

**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 Instream)	FINAL ORDER ON
Use, Certificate(s) 31512, Polk County,)	PROPOSED INSTREAM
Oregon)	LEASE

FINDINGS OF FACT

1. A Short-Term Lease Application, which proposed to lease all or a portion of certificate(s) 31512 for instream purposes was submitted to the Department by:

Lessor
Oregon State Parks and Recreation Department
1115 Commercial Street NE
Salem, Oregon 97301-1002

- 2. The Department assigned this lease agreement number L-164.
- 3. The lease application includes the required information under OAR 690-077-0077(3). The Department provided notice of the lease application pursuant to OAR 690-077-0077(6).
- 4. The lease will terminate on October 1, 2007
- 5. The acreage has been modified by the applicant as follows: 0.1 acres SW SW; 0.2 acres Lot 11 (SE SW), 1.6 SE SW as projected within Miller DLC 37 section 35 T 9 S R 4 W WM; 6.8 acres NE NW; 5.6 acres NW NW; 2.4 acres Lot 10 NW NW; 0.1 acres SW NW; 4.0 acres NW SE; 2.9 acres NE SW as projected within Miller DLC 52 section 2 T 10 S R 4 W WM

CONCLUSIONS OF LAW

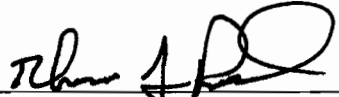
The Department concludes that the lease, as modified above, will not result in injury or enlargement, OAR 690-077-0077.

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.

ORDER

Therefore, it is ORDERED that the Short-Term Lease described herein is APPROVED.

Dated at Salem, Oregon this 30th day of July, 2003.



Paul R. Cleary
Director