A: T10S, R45E, Section 1, SWSW, part of Parcel B: T10S, R45E, Section 1, SWSW, part of Parcel C: T10S, R45E, Section 1 SENE, part of All water and ditch rights represented by 24-4062, 24-4064, 24-4068B, 24-4069 Recorded #154367
11/28/1932	U.S.A. Patent to A. Leslie Nate T10S, R45E, Section 1, Lots 1 and 2, S1/2NE, SE, W1/2SW, 400.04 ac Recorded #1059864

Riede

21400

2140A

Panel 21400

10, 45, 1 SW, E $\frac{1}{2}$

dry grazing

341 ac

meadow

66 "

Panel 2140A

10 S. 45 E, 1 TR SWSW

rural res. tract 6.0

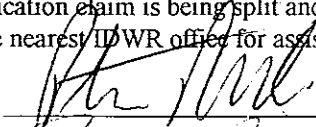
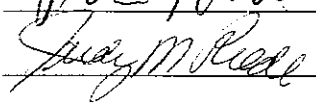
no irrigated

10-21-04/18

9/16/97

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

- 1 Water Right Number(s) 24-04062, 24-04064, 24-04068, 24-04069
 Adjudication Claim Number(s) A24-04062, A24-04064, A24-04068B, A24-04069
- 2 The following **REQUIRED** information must be submitted with this form.
 - A A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
- 3 Name and Address of Former Owner/Claimant(s) Robert L. Nate, Trustee
385 Shelley Avenue, Shelley, ID 83274
- 4 New Owner/Claimant(s) Peter M. Riede and Judith M. Riede
 Name connector (Check one): ☒ AND ☐ OR ☐ AND/OR
 New Mailing Address 3920 Ellamae
 City, State and ZIP Code Oakland, MI 48363
 New Telephone Number (810) 299 - 5070
- 5 Date you acquired the property June 5, 1997
- 6 If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
- 7 Signature of New Owner/Claimant(s)  Date 9/2/97
 Date 9/2/97
- 8 (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 10 Range 45
Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet. See Attached legal

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☒ Water Right Number(s)
Assigned by IDWR: 24-04068A AZ4-04067
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): A. LESLIE NATE AND HEIRS
- ☒ New Owner/Claimant (Purchaser): FERRIS K. NATE
- ☒ New Mailing Address: 115 VALLEY VIEW DRIVE
MONTPELIER ID 83254
- ☒ New Telephone Number: (208) 847-1673
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes x no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☒ Attach proof of ownership, describe proof attached: WARRANTY DEED COPIES ATTACHED
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☒ Signature of New Owner/Claimant(s): Ferris K. Nate Date 3/28/95
Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

THIS INDENTURE is made this 4 day of April, 1997, by Robert L. Nate, not individually, but as Trustee of the Testamentary Trust of Albert Leslie Nate, deceased, "Grantor," and Peter M. Riede and Judith M. Riede, husband and wife, whose address is 3920 Ellamae, Oakland, Michigan 48363, "Grantees,"

WITNESSETH:

That the Grantor for and in consideration of the sum of ten and no/100 dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration, to it in hand paid by Grantees, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and by these presents does grant, bargain, sell, convey, and confirm unto Grantees, and to their heirs and assigns forever, all of the following described real estate situated in the County of Caribou, State of Idaho, to-wit:

Township 10 South, Range 45, E.B.M.

Section 1: The NE 1/4, the SE 1/4 and the SW 1/4

Excepting therefrom those parcels located in said SW 1/4 and said NE 1/4 described on the attached Exhibit "A" which is by this reference incorporated herein.

TOGETHER WITH an easement hereby granted to the Grantees for the benefit of Grantees and Grantees' immediate family (i.e., their children) certain nonassignable catch/release fishing and hunting rights, limited and defined as follows:

1. The right to come upon those excepted parcels described on said Exhibit "A" for the limited purpose of catch/release fishing and for hunting, but provided that the hunting will not unduly disturb or cause any damage to the property entered upon, and no hunting shall be done within one-quarter mile of any permanent buildings on such subject property entered upon; except that Grantees may hunt anywhere on the real property owned by them.
2. These rights, unless extended by mutual agreement of the parties hereafter, shall automatically expire at midnight on December 31, 2005.

FURTHER TOGETHER WITH the non-exclusive use of a so-called "jeep trail" located generally along the Southerly boundary of that excepted tract (on Exhibit "A") located in the Southeast corner of the NE 1/4 of said Section 1, said use to be for ingress to and egress from the forest lands lying East of the property being conveyed hereby and that excepted tract. This shall be a permanent easement running only with the property being conveyed hereby and said excepted tract.

154367

SUBJECT TO:

1. The Grantor hereby reserves to and for the benefit of Robert L. Nate and Carol Nate, his wife, and their two children, Curtis and Randy; and to Donna Nate Jensen and Joe Jensen, her spouse, and their four children, Leslie Ann, Bruce, Nate, and Robert; and Ruth LaRae Nate Rasmussen and Larry Rasmussen, her spouse, and their three children, Jeff, Christine, and Wendy, certain nonassignable catch/release fishing and hunting rights limited and defined as follows:
 - (a) The right to come upon the property hereinabove conveyed, for the limited purpose of catch/release fishing and for hunting, but provided that the hunting will not unduly disturb or cause any damage to the property entered upon, and no hunting shall be done within one-quarter mile of any permanent buildings on the property entered upon; except that such beneficial holders may hunt anywhere on property owned by Grantor or by such named beneficial holders;
 - (b) These rights, unless extended by mutual agreement hereafter, shall automatically expire at midnight, December 31, 2005.
2. Zoning or other land use regulations and ordinances affecting the described property conveyed hereunder.
3. All utility easements of record or those appearing on the land which affect the property being conveyed hereby.
4. Covenants, restrictions, patents, mineral, or other reservations and easements of sight or record which affect the property being conveyed hereby
5. Real estate taxes and assessments for the year 1997 and all subsequent years.
6. The usual printed exceptions of a standard title insurance policy issued by Caribou Title Company of Soda Springs, Idaho.

BUT OTHERWISE TOGETHER WITH all tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, specifically including, but not being limited to, all water and ditch rights appertaining to the property being conveyed hereby, including those rights represented by Water Right Nos. (and Adjudication Claims) 24-04062, 24-04064, A24-04068B and A24-04069 filed in the records of the Idaho Department of Water Resources.

TO HAVE AND TO HOLD, all and singular, the above-mentioned and described premises, together with the appurtenances, unto Grantees, and to their heirs and assigns forever. And the Grantor, and its successors, the said premises in the quiet and peaceable possession of the Grantees, their heirs and assigns against Grantor, and its successors, and against all and every person and persons whomsoever lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the Grantor has executed this document as of the day and year first above written.

THE TESTAMENTARY TRUST OF ALBERT
LESLIE NATE, deceased

By: Robert L. Nate, Trustee
Robert L. Nate, Trustee

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 7 day of April, 1997, before me, Reed L. Moss, the undersigned, a Notary Public in and for the State of Idaho, personally appeared **Robert L. Nate**, known to me to be the person whose name is subscribed to the within instrument as **Trustee of the Testamentary Trust of Albert Leslie Nate, deceased**, and acknowledged to me that he/she executed the same in such capacity.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Reed L. Moss
Notary Public for State of Idaho
Residing at: Idaho Falls
My Commission Expires: 2-26-98

STATE OF IDAHO } ss. 154367
County of Caribou }

I hereby certify that this instrument was filed at the request of Caribou Title at 4:30 o'clock P m this 5th day of June, 19 97 in my office and duly recorded in Microfilm Records
Recorder: Edie Izatt

Jesse Stephens
Deputy Recorder Deputy 12:00
ET

— EXHIBIT "A" TO WARRANTY DEED —
Between ROBERT L. NATE, not individually, but as Trustee
of the Testamentary Trust of Albert Leslie Nate, deceased
AND

154367

BETWEEN PETER M. RIEDE AND JUDITH M. RIEDE, husband and wife,

PARCEL A: A tract of land in a portion of the SW1/4 SW1/4 Section 1,
Township 10 South, Range 45 East, Boise Meridian, Caribou County,
Idaho and more particularly described as follows:

Commencing at the Brass Cap marking the SW Corner of Section 1,
T.10S., R.45E., B.M., said point being the TRUE POINT OF BEGINNING;

Thence N00°12'06"E 403.76' to the centerline of Crow Creek Road;
Thence N67°07'30"E 527.26' to a point of curvature to the right,
Said curve having a central angle of 12°26'27", a radius of 440.74',
a length of 95.70', a tangent of 48.04', a chord length of 95.51',
and a chord bearing of N73°40'44"E; Thence S00°12'06"W 636.73' to
the south line of Section 1; Thence N89°56'13"W 576.48' to the
TRUE POINT OF BEGINNING and comprising 6.93 Acres more or less.

PARCEL B: A tract of land in a portion of the SW1/4 SW1/4 Section 1,
Township 10 South, Range 45 East, Boise Meridian, Caribou County,
Idaho and more particularly described as follows:

Commencing at the Brass Cap marking the SW Corner of Section 1,
T.10S., R.45E., B.M.; Thence S89°56'13"E 576.48' along the south
line of Section 1 to an iron pin, said iron pin being the
TRUE POINT OF BEGINNING;

Thence continuing S89°56'13"E 490.75'; Thence N00°23'20"E 587.24' to
the centerline of Crow Creek Road; Thence on a non-tangential
curve to the right, said curve having a central angle of 21°18'30",
a radius of 229.18', a length of 85.23', a tangent of 43.11', a
chord length of 84.74', and a chord bearing of N89°25'27"W; Thence
N78°46'12"W 246.77' to a point of curvature to the left, said curve
having a central angle of 21°39'51", a radius of 440.74', a length
of 166.65', a tangent of 84.33', a chord length of 165.66' and a
chord bearing of N89°36'08"W; Thence S00°12'06"W 636.73' to the
TRUE POINT OF BEGINNING and comprising 6.96 Acres more or less.

PARCEL C: A tract of land in a portion of the SE1/4 NE1/4 Section 1,
Township 10 South, Range 45 East, Boise Meridian, Caribou County,
Idaho and more particularly described as follows:

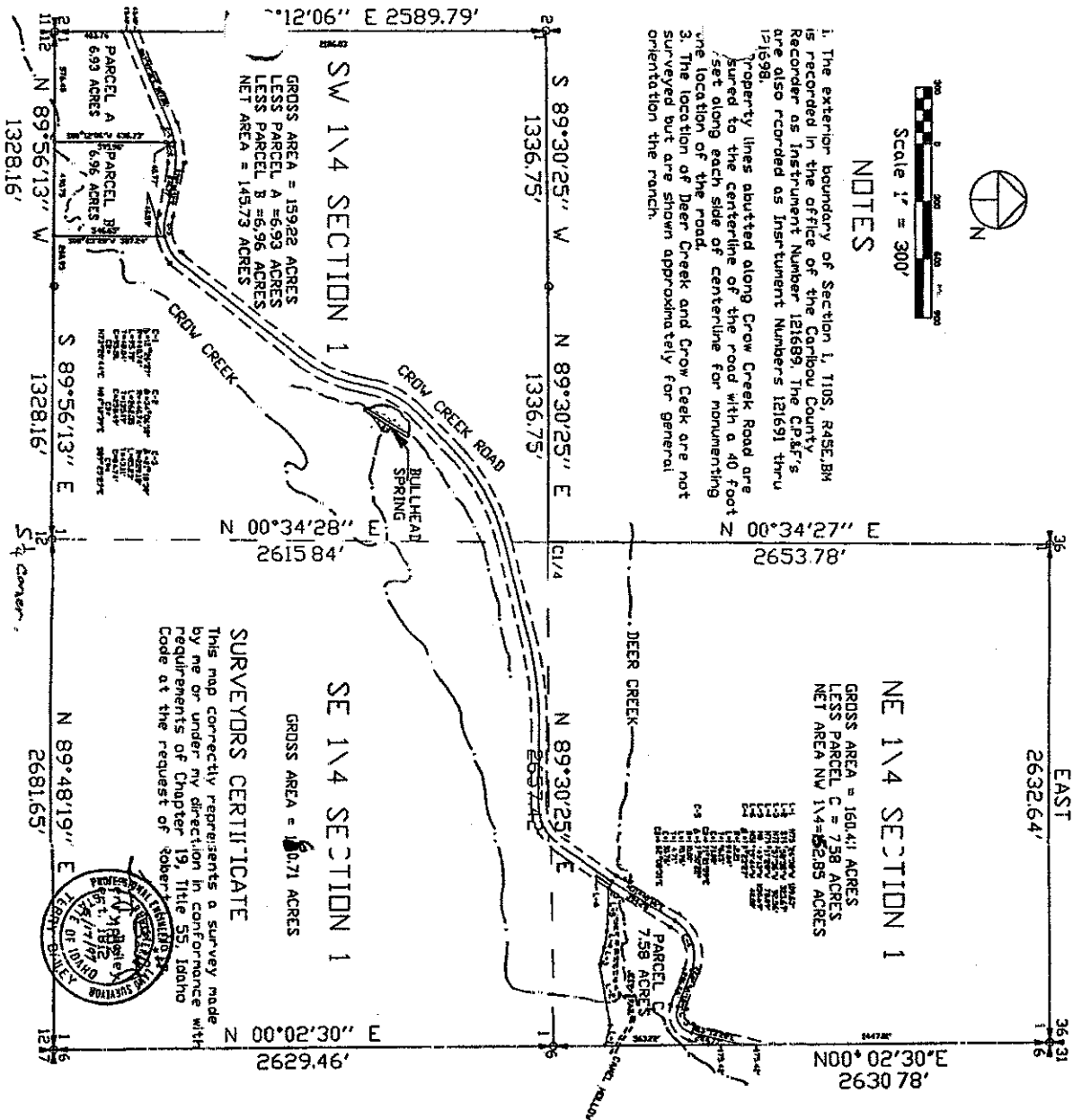
Commencing at the Aluminum Cap that marks the East 1/4 Corner
of Section 1, T.10S., R.45E., B.M.; Thence N00°02'30"E 269.71' to
an iron pin, said iron pin being the TRUE POINT OF BEGINNING.

Thence continuing N00°02'30"E 738.64' to a point on the centerline
of Crow Creek Road; Thence S13°13'20"W 284.77' to a point of
curvature to the right, said curve having a central angle of
97°50'22", a radius of 100.00', a length of 170.76', a tangent of
114.71', a chord length of 150.76' and a chord bearing of S62°08'31"W;
Thence N68°56'18"W 206.66' to a point of curvature to the left,
said curve having a central angle of 79°23'26", a radius of 212.21',
a tangent of 176.15', a chord length of 271.08' and a chord
bearing of S71°21'59"W; Thence S31°40'16"W 394.28' to a point near
a line fence bearing easterly; Thence closely following the fence
line the following courses and distances: S58°19'44"E 40.00';
S87°43'13"E 230.69'; S79°17'28"E 78.09'; S72°57'36"E 92.56'; N79°58'58"E;
323.67'; S75°26'38"E 109.63' to the TRUE POINT OF BEGINNING and



NOTES

1. The exterior boundary of Section 1, T10S, R45E, BM is recorded in the office of the Caribou County Recorder as Instrument Number 121689. The C.R.A.'s are also recorded as Instrument Numbers 121691 thru 121698.
2. Property lines abutted along Crow Creek Road are set along each side of the road with a 40 foot wide location of the road.
3. The location of Deer Creek and Crow Creek are not surveyed but are shown approximately for general orientation the ranch.



BOUNDARY DESCRIPTION

THE NE 1/4, THE SE 1/4 AND THE SW 1/4 OF SECTION 1, TOWNSHIP 10 SOUTH, RANGE 45 EAST, BOISE MERIDIAN, CARIBOU COUNTY, IDAHO EXCEPTING THEREFROM THE FOLLOWING PARCELS:

PARCEL A: A tract of land in a portion of the SW 1/4 SW 1/4 Section 1, Township 10 South, Range 45 East, Boise Meridian, Caribou County, Idaho and more particularly described as follows:

Commencing at the Brass Cap marking the SW Corner of Section 1, T10S, R45E, BM, said point being the TRUE POINT OF BEGINNING. Thence N00°12'06"E 403.76' to the centerline of Crow Creek Road. Thence N67°07'30"E 527.26' to a point of curvature to the right, said curve having a central angle of 12°26'27", a radius of 440.74', a length of 95.70', a tangent of 48.04', a chord length of 95.51', and a chord bearing of N73°40'44"E. Thence S00°12'06"E 636.73' to the south line of Section 1. Thence N89°56'13"W 576.48' to the TRUE POINT OF BEGINNING and comprising 6.93 Acres more or less.

PARCEL B: A tract of land in a portion of the SW 1/4 SW 1/4 Section 1, Township 10 South, Range 45 East, Boise Meridian, Caribou County, Idaho and more particularly described as follows:

Commencing at the Brass Cap marking the SW Corner of Section 1, T10S, R45E, BM, Thence S89°56'13"E 576.48' along the south line of Section 1 to an iron pin, said iron pin being the TRUE POINT OF BEGINNING.

Thence continuing S89°56'13"E 490.75' Thence N00°23'20"E 587.24' to the centerline of Crow Creek Road. Thence on a non-tangential curve to the right, said curve having a central angle of 21°18'30", a radius of 229.18', a length of 85.23', a tangent of 43.11', a chord length of 84.74', and a chord bearing of N89°25'27"W. Thence N78°46'12"W 246.77' to a point of curvature to the left, said curve having a central angle of 21°39'51", a radius of 440.74', a length of 156.65', a tangent of 84.33', a chord length of 165.66', and a chord bearing of N89°36'08"E. Thence S00°12'06"E 636.73' to the TRUE POINT OF BEGINNING and comprising 6.96 Acres more or less.

PARCEL C: A tract of land in a portion of the SE 1/4 SW 1/4 Section 1, Township 10 South, Range 45 East, Boise Meridian, Caribou County, Idaho and more particularly described as follows:

Commencing at the Aluminum Cap that marks the East 1/4 Corner of Section 1, T10S, R45E, BM, Thence N00°02'30"E 269.71' to an iron pin, said iron pin being the TRUE POINT OF BEGINNING.

Thence continuing N00°02'30"E 738.64' to a point on the centerline of Crow Creek Road. Thence S13°13'20"W 284.77' to a point of curvature to the right, said curve having a central angle of 9°50'22", a radius of 100.00', a length of 170.76', a tangent of 114.71', a chord length of 150.76', and a chord bearing of S82°08'31"E. Thence N68°56'18"W 206.66' to a point of curvature to the left, said curve having a central angle of 79°23'36", a radius of 212.21', a tangent of 176.15', a chord length of 271.08', and a chord bearing of S71°21'59"W. Thence S31°40'16"W 394.28' to a point near the fence bearing easterly. Thence closely following the fence line the following courses and distances: S58°19'44"E 40.00', S87°43'13"E 230.69', S79°17'28"E 78.09', S72°57'36"E 92.56', N79°58'58"E 323.67', S75°26'38"E 109.63' to the TRUE POINT OF BEGINNING and comprising 7.58 Acres more or less.

The above parcel, excluding Parcels A, B and C, comprises 458.89 acres more or less. This parcel also reserves an unrestricted right for ingress and egress to Camel Hollow along the Jeep trail through Parcel C as shown.

SURVEYORS CERTIFICATE

This map correctly represents a survey made by me or under my direction in conformance with the requirements of Chapter 19, Title 55, Idaho Code at the request of Robert T. Tabor.



File name: CALLESNATE

SECTION 1, T10S, R45E, BM, CARIBOU COUNTY, IDAHO

CROW CREEK 1

AFFIDAVIT of Robert Leslie Nate, Trustee of The Testamentary Trust of
Albert Leslie Nate

STATE OF IDAHO)
 ss
COUNTY OF BINGAM)

Robert Leslie Nate, being first duly sworn, deposes and says:

TO: State of Idaho
Department of Water Resources
900 N. Skyline Drive
Idaho Falls, ID 83402-1718

SUBJECT: Evidence, Proof and Support of water right priority dates per
your request 9/14/94, concerning the Albert Leslie Nate, Test-
amentary Trust property in Caribou County, ID NO's A24-04064,
A24-04062, A24-04063, A24-04068B and A24-04069.

ATTACHED DATA AND SUPPORTING INFORMATION:

1. Map showing original homesteads in the area and patent dates, pro-
vided by and from records in the Caribou County Courthouse at Soda
Springs, ID.
2. Aerial map of the area on which I have sketched in the property of
the Testamentary Trust of Albert Leslie Nate, plus other notes re-
garding the flood irrigation systems. Map was in my files from the
settlement of the Leslie Nate Estate. I was the administrator of
this estate.
3. Copy of the patent issued by the Registrar of the Blackfoot, Idaho
Land Office to A. Leslie Nate for his homestead and signed by
Herbert Hoover 11/28/32. Also includes a receipt for his homestead
application dated 2/7/27.
4. Copy of documents transferring the Leslie Nate homestead properties
to the Testamentary Trust of Albert Leslie Nate.
5. Affidavit from Harvey Kennington, presently 88 years old. Early
homesteader and still owns ranch in the area. Familiar with the
now present Leslie Nate Trust properties.
6. Affidavit from Verl Smedley, his father, Edward Smedley, worked on
the ranch from 1918 to 1928.

My Grandfather, Charles C. Nate, who died in the late 50's, was an
early pioneer rancher in the area. My father, Albert Leslie Nate, born
in 1903 worked with my grandfather on the ranching complex until his
death in November 1982. I also worked on the ranch until I was 32 years
old and continued to do so directly and indirectly until the present
time. I was born April 8, 1928.

My grandfather and father told me of grazing cattle in the area of
the referenced water rights even before homesteading occurred. The
water was and is still being used to flood irrigate the natural meadow
and graze cattle.

The attached map procured from the Caribou County Courthouse in Soda Springs, ID indicates that Seth B. Nield was the first homesteader of 80 acres between 80 acres and 320 acres homesteaded by my father, Leslie Nate. The Seth B. Nield homestead was patented 12/13/05. My father received a patent on his homestead 11/28/32. (See copy of original deed and the receipt of fees dated 2/7/27 issued by the U.S. Land office in Blackfoot, ID).

Other homesteaders on the adjoining property was homesteaded as early as 1909. These adjoining properties became the Books Ranch and then was procured by my grandfather in the early 1900's and became the Charles C. Nate Ranch until his death and is now owned by Ferris Nate. One exception is the 80 acres mentioned previuse as being between hte two parcels homesteaded by my father. After his death it became the property of the present Albert Leslie Nate Testamentary Trust.

In the early 1900's, the homesteaders, my grandfather, and father grazed and watered livestock on the properties. To improve the growth of the natural meadow they built ditches and flood irrigated the meadow with the water prior to it entering back into Crow Creek. This was necessary not only to provide better grazing for their own livestock but to provide pasture in the summer and some hay in the winter for the freighters who started freighting supplies back and forth from Star Valley to Montpelier along the Crow Creek Road as early as 1895 and continued to do so well into the 1920's. (Ref. "Treasured Tidbits of Time", copyright 1977).

The ditches and flood irrigation systems have been in existance as far back as I can remember as small child at age 4 or 5, when I accompanied my father and grandfather to these ranch properties. At times we stayed in my father's old homestead cabin, the remains of which are still there today. I was also there and remember the daming of the Books Spring in 1955 and extending the ditch to water additional acreage on my father's homestead.

The purpose of the forgoing discertation is to establish the early history of the early building of ditches and need for the improvement of grazing on the properties by the early pioneers including my grandfather and father who talked to me and told me the detail and early history of the properties including the flood irrigating of the property. This is also addressed on the enclosed affidavits submitted by Harvey Kennington of Fairview, WY and Verl Smedley of Cheyenne, WY, whose father, Edward Smedley, worked and lived on the properties in the summer time from 1918 to 1928. Edward also worked on the ranch complex intermittently for my grandfather and father the rest of his life.

SUMMARY: Water Rights of The Testamentary Trust of Albert Leslie Nate
Caribou County, ID

Water Right No: A24-04062
Water Source: Books Spring
Priority Date: 6/1/55

NOV 07 1950

Books Spring is also known as the Big Spring, Bull Head Spring, and Cozzin Spring. I remember the construction of a dam and extension of a ditch in 1955 to flood irrigate the property origionally homesteaded by Leslie Nate, (11/28/32). See attached patent document as recorded. The purpose was to improve growth of the natural grasses

and provide stock water for summer grazing of cattle. This flood irrigation system is in use today and cattle are presently being pastured on the property.

Water Right No: A24-04069
Water Source Books Spring
Priority Date: 8/28/13

Property homesteaded by Seth B. Nield and patented 2/13/05. Also known as the John Cozzin's homestead and or ranch. Remains of homestead cabin are still evident. Water from the spring was diverted by these early settlers for flood irrigation. Reference is made to this property in attached affidavits from Harvey Kennington and Verl Smedley. The property was procured by Charles Nate in the early 1900's and on 2/12/86 deeded to the Leslie Nate Trust. Based on conversation with my grandfather and father, from the time I was young, and being involved with the ranch all my life, I firmly believe that the history and priority date is correct. The flood irrigation system is still in use and cattle are grazed on the property. The old system was improved when a dam was constructed in 1955.

Water Right No's: A24-04064 & A24-04068B
Water Source: Books Creek, Worm Creek and Crow Creek
Priority Dates: 6/1/19 8/28/13

The early homesteaders as shown on the attached map and my grandfather when he procured the adjoining property in the early 1900's including the 80 acres which now belongs to the Leslie Nate Trust built the ditch as shown on the aerial photo. The purpose was to divert water from Books Creek and Worm Creek and supplement these streams by diverting additional water from Crow Creek to improve irrigation on the natural meadow, therefore improving grazing for their livestock.

My grandfather and father were grazing cattle on the area even before people began taking up homesteads. They often told me of the trouble they had with wolves preying on and killing the cattle.

The ditch is also referred to in the attached affidavits. Based on my knowledge of the area, discussion with early pioneers, including my grandfather and father I believe the priority dates and the additional information recorded in your office is valid and correct concerning these water rights.

Water Right No: A24-04063
Water Source: Waste Water
Priority Date: 6/1/29

The wastewater is a result of flood irrigation of adjacent property owned by Charles Nate. Water accumulated on the westside of the road was directed underneath the road and a ditch built to distribute it across what was known and used for a horse pasture before the water entered Crow Creek.

NOV 07 1990

The affidavit of Verl Smedley indicates that this water distribution system could have been in place before the 6/1/29 priority date. This system is presently being used and provides water for flood irrigation as indicated in your record. Cattle and horses are pastured in the area at the present time.

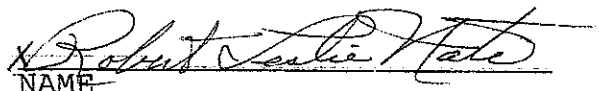
I also believe the Priority date of 6/1/29 is a valid and correct date for reasons stated and my personal knowledge of the area. The priority date of water being put to beneficial use could have been even earlier.

I firmly believe that all priority dates and data you have on record concerning the properties of the Testamentary Trust of Albert Leslie Nate are accurate and valid based on the previous discussion and the attached information.

I was with my father in your office when he provided the priority dates and information to file on the water rights 3/3/82. At that time he had access to the old records of his father, Charles Nate. He also had homesteaded property and had ranched in the area all his life. I firmly believe all priority dates and information provided by him are accurate and valid and based on his personal knowledge as well as existing records. Harold Nate, dad's brother, provided the priority date and information for water right no. A24-04069 when it was filed 2/14/83. He also had access to the old records and a lifetime of knowledge of the area and I firmly believe the priority date and additional data on your records to be valid and accurate.

The old records kept by my grandfather since the early days were primarily in the hands of dad's brothers, Charles Russell and Harold Nate. It is unfortunate but after their deaths the records were either misplaced or discarded by their children and not passed on to me or other still living members of the family.

I am continuing my search for additional information and will forward any information to your office. If you need any further information or clarification let me know.


NAME

SWORN to before me this 9 day of November, 1994.


Notary Public for Idaho
Residing at Shelley, Idaho
My Comm. Expires: NOV 15 1995

(SEAL)

Leslie
Nate.

A.
Leslie
Nate
8-4-32
B.

8-4-32

Charles
Russell
Nate

George
W. Books
Pat
8-22-10.

N. Eld.
Pat.
2-13-05
George
W. Books.
Pat.
12-15-14

Forest

Harvey

Charles
R. Wells.

Pat.

Pat.
10-18-09

Edwin?

Adolph
Boss.

8-22-19

L.

Pat.
1-22-12

Emeline
Alleman
Pat.
8-14-17.

Abraham

Alleman

John

Alleman

Mat.
New

Pat.
3-11-12

Peter

8-16-34.

Matthew.

Alleman

Alden
Mar

Alleman

Pat.

Pat.
8-21-18.

6-21-11

Orson.

J. Knapp

Pat. 11-24-22.

11-27-33

WEST VIRGINIA

NOV 07 2550

Wilford
1.2d

= lease =
Lauridsen

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Nate N-1 Ranch
(Name of Claimant)
420 Crescent Dr., Montpelier, ID 83254 Telephone No 847-0590
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) August 28, 1913

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc. or ground water)
Books Spring tributary to Crow Creek
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs af)	(Domestic Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo. Day)	(Mo. Day)
Quantity <u>1 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>5-1</u>	To <u>10-1</u>
Quantity <u>0.05 cfs</u>	Use <u>Stockwater</u>	Period of Use From <u>5-1</u>	To <u>10-1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 1 cfs TOTAL QUANTITY USED.
(cfs af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 SW 1/4, Sec 1 Twp 10S Rge 45E B.M. County of Caribou
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field etc.) Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Headgate to ditch for flood irrigation

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10S	45E	1									15								15

No. of acres 15

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: 150 head range cattle
If you are claiming water as a member of an organization, list name of organization: _____

NOT RECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 18, 1997

PETER M & JUDITH M RIEDE
3920 ELLAMAE
OAKLAND MI 48363

RE: CHANGE IN OWNERSHIP FOR A24-04062, A24-04064,
A24-04068B, A24-04069

Dear Mr. & Mrs. Riede:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Autumn Jones
Records Clerk

Enclosure: Notice(s) of Claim

EX-103 25-10-1914

CARIBOU COUNTY, IDAHO

as may be recognized and acknowledged by the local customs, laws and decisions of Courts. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the United States.

IN TESTIMONY WHEREOF, I, the Register of the General Land Office of the United States of America, have caused these Letters Patent to be hereunto affixed with my hand, at Blackfoot, Idaho, on the eighth day of November in the year of our Independence the thousand nine hundred and sixteen, and (SEAL) BY _____, Deputy. Recorded _____

at _____ Deputy. Fee \$1.00.
Transcribed from Bannock County Records, Patent Record No. 8, Page 229.

Instrument No. 31724

4-1003.

THE UNITED STATES OF AMERICA.

Blackfoot 08411

Homestead Certificate No.

Application

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the Acts supplemental thereto, the claim of George W. Books has been established and duly consummated, in conformity to law, for the northeast quarter of section eleven in township ten south of range forty five East of the Boise Meridian, Idaho, containing one hundred sixty acres according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General: NOW, KNOW YE, That there is, therefore granted by the United States unto the said claimant the tract of land above described: TO HAVE AND TO HOLD the said tract of land with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant, forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes; and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of Courts. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the

Microfilm Evidence in A24-04062

MICROFILMED

NOV 07 1990