

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 01 2024

DEPT. OF WATER RESOURCES  
SOUTHERN REGION

## NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

| Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| <del>86-87-80</del>   | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-8780               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Edward & Sharon Peterson Revocable Trust  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Mark & Jennifer Gihring  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

5722 US Hwy 93  
Mailing address  
(208) 324-2226  
Telephone

Jerome ID 83338  
City State Zip  
jenny93golf@attleok.com  
Email

4. If the water rights and/or adjudication claims were split, how did the division occur?  
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.  
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 10/3/2023

6. Do you own the land identified as the water right place of use? Yes ☐ No ☐  
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:  
☐ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.  
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).  
☐ Filing fee (see instructions for further explanation):  
   o \$25 per *undivided* water right.  
   o \$100 per *split* water right.  
   o No fee is required for pending adjudication claims.  
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.  
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Jennifer Gihring owner 5-1-2024  
 Signature of new owner/claimant Title, if applicable Date  
 Print name

Signature: \_\_\_\_\_  
 Signature of new owner/claimant Title, if applicable Date  
 Print name

Received by SG Date 5/1/2024 For IDWR Office Use Only: Receipt No. 5040/97 Receipt Amt. \$25.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐  
 Name on W-9 \_\_\_\_\_ Approved by \_\_\_\_\_ Processed by TW Date 5/16/2024

**ELECTRONICALLY RECORDED  
STAMPED FIRST PAGE NOW  
INCORPORATED AS PART OF  
THE ORIGINAL DOCUMENT**

**Instrument # 2303652**  
JEROME COUNTY, JEROME, IDAHO  
10-05-2023 03:48:46 PM No. of Pages: 4  
Recorded for: TITLEONE - TWIN FALLS  
CYRL LOOTENS Fee: \$15.00  
Ex-Officio Recorder Deputy: LA  
Electronically Recorded by Simplifile

**This document is recorded by  
TitleOne as an accommodation  
and has not been examined  
as to its execution and effect.**

## **Quitclaim Deed**

For value received, **Edward W. Peterson and Sharon L. Peterson, Trustees of the Edward Wesley Peterson and Sharon Lynne Peterson Revocable Trust**

Does hereby convey, release, remise, and forever quit claim unto

**Mark R. Gihring and Jennifer L. Gihring, husband and wife as community property with right of survivorship**

whose current address is 5722 US Hwy 93, Jerome, ID 83338.

the following described premises:

**See Exhibit A, attached hereto and incorporated herein.**

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page intentionally left blank.

Date: 10/03/2023

Edward Wesley Peterson and Sharon Lynne Peterson  
Revocable Trust

Edward W. Peterson TTEE  
Edward W. Peterson, Trustee

Sharon L. Peterson TTEE  
Sharon L. Peterson, Trustee

State of Idaho, County of Jerome, ss.

On this 3rd day of October in the year of 2023, before me, the undersigned, a notary public in and for said state personally appeared Edward W. Peterson and Sharon L. Peterson, known or identified to me to be the persons whose names are subscribed to the within instrument, as trustees of the Edward Wesley Peterson and Sharon Lynne Peterson Revocable Trust and acknowledged to me that they executed the same as trustees.

Laury Lamb  
Notary Public  
Residing at: Jerome, ID  
My Commission Expires: 04/02/2028  
(seal)



**EXHIBIT A**  
**LEGAL DESCRIPTION OF THE PREMISES**

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 26: Part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , described as follows:

Commencing at the West quarter corner of Section 26;

Thence South 89°38'22" East, 200.00 feet along the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 26 to the East right of way boundary marker of Highway 93, which is the TRUE POINT OF BEGINNING;

Thence South 00°17'00" West, 169.82 feet along a line parallel with the West boundary of Section 26 to a point;

Thence South 89°38'22" East, 200.00 feet along a line parallel with the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 26 to a point;

Thence South 00°17'00" West, 171.82 feet along a line parallel with the West boundary of Section 26 to a point;

Thence Northeasterly 573.33 feet along a 1372.11 foot radius curve long chord distance of 560.17 feet, long chord bearing North 56°48'33" East to a point;

Thence North 00°17'00" East, 43.82 feet along a line parallel with the West boundary of Section 26 to a point;

Thence North 89°38'22" West, 685.43 feet along the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 26 to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM a part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , described as follows:

Commencing at the West quarter corner of said Section 26;

Thence South 89°38'22" East, 200.00 feet along the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  to the East right of way boundary marker of Highway 93 which is the TRUE POINT OF BEGINNING;

Thence South 0°17'00" West along a line parallel to the West boundary of Section 26, 169.82 feet;

Thence South 89°38'22" East, 148.00 feet along a line parallel with the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Thence North 0°17'00" East, parallel to the West boundary of Section 26, 169.82 feet to the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Thence North 89°38'22" West along the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  to the TRUE POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 26: Part of the NW¼SW¼, described as follows:

An Easement for ingress and egress for the benefit of Parcel No. 1 as created by Grant of Easement recorded June 24, 2015 as Instrument Number 2152335, Jerome County records, over the North 25.00 feet over the following described property:

Commencing at the West quarter corner of said Section 26;

Thence South 89°38'22" East, 200.00 feet along the North boundary of the NW¼SW¼ to the East right of way boundary marker of Highway 93 which is the TRUE POINT OF BEGINNING;

Thence South 0°17'00" West along a line parallel to the West boundary of Section 26, 169.82 feet;

Thence South 89°38'22" East, 148.00 feet along a line parallel with the North boundary of the NW¼SW¼, 148.00 feet;

Thence North 0°17'00" East, parallel to the West boundary of Section 26, 169.82 feet to the North boundary of the NW¼SW¼;

Thence North 89°38'22" West along the North boundary of the NW¼SW¼ to the TRUE POINT OF BEGINNING.



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: [southerninfo@idwr.idaho.gov](mailto:southerninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Mathew Weaver

May 16, 2024

MARK R GIHRING  
JENNIFER L GIHRING  
5722 US HIGHWAY 93  
JEROME ID 83338-6780

Re: Change in Ownership for Water Right No(s): 36-8780

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 293-9912.

Sincerely,

Tyler Wallace  
Engineer Intern

Enclosure(s)

Cc:  
Edward Wesley Peterson & Sharon Lynne Peterson Revocable Trust  
Water District 130

## Wallace, Tyler

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**From:** Wallace, Tyler  
**Sent:** Wednesday, May 15, 2024 12:47 PM  
**To:** Jenny Gihring  
**Subject:** RE: Notice of change in water right 36-8780

Jenny,

Thank you for your reply. I have been out in the field so I haven't been able to return any phone calls yet, but I did receive your message.

I will go ahead and proceed with option 1, which is to add you and Mark as a current owner on the water right.



**Tyler Wallace, Associate Engineer**  
Idaho Dept. of Water Resources, Southern Region  
650 Addison Ave W Ste 500  
Twin Falls ID 83301-5858  
(208) 736-3033  
[tyler.wallace@idwr.idaho.gov](mailto:tyler.wallace@idwr.idaho.gov)

**From:** Jenny Gihring <jenny93golf@outlook.com>  
**Sent:** Wednesday, May 15, 2024 12:26 PM  
**To:** Wallace, Tyler <Tyler.Wallace@idwr.idaho.gov>  
**Subject:** Re: Notice of change in water right 36-8780

**CAUTION:** This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

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Tyler-

I called and left a message on your voicemail but I hadn't heard anything. On the two possible routes, go with number 1. The two of us have been splitting our bill for years.

Jenny Gihring

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**From:** Wallace, Tyler <[Tyler.Wallace@idwr.idaho.gov](mailto:Tyler.Wallace@idwr.idaho.gov)>  
**Sent:** Monday, May 13, 2024 3:52 PM  
**To:** [jenny93golf@outlook.com](mailto:jenny93golf@outlook.com) <[jenny93golf@outlook.com](mailto:jenny93golf@outlook.com)>  
**Subject:** Notice of change in water right 36-8780

Mark and Jennifer Gihring,

My name is Tyler and I have been working on the ownership change that you submitted on May 1, 2024.

Before I can complete the ownership change, I am looking for comment on how you would like to proceed with the ownership change. I have attempted to call you a couple times over the last week or so but I have not heard back from you.

Just as a little bit of background that you may already be familiar with, water right 36-8780 is licensed for domestic use for two homes as well as 1 acre of irrigation. Because the designated use is for two separate parcels, updating the ownership is a little more complicated. Therefore, I am reaching out to see how you would like me to proceed with updating the ownership. As it stands there are two possible routs.

1. Because the quitclaim you submitted is not for the entirety of the two parcels, I can proceed by adding your names as a current owner to the list of owners for the water right. This would not require any additional fees, and I could proceed with the information that you have submitted.
2. The second option would be to split the water right. This would separate the water right into two water rights, one for each parcel, and each parcel would maintain its half of the water right including a half-acre of irrigation. The fee for splitting a water right is \$100. Therefore, an additional \$75 would be required to proceed with this option.

Let me know how you would like to proceed or if you have any questions.



**Tyler Wallace, Associate Engineer**  
Idaho Dept. of Water Resources, Southern Region  
650 Addison Ave W Ste 500  
Twin Falls ID 83301-5858  
(208) 736-3033  
[tyler.wallace@idwr.idaho.gov](mailto:tyler.wallace@idwr.idaho.gov)