

Application for Water Right Temporary or Drought Temporary Transfer Part 1 of 5 – Minimum Requirements Checklist

This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

Che	eck all ite	ms included with this application. $(N/A = Not Applicable)$
\boxtimes		Part 1 - Completed Minimum Requirements Checklist.
\boxtimes		Part 2 - Completed Temporary Transfer Application Map Checklist.
\boxtimes		Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator . If you have questions, call Customer Service at (503) 986-0801.
\boxtimes		Part 4 – Completed Applicant Information and Signature.
		Part 5 – Information about Transferred Water Rights: How many water rights are to be transferred? 2 List them here: <u>C-45595, C-57606</u>
		Please include a separate Part 5 for each water right. (See instructions on page 6)
	N/A	For standard Temporary Transfer (one to five years) Begin Year End Year
\boxtimes	N/A	Temporary Drought Transfer (Only in counties where the Governor has declared drought)
		Attachments:
\boxtimes		Completed Temporary Transfer Application Map.
\boxtimes		Completed Evidence of Use Affidavit and supporting documentation.
		Current recorded deed for the land from which the authorized place of use is temporarily being moved.
\boxtimes	□ N/A	Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water- right is on.)
	N/A	Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
	□ N/A	Land Use Information Form with approval and signature (or signed land use form receipt — stub). Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
	N/A	Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).
		(For Staff Use Only) WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S): Application fee not enclosed/insufficient Map not included or incomplete Land Use Form not enclosed or incomplete Additional signature(s) required PRECEIVED BY OWND Other/Explanation Staff: 503-986-0 Date: / /

Your temporary transfer application will be returned if any of the map requirements listed below are not met.

Please be	sure that the temporary transfer application map you submit includes all the required matches the existing water right map. Check all boxes that apply.
□ N/A	If more than three water rights are involved, separate maps are needed for each water right.
\boxtimes	Permanent quality printed with dark ink on good quality paper.
\boxtimes	The size of the map can be $8\frac{1}{2}$ x 11 inches, $8\frac{1}{2}$ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
\boxtimes	A north arrow, a legend, and scale.
\boxtimes	The scale of the map must be: $1 \text{ inch} = 400 \text{ feet}$, $1 \text{ inch} = 1,320 \text{ feet}$, the scale of the Final-Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than $1 \text{ inch} = 1,320 \text{ feet}$, or a scale that has been pre-approved by the Department.
\boxtimes	Township, Range, Section, 1/4 1/4, DLC, Government Lot, and other recognized public land survey lines.
\boxtimes	Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
\boxtimes	Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
\boxtimes	Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
\boxtimes	Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
N/A □ N/A	Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
\boxtimes	Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
∑ N/A	If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

	Iuitovio	Contract Miles (NO	WALLES TO THE PROPERTY OF THE PARTY OF THE P	1
	FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$700.00	
	Number of water rights included in transfer (2a)			
	Subtract 1 from the number in 3a above: (2b) If only one water right this will			
	be 0			
2	Multiply line 2b by \$225.00 and enter » » » » » » » » » » » »	2		1
	Do you propose to add or change a well, or change from a surface water POD to a			
	well?			ļ
	No: enter 0 »» » » » » » » » » » » » » » » »			
3	Yes: enter \$350 » » » » » » » » » » » » » » » » »	3		ļ
	Do you propose to change the place of use for a non-irrigation use?			
	No: enter 0 on line 4 » » » » » » » » » » » » » » » »			Ì
	Yes: enter the cfs for the portions of the rights to be transferred: (4a)			
	Subtract 1.0 from the number in 4a above: (4b)			
	If 4b is 0, enter 0 on line 4 » » » » » » » » » » » » » » » »			
	If 4b is greater than 0, round up to the nearest whole number: (4c) and			
4	multiply 4c by \$175.00, then enter on line 4 » » » » » » » » »	4		-
	Do you propose to change the place of use for an irrigation use?			
	No: enter 0 on line 5 » » » » » » » » » » » » » » » »			
	Yes: enter the number of acres for the portions of the rights to be			
_	transferred: (5a)	ا ہے ا		
5	Multiply the number of acres in 5a above by \$2.00 and enter on line 5 » »	5		
6	Add entries on lines 1 through 5 above » » » » » » » » Subtotal:	6		-
	Is this transfer:	١Ę١٧	VED BY OV	VR
	inecessary to complete a project funded by the Oregon watershed			
	Enhancement Board (OWEB) under ORS 541.932?	11.1	N 0 4 2015	
	endorsed in writing by ODFW as a change that will result in a net benefit to	100	1 0 4 2013	
	fish and wildlife habitat?			
7	If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »		ALEM, OR	
7	If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »	7		1
8	Subtract line 7 from line 6 » » » » » » » » » » » » Transfer Fee:	8	L	}

	FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS		
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*):		
	<u>.5 (2a)</u>		
	Subtract 1.0 from the number in 2a above: <u>0 (2b)</u>		
	If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » »		
	If 2b is greater than 0, round up to the nearest whole number: (2c) and		
2	multiply 2c by \$50, then enter on line 2 » » » » » » » » »	2	0
3	Add entries on lines 1 through 2 above » » » » » » » Transfer Fee::	3	\$200.00

^{*}Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

^{1.} Divide total authorized cfs by total acres in the water right (for C12345, 1.25 cfs $\div 100$ ac); then multiply by the number of acres to be transferred to get the transfer cfs (x 45 ac = 0.56 cfs).

^{2.} If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs)

^{3.} Add cfs for the portions of water rights on all the land included in the transfer; however do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

Part 4 of 5 - Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.				
Tom & Fawn Kerns			541-403-0824					
ADDRESS				FAX NO.				
13974 Launch Pad Ln								
CITY	STATE	ZIP	E-MAIL					
Haines	OR	97833	fawnkerns@gmail.co	m				
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE								
DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.								

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME		PHONE NO.	ADDITIONAL CONTACT NO.				
ADDRESS				FAX NO.			
CITY	STATE	ZIP	E-MAIL				
BY PROVIDING AN E-MAIL AI	DDRESS, C	ONSENT IS GIVEN	TO RECEIVE ALL COR	RESPONDENCE FROM THE			
DEPARTMENT ELECTRONICA	LLY. CO	PIES OF THE FINAL	ORDER DOCUMENTS	WILL ALSO BE MAILED.			
Explain in your own words what you propose to accomplish with this transfer application; and why:							
I would like to submit a temporary drought transfer to flip flop 20 acres of water rights. I need my							
1868 water rights on the potatoes that I have planted so they have water in the late season.							

Check this box if this project is fully or partially funded by the American Recovery and
Reinvestment Act. (Federal stimulus dollars)

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

I (we) affirm that the information contained in this application is true and accurate.

7 2 K	Ton L Kerns Print Name (and Title if applicable)	4-30-15 Date
Applicant signature	Print Name (and Title if applicable)	4-30-/5 Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☐ Yes 🖂 No

If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

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SALEM, OR

	vater rights proposed for transfer are er district. (Tip: Complete and attach									
DISTRICT NAME	ADDRESS									
CITY	STATE	ZIP								
	y of the rights supplied under a water leral agency or other entity.	service agreement or other contra-								
ENTITY NAME	ADDRESS									
CITY	STATE	ZIP								
	istency Requirements, you must list all tribal government) within whose juri									
ENTITY NAME Baker County	ADDRESS 1995 3 rd St									
CITY	STATE	ZIP								
Baker City	OR	97814								
ENTITY NAME	ADDRESS									
CITY	STATE	ZIP								

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Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

Description of Water Delivery System

System capacity: <u>35</u>cubic feet per second (cfs) **OR**_____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. The Brown Delong ditch is an open ditch at the stream all the way to the irrigated grounds.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L)	Тур	R	ing Ing	Sec		- 1/4		Measured Distances (from a recognized survey corner)			
McCullo ugh	☐ Authorized ☐ Proposed	7	S	38	E	33	NE	SE		1670' N & 200' W fr. SE cor. Sec. 33			
Brown Delong	✓ Authorized ☐ Proposed	7	s	38	E	34	NW	sw		1790' N & 230' E fr. SW cor. Sec. 34			
	Authorized Proposed									RECEIVED BY OWRD			
	Authorized Proposed									JUN 0 4 2015			
	parentheses	. ' .	·	chan	ge(s)	ge "CODES" are provided in ation/Well (POA)							
	☐ Point of Diversion (POD) ☐ Additional Point of Appropriat ☐ Additional Point of Diversion (APOD)												
	Check all type(s) of temporary change(s) due to drought proposed below (change "CODES provided in parentheses):												
	Pla	ce of Use (PO	U)					Po	int of A	Appropriation/Well (POA)			
	Cha	aracter of Use	(USE)					Additional Point of Appropriation (APOA)					
	Poi	nt of Diversion	n (POI	D)				Ad	lditiona	al Point of Diversion (APOD)			
		Will all	of the	prop	pose	d chan	ges af	fect t	the ent	ire water right?			
		Yes				•	•	•		ds) section of Table 2 on the next to describe the proposed changes.			
		⊠ No		Complete all of Table 2 to describe the portion of the water right to be changed.									

Please use and attach additional pages of Table 2 as needed. See page 6 for instructions.

Do you have questions about how to fill-out the tables? Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Temporary Changes to Water Right Certificate # C-45595

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA. List only the part of the right that will be

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.									NGES	Proposed Changes (see												
Twp	Rr		Sec	1/4		Tax Lot	Gvt			POD(s) or POA(s) (name or number from Table 1)	Priority Date	"CODES" from previous page)	Twp	Rng	Sec	1/4 1/4	Tax Lot	Gvt		New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
				100.1								examples.										
				- 510 - 24	Nivi E	\$ (00) 	44	15.0 2	Irrigation	POD#1 POD#2	1901	POU/POD	2 S	30 (g) 39 (g)	5		500 500		10.0 5.0			
7 S	38	E	34	NE	SE	800		20	Irrigation	Brown Delong	1868	POU/POD	7 S	February Commission	35		400		20	Irrigation	McCullo ugh	1868
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			I		ГОТА	L AC	RES	20				L, , , , , , , , , , , , , , , , , , ,		L	<u>. </u>	TOTA	L AC	RES	20		L	

changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage

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For Place of Use Changes



Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? \(\subseteq\) Yes \(\simeq\) No

If YES, list the certificate, water use permit, or ground water registration numbers:

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

necess	sary to convey the water to the new temporary place of use:
	Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and
	associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip : You may search for well logs on the Department's web page at:
	http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)
ABIT	NOR

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For proposed wells not yet constructed or built, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aguifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aguifer.

Proposed • or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well; OWRD Well ID Tag No: L-	Total well depth	Casing Diameter.	Casing Intervals (feet)	Scal depth(s) (intervals)	Perforated 01 sercented intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (said) gravel; basalt, etc.)	Well - specific rate (cfs or less than full rate of water right

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Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

Description of Water Delivery System

System capacity: <u>40</u> cubic feet per second (cfs) **OR**gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. The Wilcox ditch is an open ditch at the stream for apprx. half a mile. It is then put in a culvert for apprx. another half mile and after that it is conveyed to the irrigated grounds by open ditch.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized the Certifica is it Propos	on Log ID# (or te or Well ID	Twp	F	ing	Sec	1/2	l osaluk	Tax Lot, DLC or Gov': t Lot	Measured Distances (from a recognized survey corner)			
Wilcox	Authori		7 s	38	E	33	NW	SE		1580' N & 1430' W fr. SE cor. Sec. 33			
Brown Delong	☐ Authori ☑ Propose		7 S	38	E	34	NW	sw		1790' N & 230' E fr. SW cor. Sec. 34			
	Authori Propose									RECEIVED BY OWF			
	☐ Authori☐ Propose	!								JUN 0 4 2015			
	parenthe	Place of Use (F Point of Divers Additional Point	OU) ion (POI	propri	ge "CODES" are provided in OR ation/Well (POA)								
		l type(s) of ten in parenthese		chan	ge(s)	due to	o droi	ıght	propos	sed below (change "CODES" are			
	•	Place of Use (P	•					Po	int of A	Appropriation/Well (POA)			
		Character of Us	` ,							al Point of Appropriation (APOA)			
	\boxtimes	Point of Divers Will	`	,	วกระด	Additional Point of Diversion (APOD) ges affect the entire water right?							
		☐ Ye	es Co	Complete only the Proposed ("to" lands) section of Table 2 on the nage. Use the "CODES" listed above to describe the proposed chan									
		⊠ No		mplet inged		of Tab	ole 2 to	desc	cribe th	e portion of the water right to be			

Please use and attach additional pages of Table 2 as needed. See page 6 for instructions.

Do you have questions about how to fill-out the tables? Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Temporary Changes to Water Right Certificate # C-57606

List only the part of the right that will be changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage associated with each POD/POA. List only the part of the right that will be

The	AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.									NGES	Proposed							CHANG	GES			
Twp	Rr		Sec	4 4		Tax Lot	Gvt Lot or DLC		Type of USE listed on Certificate	POD(s) or	Date	Changes (see "CODES" from previous page)	Twp	Rng	Sec	1/4 1/4	Ta La	x G	vt or Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date
					TV.	100		15:0	Irrigation EXAMPLE	5 *POD#1 & *POD#2	1901	EXAMPLE POU/POD		3) o	docinate		W 3		(1)5			E.II
7 S	38	E	35	sw s	sw	400		20	Irrigation	Wilcox	1879	POU/POD	7 S	38 E	34	NE S	SE 80	0	20	Irrigation	Brown Delong	1879
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changed. For the acreage in each 1/4 1/4, list the change proposed. If more than one change, specify the acreage

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For Place of Use Changes



Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? 🛛 Yes 🗌 No

If YES, list the certificate, water use permit, or ground water registration numbers: C-58970

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540-610.

For a	change in point(s) of appropriation (well(s)) or additional point(s) of appropriation if
necess	sary to convey the water to the new temporary place of use:
	Wall lag(a) are attached for each authorized and proposed well(a) that are clearly labeled as

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and
associated with the corresponding well(s) in Table 1 above and on the accompanying
application map. (Tip: You may search for well logs on the Department's web page at:
http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

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