

**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, Certificate(s) 74146, 74147, and 76106,   )  
Deschutes County, Oregon                        )

CORRECTING FINAL  
ORDER

**FINDINGS OF FACT**

1. Tumalo Irrigation District, Lessor, and the Deschutes Resources Conservancy, Lessee, submitted a Short-Term Lease Application on April 23, 2003. The Department issued an order approving the Short-Term Lease on May 28, 2003. The order was filed at Special Order Volume 57, page 814.
  
2. Subsequent to issuance of the order, the Department identified an injury and enlargement issue associated with leasing certificates 74146 and 76106. To prevent injury and enlargement, after discussions with the lessee, the Department is changing how these rights will be allocated instream. Certificate 74146 will be allocated at 1.2 cfs from July 10 to October 15. Certificate 76106 will be allocated at 1.08 cfs from June 15 to September 11.

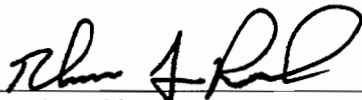
**CONCLUSIONS OF LAW**

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

**ORDER**

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

Dated at Salem, Oregon this ~~16<sup>th</sup>~~ day of June, 2003.

  
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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.