

Kuromori Designs

General ToS/ToU

I claim all rights to the species in question. You may repost your design image elsewhere outside dA as long as it belongs to you and the respected artist and owner of the species is credited somewhere.

You must always give credit to **YunaKuromori** for owning the species/adopt in question.

MYO and adopts of closed and semi-closed species **must** be registered on the specific Masterlist of species in question.

I reserve the right to reject your custom/ MYO proposal if I see anything wrong with it.

Credit is required everywhere you post art of your character.

Do not claim the art and design as your own if it isn't.

Give credit to the original artist should you post your purchased adoptable or MYO anywhere.

No stealing, frankendolling, tracing etc. and/or abusing loopholes will be tolerated. Those are blacklisting and bannable offenses!

● Disclaimer

By purchasing an adoptable from YunaKuromori, be that an "Open Species", "Closed Species", "Semi-Open Species", "Custom", "Commision" or anything else made by me, you are bound by the Terms of Service/Terms of Use specified here. Please read them over very carefully.

I reserve the right to **blacklist and keep/resell the Adopt, MYO or Custom** from anyone who purchased from me for breaking these terms.

These ToS/ToU are subject to change without notice.



Designs by me will have my Watermark on the picture.

Password 1: *Peach*

General Information

- **What is an Open Species?**

An open species is a term used in the art community to designate that a species *is* available for public use. You usually do not need special permission from the creating artist to make your own. Though they may sell the designs that they make of their open species! Some limit certain traits or rarities that may be used, and some limit the ability of other artists to sell designs of their open species. Ultimately open species are a bit more loose with regards to rules, but do still usually have some.

● **What is a Semi-Open Species?**

A semi-open species is a term used in the art community to designate that a species is available for public use, but with certain limitations which are very dependent upon the creator of the species; "semi-open" can have multiple definitions. These definitions can include:

- Limiting certain traits
- Limiting the amount one can own
- Limiting the ability to make adopts
- Design approval from creator
- Registration

In my case I will limitate certain traits and will register them on a seperate masterlist account made for the species.

● **What is a Closed Species**

A closed species is a term used in the art community to designate that a species is not available for public use. You need special permission from the creating artist to make your own or purchase a design of them directly from said artist. A lot of people will work hard and create their own special type of character with specific traits and background story to back it up. No specific trait itself can really be "off limits" to other artists, it's more about the combination of the entire thing. The characters, special features, and story that goes with them is what makes them unique. Many adoptable species can look similar but be completely different.

Lots of artists have their reasons to make their species "Closed". Normally this is to regulate how many are made and for the artist to make a small profit on their ideas. Some have personal attachments, others want quality control, there are all sorts of various reasons that an artist will choose to close their species to the public.

● **How can I get one?**

By either buying slots, adopts, customs, trades or getting one gifted from me. Slots and Adopts are available via sales, flatsales, auctions, flatsale raffles, raffles or events of any kind!

PAssword 2: Ivy

All official designs will be sold only on DeviantArt! I will never use any other platform for this.

Also be extremely careful when offering on designs on any other website or platform and always make sure they have a legit entry on the specific Masterlist at DeviantArt. Additionally, make sure that the person truly is the user currently listed as the design's owner if it is an adopt, closed or semi-closed species.

Any of my species designs can not be obvious inspirations or copies of copyrighted media characters and entities, or designs owned by other people.
- Designs later revealed to break this rule will be subject to immediate forced re-design!

Adoptions of **Closed and Semi-Closed Species**

- **Ownership/Co-Ownership rules**

By purchasing an adoptable or MYO from me, you are purchasing limited rights to a specific character design.

After a purchase, the adoptable is still YunaKuromori's Intellectual Property. I retain partial rights to the adoptable, and I am free to use it (and it's original artwork) for promotional and commercial purposes.

This doesn't mean I can just take back the character or use it for personal purposes, once I sell it to you it's all yours. This is to cover any potential customers who may want to purchase a design, and then turn around and use it commercially as a product, toy line, mascot, etc. The partial rights just give me permission to continue to show off and publicly display artwork!

I will post the original image for the masterlists.

You may only use the adoptable or custom for personal non-commercial use. Use of the adoptable/ custom for commercial projects is strictly prohibited unless you have purchased a full license of the character design directly from me. Full license purchases are available on a case by case basis.

You cannot use your adoptable to mass-produce plushes, nor can you sell artwork, prints, buttons or other merchandise of it. If you want to commission art of your

*adoptable, and even
get yourself a plush, go right ahead! I encourage it!*

Species credit is required on all public displays of the adoptable. You can always link me back or @ me.

Co-ownership is not permitted. All adoptables are owned by a single person. I really don't want to deal with any problems that might be occurring.

The character owner will only have rights to the character design, NOT the original artwork or the species!

- **MYO Guidelines**

Make Your Own (MYO) adoptables of my Closed Species are available by purchasing slots, trade or get a slot gifted from me. However there are guidelines on my dA for each specific Closed and Semi-Closed Species, with rules to how you may actually make your own.

- **Design Editing**

You may alter the original artwork provided with the adoptable, except it is a Closed Species adoptable.

This is non-negotiable. If you do want changes made, please contact me for commissioning the changes/alterations

- **Payment and Payment Plans**

Kuromori Designs **will be** selling adoptables to customers under the age of 18. I will not check any customer's age and **will not be responsible** for what happens after the purchase!

Payment for all agreed upon transactions must be sent within 24 hours/1 day. Payment can be done in the form of PayPal with € / Euro , or with deviantArt Points. Holds are typically declined, but you are free to ask! I am pretty chill about that.

Accounts that are under 2 months of age, or empty/duplicate/or otherwise deemed suspicious accounts may be refused service at the discretion of

Kuromori Designs.

This is just a protective measure for me against potential chargebacks and false payments if there are any.

Holds have a **maximum** of 1 month. This is so higher priced purchases allow a fair chance to be paid. I reserve the right to deny a payment plan for any reason.

PAssword 3: Eye

By defaulting or otherwise not paying the agreed upon amount within the agreed upon timeframe the design will be put back up for public sale or kept by me.

Please be warned and take holds very seriously. I will not give customers ownership of the adoptable or custom until full payment has been completed.

ALWAYS follow the bidding chain.

DO NOT offer more than what you can pay!

Do not cause drama or harass users

Disparaging or discouraging comments about adoptable sales, raffles, or other forms of distribution are not allowed. Do not make any comments that can discourage other customers from purchasing/claiming/offering on, bidding on an adoptable.

- **Auctions/ Flatsales/ etc.**

Auctions will be made available with the same purchase options listed above. If you do not have the funds to pay for your bid when you place it, do not bid at all. When an auction ends you will be notified that you are the winner, and noted with further details on how you would like to pay. You will not receive the design of the character, or have it listed in the Masterlist until it is paid.

Please do not add extra comments while you are bidding. Making rude or discouraging remarks during the auction is not allowed, and you can be warned as it can be a form of harassment.

There will be no holds for Auctions!

Flatsales also operate out of the PayPal and Points rules listed above in the Auctions section. Do not try to haggle prices of flatsales. They will be sold on a first come, first serve basis. Unless it is specified otherwise on the individual flatsale.

As mentioned above, once you claim an adoptable, you have 24 hours with which to send payment. If payment is not received before 24 hours has passed, the adoptable will be offered to the next claimant.

Flatsale raffles are raffles in which the winner gets to buy the adopt for the stated price. Entering the raffle itself is free. The winner has to pay within 24 hours after winning, or a new winner will be rolled. This can not be negotiated.

DTE stands for draw-to-enter, which means you need to draw the given design to be entered into a **raffle where the winner is random**.

XTE stands for X-to-enter, where the X will be replaced by whatever the challenge is. It could be writing, crafting, or something completely different.

DTA stands for draw-to-adopt, which means you need to draw the given design to be entered into a **raffle where the winner is random**.

XTA stands for X-to-adopt, where the X will be replaced by whatever the challenge is. It could be writing, crafting, or something completely different.

- **Refunds**

You can always ask for refunds, but you will not be guaranteed one!

The only official refund value will be 50%

All other refunds will be denied

- **Resell/ Trade/ etc. Rules**

You are free to resell/ trade/ etc. your adoptable or custom, providing you follow all of these terms. Whoever you transfer the adoptable/ custom to, is also bound by all of the terms in this document.

You must notify the new owner of these terms! This is very important, we do not wish to bind anyone to our terms that does not explicitly agree to them. Simply link them to this page.

Cash Sale of the adoptable is allowed.

You **may not** resell your adoptable for more than you originally purchased it for, unless there is more art, to whomever you choose; provided they also adhere to all of the terms outlined in this document. Please remember that blacklisted members are prohibited from further owning/obtaining any of my adoptables or customs, and we prohibit transactions that transfer my adopts to these banned members.

This is 100% on the users to make this type of trade despite the risks of scamming. Remember, always check the masterlist to make sure you know where your custom or adoptable is coming from!

Be sure to let the masterlist know if your adopt has gone to a new owner!

- This helps avoid scams and keep it a safe environment.
- Only the person currently listed as owner will have rights over the adopt, so if you get an adopt from someone else, check that the masterlist has been updated!

Adoptions of **Open Species**

Most of the above rules apply here as well!

- **Design Editing**

Design editing your Open Species adopt is totally allowed!

While Closed Species designs have stricter editing policies, Open Species rules are much looser!

You can not alter the original artwork provided with the adoptable tho.

This is non-negotiable again.

You are not allowed to make the changes drastic! The design should be still recognizable.

Adoptions of “Non Species” Adopts

I will keep this short:

- You can make any changes you deem fit
- Credit is only required for the first time you draw them
- Use them as your own character, meaning giving any name, gender, or backstory you please, go feral
- No refunds
- Paypal or Points only

Special Password

Well. Nothing else hidden. Only one password for lazy people who don't want to read the rules or those who just want one for fantasizing (which is totally fine!) and by that accept everything stated above:

Radiant