

Library Workshop

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# Finding and Using Images

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# Presenters

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# Image Use on Campus

Copyright law is reasonably generous regarding image use *in an educational setting*

- Face-to-face classroom teaching
- Student papers
- Restricted-access course websites

# Google Images

Largest quantity of images

Problems:

- Low resolution
- Color accuracy
- Irrelevant items retrieved

# Google Image Labeler

Attempt to have the web community help describe features of images

<http://images.google.com/imagelabeler/>

# Library Sites

Library of Congress Prints and Photographs  
Division

<http://www.loc.gov/rr/print/catalog.html>

New York Public Library Digital Gallery

<http://digitalgallery.nypl.org/nypldigital/index.cfm>

# Tineye

General sites like Google Images, Flickr, etc.

- Problems with low resolution
- Problems with correct color

Tineye Reverse Image Search

<http://www.tineye.com/>

# Copyright

Artists own copyright on their creations

Photographers own copyright on their shots

In addition to US copyright law:

State laws on Privacy & Publicity rights

- Laws vary from state to state
- If individual is identifiable, should get their permission

# “Terms of Use”

Should assume all images on web are under copyright unless you find an explicit statement that they are not

Look for a statement like “Terms of Use”

# Creative Commons

<http://creativecommons.org/licenses/>

Major features:

- Attribution
- Derivatives
- Commercial/noncommercial
- Share alike

# Freely available licensed images

## Google Images

- Advanced Search
  - “Usage Rights” dropdown

## Creative Commons

- “Find licensed works”

# If image has no explicit permission

May be free; may cost money

Need to request permission to use

- CNN photograph of Obama
- New York Public Library
  - Low resolution are free
  - High resolution: \$55 to \$750

# Look for the Copyright Holder

Follow all leads and document what you tried

“Orphan Work” if:

- No copyright information can be found
- Information given is outdated or inaccurate
- Attempts at contact are futile
- Company is out of business
- Etc.

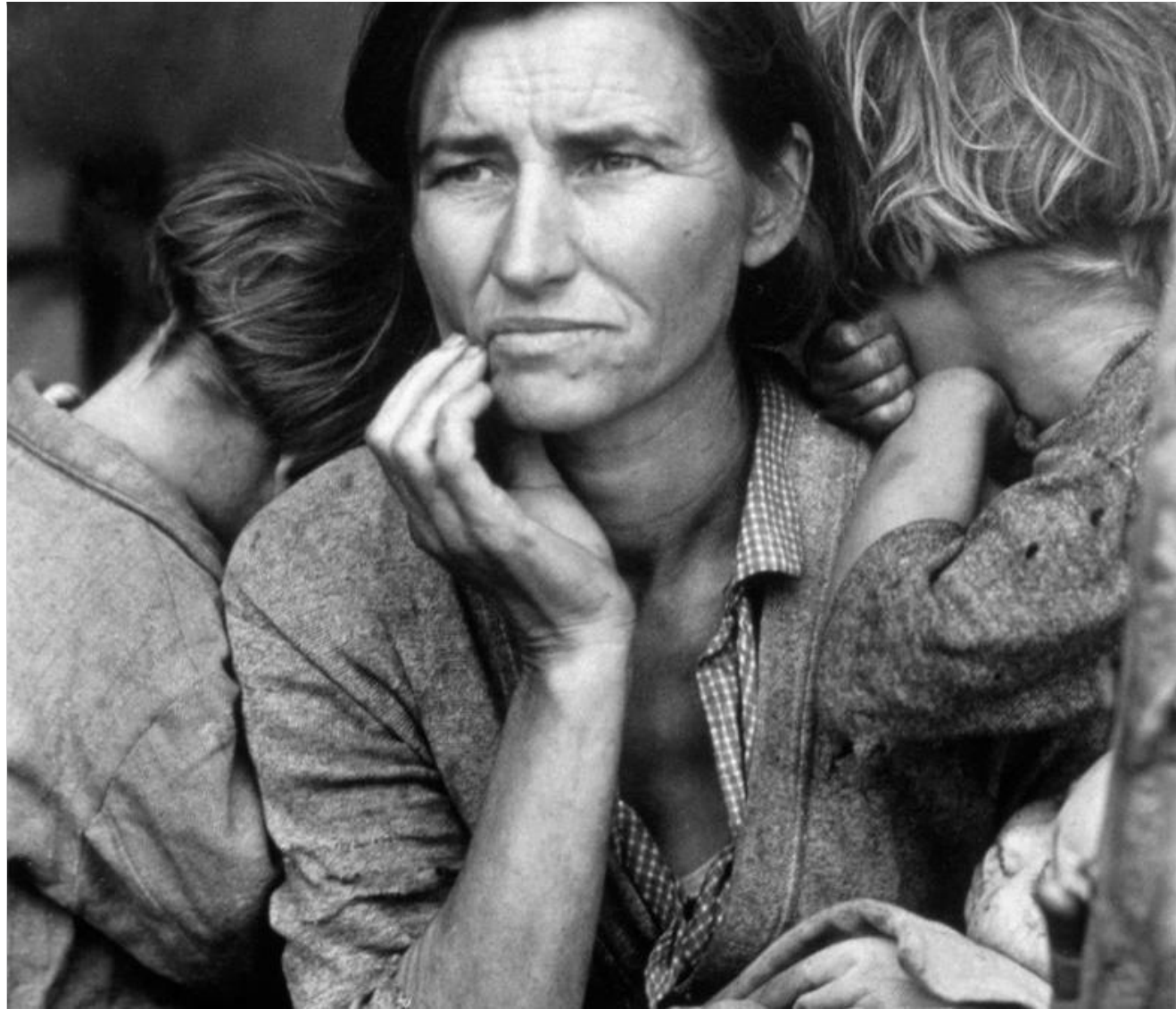
Orphan works are still not legal to use!  
How much risk are you comfortable assuming?

# Dorothea Lange

Migrant  
Mother, 1936

Employee of  
U.S.  
Government

In the public  
domain



# Images in the Public Domain

If copyright doesn't apply, or has expired

- Library of Congress Prints & Photographs website

Has artist's copyright expired?

- Copyright doesn't last forever
- Dates are not so easy to determine for images

# Date of Image “Publication”

With books, pre 1923 in public domain

For images:

Before 1978, image copyright dates from its first “publication” NOT the date it was created

No easy way to determine when an image was first “published”

# Image Copyright Dates

Copyright law changed in 1978

Pre 1978: based on date of publication

1978 to present: artist's death + 70 years

# Permissions and Rights

If newer than 150 years:

- try Artists Rights Society
  - <http://www.arsny.com/>

If older than 150 years and high resolution is needed:

- contact the owner of the artwork

# Subscription Database

Permissions can be expensive, hard to understand, or difficult to obtain

Library pays \$13,000/year for a subscription to ARTstor image database

- Originally only art; has branched into different fields

# ARTstor

Best to log in from library homepage

- <http://www.library.nd.edu/>
  - Type “artstor” in search box, then
  - “click for online access”

Mostly high quality images, photographed from originals

# ARTstor Permissions

Clear statement about permissions

“Terms and Conditions of Use”

- “Guide to Permitted and Prohibited Uses”

# Permitted by ARTstor

- Classroom instruction
- Noncommercial scholarly presentations (lecture, conference)
- Student papers, theses, dissertations
- Restricted-access course websites (Concourse)

# Prohibited by ARTstor

- Any commercial use (such as alumni materials, advertisements)
- Posting on an open website (such as a personal website, available to all)
- Use in a publication except for
  - “Images for Academic Publishing”
  - Otherwise, need to contact copyright holder for permission

# Images for Academic Publishing

Over 10,000 images, mostly from the Metropolitan Museum of Art, available in high resolution for free to use in scholarly publications

<http://www.artstor.org.proxy.library.nd.edu/wh-at-is-artstor/w-html/services-publishing.shtml>

# Searching ARTstor

“Browse by Sample Topic” shows its range

Use “Advanced Search” to browse combining  
Classification and Geography

Register for an account to save image groups

- Instructors have additional functions available