

Copyright Notice and Terms of Use

Summary

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1. PRIVATE USE, limited to: (a) personal, non-commercial or (b) sample, design, test, or layout use ("comp use"), can be done without permission. All other uses require written permission obtained through email.
2. PUBLIC USE (diffusion by any means) for non-commercial purpose by individuals and all-volunteer organizations will likely be granted free permission, but approval is required. Free permissions always require proper attribution (including an active back link, if used on the Web), and no alterations.
3. All others will need a licensing contract and payment.

A. Image uses that require a license

Sold, or used in any way in connection with any activity where payment is earned. This includes, but is not limited to:

- use on behalf of any organization which has paid personnel (INCLUDING NON-PROFIT, educational, religious, or government),
- use in your professional work (for example internal presentations, newsletters, logo, stationary, cards, preaching materials and teaching materials.
- use for advertising, editorial or promotional purposes (including any fund raising activities and auctions),
- use on a commercial, advertising or self-promotional web site,
- use on a product that is sold, or contains paid advertising.

The **only exception** is sample, design, test, or layout use ("comp use"), for the only purpose of evaluating how a finished piece would look like. If you have particular concerns about image use, or wish to reproduce any of the images for professional or commercial purposes, please check the information about licensing to learn how you can receive a high resolution digital file. Note that licensing fees start at \$20 (minimum fee generally applies only for small sizes/resolution and/or number of copies, or some web uses) with other licensing fees in line with current fair market value dependent upon type of license (Royalty-Free, Rights-Managed), and that free licenses are usually not granted solely in exchange for credits or links*.

*May be waived in situations that are in the best interest of the Photographer/Client and where common sense dictates this is appropriate.

B. Image uses that do not require a commercial license

1. PRIVATE USE for personal, non-commercial purpose is free

Personal (and only personal) non-commercial, private use is encouraged and includes:

- Screen saver or background image on your computer (for higher quality images, consider a purchase
- Printing a few images from your printer (for something really nice to display on your wall, consider purchasing a photographic print.)

The above image usage DO NOT REQUIRE written authorization and apply only for the low resolution images that can be downloaded directly from the site.

Please note that these are for private use only. All other usage, including the distribution or reproduction of multiple copies, performance or otherwise use in a public way of the images or text REQUIRES written authorization.

2. PUBLIC USE (diffusion) for personal, non-commercial purpose requires permission

Permission will likely be granted for free for the following types of reproduction:

- Making derivative works such as paintings and drawing for personal or educational use
- Limited diffusion in personal educational documents such as school reports and thesis (for student only).
- Displaying on a personal non-commercial web page (this excludes self-promotional web pages) provided that you display next to the image: (a) copyright information and (b) an active HTML link to www.ricksdigitaldesert.com. A code like the following is appropriate:

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<a href = "http://www.ricksdigitaldesert.com"> photo by Richard Hardman</a>, all rights reserved.
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Please note that it is not sufficient to just post the image with the border containing the imprint "© YYYY - Richard Hardman". You must create a hyper link to www.ricksdigitaldesert.com. Do not hyper link directly to the image. Images within my galleries change over time, which will result in the hyper link either not working or displaying an incorrect image. However, you need to [email me](#) for authorization with the image numbers of the image(s) you wish to use, the details of your project, or the address of your finished web page.

3. PUBLIC USE (diffusion) for all-volunteer organizations requires permission

Please pay attention to the fact that "all-volunteer" and "non-profit" are NOT the same. If you are an all-volunteer organization with no paid staff or membership fee, and you provide only free services or information, you will likely qualify to use free image for:

- The organization's brochure, newsletter or slide/Power Point presentation.
- Displaying on the organization's web page, provided that you display **next to the image**: (a) copyright information and (b) an active link to www.ricksdigitaldesert.com. A code like the following is appropriate:

```
<a href = "http://www.ricksdigitaldesert.com"> photo by Richard Hardman</a>, all rights reserved.
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All-volunteer organization image use REQUIRES written authorization and applies only for the dissemination of information. Free use will NOT be granted for fund raising activities, nor for ANY organization that has paid personnel, or charges for services or membership. For consideration, [email me](#) with the following information: (a) Name, full address and background of the organization, (b) Intended usage for the image(s), (c) Address of the non-profit web site (if any). (d) State explicitly that nobody in your organization is paid (merely stating that they are not paid for the task for which the image(s) are required is insufficient).

C. GENERAL CONDITIONS for free image use

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D. General terms of use of this website

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Embedding images into a web page, that is have a direct ("hot") link (img src) to any image (jpeg or tiff file). Using programs to automatically download or spider large portions of the ricksdigitaldeseret.com site for purposes other than indexing. Framing of any of the ricksdigitaldeseret.com web pages.