

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECEIVED**DEC 02 2021****APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION**

Department of Water Resources

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ~~Eastern Snake Plain~~ ^{Eastern Snake Plain} for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the Application for Transfer Instructions for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to Idaho Code § 42-221.0.8. Attach an explanation and any supporting documentation.

1. APPLICANT(S) Jared & Amy Parker - Slash LP Livestock Phone 435-213-0295 Amy
 2. MAILING ADDRESS 307. S. 100. W City Providence
 State UT Zip 84332 Email Amy.parker4@hotmail.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ 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.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 29-14191, 29-14192, 29-14268
29-14269, 29-14270

- ☐ Attach a copy of the water right(s) as recorded, available at idwr.idaho.gov, Water Right Transfers, Step 1, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 2.2 cubic feet per second and/or _____ acre-feet per annum.
 (diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, Water Rights, Water Right Transfers, Modeling Resources.

New?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
N			NE	NW	7	10S	36E	BANNOCK	GARDEN CK	
N			NE	NW	7	10S	36E	BANNOCK	GARDEN CK	
Y			NE	NE	9	10S	36E	BANNOCK	GARDEN CK	

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Concrete Collection Box with a Turbine pump. When Required, a measuring device would be installed

- b. Who owns the property at the point(s) of diversion? Applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes ☐ No ☒

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. You may create a map at idwr.idaho.gov, Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

[Signature]
Signature of applicant or authorized agent

Jared Parker owner
Print name and title if applicable

12/2/21
Date

[Signature]
Signature of applicant or authorized agent

Amy Parker owner
Print name and title if applicable

12-2-21
Date

9. **FEE** – ☐ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by _____ Date _____

Fee paid 660.00 Date 12/2/21

Received by AK Receipt # EO47587

Preliminary review by _____

Date _____

Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

12/2/2021

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JARED PARKER 307 S 100 W PROVIDENCE, UT 84332-9735 (435) 213-0295

Current Owner AMY PARKER
307 S 100 W
PROVIDENCE, UT 84332-9735
(435) 213-0295

Status: Active

Tributary
MARSH CREEK

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
04/01	10/31	0.220 CFS
Total Diversion		0.220 CFS

Volume

GARDEN CREEK	NENW	Sec. 7, Twp 10S, Rge 36E, BANNOCK County
GARDEN CREEK	NWNWNW	Sec. 10, Twp 10S, Rge 36E, BANNOCK County

IRRIGATION within BANNOCK County

T10S R36E S9	NENE	33.0
T10S R36E S9	NWNE	33.0
T10S R36E S9	SWNE	33.0
T10S R36E S9	SENE	33.0
T10S R36E S9	NENW	20.0
T10S R36E S9	SENW	7.0
	Right Acre Limit:	33.0
	PQU Total Acres:	159.0

Conditions of Approval:		
1.	X27	This right is limited to the irrigation of 33.0 acres within the authorized place of use in a single irrigation season.
2.	X35	Rights 29-14190, 29-14191, 29-14192 when combined shall not exceed a total diversion rate of 0.66 cfs and the irrigation of 33.0 acres.
3.	X35	Rights 29-7221, 29-13498, 29-14190, 29-14191, 29-14192, 29-14268, 29-14269, and 29-14270 when combined shall not exceed the irrigation of 159.0 acres.
4.	R43	The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2021

5. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 29B.
6. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates and Other Information

Decreed Date: 3/22/2004

State or Federal: S

Water District Number: 29B

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

12/2/2021

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JARED PARKER 307 S 100 W PROVIDENCE, UT 84332-9735 (435) 213-0295

Current Owner AMY PARKER
307 S 100 W
PROVIDENCE, UT 84332-9735
(435) 213-0295

Status: Active

Tributary
MARSH CREEK

Volume

0.090 CFS

GARDEN CREEK
GARDEN CREEK

NWNWNW
NENW

Sec. 10, Twp 10S, Rge 36E, BANNOCK County
Sec. 7, Twp 10S, Rge 36E, BANNOCK County

IRRIGATION within BANNOCK County

T10S R36E S9	NENE	33.0
T10S R36E S9	NWNE	33.0
T10S R36E S9	SWNE	33.0
T10S R36E S9	SENE	33.0
T10S R36E S9	NENW	20.0
T10S R36E S9	SENW	7.0

POU Total Acres: 159.0

<u>Conditions of Approval:</u>		
1.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 29B.
3.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4.	X35	Rights 29-7221, 29-13498, 29-14190, 29-14191, 29-14192, 29-14268, 29-14269, and 29-14270 when combined shall not exceed the irrigation of 159.0 acres.
5.	R43	The right holder shall maintain a measuring device and lockable controlling works of a

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2021

- type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
7. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

Dates and Other Information

Decreed Date: 3/22/2004

State or Federal: S

Owner Name Connector: AND

Water District Number: 29B

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2021

Water Right 29-14270

Owner Type **Name and Address**
Current Owner JARED PARKER
307 S 100 W
PROVIDENCE, UT 84332-9735
(435) 213-0295

Current Owner AMY PARKER
307 S 100 W
PROVIDENCE, UT 84332-9735
(435) 213-0295

Priority Date: 5/1/1904

Basis: Decreed

Status: Active

Source **Tributary**
GARDEN CREEK MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.030 CFS	
	<u>Total Diversion</u>		1.030 CFS	

Source and Point(s) of Diversion

GARDEN CREEK	NWNWNW	Sec. 10, Twp 10S, Rge 36E, BANNOCK County
GARDEN CREEK	NENW	Sec. 7, Twp 10S, Rge 36E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK County

T10S R36E S9	NENE	33.0
T10S R36E S9	NWNE	33.0
T10S R36E S9	SWNE	33.0
T10S R36E S9	SENE	33.0
T10S R36E S9	NENW	20.0
T10S R36E S9	SENW	7.0
POU Total Acres:		159.0

Conditions of Approval:

1. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 29B.
2. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2021

5. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
6. X35 Rights 29-7221, 29-13498, 29-14190, 29-14191, 29-14192, 29-14268, 29-14269, and 29-14270 when combined shall not exceed the irrigation of 159.0 acres.
7. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

Dates and Other Information

Decreed Date: 3/22/2004

State or Federal: S

Owner Name Connector: AND

Water District Number: 29B

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2021

Water Right 29-14269

Owner Type **Name and Address**
Current Owner JARED PARKER
307 S 100 W
PROVIDENCE, UT 84332-9735
(435) 213-0295

Current Owner AMY PARKER
307 S 100 W
PROVIDENCE, UT 84332-9735
(435) 213-0295

Priority Date: 5/1/1891

Basis: Decreed

Status: Active

Source
GARDEN CREEK

Tributary
MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.690 CFS	
	<u>Total Diversion</u>		0.690 CFS	

Source and Point(s) of Diversion

GARDEN CREEK	NWNWNW	Sec. 10, Twp 10S, Rge 36E, BANNOCK County
GARDEN CREEK	NENW	Sec. 7, Twp 10S, Rge 36E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK County

T10S R36E S9	NENE	33.0
T10S R36E S9	NWNE	33.0
T10S R36E S9	SWNE	33.0
T10S R36E S9	SENE	33.0
T10S R36E S9	NENW	20.0
T10S R36E S9	SENW	7.0
POU Total Acres:		159.0

Conditions of Approval:

1. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
3. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2021

5. X35 Director to rescind approval of the transfer.
Rights 29-7221, 29-13498, 29-14190, 29-14191, 29-14192, 29-14268, 29-14269, and 29-14270 when combined shall not exceed the irrigation of 159.0 acres.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 29B.

Dates and Other Information

Decreed Date: 3/22/2004

State or Federal: S

Owner Name Connector: AND

Water District Number: 29B

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2021

Water Right 29-14191

Owner Type **Name and Address**
Current Owner JARED PARKER
 307 S 100 W
 PROVIDENCE, UT 84332-9735
 (435) 213-0295

Current Owner AMY PARKER
 307 S 100 W
 PROVIDENCE, UT 84332-9735
 (435) 213-0295

Priority Date: 5/1/1892

Basis: Decreed

Status: Active

Source
GARDEN CREEK

Tributary
MARSH CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.170 CFS	
	Total Diversion		0.170 CFS	

Source and Point(s) of Diversion

GARDEN CREEK	NWNWNW	Sec. 10, Twp 10S, Rge 36E, BANNOCK County
GARDEN CREEK	NENW	Sec. 7, Twp 10S, Rge 36E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK County

T10S R36E S9	NENE	33.0
T10S R36E S9	NWNE	33.0
T10S R36E S9	SWNE	33.0
T10S R36E S9	SENE	33.0
T10S R36E S9	NENW	20.0
T10S R36E S9	SENW	7.0
	Right Acre Limit:	33.0
	POU Total Acres:	159.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 33.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 29-14190, 29-14191, and 29-14192 when combined shall not exceed a total diversion rate of 0.66 cfs and the irrigation of 33.0 acres.
3. X35 Rights 29-7221, 29-13498, 29-14190, 29-14191, 29-14192, 29-14268, 29-14269, and 29-14270 when combined shall not exceed the irrigation of 159.0 acres.
4. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2021

5. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 29B.
6. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates and Other Information

Decreed Date: 3/22/2004

State or Federal: S

Owner Name Connector: AND

Water District Number: 29B

Mitigation Plan: False

Combined Use Limits

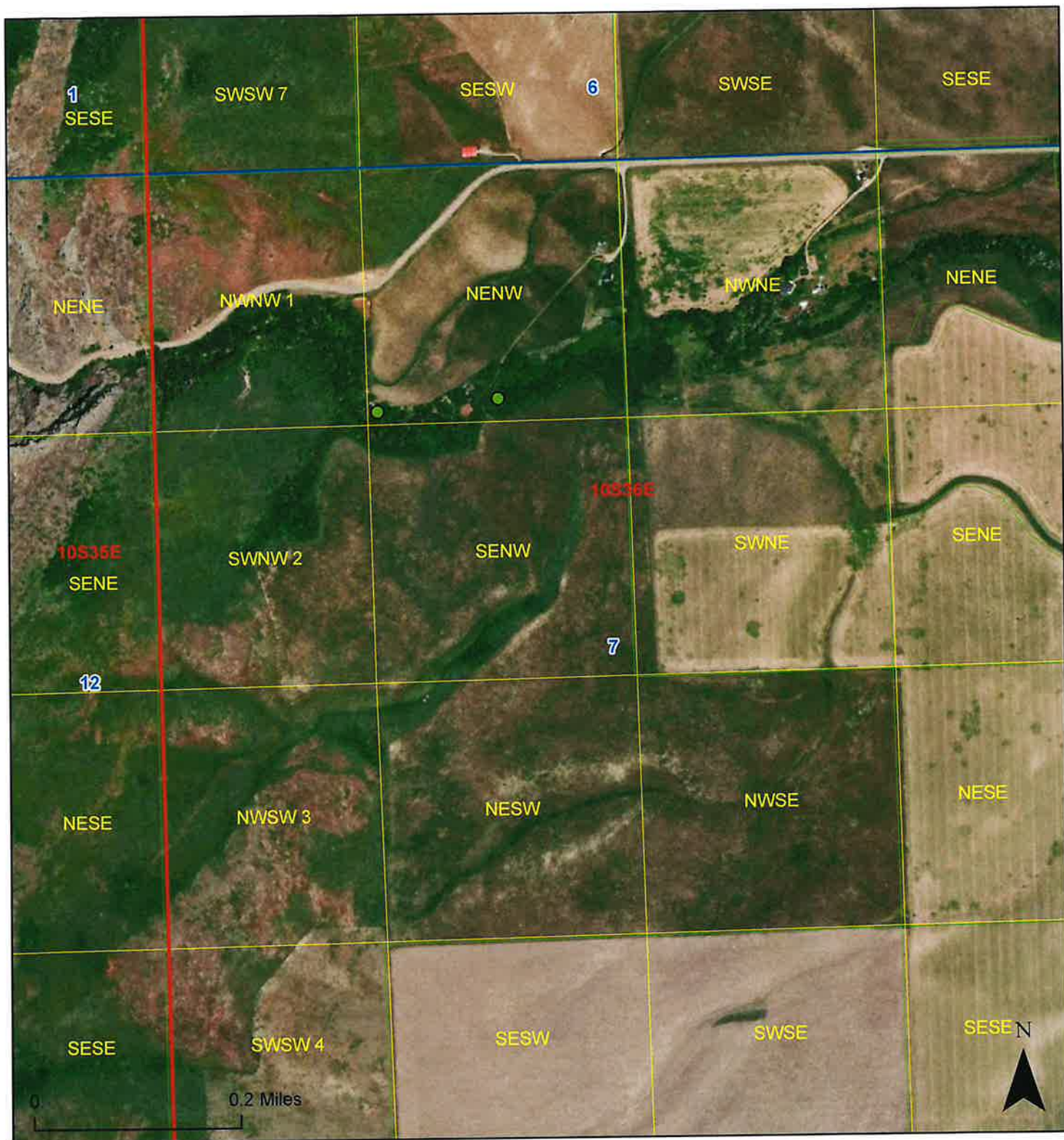
N/A

SubCase:

N/A

Water Supply Bank:

N/A



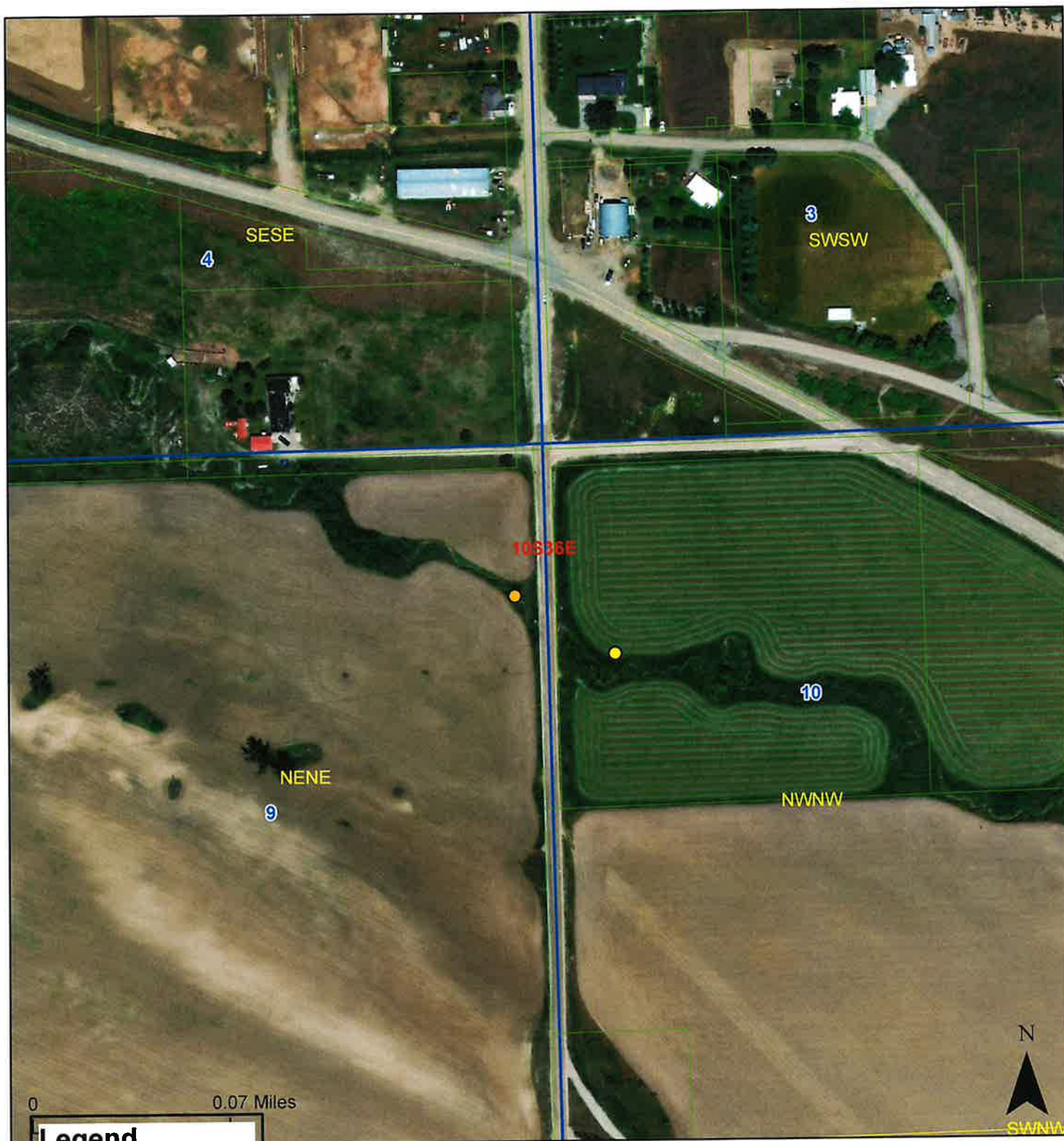
Legend

-  POD's
-  Township/Range
-  Sections
-  QQ



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WATER RESOURCES

85589



Legend

- Old POD
- New POD
- Township/Range
- Sections
- QQ



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WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 15, 2021

AMY & JARED PARKER
SLASH J.P. LIVESTOCK
307 S 100 W
PROVIDENCE, UT 84332-9735

RE: Transfer No. 85589
Water Right No(s). 29-14191, 29-14192, 29-14268, 29-14269, 29-14270

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO STATE JOURNAL on 12/22/2021 and 12/29/2021. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, December 15, 2021 12:09 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Idaho State Journal
Attachments: 85565, 85589 Idaho State Journal.docx

LEGAL NOTICE DEPARTMENT
IDAHO STATE JOURNAL
PO BOX 431
POCATELLO, ID 83204-0431

RE: Transfer No. 85565, 85589

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 1/10/2022. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85565**

A.W. HARDY FAMILY INVESTMENTS, LTD, STEVEN L HARDY, TRUSTEE, 13297 TRAIL RIDER CIRCLE, DRAPER, UT 84020 has filed Application No. 85565 for changes to the following water rights within BANNOCK, POWER County(s): Right No(s). 29-13892, 29-14197, 29-14198; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change points of diversion, add points of diversion, and change place of use. The proposed points of diversion are in SWSWSE (2 wells) Sec 26, NENENE (3 wells), NWNENE (2 wells), SWNENE (3 wells), SENENE (2 wells), NENWNE (2 wells), NWNWNE (2 wells), SENWNE (3 wells) Sec 35, and NWNWNW Sec 36, T05S R34E for 0.99 cfs from Ground Water. The proposed place of use is in SWSE Sec 26, NENE and NWNE Sec 35, and NWNW Sec 36, T05S R34E for 56.6 acres within an 81.8-acre permissible place of use.

TRANSFER NO. 85589

AMY & JARED PARKER and SLASH J.P. LIVESTOCK, 307 S 100 W, PROVIDENCE, UT 84332-9735 has filed Application No. 85589 for changes to the following water rights within BANNOCK County(s): Right No(s). 29-14191, 29-14192, 29-14268, 29-14269, 29-14270; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change and add points of diversion. The proposed points of diversion are in NENW (2 points) Sec 7, and NENE (new) Sec 9, T10S R36E for 2.20 cfs from Garden Creek. For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 1/10/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 12/22/2021 and 12/29/2021