

**BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON**

|  |   |                   |
|--|---|-------------------|
| In the Matter of the Proposed Short-Term | ) | DETERMINATION and |
| Lease of Existing Water Rights for       | ) | FINAL ORDER ON    |
| Instream Use, Certificate 8199, Polk     | ) | PROPOSED INSTREAM |
| County, Oregon                           | ) | LEASE             |

Short-term lease agreement number 246, which proposed to lease all of certificate 8199 for instream purpose was submitted to the Department by:

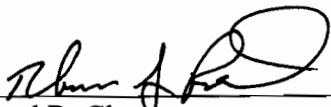
Lessor  
Michael G. Boe  
7840 Rickreall Rd.  
Rickreall, OR 97371

Lessee  
Elmer Stroller Farms Inc.  
505 Morrow Rd.  
Independence, OR 97351

Trustee:  
Oregon Water Resources Department  
158 12<sup>th</sup> Street NE  
Salem, OR 97301

The lease will terminate on September 31<sup>st</sup>, 2001. The Department concludes that the lease is consistent with the requirements of ORS 537.348 and OAR Chapter 690, Division 77. Therefore, it is ORDERED that the Short-Term Lease described herein is APPROVED.

Dated at Salem, Oregon this 21<sup>st</sup> day of September, 2001

  
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Paul R. Cleary  
Director

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.