



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

July 28, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

JUSTIN GETUSKY
RHONDA GETUSKY
2594 FRUITVALE RD
FRUITVALE ID 83612

RE: Notice of Change of Water Right Ownership for Water Right 67-10302

Dear Interested Party:

Our letter of April 27, 2007, (copy enclosed) requesting the filing fee of \$25.00 remains unanswered. Therefore, I am returning the Notice of Change in Water Right Ownership request. A copy of your ownership change request information will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request form along with conveyance document and the filing fee, and we will be happy to complete the request for you.

If you have any questions regarding this matter, please call me at 208-287-4952.

Sincerely,

Emalee Rushing
Office Services Supervisor

Enclosure

DR
mo

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
67-10302 P.D.	67-66A	OK to change in full MUB			

cc: W.A.
4-14-06
-10

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. — no fee
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

- 3. Name and Address of Former Owner/Claimant(s)

Marie McDowell & Alan McDowell
PO Box 56 Fruitvale ID 83620

- 4. New Owner/Claimant(s)

Justin Gatusky Rhonda Gatusky

Name Connector (Check one: ☐ and, ☐ or, ☒ and/or

New Mailing Address

2594 Fruitvale RD

City, State and ZIP Code

Fruitvale ID 83612

New Telephone Number

208-253-4366

- 5. Date you acquired the property

9-23-2000

SCANNED

APR 06 2006

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by AD AJ Date 4-14-06 WR _____ Date _____

SCANNED

APR 06 2006



Idaho Department of Water Resources

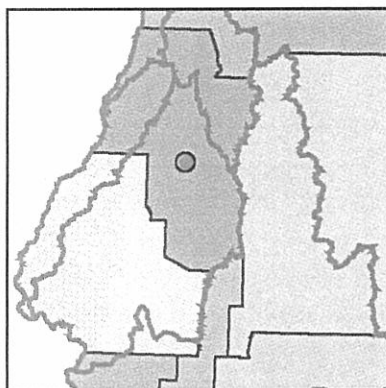
SCANNED
APR 06 2006

Adjudication Claim Number: **67-66 A**

T17N R01W

Legend

- PLSS Section LinesGcdb_sections.shp
- GCDB17N01W GCDB
- B-67 streams.shp



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Van Bussum
On Friday, March 10, 2006
1987 Aerial Photography



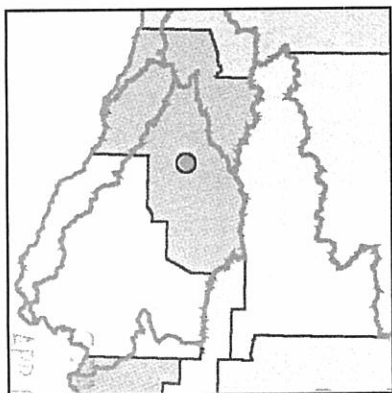
Idaho Department of Water Resources

Adjudication Claim Number: **67-66 A**

T17N R01W

Legend

- PLSS Section LinesGcdb_sections.shp
- GCDB17N01W GCDB
- B-67 streams.shp



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Van Bussum
On Friday, March 10, 2006
2004 NAIP Aerial Photography

INSTRUMENT NO. 98725
PAGE 1 OF 2

WARRANTY DEED

For Value Received, ALAN RODNEY MCDOWELL and MARIE MEGAN MCDOWELL, husband and wife the grantors, do hereby grant, bargain, sell and convey unto JUSTIN Z. GETUSKY and RHONDA K. GETUSKY, husband and wife the grantees, whose current address is, 2594 Fruitvale-Glendale Road, Fruitvale, ID 83620 the following described premises, in Adams County, Idaho, to-wit:
SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: September 20, 2000

Alan Rodney McDowell
Alan Rodney McDowell

Marie Megan McDowell
Marie Megan McDowell

STATE OF Idaho)
COUNTY OF Adams) ss

On this 20th day of Sept, in the year of 2000, before me a Notary Public in and for said State, personally appeared ALAN RODNEY MCDOWELL and MARIE MEGAN MCDOWELL known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Denise A. Groves
Notary Public
Residing at Council, TR
Commission expires: 06-27-2002

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record at the request of

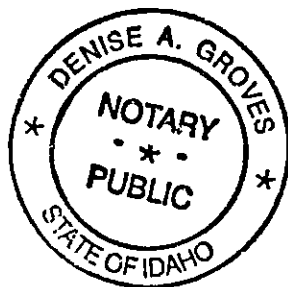
at _____ minutes past _____ o'clock M.
office, and duly recorded in Book _____
of Deeds at page _____

Ex-Officio Recorder

By: _____
Deputy

Fees \$
Mail to:

#00-362



Instrument # 98725

COUNCIL ADAMS, IDAHO
2000-09-21 01:30:26 No. of Pages: 2
Recorded for: TIMBERLINE TITLE & ESCROW
MICHAEL FISK Fee 6.00
Ex-Officio Recorder Deputy Deputy Fisk

SCANNED

APR 06 2006

INSTRUMENT NO. 98725

EXHIBIT 'A'

PAGE 2 OF 2

All that part of Lots 42 to 51, both inclusive, lying Easterly of the Robertson-Seavey Ditch, and all of Lots 52 to 61, both inclusive, of the Townsite of Fruitvale, Adams County, Idaho, according to the official plat thereof on file in the Adams County Recorder's Office Book 1 of Plats, page 10, together with all that portion of abandoned and vacated "Lincoln Street" lying between said Lots 42 to 51, inclusive, and Lots 52 to 61, being the site of former School District No. 34 schoolhouse;

AND

Lot 102 of the Townsite of Fruitvale, Adams County, Idaho, as designated on the official plat thereof on file in the Adams County Recorder's Office Book 1 of Plats, page 10.

SCANNED

APR 06 2006