

8/195

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: A36-02276

Date Received: 9/18/1989 9/20/89

Receipt No: 1004606

Received By: AS

RECEIVED
SEP 21 1989

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: COLIN HAYES
Address: RT 3 BOX 266
RUPERT, ID

208-532-4486

83350

2. Date of Priority: FEB 03, 1955

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	23E	7	SW	NE			MINIDOKA

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.
IRRIGATION	04/15	10/15	2.900		

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

A.F.A.

8. Total consumptive use is 315.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	23E	7	NE	NE		IRR	40.0
			NW	NE		IRR	35.0
			SW	NE		IRR	35.0

A36-02276

Page 1

Date: 09/18/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	23E	7	SE	NE		IRR	35.0

Section Acres 145.0

Total Acres 145.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
DOMESTIC RIGHTS

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 25416

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): X Coli Hayes Date: 9-21-89

Date: _____

State of Idaho)
County of Minidoka) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of September 19 89

Anna Baunhoff
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994

NO. OF CLAIMS IN POLYGON _____

CLAIM NUMBERS 36-2276DATE 7-15-97AGENT KKCTRANSFER NUMBER noneOBJECTION FILED noneTOTAL ACRES FROM RECOMMENDATION 145GEOGRAPHIC INFO SYSTEM 145

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	85	23E	7	40	35	35	35												
GIS				39.9	37.7	29.9	37.8												
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

B36-DBPOU.DBF

7-15-97

B36-DBPOD.DBF

7-15-97

POLYGON #

ATTRIBUTES OF B36-POU.SHP (183)

UPDATED

7-15

ATTRIBUTES OF B36-POD.SHP (196)

7-15polygon unioned on 604Some shifting between QQ's
otherwise OK

P/U CONFLICT yes () no (X)

P/D CONFLICT yes () no (X)

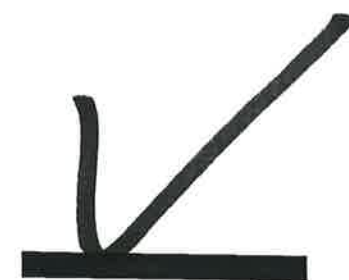
SENT FOR DECREE yes () no ()

Ready for decree

R PROOF



CVR



MAPS



PHOTOS



MISC



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Water Right Number - R36-02276

Prefix Translation: RESEARCH

Old (D) Number - 25416

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***
HAYES

COLIN

1 - RT 3 BOX 266

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-532-4486

*** O - ORIGINAL OWNER ***
STOLLER

DALLAS M.

1 - RT 1

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-000-0000

NELSON

DOROTHE

1 -

2 -

3 -

City- X

State- ID Zip- 99999

Phone - 208-000-0000

+ - - Priority Date - - +
02/03/1955+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot Rflg County

Stream Index (Blank if no Index Code)

08S 23E 7 SW NE 2 (67) MINIDOKA

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/15

10/15

2.900

580.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.900 580.00 435.0+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

08S	23E	7	NE NE		40.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	7	NW NE	1	35.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	7	SW NE	2	35.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	7	SE NE		35.0	01	IRRIGATION	(67) MINIDOKA

Total Acres: 145.0

+ - - Diversion Means - WELL AND PUMP

+ - - Non-Irrigation Use - NONE

VERIFIED BY S.W. Keen
10-21-91

Water right number - R36-02276

Prefix Translation: RESEARCH

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - 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 - 03/26/91 KEEN 03/27/91 KEEN 04/03/91 KEEN 04/23/91 KEEN 10/15/91 KEEN
10/18/91 KEEN

+ - - - - - Comments - - - - -
No Comments Found

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 03/26/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/18/1991	Old Judicial District	-
Claim Received Date	- 09/21/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- M004606	Federal/State Indicator	- S
Claims Tape Error Flg	-	POU Ownership Flag	- Y	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	- OR	Notice of Error Flag	-

VERIFIED BY S.W. Keen
10-21-91

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JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:08:34
08/17/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02276

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	N		S.W. Keen 3/21/91	N	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
POINT OF DIV	Y		S.W. Keen 3/21/91	Y	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
SOURCE	N		S.W. Keen 3/21/91	N	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
PLACE OF USE	Y N		S.W. Keen 3/21/91	N	2,1,4	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
DIV. AMOUNT CFS/VOLUME			S.W. Keen 3/21/91	N	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
CONSUMPTIVE USE	-		S.W. Keen 3/21/91	Y	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
PURPOSES			S.W. Keen 3/21/91	N	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
PERIOD OF USE	Y		S.W. Keen 3/21/91	N	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
BASIS OF CLAIM	N		S.W. Keen 3/21/91	N	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91
REMARKS	N		S.W. Keen 3/21/91	N	6	S.W. Keen 3/26/91	S.W. Keen 3/26/91	S.W. Keen 3/27/91

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

VERIFIED BY S.W. Keen
10-21-91

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JAN 26 1993

Flag = None

Cond. Code = None

Remarks = None

S.W. Keen
10/15/91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:08:34
08/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02276

LAST: NELSON
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

OWNER CODE: O

FIRST: DOROTHE

STATE: ID ZIP: 999999

LAST: STOLLER
ADDRESS: RT. 1
CITY: PAUL
PHONE NUMBER: 208-000-0000

OWNER CODE: O

FIRST: DALLAS M.

STATE: ID ZIP: 83347

LAST: HAYES
ADDRESS: RT. 3 BOX 266
CITY: RUPERT
PHONE NUMBER: 208-532-4486

FIRST: COLIN

STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

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JAN 26 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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JAN 26 1993

A. AJ CLAIM: # A36-02276 PRIORITY DATE: 02-03-1955 STAGE: L
B. WR RECORD: # 36-02276 PRIORITY DATE: 02-03-1955 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) (N)

DATABASE
N

FIELD
EXAMINER
S.W. Keen

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS: Claimed priority date matches licensed priority date.

=====

RECOMMENDED PRIORITY DATE:
02-03-1955

REVIEWED BY

Shelley Walter Keen

DATE

3/21/91

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02276	08S	23E	7		SW	NE	2	MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02276	08S	23E	7		SW	NE		MINIDOKA

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
S.W. Keen
S.W. Keen

REMARKS:

SWNE = Govt. Lot 2

Change P.O.D. description to Lot 2. — P.O.D. and source on claim are
the same as on the license.

See plat of govt. lots.

Map in licensing field exam indicates ~~SWNE~~ p/d in SWNE Sec. 7, 08S, 23E.

S.W. Keen
10-18-91

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>08S</u>	<u>23E</u>	<u>07</u>	<u>---</u>	<u>SW</u>	<u>NE</u>	<u>02</u>	<u>Minidoka</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

Shelley Valter Keen

DATE:

3/21/91

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A. ROOT WATER RIGHT NUMBERS: A36-02276

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM ACRES	
08S	23E	7	NE	NE		HAYES , COLIN	A36-02276 /40.0	36-02276 /40.0	36.0	38	40	
08S	23E	7	SE	NE		HAYES , COLIN	A36-02276 /35.0	36-02276 /35.0	36.0	36	35	
08S	23E	7	NW	NE	1	HAYES , COLIN	A36-02276 /35.0	36-02276 /35.0		35	35	
08S	23E	7	SW	NE	2	HAYES , COLIN	A36-02276 /35.0	36-02276 /35.0		33	35	
TOTAL ACRES							A36-02276	145.00	145.00	72.00	142	145

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
S.W. Keen

PRESUMPTION FLAG:

REMARKS:

NAPP, USGS, and ASCS photography used to determine acreages.
 $ASCS = 43.4 + 67.2 + 40.3 = 150.9$ acres

Acreage found falls within tolerances on page 10 of the Claims Review Procedure.

RECOMMENDATIONS:

TOTAL ACRES:

145

REVIEWED BY:

Shelley Walters Keen

DATE:

3/21/91

S.W. Keen 10/18/91

JAN 26 1993

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Read
Rock files

43.67 ac
43.59 ac

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02276 IRRIGATION	FROM 04-15 TO 10-15	2.900 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.900 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02276 IRRIGATION	FROM TO	2.900 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.900 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	S.W. Keen
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	YN	S.W. Keen

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() Explain in remarks, below.

REMARKS:

No period of use on the license. Recommend to claimed season of
4/15 to 10/15.

SW Keen 3/27/91

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 2.900 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.900 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N S.W. Keen

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: DOMESTIC RIGHTS

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

No overlap review
necessary. Other right only
domestic

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 145 x 0.02 CFS/ACRE = 2.9 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

* 2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 315.0 AF/A

ACRES 145 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 435 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 145 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 580 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

* Consumptive use should be recommended based on current standards. (See p.61 of Claim Investigation Hand book Version 4.) This is an exception to res judicata.

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	<u>4-15</u> 04-15 <u>10-15</u> 10-15	DATABASE EXAMINER 2.900 <u>2.9</u>	DATABASE EXAMINER <u>580</u>	DATABASE EXAMINER 315.0 <u>435</u>
TOTAL FOR THIS RIGHT		2.900 2.9	580	315.0 435

REVIEWED BY:

Shelley Walter Ken

DATE:

3/21/91

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02276

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 2.900	EXAMINER <u>S.W. Keen</u>	CFS
-----------------------------------	-------------------	------------------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02276	2.900	-		36-02276	2.900
TOTAL CFS		2.900				2.900

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

NO SPLITS

REMARKS:

AUTHENTICATION:

SIGNATURE: Shelley Walter Keen

DATE: 3/21/91

NAME OF FIELD EXAMINER: Shelley Walter Keen

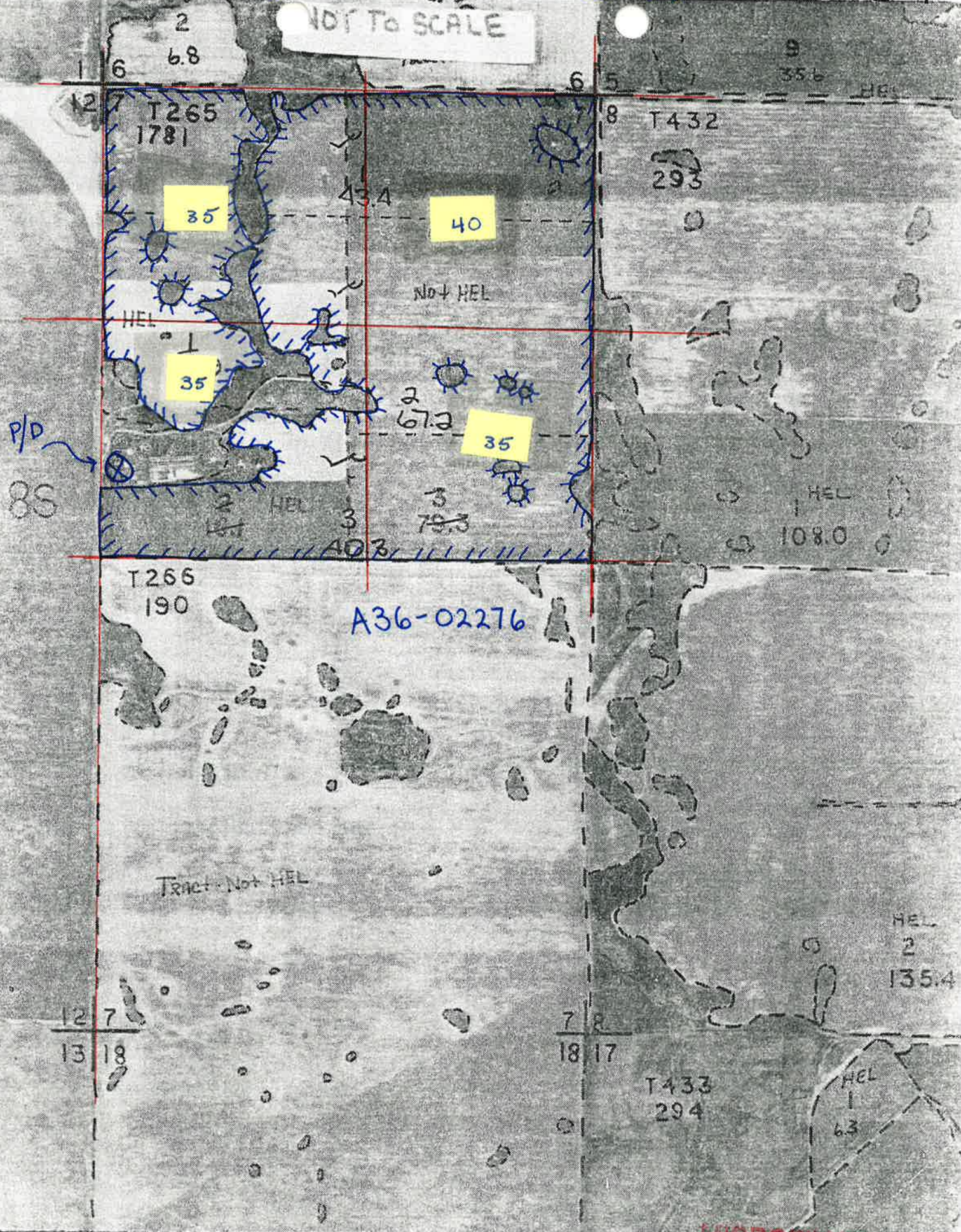
TITLE: Water Resource Agent

Shelley Walter Keen 10/18/91

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JAN 26 1993

NOT TO SCALE



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JAN 26 1993

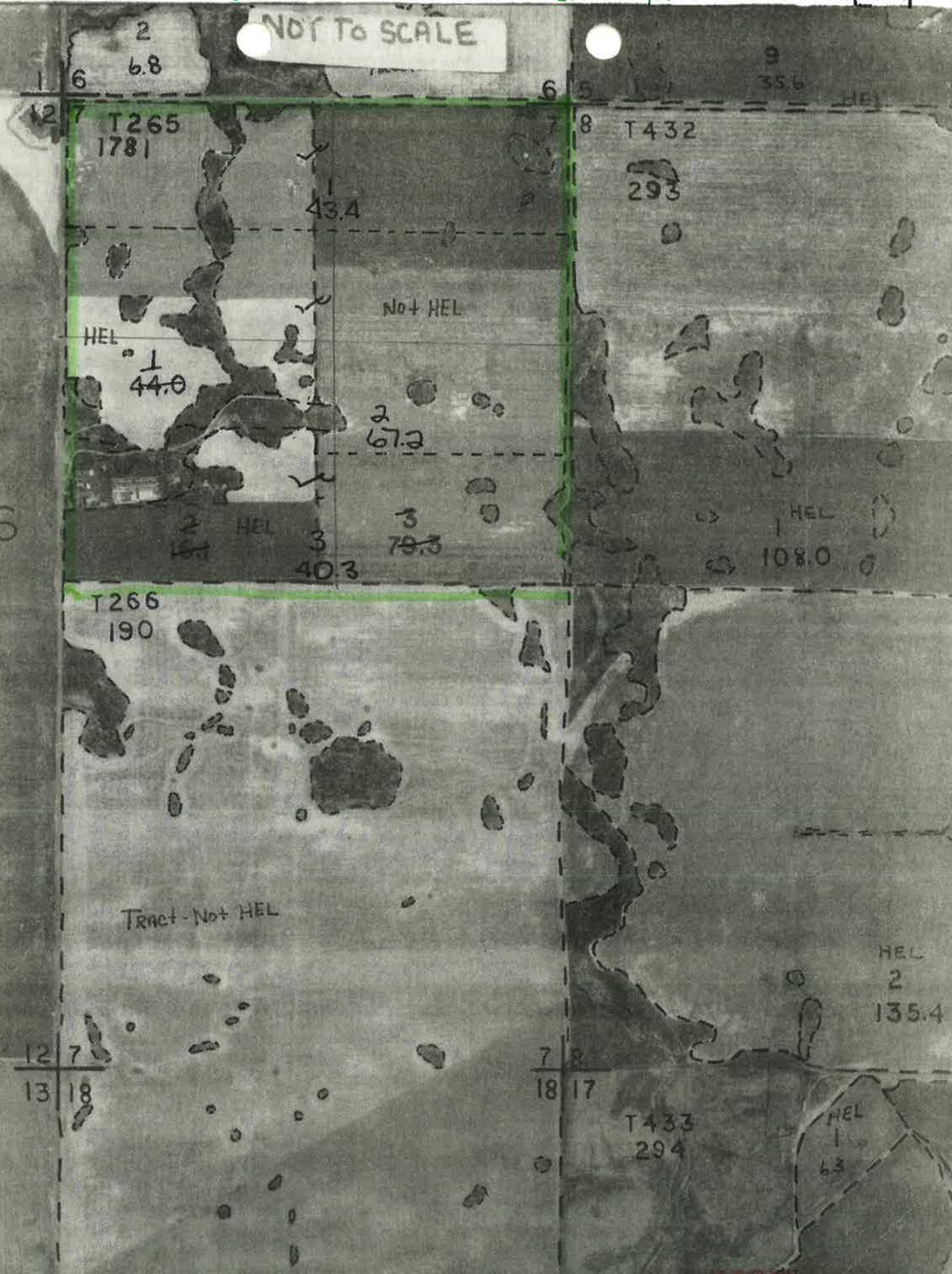
8S 43E S.7

Colin Hayes

E 9

NOT TO SCALE

8S



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JAN 26 1993

A36-02276

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