

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

RECEIVED
MAR 19 1999
Department of Water Resources
Southern Region

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) _____
Adjudication Claim Number(s) A37-12204
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 Services Agency (formerly ASCS) AERIAL PHOTO with irrigated acre outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Randall T. Cox
Owner/Claimants _____

Post Office Box 644, Sun Valley, Idaho 83353
4. New Owner/Claimant(s) Felicitas Funke-Riehle

Name connector (check one): [] AND, [] OR, [] AND/OR

New Mailing Address Post Office Box 2881

City, State and ZIP Code Ketchum, Idaho 83340

New Telephone Number (208) 726-9588
5. Date you acquired the property November 27, 1996
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water rights(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 cubic feet per second _____ Number of homes _____ Other uses _____

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 Felicitas Funke-Riehle Date 3-16-99
Owner/Claimant(s) _____

Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. 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.

o/c 8/20/99 cf

DJ

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), of Idaho Code. Section 42-248 requires certain property holders to notify the Department of water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right During an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed Claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believe there are Water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than ½ acre is irrigated, type and number of stock if your right is for stockwater, etc, In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstration the authority of the director of officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suit 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

396941

Real

Order No. 22361

WARRANTY DEED

BLAINE CO. REQUEST

OF **SAWTOOTH HILL**

FOR VALUE RECEIVED

Randall T. Cox and Glenda A. Cox, husband and wife

'96 NOV 27 PM 3 49

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

MARY GREEN, CLERK

Felicitas Funke-Riehle, a married woman, as her sole and separate property

FEES \$ 3.75

GRANTEE(s) whose address is: Unter den Eichen 16, D-21439 Marxen, Germany

the following described real property in Blaine County, Idaho, to wit:

Amended Lot 6 of the LOT LINE SHIFT PLAT SHOWING LOTS 6, 7 and 8 in BLOCK 5, SUN VALLEY SUBDIVISION, FIRST ADDITION, REVISED, according to the official plat thereof, recorded as Instrument No. 289084, records of Blaine County, Idaho.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: November 15, 1996

Randall T. Cox
Randall T. Cox

Glenda A. Cox
Glenda A. Cox

State of Idaho

County of Blaine

On this 27th day of November in the year 1996 before me, the undersigned, personally appeared Randall T. Cox and Glenda A. Cox, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Charles G. Minch
Notary Public
Residing at *Bellevue*
Commission Expires: *12/01/2000*



76-0752

SUN VALLEY SUB., 1ST ADD., REV. BLOCK 5 REPLAT OF LOTS 8A & 9A

T4N, R17E, B.M. SEC. 13 SE1/4 NE1/4 NW1/4
KETCHUM BLAINE COUNTY IDAHO

MARCH 1996

LINE TABLE

No.	Direction	Length
1	N40°28'05"W	70.18
2	N27°58'00"E	17.91
3	N41°19'37"E	24.42
4	N42°12'17"W	32.00
5	N47°08'10"W	26.11
6	N40°28'10"E	12.53
7	N42°28'53"E	68.87
8	N44°03'12"W	30.29
9	S37°18'00"E	20.00
10	S37°18'00"E	19.03
11	S39°31'25"W	13.40
12	N47°14'06"E	83.82
13	S42°24'00"W	51.33

LEGEND

- Found 1/2" diam. rebar
- Set 1/2" x 24" rebar w/cap
- Found 5/8" diam. rebar
- ⊙ Brass Cap

THIS MAP IS FURNISHED AS PART OF AN ENCLOSURE AND DOES NOT REPRESENT A SURVEY OF THE LAND OR IMPLY ANY REPRESENTATIONS AS TO THE SIZE, AREA OR ANY OTHER FACTS RELATED TO THE LAND SHOWN THEREON. IT IS FURNISHED STRICTLY FOR THE PURPOSES OF GENERALLY LOCATING THE LAND. THE DESCRIPTION FURNISHED IN SCHEDULE A OF THE POLICY SHOULD BE REFERRED TO FOR THE DESCRIPTION OF THE LAND COVERED THEREBY.

EASEMENTS

- EASEMENT "A" - 1) A 10-foot wide private easement adjoining the pond within Lot 8A to benefit Lot 7AA and Lot 9A for their use of the pond and 2) a 25' Riparian Setback (see note 2)
- EASEMENT "B" - 1) A 10-foot wide private easement adjoining the pond within Lot 9A to benefit Lot 7AA and Lot 9A for their use of the pond and 2) a 25' Riparian Setback (see note 2)
- EASEMENT "C" - 1) A 10-foot wide private easement adjoining the pond within Lot 8A to benefit Lot 7AA and Lot 9A for their use of the pond and 2) a 25' Riparian Setback (see note 2)
- EASEMENT "D" - A 20-foot wide private driveway easement for ingress and egress and snow storage within Lot 9A to benefit Lot 8A.
- EASEMENT "E" - A private easement within Lot 8A to benefit Lot 9A.
- EASEMENT "F" - No structures, including fences, shall be permitted within the shaded area shown herein.

NOTES

- A 10-foot wide Public Easement exists along the bank of Warm Springs Creek which shall vest with the bank as it may move. (See Easement Fee within the Riparian Zone Setback and Seismic Easement, as shown).
- A 25-foot wide Riparian Zone Setback and Seismic Easement exists along the bank of Warm Springs Creek and along the same within Lot 8A and Lot 9A, which no structure is permitted and the riparian vegetation shall be maintained in its natural state.
- A 5-foot wide Public Utility Easement exists along all property lines.
- No structures shall be located outside of the combined building envelopes within Lot 8A and 9A.
- For purposes of these rules and the easements set forth above, structures shall mean anything constructed upon or attached to the property above existing ground.
- Ketchum Fire Department requirements shall be met prior to issuance of a building permit for Lot 8A.

CURVE TABLE

No.	Curve	Radius	Angle	Chord
1	N44°32'24"	73.35	69.02	30.17
				59.63 S39°40'00"E

HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 50, Chapter 15, have been satisfied. Sanitary restrictions may be maintained, in accordance with Idaho Code Title 50, Chapter 15, Section 50-1126, by the issuance of a certificate of compliance.

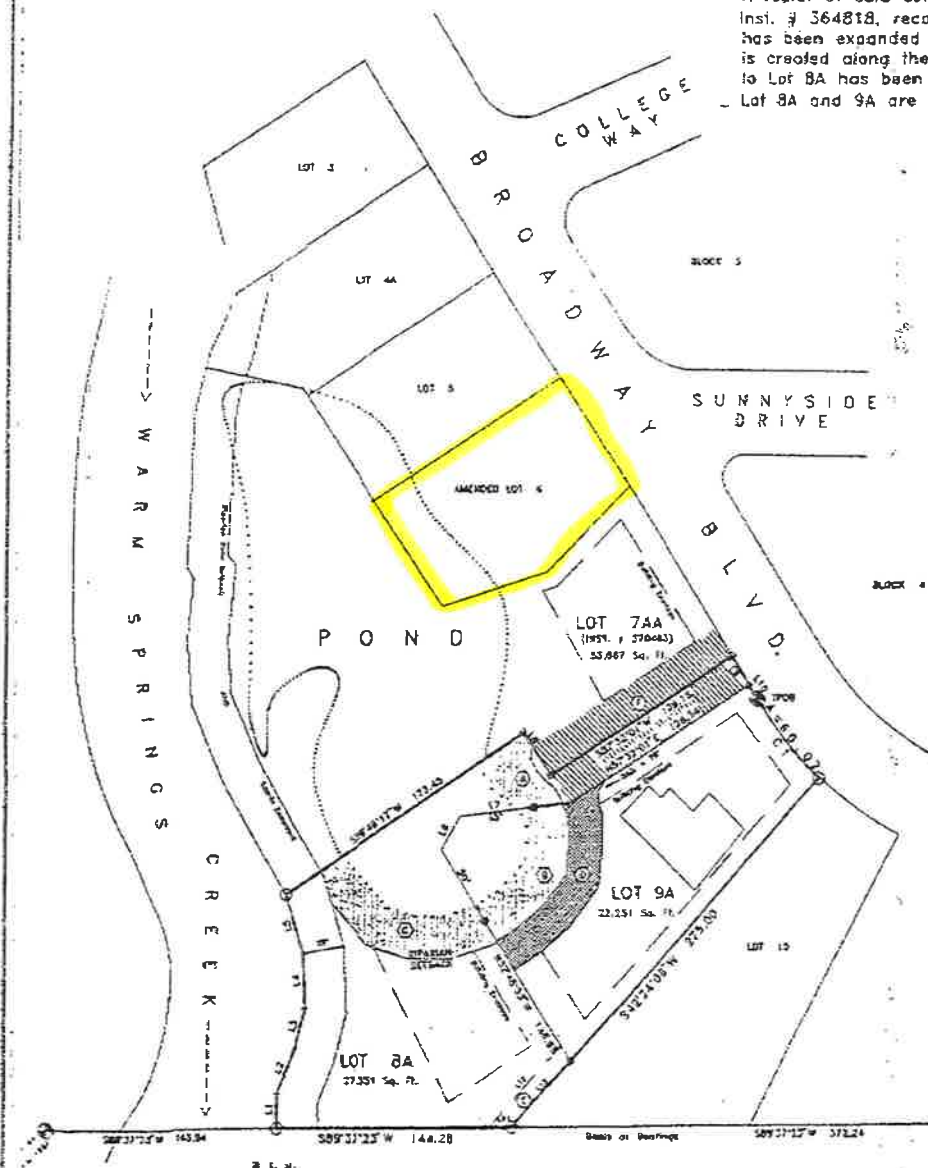
Dated: _____

South Central District Health Dept., Inc.

Project No. 93372

FLOODPLAIN NOTE

Lots 8A and 9A are within the 100-year floodplain, based upon the Flood Insurance Study, City of Ketchum, Blaine County, Idaho, December 1977, U.S. Department of Housing and Urban Development, Federal Insurance Administration. Sheet flooding can and will occur within these lots.



PREPARED BY: BENCHMARK ASSOCIATES, KETCHUM, IDAHO

MAR-18-99 THU 10:38 AM

BLAINE CO TITLE HAILEY

FAX NO. 208 788 1985

P. 05/05

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-5-1999
PAGE: A-7

RIGHT NUMBER: 37-12204

NAME & ADDRESS: FELICITAS FUNK RIEHLE
PO BOX 2881
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 11/01/1977

POINT OF DIVERSION: T04N R17E S13 SENW Within BLAINE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T04N R17E S13 NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. K05500050060A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 17, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

RE: SRBA Claim(s) 37-12204 / Felicitas Funk Riehle

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Randall Cox

COPY

1999 NOV 19 PM 12:45

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
)
) Water Right 37-12204
)

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 37-12204

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
9/21/1999

37-12204

PAGE 1

From (Claimant/Seller):

Name of Claimant: RANDALL COX
Address: PO BOX 644
SUN VALLEY ID 83353
Phone: (208) 726-7430

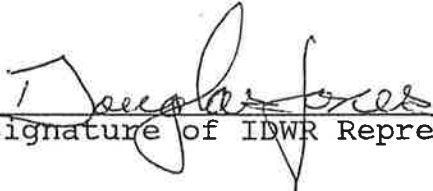
To (Claimant/Purchaser):

Name of Claimant: FELICITAS FUNK RIEHLE
Address: PO BOX 2881
KETCHUM ID 83340
Phone: (208) 726-9588

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 11/5/99



Signature of IDWR Representative

COLL

CERTIFICATE OF MAILING

I certify that on 11/19/1999 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

RANDALL COX
PO BOX 644
SUN VALLEY ID 83353
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

JAMES P SPECK
PO BOX 987
KETCHUM ID 83340
4. One Copy to:
Each party in the subcase, or attorney of record:

JAMES P SPECK
PO BOX 987
KETCHUM ID 83340
5. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449

6. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

A handwritten signature in cursive script, appearing to read "Patricia Stewart", written in dark ink.

Signature of person or attorney mailing the form

FILE COPY

Claimant Name:

Felicitas Funke-Riehle

Attorney Name & Address:

**James P. Speck
Speck & Aanestad
A Professional Corporation
120 East Avenue
P. O. Box 987
Ketchum, Idaho 93340
(208) 726-4421
FAX: (208) 726-0752**

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

)
)
)
)
)
)

NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

This is a notice of appearance by counsel on behalf of the new claimant and purchaser of the water right identified below.

NOTICE OF APPEARANCE

The law firm of Speck & Aanestad, A Professional Corporation, hereby enters its appearance in the action on behalf of Claimant, Felicitas Funke-Riehle, for the following water right which is not the subject of any subcases: A37-12204.

DATED this 16th day of March, 1999.

SPECK & AANESTAD
A Professional Corporation

By 
James P. Speck

CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of March, 1999, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

Chief, Natural Resources Division
Office of the Attorney General, State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

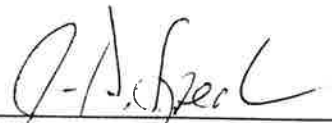
- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid

The United States Department of Justice
Environmental and Natural Resources
Division
550 West Fort Street
Box 33
Boise, ID 83724

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid

Idaho Department of Water Resources
Document Depository
P.O. Box 83720
Boise, ID 83720-0098

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid


JAMES P. SPECK

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

March 18, 1999

RECEIVED
MAR 19 1999
Department of Water Resources
Southern Region

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

**Re: Notice of Change of Water Right Ownership
Felicitas Funke-Riehle**

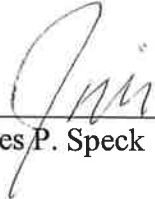
Dear Allen:

Enclosed you will find a Notice of Change of Water Right Ownership for water rights previously claimed in the SRBA by Randall T. Cox and now owned by Felicitas Funke-Riehle. I am also enclosing a copy of the Notice of Appearance for my firm which we filed before the client signed the Notice! Please call me if you have any questions about this Notice. If not, kindly send me copies of the computer printouts reflecting the change of ownership once the information has been entered into the IDWR database.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:rsd
enclosures