

**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) 74145, Deschutes 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) 74145 for instream purposes was submitted to the Department by:

Lessor #1
Edward & Doris Elkins
63613 OB Riley Road
Bend, Oregon 97701

Lessor #2
Swalley Irrigation District
P.O. Box 5126
Bend, Oregon 97701

Lessee
Deschutes Resources Conservancy
700 NW Hill Street
Bend, OR 97701

2. The Department assigned this lease agreement number L-431.
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 31, 2007.

CONCLUSIONS OF LAW

The Department concludes that the lease 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 2nd day of July, 2003.



Paul R. Clary, 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.