

AJ5809NP
No. R65-07874

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/26/98
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO DEPT. OF LANDS STATEHOUSE BOISE ID 83720	04/28/1977	STOCKWATER	01-01 12-31	0.02 CFS	27.00 AFA
TOTAL DIVERSION:					0.02 CFS	27.00 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion:

T12N R01E S36

SENE

SENE

GEM County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
12N	01E	36	:																	:
			:																	:

POU County: GEM

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING. STOCK AND VARIOUS WILDLIFE

} Comments

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Comments: Date: 02/26/1998 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 04/19/94 DUNN1 02/26/98 AJU3-JSH 02/26/98 AJU5-JSH

Recommended as licensee

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: A65-07874
Date Received: 6/27/89
Receipt No: X999999
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO
Address: DEPT. OF LANDS
STATEHOUSE
BOISE, ID

83720

2. Date of Priority: APR 28, 1977

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	01E	36	SE	NE			GEM
			SE	NE			GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		27.00

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 27.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK AND VARIOUS WILDLIFE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12N	01E	36	SE	NE		STOCK	

A65-07874

Page 1

Date: 06/15/89

MICROFILMED
SEP 23 1992

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE

14. Remarks:

THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am Chief, Bureau of Range Management of
Idaho Department of Lands Title
Organization, that I have signed the foregoing
document in the space below as Chief, Bureau of Range Management of
Idaho Department of Lands Title
Organization and that the statements contained in the
foregoing document are true and correct.

Donald E. Holb
Signature of Authorized Agent
Chief, Bureau of Range Management
Idaho Department of Lands

Title and Organization

June 26, 1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 26 day

of June 19 89

Seal

Virginia M. Peters
Notary Public

Residing at Bainbridge

My Commission Expires 3/15/94

03/09/2001

RECEIVED

MAR 19 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-7874

STATE OF IDAHO
DEPT OF LANDS
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3-15-01 SIGNATURE: Tracy Behrens, Range Management Specialist
Please print your name: TRACY BEHRENS

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

03/09/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-7874

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF LANDS
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720

SOURCE: SPRING

TRIBUTARY: BENT CREEK

QUANTITY: 0.020 CFS
2.70 AFY

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

PRIORITY DATE: 04/28/1977

POINT OF DIVERSION:

T12N R01E S36 SENE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.020 CFS 2.70 AFY

PLACE OF USE:

STOCKWATER Within GEM County
T12N R01E S36 SENE

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.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF
THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A
POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License
STOCKWATER, 200 RANGE CATTLE.

AJ0749NP
No. R65-07874

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/08/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO DEPT. OF LANDS STATEHOUSE MAIL PO BOX 83720 BOISE ID 83720	04/28/1977	STOCKWATER	01-01 12-31	0.020 CFS	2.70 AFA
TOTAL DIVERSION:					0.020 CFS	2.70 AFA

Water Source: SPRING

Tributary to: BENT CREEK

Stage: LICENSE

Point(s) of Diversion: T12N R01E S36 SENE

GEM County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
12N	01E	36	:					S	:											:

POU County: GEM

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER, 200 RANGE CATTLE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 02/26/1998 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 06/08/00 MSCHULTE

AJ5809NP
No. R65-07874

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/26/98
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO DEPT. OF LANDS STATEHOUSE BOISE ID 83720	04/28/1977	STOCKWATER	01-01 12-31	0.02 CFS	27.00 AFA
TOTAL DIVERSION:					0.02 CFS	~~27.00 AFA~~

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion:

T12N R01E S36

SENE

SENE

GEM County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
12N	01E	36	:																	:
			:																	:

POU County: GEM

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
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Remarks: EXP THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING. STOCK AND VARIOUS WILDLIFE

} Comments

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Comments: Date: 02/26/1998 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 04/19/94 DUNN1 02/26/98 AJU3-JSH 02/26/98 AJU5-JSH

Recommended as licensee

WR5809NP
No. 65-07874

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/26/98
PAGE: 7

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO DEPT OF LANDS STATEHOUSE BOISE ID 83720	04/28/1977	STOCKWATER	01/01 12/31	0.020 CFS	27.00 AFA
TOTAL DIVERSION:					0.020 CFS	27.00 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion:

T12N R01E S36

SENE

GEM County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
12N	01E	36	:															:
			:															:

Pou County: GEM

Remarks: GEN THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION
PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY.
NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.

Dates:	App. Received:	Priority Date:	04/28/1977
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	06/08/1982	

Misc: Water District Number: 65 Field Exam Fee:

Audit: 06/08/82 04/30/88 CONVERT 11/01/88 CURTIS 01/19/92 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7874 Priority April 28, 1977 Amount 0.02 cfs

THIS IS TO CERTIFY, that State of Idaho Department of Lands
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 65-7874 issued pursuant to Application for Permit dated April 28, 1977,
and has submitted proof to the Department of Water Resources on May 24, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.02 cfs of water from unnamed spring,
tributary to Bent Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>2.7</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.7 acre feet per year, said waters to be diverted within the SENEE, Sec. 36, Twp. 12N,
Rge. 1E, B.M. _____ in the County of Gem

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12N	1E	36				X													

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AUG 28 1978

Department of Water Resources
Western Regional Office

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 21 day of

August, 19 79

Director

A65-07874

MAR 02, 1977

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 436

INDICATES TOTAL

SOURCE: SPRING

TRIBUTARY TO: SINKS

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-7721	HERRICK BROTHERS CASCADE, IDAHO 83611 REMARKS: THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	11/ 1/1976	STOCKWATER	1/ 1 12/31	5.40 AFA .09 CFS	SWNW S28 T12N R 4E	SWNW S28 T12N R 4E	PERMIT
65-7871	FEDERAL AVIATION ADMINISTRATION C/O ZEIDA MANLEY, 3113 AIRPORT WAY, BOISE, IDAHO 83705 REMARKS: THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	4/28/1977	DOMESTIC	1/ 1 12/31	1.20 AFA .06 CFS	SWSW S20 T13N R 3E	SWSW S20 T13N R 3E	PERMIT
65-7874	STATE OF IDAHO DEPARTMENT OF LANDS, STATEHOUSE, BOISE, IDAHO 83720 REMARKS: THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	4/28/1977	STOCKWATER	1/ 1 12/31	27.00 AFA .02 CFS	SENE S36 T12N R 1E	SENE S36 T12N R 1E	PERMIT
65-7982	BILLARD, ROBERT S. & BILLARD, EVELYN 5720 EDSON, BOISE, IDAHO 83707 REMARKS: THIS PERMIT RIGHT IS NOT DECREED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	9/14/1977	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWNW S34 T17N R 3E	SWNW S34 T17N R 3E	PERMIT

OLD (D) NUMBER -

+ - - - - - ADDRESS - - - - - +

STATE- ID ZIP- 83720

STATE- ID ZIP- 83720

+ - - - STATUS - - - - +

+ - - - - - - - - TRIBUTARY - - - - - - - - - - +
SINKS

37

WATER RIGHT NUMBER - A65-07874

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.
+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.
+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000
+ - - AUDIT FIELDS - 08/03/89 PEPPERSA
+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND
+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 06/27/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	- 65
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- X999999	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

State Lease G-6513

DATA ENTRY

ENTERED _____

CHECKED _____

"Verified By"
Topo Map/Ortho-FC
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

FEB 9 1994

CERTIFIED
FEB 18 1994
WATER EXAMINER



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 7, 1989

Mr. Donald E. Hobbs, Chief
Bureau of Range Management
Idaho Department of Lands
Statehouse Mail
Boise, Idaho 83720

Re: Snake River Basin Adjudication SRBA

Dear Mr. Hobbs:

We have received Notice of Claim to Water Rights submitted as follows:

Letter of June 27, 1989	50 Claims
Letter of June 28, 1989	21 Claims
Letter of June 29, 1989	20 Claims
Delivered July 05, 1989	4 Claims

The filing fee for these claims is \$3,003.00, an itemized listing is attached. The filing deadline for these claims was July 5, 1989, as granted by the Extension of Time dated May 31, 1989. Please submit payment before August 7, 1989 along with the Extension of Time form enclosed to avoid a late filing fee.

We are returning Claim #A65-07388. This water right was decreed for domestic use on "Lot 67, Payette Lake, West Side." The claim submitted for this water right designates "Lot 68" as the location of domestic use. If you would like to submit this claim differently than the way the water right was decreed by the court in the Payette Adjudication, then additional information will be

MICROFILMED

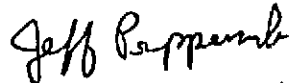
SEP 23 1992

Mr. Donald E. Hobbs, Chief
Page 2
July 7, 1989

required and a \$25.00 filing fee will apply. Specifically, Items #5, 9 and 13 must be completed on the claim form. Please note that the \$25.00 fee is not part of the total \$3,003.00 given above.

Please let me know if you have any questions.

Sincerely,



Jeff Peppersack
Engineering Specialist

JP:mcc:state
Enclosures:
Claim #A65-07388
Itemized List of Claims
Request For Extension

MICROFILMED

SEP 23 1992