

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
November 17, 2020

*This notice is also available on our web page at the following address:
http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21*

This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week's Public Notice include:

- * **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- * **Alternate Reservoir Applications (ORS 537.409)**
Applications for storage permits for small ponds filed under a simplified review process.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.

The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to Tonya.L.Miller@oregon.gov

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

How to Read the Listing

App#:

- G: Groundwater
- R: Reservoir
- S: Surface water
- I: Instream
- T: Transfer
- LL: Limited License

County/Basin (See Map)

Applicant Name

Applicant Address

Sources/TRSQ40Q160

Use/Quantity

Unit of measure:

CFS: Cubic feet per second

GPM: Gallons per minute

AF: Acre-feet

Priority Date

Stage/ Status

IR: Initial Review

PFO: Proposed Final Order



BASINS:

- | | | |
|----------------|---------------------|---------------|
| 1. North Coast | 8. Grande Ronde | 15. Rogue |
| 2. Willamette | 9. Powder | 16. Umpqua |
| 3. Sandy | 10. Malheur | 17. S. Coast |
| 4. Hood | 11. Owyhee | 18. Mid-Coast |
| 5. Deschutes | 12. Malheur L. | 19. Columbia |
| 6. John Day | 13. Goose/Summer L. | 20. Snake |
| 7. Umatilla | 14. Klamath | |

Commonly used “Type of Use” abbreviations (for definitions, consult Oregon Administrative Rules 690-300):

- | | | |
|---|---------------------------------|-------------------------|
| AG: Agriculture | GR: Groundwater recharge | MU: Municipal |
| CR: Cranberry uses | GT: Geothermal | NU: Nursery use |
| CM: Commercial | ID: Irrigation with domestic | PA: Pollution abatement |
| DI, DN: Domestic including non-commercial lawn & garden | IL: Irrigation with livestock | PW: Power |
| DO: Domestic | IM: Industrial or manufacturing | QM: Quasi-municipal |
| DS: Domestic & stock | IR: Irrigation | RC: Recreation |
| FI: Fish | IS: Irrigation, supplemental | RW: Road construction |
| FP: Fire protection | LV: Livestock | TC: Temperature control |
| FW: Fish & wildlife | LW: Livestock & wildlife | WI: Wildlife |
| GD: Group domestic | MI: Mining | |

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Initial Review and Proposed Final Orders

The following pages of this notice list permit applications that the Department is evaluating for compliance with state water law. Public participation and comment is encouraged. Opportunities for public involvement vary according to the stage of the permit evaluation.

Ground water permit applications in the Deschutes Basin (Basin 5) may seek to provide mitigation pursuant to the Deschutes Ground Water Mitigation Rules.

Initial Review Stage (IR)

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, December 17, 2020. Although we cannot respond individually to all comments, each will be considered as the agency makes its decision regarding proposed allocations.

Proposed Final Order Stage (PFO)

The proposed final order is the Department's penultimate decision on the water use request. The PFO documents the agency's decision through specific findings, including review of comments received. If appropriate, it includes a draft permit specifying any conditions or restrictions on the use. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of \$30. (Any person paying \$30 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.) PFO's may be viewed free of charge online at: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>. Those disagreeing with the Department's decision as expressed in the PFO have 45 days to file a protest.

The protest deadline for proposed final orders appearing in this public notice is 5pm, Friday, January 01, 2021.

The protest filing fee is \$410 for the applicants and \$810 for non-applicants. Detailed requirements for filing a protest are included in the PFO. Persons who support the PFO may file a "standing" fee of \$230 to retain the ability to participate in future proceedings relating to an application. Before participation in a hearing is allowed, an additional \$580 will be required to request to participate as a party or limited party.

If a protest or comment deadline falls on a day that the office is closed, then the next open business day automatically becomes the deadline date.

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Initial Review and Proposed Final Orders

App# [G-18540](#)
County/Basin Jackson / Rogue (15)
Applicant Name D AND D ORGANICS LLC
MACK, DEBRA
MARQUEZ, DELFINA
16682 JONES RD
WHITE CITY, OR 97503
Sources/TRSQ40Q160 A WELL > CONSTANCE CREEK BASIN / 35.00S 2.00W 2 SWNE
Use/Quantity NURSERY USES / 0.100 CFS
Priority Date 07/28/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18585](#)
County/Basin Jackson / Rogue (15)
Applicant Name GARCIA, ADRIENNE
RIGGS, JUSTIN
9400 STERLING CREEK RD
JACKSONVILLE, OR 97530
Sources/TRSQ40Q160 A WELL > APPLGATE RIVER BASIN / 39.00S 2.00W 7 NWNE
Use/Quantity IRRIGATION / 0.004 CFS
Priority Date 11/27/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18778](#)
County/Basin Yamhill / Willamette (2)
Applicant Name STE MICHELLE WINE ESTATES
HWY 221 COLUMBIA CREST DR
PATERSON, WA 99345
Sources/TRSQ40Q160 A WELL > CHEHALEM CREEK BASIN / 3.00S 3.00W 22 SWSW
Use/Quantity AGRICULTURE USES / 0.070 CFS
Priority Date 01/15/2019
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18923](#)
County/Basin Marion / Willamette (2)
Applicant Name STAUFFER FARM INC.
13851 STAUFFER RD NE
HUBBARD, OR 97032
Sources/TRSQ40Q160 A WELL > PUDDING RIVER BASIN / 4.00S 1.00W 35 NWNW
Use/Quantity IRRIGATION / 0.673 CFS
Priority Date 03/04/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18983](#)
County/Basin Marion / Willamette (2)
Applicant Name FOBERT, PAUL AND SUSAN K.
18899 FOBERT RD NE
HUBBARD, OR 97032
Sources/TRSQ40Q160 A WELL > PUDDING RIVER BASIN / 4.00S 1.00W 26 SESE
Use/Quantity IRRIGATION / 0.160 CFS
Priority Date 05/18/2020
Stage/Status PFO / PROPOSE TO APPROVE

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App# [G-18946](#)
County/Basin Marion / Willamette (2)
Applicant Name WEYERHAEUSER NR COMPANY
16014 PLETZER RD SE
TURNER, OR 97392
Sources/TRSQ40Q160 A WELL > NORTH SANTIAM RIVER BASIN / 10.00S 2.00W 9 NENW
Use/Quantity TEMPERATURE CONTROL / 4.2999 CFS
Priority Date 03/25/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18996](#)
County/Basin Clackamas / Willamette (2)
Applicant Name MUNDY, SCOTT
42885 SE PORTER RD
ESTACADA, OR 97023
Sources/TRSQ40Q160 A WELL > DELPH CREEK / 3.00S 5.00E 32 SENW
Use/Quantity NURSERY USES / 0.030 CFS
Priority Date 06/17/2020
Stage/Status IR / PROPOSE TO DENY

App# [G-19006](#)
County/Basin Josephine / Rogue (15)
Applicant Name HOLLAND LOOP HOLDINGS LLC
4701 HOLLAND LOOP RD
CAVE JUNCTION, OR 97523
Sources/TRSQ40Q160 A WELL > ALTHOUSE CREEK / 40.00S 8.00W 1 SENE
Use/Quantity NURSERY USES / 0.060 CFS
Priority Date 07/13/2020
Stage/Status IR / PROPOSE TO DENY

App# [G-19013](#)
County/Basin Washington / Willamette (2)
Applicant Name WILSON, STUART
12960 NW DICK RD
HILLSBORO, OR 97124
Sources/TRSQ40Q160 A WELL > HOLCOMB CREEK / 2.00N 2.00W 35 NESW
Use/Quantity AGRICULTURE USES / 0.200 CFS
Priority Date 08/24/2020
Stage/Status IR / PROPOSE TO DENY

App# [S-88874](#)
County/Basin Clackamas / Willamette (2)
Applicant Name BUCHHOLZ, THOMAS M.
PO BOX 710
MOUNT ANGEL, OR 97362
Sources/TRSQ40Q160 A RESERVOIR > UNNAMED STREAM / 5.00S 1.00E 33 SENW
UNNAMED STREAM > ROCK CREEK / 5.00S 1.00E 33 SENW
Use/Quantity SUPPLEMENTAL IRRIGATION / 50.000 AF
Priority Date 09/01/2020
Stage/Status IR / PROPOSE TO APPROVE

App# [R-88876](#)
County/Basin Jefferson / Deschutes (5)
Applicant Name HETTERVIG PROPERTIES LLC
1976 SE OCHOCO ST
MILWAUKIE, OR 97222
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 10.00S 13.00E 6 NWSW
Use/Quantity STORAGE / 4.000 AF
Priority Date 09/11/2020
Stage/Status IR / PROPOSE TO APPROVE

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App# [S-88890](#)
County/Basin Jackson / Rogue (15)
Applicant Name RAMSAY-COOTTS, MARCIA
RAMSAY, SHANE
306 PARK DR
SHADY COVE, OR 97539
Sources/TRSQ40Q160 ROGUE RIVER > PACIFIC OCEAN / 34.00S 1.00W 15 NESW
Use/Quantity HUMAN CONSUMPTION / 0.005 CFS
Priority Date 10/29/2020
Stage/Status IR / PROPOSE TO APPROVE

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Final Orders - Permit & Limited License Applications

Following is a list of applications for new appropriations that have had final orders issued recently. If you would like a hard copy of an order mailed to you, send a request with \$30.00 for each order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Suite A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

App# [G-18156](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name BEND METRO PARK AND RECREATION DISTRICT
CROWTHER, DAVID
799 SW COLUMBIA ST
BEND, OR 97702
Priority Date 11/02/2015
Issue Date 11/13/2020
Status DENIED

App# [G-18305](#)
County/Basin Klamath / Klamath (14)
Applicant Name PACIFICORP
ATTN SCOTT TAYLOR
825 NE MULTNOMAH ST SUITE 1800
PORTLAND, OR 97232
Priority Date 05/25/2016
Issue Date 11/13/2020
Status DENIED

App# [G-18857](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name EDMONDSON FAMILY FARMS LLC
PO BOX 8554
BEND, OR 97708
Priority Date 08/21/2019
Issue Date 11/13/2020
Status WITHDRAWN

App# [G-18859](#)
County/Basin Yamhill / Willamette (2)
Applicant Name ABG OREGON VINEYARDS LLC
ATTN: BRANDON ACKLEY
600 UNIVERSITY ST SUITE 902
SEATTLE, WA 98101
Priority Date 09/03/2019
Issue Date 11/13/2020
Status APPROVED

App# [G-18873](#)
County/Basin Josephine / Rogue (15)
Applicant Name BARKER, ELAINE M.
1555 WHITE SCHOOLHOUSE RD
CAVE JUNCTION, OR 97523
Priority Date 11/04/2019
Issue Date 11/13/2020
Status WITHDRAWN

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App# [G-18880](#)
 County/Basin Polk / Willamette (2)
 Applicant Name HASBROOK, JOHN E. AND MICHELLE L.
 PO BOX 368
 MONMOUTH, OR 97361
 Priority Date 11/19/2019
 Issue Date 11/13/2020
 Status WITHDRAWN

App# [G-18884](#)
 County/Basin Marion / Willamette (2)
 Applicant Name MYRON AND DIANE KUENZI FAMILY FARM LLC
 6475 STATE ST
 SALEM, OR 97317
 Priority Date 12/06/2019
 Issue Date 11/17/2020
 Status APPROVED

App# [G-18993](#)
 County/Basin Baker / Powder (9)
 Applicant Name DUNNING, PATRICIA
 43190 BROWN RD
 BAKER CITY, OR 97814
 Priority Date 06/08/2020
 Issue Date 11/13/2020
 Status WITHDRAWN

App# [LL-1849](#)
 County/Basin Klamath / Klamath (14)
 Applicant Name PACIFICORP AN OREGON CORPORATION
 825 NE MULTNOMAH ST SUITE 1700
 PORTLAND, OR 97232
 Priority Date 09/04/2020
 Issue Date 11/10/2020
 Status APPROVED

App# [LL-1853](#)
 County/Basin Marion / Willamette (2)
 Applicant Name SHANNON & WILSON INC.
 3990 COLLINS WAY SUITE 100
 LAKE OSWEGO, OR 97305
 Priority Date 10/12/2020
 Issue Date 11/12/2020
 Status APPROVED

App# [S-88043](#)
 County/Basin Sherman / Deschutes (5)
 Applicant Name REID RANCH LLC
 ATTN; DAVID REID
 11550 E DAY MOUNT SPOKANE RD
 MEAD, WA 99021
 SELTZER JOHNSON TRUST
 1331 E LUDLOW RIDGE RD
 PORT LUDLOW, WA 98365
 Priority Date 01/08/2015
 Issue Date 11/17/2020
 Status APPROVED

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Alternate Reservoir Applications (ORS 537.409)

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

Such comments must be submitted on or before January 16, 2021.

App#	R-88891
County/Basin	Baker / Powder (9)
Applicant Name	MIRACLE, VICKI 18392 GRIFFIN GULCH LANE BAKER CITY, OR 97814
Sources/TRSQ40Q160	RUNOFF > POWDER RICER / 9.00S 40.00E 30 SESW GRIFFIN GULCH > POWDER RIVER / 9.00S 40.00E 30 SESW
Use/Quantity	MULTIPLE PURPOSE / 1.000 AF
Priority Date	11/05/2020

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **December 17, 2020**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the redirection point(s).

App#	S-88892
County/Basin	Jackson / Rogue (15)
Applicant Name	FEDERICO, JASON 9328 PUMICE LANE CENTRAL POINT, OR 97502
Sources/TRSQ40Q160	LOST CREEK RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SWNW ROGUE RIVER > PACIFIC OCEAN / 36.00S 3.00W 17 SESW
Use/Quantity	IRRIGATION / 3.200 AF
Priority Date	11/06/2020

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Transfer Applications: Regular

The holder of a water right may apply to permanently change an existing water use subject to transfer as defined in ORS 540.505(4). An application may involve any of the following changes: Point of diversion or appropriation; Additional point of diversion or appropriation; Historic POD; Place of use; Character of use; Instream; Substitution; or Exchange.

The Department seeks public comment on the recently-filed transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before December 17, 2020. Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

Transfer	T-13546
Water Right	Cert: 29155
County/Basin	Washington / Willamette (2)
Applicant Name	DC SUPPORT GROUP INC. 2275 SW LAFOLLETT RD CORNELIUS, OR 97113
Proposed Change	POINT OF DIVERSION, SURFACE WATER TO GROUND WATER
Sources/TRSQ40Q160	UNNAMED STREAM > TUALATIN RIVER / 1.00S 3.00W 4 SWSW
Use/Quantity	IRRIGATION / 0.090 CFS
Priority Date	05/15/1958

Transfer	T-13547
Water Right	Cert: 7803
County/Basin	Wallowa / Grande Ronde (8)
Applicant Name	YOST, STANLEY TRUSTEE OF THE PAUL JAMES YOST TRUST 48 CONSERVANCY IRVINE, CA 92618
Proposed Change	ADDITIONAL POINT OF DIVERSION
Sources/TRSQ40Q160	BUTTE CREEK > CHESNIMNUS CREEK / CHESNIMNUS CREEK > JOSEPH CREEK / GOOSEBERRY CREEK > CHESNIMNUS CREEK /
Use/Quantity	IRRIGATION / 0.540 CFS
Priority Date	07/12/1926

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Transfer Preliminary Determinations

A Preliminary Determination provides the Department's conclusion as to whether a proposed change in place of use, point of diversion or appropriation, or character of use of an existing water right should be approved. Changes of water rights may be proposed in an application for transfer (including instream, historic POD, exchange, substitution or ground water registration modification).

The Department has issued preliminary determinations on the transfer applications listed below. In addition to this notice, the Department is complying with ORS 540.520(2) that requires publication of notice in a local newspaper for all transfers except those proposing a change in place of use only or a change in point of diversion of less than ¼ mile where there are no intervening diversion points.

Any person may protest the application and preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-0900, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by a \$810 protest fee for non-applicant and \$410.00 protest fee for applicant. Call (503) 986-0815 to obtain additional information. Protests must be received by the Department on or before December 17, 2020, or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

[T-13391](#) filed by City of Redmond, SW 9th St., Redmond, OR 97756 proposes additional points of appropriation under Certificates 87796, 89448, 89447 and 89415. Certificate 87796 allows the use of 5.0 cubic feet per second (CFS) from six wells in Sects. 9, 10, 16, 20 and 21, T15S, R13E, WM for municipal use within the City of Redmond Service Area. Certificate 89448 allows the use of 3.3 cfs for six wells in Sects. 9, 10, 16, 20 and 21 for municipal use within Sects. 4, 8, 9, 10, 15, 16, 17, 19, 20, 21, 22, 23, 26, 27, 29, and 30, T15S, R13E, WM. Certificate 89447 allows the use of 2.22 cfs from six wells in Sects 9, 10, 16, 20, and 21 for municipal use within Sects. 4, 9, 10, 15, 16, 17, 19, 20, 21, 22, 23, 29, and 30, T15S, R13E, WM. Certificate 89415 allows the use of 6.9 cfs from six wells in in Sects. 9, 10, 16, 20, and 21, T15S, R13E, WM for municipal uses in Sects. 4, 8, 9, 10, 14, 15, 16, 17, 19, 20, 21, 22, 23, 26, 27, 28, 29 and 30, T15S, R13E, WM. The applicant proposes additional points of appropriation in Sects. 9 and 19, T15S, R13E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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Certificate Issuance

Following is a list of certificates that have been recently issued. If you are viewing this electronically then you should be able to view the certificate by clicking on the underlined blue text. Appeal rights are provided on each certificate document.

Cert#	95466
Xfer:	T-13278
County/Basin	Polk / Willamette (2)
Applicant Name	BROADMEAD LLC
Priority Date	12/13/1989
Issue Date	11/13/2020

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OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
November 10, 2020

Use this form to offer comments on water use requests or other items in this notice, or to order copies of proposed and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

Alternatively, you may use our new Public Comment tool available on our website. Go to our website: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>, and enter identifying information about the application. On the Water Rights Information Query Results page, use the "Submit a Public Comment" link, or under "View all Scanned Documents" use the "Submit a Public Comment" link.

Water Use Request Type & File Number

(e.g. "Permit Application G-12345" or "Transfer T-1234"):

Mail me the order
(payment enclosed)*

[]
[]
[]

Your Name, Address, and Phone Number:

* We are required by law to charge a fee of \$30 to mail a copy of proposed and final orders on a pending permit or permit extension applications to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of \$30 for each type of order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. Copies of proposed and final orders are also available for viewing (at no charge) at our Salem office, at the local watermaster office, or online.

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