



RECEIVED

Jul 25, 2025

DEPARTMENT OF
WATER RESOURCES

July 25, 2025

RMEA# 25-0129

IDWR
900 N Skyline Dr. Ste A
Idaho Falls, ID 83404

Re: Ownership of Vance Hawley Water Rights 33-51 et al

Dear Agent,

Vance Hawley currently owns a 5-acre parcel RP06N28E250460 in Butte County, Idaho, which is overlapped by the place of use of Water Right Nos: 33-51, 33-52, 33-53, 33-54, 33-55, 33-56, 33-57, 33-58, 33-59, 33-60, 33-2101A, 33-2101B, 33-10995, 33-10996.

Mr. Hawley is a former owner of a large portion of the farm to which these water rights applied. He sold his portion of the farm to Jeff and Katie Hawley in 2012. A copy of the Warranty Deed is attached and is also located within the water right records. A 5.0 acre parcel was excluded from the sale of the property, including the water rights that were appurtenant to it. A map showing the exclusion is also attached.

When Jeff Hawley submitted his ownership change to update the water rights in 2013, it was proposed to split the water rights and only update the portion of water rights appurtenant to the lands described in the deeds. Jeff paid the split fee, but was later refunded.

Since Jeff did not receive ownership of the 5.0 acre parcel that was excluded, the water rights for that portion should have stayed in the name of Vance Hawley. It appears that the exception on the deed was overlooked.

To verify that no other conveyances of the property have occurred, I contacted Butte County Recorder's office. They confirmed that Vance Hawley is the current owner of the 5.0 acre parcel and that there have been no subsequent recorded deeds conveying ownership of the parcel to any other entity.

We are requesting that IDWR review the ownership concern and restore Vance Hawley as an owner to the water rights. A map is attached illustrating the property location, the overlapping water rights boundary, and the total of 2.6 acres of the portion that is owned by Mr. Hawley. At this time, we are not requesting a split of the water rights, only for consideration in restoring him as a current owner.

Please let us know what other information you may require.

Thank you,

Kristin Moore

Kristin Moore
Principal Water Rights Analyst

Enclosures: Warranty Deed Instrument #50308
 Map showing excluded land
 Map showing water right location

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific/P.O. Box 868
Blackfoot, ID 83221

NO. **J050308**

RECORDED

JAN 04 2012

A.M. **3:38** P.M.
BUTTE COUNTY RECORDER
Jim Hamelt

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **447091-B (vb)**

Date: **December 28, 2012**

For Value Received, **Vance L. Hawley, an unmarried man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jeff Hawley and Katie Hawley, husband and wife**, hereinafter called the Grantee, whose current address is **3895 N Little Lost River Hwy, Howe, ID 83224**, the following described premises, situated in **Butte County, Idaho**, to-wit:

Township 6 North, Range 28 E.B.M., Butte County, Idaho.

Section 24: S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$

Section 25: N $\frac{1}{2}$ NE $\frac{1}{4}$ EXCEPTING THEREFROM THE FOLLOWING: BEGINNING AT THE SE CORNER OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SECTION 25, THENCE NORTH 179 FEET TO THE POINT OF BEGINNING. THENCE NORTH 396 FEET; THENCE WEST 550 FEET; THENCE SOUTH 396 FEET; THENCE EAST 550 FEET TO THE POINT OF BEGINNING.

SUBJECT TO an easement in gross in favor of the Grantor in which Grantor maintains an easement in gross for purposes of hunting, fishing, and recreation.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its 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 said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 12/28/2012

Warranty Deed
- continued

File No.: 447091-B (vb)

Vance L. Hawley
Vance L. Hawley

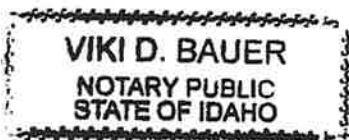
Jeff Hawley
Jeff Hawley

Katie Hawley
Katie Hawley

STATE OF Idaho)
ss.

COUNTY OF Bingham)

On this 4 day of January, 2013, before me, a Notary Public In and for said State, personally appeared Vance L. Hawley, 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.

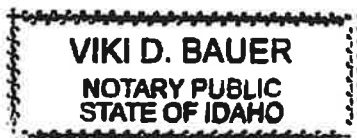


Viki D. Bauer
Notary Public for the State of Idaho
Residing at: Blackfoot
My Commission Expires: 3/29/14

STATE OF Idaho)
ss.

COUNTY OF Bingham)

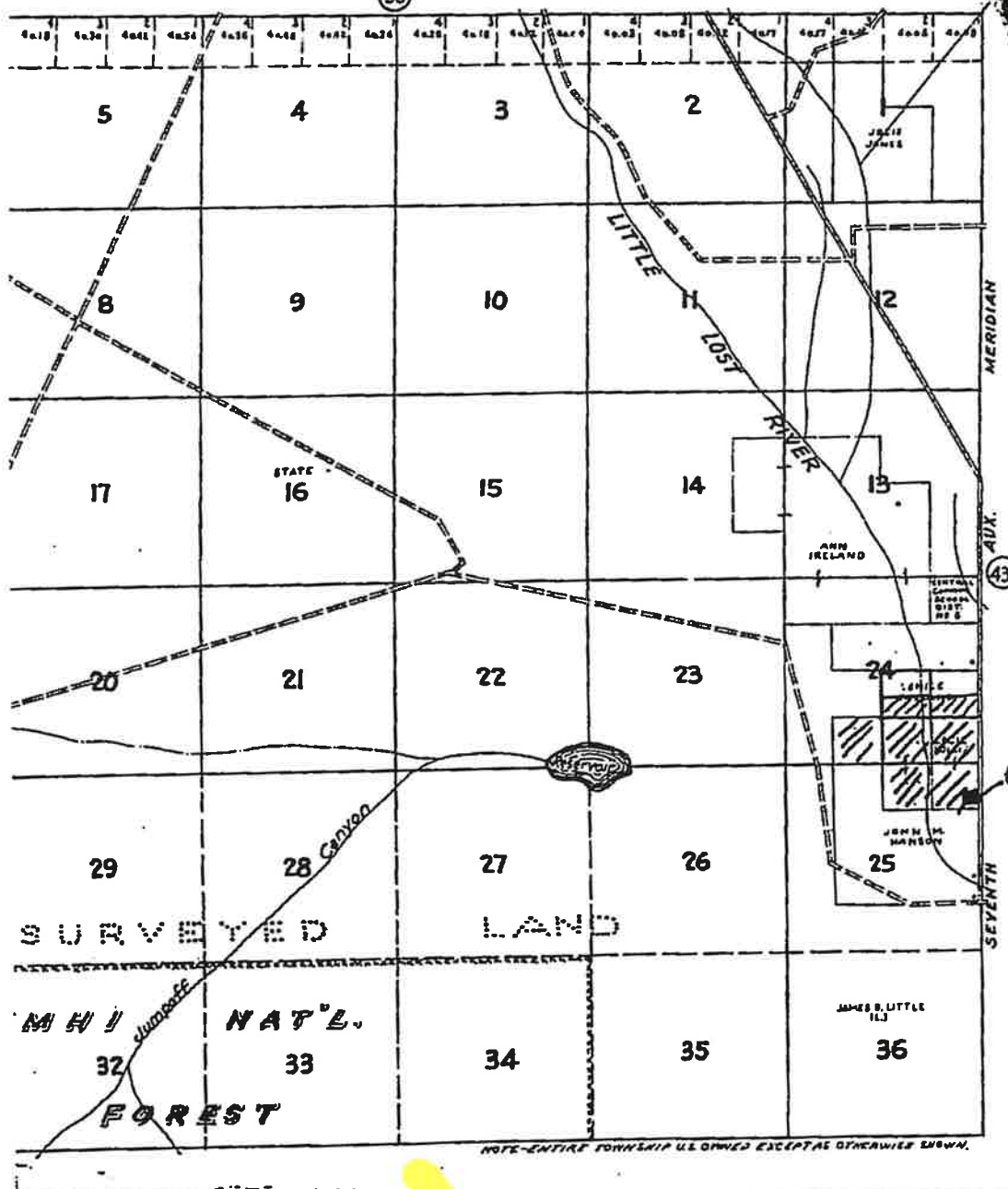
On this 4 day of January, 2013, before me, a Notary Public In and for said State, personally appeared Jeff Hawley and Katie Hawley, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.



Viki D. Bauer
Notary Public for the State of Idaho
Residing at: Blackfoot
My Commission Expires: 3/29/14

JACOB
INGTON
NOTON

36



PAVED IN
STATE BY
IMPROVE
DUST AND
SUPERIOR
RAILROAD
TRAILS
INTERSTATE
SCHOOLS



Basemap: 2023 NAIP

Vance Hawley - Water Right Ownership

- Parcel of Vance Hawley
- POU 33-51 et al
- V Hawley WR Portion
- Butte_Parcels_April2025
- Section

QQ

Review of Water Right Ownership

Vance Hawley
RP06N28E250460
Butte County, ID

Date: 7/25/2025

RMEA #: 25-0129

Drafted by: KM

