

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

In the Matter of the Proposed Short-Term)
Lease of Existing Water Rights for Instream)
Use, Certificates 74135, Deschutes County,)
Oregon)

) DETERMINATION and
) FINAL ORDER ON
) PROPOSED INSTREAM
) LEASE

Short-term lease agreement number 300, which proposed to lease a portion of certificate 74135 for instream purposes was submitted to the Department by:

Lessor
Squaw Creek Irrigation District
PO Box 2230
Sisters, OR 97759

Water is being leased instream under two priority dates, 1895 and 1904. The amount of water to be leased under each priority date has been clarified in the instream lease application. The amount of water leased under the 1895 priority date is 2.31 Cubic Feet per Second (CFS), with a maximum volume of 255.97 Acre-Feet (AF). The amount of water being leased under the 1904 priority date is 0.84 CFS, with a maximum volume of 93.3 AF. However, given the number of days left in the period during which water is to be protected under this lease, June 1 through July 26, only a portion of the volume requested will be leased.

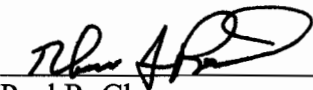
The lease has also been further conditioned as follows:

The portion of water protected under this lease shall be based on the same percentage diversion and delivery rate that Squaw Creek Irrigation District is diverting to rights of the same priority within the district. Each Monday morning during the period of this lease, the District shall report to the District 11 Watermaster's office the percentage diverted under the 1895 priority date. This information only needs to be reported to the Watermasters office once the District is diverting water on a percentage basis. Subsequent reports only need to be made to the Watermaster's office when changes are made to the percentage of water being diverted. Once the District begins diverting water on a percentage basis, the amount water leased instream will be adjusted by that same percentage.

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.

The lease will terminate on July 27, 2002. The Department concludes, with the identified modifications, 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 10th day of July, 2002.



For Paul R. Cleary
Director