



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 27, 1998

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

45-11615

O C HANZEL

RT 2

BURLEY ID 83318

RE: Domestic and/or Stockwater Rights in Basins 41, 43 and 45  
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basins 41, 43 and 45. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in these basins will be recommended in a later process.

Note that you have 120 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in American Falls, Malad City, Burley and Twin Falls, and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher  
Director

Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES  
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT  
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: February 27, 1998

PAGE: 1

RIGHT NUMBER: 45-11615

NAME AND ADDRESS: O C HANZEL  
RT 2  
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY-DATE: 06/01/1970

POINT OF DIVERSION T10S R23E S27 LOT 3 (NENENW) Within CASSIA 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 CASSIA County  
T10S R23E S27 LOT 3 (NENW)

OTHER MATTERS 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. 10S23E272985

Dept. of Water Resources  
Adjudication Bureau  
P. O. Box 83720  
Boise, ID 83720-0098

RETURN SERVICE  
REQUESTED

PRESORTED  
FIRST CLASS



45-11615  
O C HANZEL  
224 CHURCHILL

BURLEY

ID 83318

RECEIVED

MAR 20 1998

Department of Water Resources

HANZ224 T833182001 1897 06 03/18/98  
HANZEL RETURN TO SENDER  
TEMPORARILY AWAY  
RETURN TO SENDER

AUTO-POSTAGE

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
1301 North Orchard Street, P.O. Box 83720  
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED

DATA ENTRY DONE  
REMAILED

PRESORTED  
FIRST CLASS



3/11/98 dm  
**IMPORTANT WATER RIGHT INFORMATION**

224 Churchill

RECEIVED  
MAR 06 1998

Department of Water Resources

83318>9802 83318



AJ5856NP

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

DATE: SEP-9-1997  
PAGE: A-1146

RIGHT NUMBER: 45-11615  
  
NAME & ADDRESS: O C HANZEL  
RT 2  
BURLEY ID 83318  
  
SOURCE: GROUNDWATER  
  
QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/01/1970

POINT OF DIVERSION: T10S R23E S27 LOT 3 (NENENW) Within CASSIA County

| PURPOSE AND<br>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 CASSIA County  
T10S R23E S27 Lot 3 (NENW)

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. 10S23E272985

Claim proofread by: ON  
Date: 9/29

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

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A45-11615  
Date Received: 6/23/1989  
Receipt No: S008132  
Received By: SEC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: O.C. HANZEL 208-678-7825  
Address: RT. 2 BURLEY  
BURLEY, ID 83318

2. Date of Priority: JUN 01, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 10S      | 23E   | 27      | NE     | NE     | NW     | 3   | CASSIA |

5. Description of diverting works:  
WELL AND PUMP

6. Water is used for the following purposes:

| Purpose  | From  | To    | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040  |      |        |

7. Total Quantity Appropriated is:  
0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
D/1 HOUSE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use    | Acres |
|----------|-------|---------|--------|--------|-----|--------|-------|
| 10S      | 23E   | 27      | NE     | NW     | 3   | DOMEST |       |

11. Place of use in counties: CASSIA

A45-11615

Page 1

Date: 06/23/89

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12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:  
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A45-11615Date Received 5-31-89Receipt Number 5008132NOTICE OF CLAIM  
TO A  
WATER RIGHT

ACQUIRED UNDER STATE LAW

Department of Water Resources  
Southern Region Office

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) O. C. HANZEL Phone (208) 678-7825Mailing Address R#2 BURLEY, IDA. Zip 833182. Date of Priority (Only one per claim) 6-1-70 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other ( ) (a) \_\_\_\_\_

Name or kind of source

which is tributary to (b) \_\_\_\_\_

4. Location of point of diversion is: Township 10 Range 23Section 27, NE 1/4 of NE 1/4 of NW 1/4, Govt. Lot 3, BM.,County of CASSIA

Additional points of diversion if any: \_\_\_\_\_

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. WELL PUMP

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

|                                        |                                                |                         |
|----------------------------------------|------------------------------------------------|-------------------------|
| For <u>DOMESTIC</u> purposes from      | Month/Day <u>1-1</u> to Month/Day <u>12-31</u> | amount <u>104</u> (cfs) |
| (Both dates are inclusive)             |                                                |                         |
| For _____ purposes from _____ to _____ | amount _____                                   |                         |

7. Total quantity claimed \_\_\_\_\_ (cfs)

8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) HOUSEHOLD 1

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10. Place of use is: Township: 10 Range 23

Section 27 NE 1/4 of NE 1/4, Govt. Lot NW B.M.,

County of CASSIA for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any \_\_\_\_\_

11. In which county (ies) are lands listed above as place of use located? CASSIA

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. None (X)

14. Remarks: \_\_\_\_\_

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff vs Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

16. Signature (s) \_\_\_\_\_

Number of Attachments \_\_\_\_\_

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) *DeWangel* Date 5-24-89

\_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

of \_\_\_\_\_ Title \_\_\_\_\_, that I have signed the foregoing

document in the space below as \_\_\_\_\_ Organization

\_\_\_\_\_ Title \_\_\_\_\_ of \_\_\_\_\_ Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

Title and Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County of MINIDOKA ) SS.

Subscribed and sworn (or affirmed) before me this 9 day of JUNE 1989

SEAL

Notary Public *Charles M. Wells*

Residing at *Payette, Idaho*

My Commission Expires 3-15-91

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

May 31, 1989

RECEIVED

JUN 12 1989

Department of Water Resources  
Southern Region Office

O. C. Hanzel  
P O Box 473  
Rupert, ID 83350

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # 5370 for \$ 25.00 which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification:

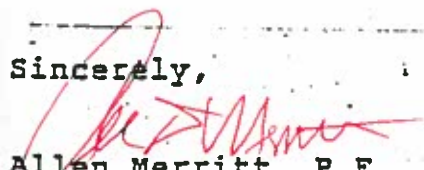
- [✓] Item #2 Priority Day / month / year
- [ ] Item #4 Point of Diversion Legal Description
- [✓] Item #6 Uses descriptions Limited to "Domestic" or "Stockwater" Uses.
- [ ] Item #9 Description of Non-irrigation Uses
- [ ] Item #10 Place of Use Legal Description
- [✓] Item #16 Signature & Notarization Must Be Notarized.
- [ ] Improper fee (THE CORRECT FEE IS \$ \_\_\_\_\_)
- [✓] Other or Remarks

Item #5: Is this a well & pump to use Groundwater?

\* Domestic Use includes 1/2 Acre Lawn Irrigation.

If you wish to continue to press your claim please find enclosed instructions and another claim form to use. If you will make the necessary corrections and return your claim with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional late fee of \$ 50.00.

Sincerely,

  
Allen Merritt, P.E.  
Water Rights Supervisor

ADM:adm  
Enclosures:

See

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MAK U 9 1993

O. C. HANZEL  
BOX 473  
RUPERT, ID 83350



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MAR 09 1993

Idaho Dept. of Water Resources  
2148 4<sup>th</sup> Ave East  
Twin Falls, Idaho 83301

FROM: Allen Merritt

TO: FILE

SUBJECT: ACCEPTING CLAIMS WITHOUT LATE FEE.

BASED ON MY UNDERSTANDING OF THE WAY MAIL IS HANDLED IN THE BURLEY AREA I AM ACCEPTING CLAIMS AS BEING FILED TIMELY WITH A POSTMARK FROM TWIN FALLS WITH A DATE OF JUNE 9TH FOR CLAIMS FROM CASSIA COUNTY. (NOTE DEADLINE FOR CASSIA CO. IS JUNE 8TH)

BASED ON MY INVESTIGATION IT IS VERY LIKELY THAT CLAIMS WERE PLACED IN POST OFFICES IN THE BURLEY AREA ON JUNE 8TH AND NOT POSTMARKED UNTIL THE 9TH IN TWIN FALLS. THE ATTACHED LETTER FROM THE POST OFFICE EXPLAINS THIS SITUATION. THIS AFFECTS APPROX. 20 CLAIMS.

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**MAR 09 1993**



United States  
Postal Service

June 14 1989

Mr. Merritt:

In regards to the conversation on this date concerning the reason for the June 9th post marks on filings due to you on the 8th of June.

My personal feeling is that they were mailed in the Burley area after 6 o'clock which is the cut off time for all mail in Burley. At that time all mail is

trucked to Twin Falls for processing. My feeling the mail was mailed on the 8th of June but after that time. Therefore the mail came to Twin Falls on the 9th and then was postmarked with the Date of 9 June 1989...

Respectfully

Maurice Miller  
Supervisor Mails and Delivery Relief

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MAR 09 1993

From: DWR03::SHAFF  
To: DWR60::MERRITT  
CC: SHAFF  
Subj: POST MARKS

13-JUN-1989 14:24

Lynne and I talked to Dave about this. Apparently a similar event happened with Bingham Co. The guideline, which will be a part of a memorandum update on its way, is a day late is OK if we have documented the processing by the Postal Service caused the late postmark. This rule for "we" applies where a group of claims falls in this category. Where the day late postmark is not within a group, but is instead an isolated instance, the claimant will be required to submit the documented proof the postal service caused the problem.

To get the jump on the memo, please write a conversation memorandum, if you talked to the postmaster/mistress about their procedures. Lynne wants tracks to explain, if it's necessary later, why the late postmarked claims were accepted without approved extensions or late fees.

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MAR 09 1993



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

Aug. 15, 1989

Re: A45-11615

JO C HANZEL  
RT 2 BURLEY  
BURLEY ID 83318

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens  
Adjudication Secretary

/jg

Enclosures:

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MAR 09 1993



