BEFORE THE

OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

APPLICATION OF McELVAIN OIL & GAS PROPERTIES, INC. FOR COMPULSORY POOLING, RIO ARRIBA COUNTY, NEW MEXICO.

CASE NO. 12251

AFFIDAVIT

STATE OF NEW MEXICO)
) ss
COUNTY OF SANTA FE)

William F. Carr, attorney in fact and authorized representative of McElvain Oil & Gas Properties, the Applicant herein, being first duly sworn, upon oath, states that notice has been given to all interested persons entitled to receive notice of this application under Oil Conservation Division rules, and that notice has been given at the addresses shown on Exhibit "A" attached hereto.

William F. Carr

SUBSCRIBED AND SWORN to before me this 6th day of October, 1999, by William F. Carr.

OFFICIAL SEAL

Mara Dalton

NOTARY PUBLIC

STATE OF NEW MEX STATE OF NEW M

Mara Dalton, Notary Public

EXHIBIT A

Dennis Hopper, as his separate property c/o Grove Burness, Attorney at Law P.O. Box 368
Taos, NM 87571

Williams Production Company Attn: Mr. M. Vern Hansen P.O. Box 1773 Tulsa, OK 74101

Noseco Corporation, a Nevada corporation 7400 Lakeside Drive Reno, NV 89511

Richard L. Harris, Trustee of Neumann Family Trust 1924 South Utica, Suite 700 Tulsa, OK 74104

Gavilan Dome Properties, a California Limited Partnership 1180 Cedarwood Drive Moraga, CA 94556

Mesa Grande Resources, Inc., and Oklahoma Corporation 1200 Philtower Bldg. Tulsa, OK 74103

NM & O Operating Company 6 E. 5th Street, Suite 200 Tulsa, OK 74103

James B. Fullerton, et ux. 1645 Court Place, Suite 406 Denver, CO 80202

Huntington T. Walker, et ux. 2961 S. Fillmore Way Denver, CO 80210

Johansen Energy Partnership P.O. Box 1773 Whitefish, MT 59937

Dugan Production Company P.O. Box 5820 Farmington, NM 87499-5820

LAWYERS

MICHAEL B CAMPBELL
WILLIAM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL H FELDEWERT
PAUL R OWEN
ANTHONY F MEDEIROS
JACK M CAMPBELL
(916-1999

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE. (505) 988-4421
FACSIMILE. (505) 983-6043
E-MAIL ccbspa@ix.netcom.com

September 16, 1999

<u>CERTIFIED MAIL</u> <u>RETURN RECEIPT REQUESTED</u>

Dennis Hopper, as his sole property c/o Grove Burnett, Attorney at Law Post Office Box 368
Taos, New Mexico 87571

Re:

Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

Gentlemen:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the base of the Pictured Cliffs formation to the base of the Mesaverde formation in Lots 1, 2 S/2 NE/4, SE/4 (E/2 equivalent) of Section 4, Township 25 North, Range 2 West, N.M.P.M., Rio Arriba County, New Mexico. McElvain proposes to dedicate the referenced pooled unit to its Elk Com "4" Well No. 1 (formerly the Elk Com Well No. 4-7) which it proposes to drill to a depth sufficient to test all formations to the base of the Mesaverde formation, Blanco-Mesaverde Gas Pool, at a standard location in the NE/4 of said Section 4.

This application has been set for hearing before a Division Examiner on October 7, 1999. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Dennis Hopper September 16, 1999 Page 2

wil.	truly yours, LIAM F. CARR DRNEY FOR McELVAIN OF	L & GAS	PROPERT	IE:	S, INC.	
Enclo	sure					
cc:	Mr. Steve Jordan, Land Man McElvain Oil & Gas Propert	_			Z 559 : US Postal Service Receipt for Cer	
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LAWYERS

MICHAEL B. CAMPBELL

WILLIAM F CARR

BRADFORD C BERGE

MARK F SHERIDAN

MICHAEL H FELDEWERT

PAUL R OWEN

ANTHONY F MEDEIROS

JACK M CAMPBELL

916-999

JEFFERSON PLACE
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SANTA FE, NEW MEXICO 87504-2208
TELEPHONE. (505) 988-4421
FACSIMILE. (505) 983-6043
E-MAIL ccbspa@ix.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Noseco Corporation, a Nevada Corporation 7400 Lakeside Drive Reno, Nevada 89511

Re: Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

Gentlemen:

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Noseco Corporation-September 16, 1999 Page 2

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly	yours,
2:40	interest
Willen	W. Sall

WILLIAM F. CARR

ATTORNEY FOR McELVAIN OIL & GAS PROPERTIES, INC.

Enclosure

Z 559 541 919

cc: Mr. Steve Jordan, Land Manager
McElvain Oil & Gas Properties, Inc.

US Postal Service
Receipt for Certified Mail

Noseco Corporation 7400 Lakeside Drive Reno, NV 89511

Postage

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LAWYERS

MICHAEL B CAMPBELL

WILLIAM F CARR

BRADFORD G BERGE

MARK F SHERIDAN

MICHAEL H FELDEWERT

PAUL R OWEN

ANTHONY F MEDEIROS

JACK M CAMPBELL

1916-1999

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE. (505) 988-4421
FACSIMILE. (505) 983-6043
E-MAIL cobspa@ix.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Richard L. Harris, Trustee of the Neumann Family Trust 1924 South Utica, Suite 700 Tulsa, Oklahoma 74104

Re: Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

Gentlemen:

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Richard L. Harris September 16, 1999 Page 2

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PS Form 3811, December 1994

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N OIL & GAS	S PROPERTIE	
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& SHERIDAN, P.A.

MICHAEL B CAMPBELL

MILL AM F CARR

BRADFORD C BERGE

MARK F SHERIDAN

MICHAEL H FELDEWERT

PAUL R DWEN

ANTHONY F MEDEIROS

JACK M CAMPBELL

JEFFERSON PLACE
SUITE I - 110 NORTH GUADALUPE
POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208

TELEPHONE. (505) 988-4421

FACSIMILE. (505) 983-6043

E-MAIL ccbspa@ix.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Gavilan Dome Properties, a California Limited Partnership 1180 Cedarwood Drive Moraga, California 94556

Re: Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

Gentlemen:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the base of the Pictured Cliffs formation to the base of the Mesaverde formation in Lots 1, 2 S/2 NE/4, SE/4 (E/2 equivalent) of Section 4, Township 25 North, Range 2 West, N.M.P.M., Rio Arriba County, New Mexico. McElvain proposes to dedicate the referenced pooled unit to its Elk Com "4" Well No. 1 (formerly the Elk Com Well No. 4-7) which it proposes to drill to a depth sufficient to test all formations to the base of the Mesaverde formation, Blanco-Mesaverde Gas Pool, at a standard location in the NE/4 of said Section 4.

Gavilan Dome Properties September 16, 1999 Page 2

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Very truly yours,

WILLIAM F. CARR

ATTORNEY FOR McELVAIN OIL & GAS PROPERTIES, INC.

Enclosure

Z 559 541 921

cc: Mr. Steve Jordan, Land Manager

McElvain Oil & Gas Properties, Inc.

US Postal Service
Receipt for Certified Mail

Gavilan Dome Properties 1180 Cedarwood Drive Moraga, CA 94556

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CAMPBELL, CARR, BERGE & SHERIDAN, P.A.

LAWYERS

MICHAEL B CAMPBELL
WILL AM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL H FELDEWERT
PAUL R OWEN
ANTHONY F MEDEIROS
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1916-1999

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SANTA FE, NEW MEXICO 87504-2208
TELEPHONE (505) 988-4421
FACSIMILE: (505) 983-6043
E-MAIL: CCDSpa@ix.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mesa Grande Resources, Inc. an Oklahoma corporation 1200 Philtower Building Tulsa, Oklahoma 74103

Re: Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

Gentlemen:

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Mesa Grande Resources September 16, 1999 Page 2

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Very truly yours,

WILLIAM F. CARR

ATTORNEY FOR McELVAIN OIL & GAS PROPERTIES, INC.

Enclosure

Z 559 541 922

cc: Mr. Steve Jordan, Land Manager

McElvain Oil & Gas Properties, Inc.

US Postal Service Receipt for Certified Mail

Mesa Grande Resources, Inc. 1200 Philtower Building Tulsa, OK 74103

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LAWYERS

MICHAEL B CAMPBELL
WILLIAM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL H FELDEWERT
PAUL R OWEN
ANTHONY F MEDEIROS

JACK M CAMPBELL
1915-1999

JEFFERSON PLACE
SUITE I - 110 NORTH GUADALUPE
POST OFFICE BOX 220B

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
FACSIMILE: (505) 983-6043

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

NM&O Operating Company 6 East 5th Street, Suite 200 Tulsa, Oklahoma 74103

Re:

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NM&O Operating Company September 16, 1999 Page 2

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Very truly y	15,
Willan	(S

WILLIAM F. CARR

ATTORNEY FOR McELVAIN OIL & GAS PROPERTIES, INC.

Enclosure

cc: Mr. Steve Jordan, Land Manager McElvain Oil & Gas Properties, Inc. Z 559 541 925

US Postal Service
Receipt for Certified Mail

NM&O Operating Company 6 East 5th Street, Suite 200 Tulsa, Oklahoma 74103

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TILE CUPY

CAMPBELL, CARR, BERGE & SHERIDAN, P.A.

LAWYERS

MICHAEL B CAMPBELL
WILLIAM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL M FELDEWERT
PAUL R OWEN
ANTHONY F MEDEIROS
JACK M CAMPBELL

1916-1999

JEFFERSON PLACE
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FACSIMILE. (505) 983-6043
E-MAIL. ccbspa@ix.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

James B. Fullerton, et ux. 1645 Court Place, Suite 406 Denver, Colorado 80202

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James B. Fullerton September 16, 1999 Page 2

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Very truly yours,

WILLIAM F. CARR

ATTORNEY FOR McELVAIN OIL & GAS PROPERTIES, INC.

Enclosure

Z 559 541 -17

cc: Mr. Steve Jordan, Land Manager
McElvain Oil & Gas Properties, Inc.

US Postal Service
Receipt for Certified Mail

James B. Fullerton, et ux. 1645 Court Place, Suite 406 Denver, CO 80202

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LAWYERS

MICHAEL B CAMPBELL
WILLIAM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL H FELDEWERT
PAUL R OWEN
ANTHONY F MEDEIROS

JACK M CAMPBELL
1916-1999

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE. (505) 988-4421
FACSIMILE. (505) 983-6043
E-MAIL: CCDSpa@ix.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Huntington T. Walker, et ux. 2961 South Fillmore Way Denver, Colorado 80210

Re: Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

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Huntington T. Walker September 16, 1999 Page 2

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Very truly yours,

ATTORNEY FOR McELVAIN OIL & GAS PROPERTIES, INC.

Enclosure

Mr. Steve Jordan, Land Manager McElvain Oil & Gas Properties, Inc. cc:

Z 559 541 923

US Postal Service Receipt for Certified Mail

Huntington T. Walker 2961 South Fillmore Way Denver, CO 80210

			Postage		s .55
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FILL UUT I

CAMPBELL, CARR, BERGE 8 SHERIDAN, P.A.

LAWYERS

MICHAEL B CAMPBELL

MILLIAM F CARR

BRADFORD C BERGE

MARK F SHERIDAN

MICHAEL H FELDEWERT

RAUL R OWEN

ANTHONY F MEDEIROS

JACK M CAMPBELL

918-1999

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208
TELEPHONE. (505) 988-4421
FACSIMILE. (505) 983-6043

E-MAIL CCbspa@ix.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Johansen Energy Partnership Post Office Box 1773 Whitefish, Montana 59937

Re:

Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

Gentlemen:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the base of the Pictured Cliffs formation to the base of the Mesaverde formation in Lots 1, 2 S/2 NE/4, SE/4 (E/2 equivalent) of Section 4, Township 25 North, Range 2 West, N.M.P.M., Rio Arriba County, New Mexico. McElvain proposes to dedicate the referenced pooled unit to its Elk Com "4" Well No. 1 (formerly the Elk Com Well No. 4-7) which it proposes to drill to a depth sufficient to test all formations to the base of the Mesaverde formation, Blanco-Mesaverde Gas Pool, at a standard location in the NE/4 of said Section 4.

Johansen Energy Partnership September 16, 1999 Page 2

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

statements sno	ould be filed by 4:00	o clock p.m. on th	le rnday bei	ore a s
Very truly yo				
Tullian 18	f Day			

WILLIAM F. CARR

ATTORNEY FOR McELVAIN OIL & GAS PROPERTIES, INC.

Enclosure

Z 559 541 F24

cc: Mr. Steve Jordan, Land Manager McElvain Oil & Gas Properties, Inc. US Postal Service
Receipt for Certified Mail

Johansen Energy Partnership Post Office Box 1773 Whitefish, MT 59937

		Postage	\$ 55
		Certified Fee	1.40
SENDER:		Special Delivery Fee	
a Complete items 1 and/or 2 for additional services. a Complete items 3, 4a, and 4b. a Print your name and address on the reverse of this form so that we can return the permit.	l also wish to receive to following services (for extra fee):	ry Fee	1 26
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T, December 1994	omestic Retum Rece	ipt -	

LAWYERS

MICHAEL B CAMPBELL
WILLIAM F CARR
BRADFORD C BERGE
MARK F SHERIDAN
MICHAEL H FELDEWERT
PAUL R OWEN
ANTHONY F MEDEIROS

JACK M CAMPBELL
916-1999

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POST OFFICE 80X 2208

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TELEPHONE. 1505) 988-4421
FACSIMILE: (505) 983-6043

E-MAIL. ccbspa@ix.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Williams Production Company Attn: Mr. M. Vern Hansen Post Office Box 3102 Tulsa, Oklahoma 74101

Re: Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

Gentlemen:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the base of the Pictured Cliffs formation to the base of the Mesaverde formation in Lots 1, 2 S/2 NE/4, SE/4 (E/2 equivalent) of Section 4, Township 25 North, Range 2 West, N.M.P.M., Rio Arriba County, New Mexico. McElvain proposes to dedicate the referenced pooled unit to its Elk Com "4" Well No. 1 (formerly the Elk Com Well No. 4-7) which it proposes to drill to a depth sufficient to test all formations to the base of the Mesaverde formation, Blanco-Mesaverde Gas Pool, at a standard location in the NE/4 of said Section 4.

Williams Production Company September 16, 1999 Page 2

PS Form **3811**, December 1994

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Very truly yours,					
willing Lay					
WILLIAM F. CARR ATTORNEY FOR McELVAIN OIL	e CAC D	DADEDTIES		7 559	541 926
ATTORNET FOR MICELVAIN OIL	& GAS F	NOFEKTIES,			247 JCP
Enclosure			US Posta Recei	pt for Ce	ertified Mail
			Williar	ns Produc	tion Company
cc: Mr. Steve Jordan, Land Manag	er		Attil; IV	ır. M. Ve	m Hansen
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CAMPBELL, CARR, BERGE & SHERIDAN, P.A.

LAWYERS

MICHAEL B CAMPBELL

MILLIAM F CARR

BRADFORD C BERGE

MARK F SHERIOAN

MICHAEL H FELDEWERT

PAUL R OWEN

ANTHONY F MEDEIROS

JACK M CAMPBELL

916-1999

JEFFERSON PLACE
SUITE I - 110 NORTH GUADALUPE
POST OFFICE BOX 2208

SANTA FE, NEW MEXICO 87504-2208

TELEPHONE (505) 988-4421
FACSIMILE (505) 983-6043

E-MAIL CCDSPA@IX.netcom.com

September 16, 1999

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Dugan Production Corporation
Post Office Box 5820
Farmington, New Mexico 87499-5820

Re:

Application of McElvain Oil & Gas, Inc. for Compulsory Pooling, Rio Arriba

County, New Mexico

Gentlemen:

This letter is to advise you that McElvain Oil & Gas Properties, Inc. has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests from the base of the Pictured Cliffs formation to the base of the Mesaverde formation in Lots 1, 2 S/2 NE/4, SE/4 (E/2 equivalent) of Section 4, Township 25 North, Range 2 West, N.M.P.M., Rio Arriba County, New Mexico. McElvain proposes to dedicate the referenced pooled unit to its Elk Com "4" Well No. 1 (formerly the Elk Com Well No. 4-7) which it proposes to drill to a depth sufficient to test all formations to the base of the Mesaverde formation, Blanco-Mesaverde Gas Pool, at a standard location in the NE/4 of said Section 4.

Dugan production Corporation September 16, 1999 Page 2

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Very truly yours,
3:11/21
Willey of Say
17777

WILLIAM F. CARR

ATTORNEY FOR McELVAIN OIL & GAS PROPERTIES, INC.

Enclosure

Z 559 541 927

cc: Mr. Steve Jordan, Land Manager McElvain Oil & Gas Properties, Inc.

US Postal Service
Receipt for Certified Mail

Dugan Production Corporation Post Office Box 5820 Farmington, NM 87499-5820

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6. Signature: (Addressee or Agent) X () Moure	,				
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