

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

In the Matter of the Proposed Lease of) ORDER WITHDRAWING AN
Existing Water Rights for Instream Use,) INSTREAM LEASE APPLICATION
Certificates 74197, Deschutes County)

Authority

ORS 537.348 establishes the process in which a water right holder may submit a request to lease an existing water right for instream purposes. OAR Chapter 690, Division 077 implements the statutes and provides the Department's procedures and criteria for evaluating instream lease applications.

Lessor #1

Anthony Aceti
21235 Tumalo Rd
Bend, OR 97701

Lessor #2

Arnold Irrigation District (AID)
PO Box 9220
Bend, OR 97708
aidist@bendbroadband.com

Lessee

Deschutes River Conservancy (DRC)
P.O. Box 1560
Bend, Oregon 97709
gen@deschutesriver.org

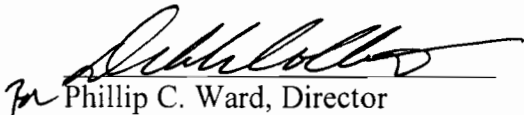
Findings of Fact

1. May 15, 2008 Anthony Aceti, AID and DRC filed an instream lease application for a portion of Certificate 74197. The Department assigned the application number IL-927.
2. On June 19, 2008, DRC and AID, requested on behalf of Anthony Aceti, that instream lease application IL-927 be withdrawn.

Now, therefore, it is ORDERED:

Instream lease application IL-927, in the name of Anthony Aceti, AID and DRC, is withdrawn and of no further force or effect. Any unearned fees will be refunded.

Dated at Salem, Oregon this 3rd day of July 2008.


Phillip C. Ward, Director

Mailing date: JUL 08 2008

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 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.