

Application for Water Right
Temporary or Drought Temporary Transfer
Part 1 of 4 – Minimum Requirements Checklist



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900
www.oregon.gov/OWRD

This temporary transfer application will be returned if Parts 1 through 4 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

Check all items included with this application. (N/A = Not Applicable)

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Completed Applicant Information and Signature.
- ☒ Part 4 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: 7135**
 Please include a separate Part 4 for each water right. (See instructions on page 5)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 2026 End Year: 2030.**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)
- ☒ **Application Fee** - payable by check to the Oregon Water Resources Department, the online fee calculator is located:
https://apps.wrd.state.or.us/apps/wr/wr_transfer_calculator/temporary_transfer.aspx

Attachments:

- ☒ Completed Temporary Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ Application fee not enclosed/insufficient ☐ Map not included or incomplete
- ☐ Land Use Form not enclosed or incomplete
- ☐ Additional signature(s) required ☐ Part _____ is incomplete

Other/Explanation _____

Staff: _____ Phone: _____ Date: ____/____/____

Part 2 of 4 – Temporary Transfer Application Map Checklist

Your temporary transfer application will be returned if any of the map requirements listed below are not met.

Please be sure that the temporary transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- ☒ ☐ N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- ☒ Permanent quality printed with dark ink on good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- ☒ A north arrow, a legend, and scale.
- ☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- ☒ ☐ N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- ☒ ☐ N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Antonio Kiriakov			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS 135 Jackadel Ln.			FAX NO.	
CITY Cave Junction	STATE OR	ZIP 97523	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME Scott Fein Water Rights			PHONE NO. 541-842-0795	ADDITIONAL CONTACT NO.
ADDRESS PO BOX 694			FAX NO.	
CITY Ashland	STATE OR	ZIP 97520	E-MAIL sfeinsurveyor@gmail.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application and why: Transfer the authorized place of use of 2.0 acres of irrigation from certificate 7135 from taxlot 39-07-21 TL 201 downstream to taxlot 39-07-21 TL 701 to a new place of use with a new point of diversion to serve this new place of use on taxlot 701. Please see attached water right conveyance and transfer agreement recorded with the Josephine County Clerk as 2022-07277 between the owner of taxlot 201 and taxlot 701. The objective of this transfer is to implement with OWRD the OWRD transfer process for OWRD recognition for the conveyance and transfer of 2.0 acres of certificate 7135 that occurred through document 2022-007277.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

I (we) affirm that the information contained in this application is true and accurate.

 Applicant signature	Antonio Kiriakov Print Name (and Title if applicable)	01/22/2026 Date
_____ Applicant signature	_____ Print Name (and Title if applicable)	_____ Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☐ No

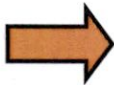
If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

☐ Check here if water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

INSTRUCTIONS for editing the Application Form

To add lines to tables within the forms or to copy and paste additional Part 4 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

Microsoft Word 2003

Unlock the document by one of the following:

- Using the **Tools** menu => click **Unprotect Document**;

OR

- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document**;

OR

- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

Microsoft Word 2007

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

Microsoft Word 2010

- Unlock the document by clicking the **Review** tab; toggle the **Restrict Editing** icon at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "**Allow only this type of editing** in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

Other Alternatives:

- Photocopy pages or tables in Part 4, ~~mark-through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page ~~5~~ 6 of ~~9~~ 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

- add rows to tables using the Table tools, and
- select and copy the pages of Part 4 and paste as many additional sets of Part 4 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions on page 6, to copy and paste additional Part 4s, or to add rows to tables within the form.

Water Right Certificate # 7135

Description of Water Delivery System

System capacity: 0.35 cubic feet per second (cfs) **OR**
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. 6 inch gravity plow pipeline at diversion 1 and 5 horsepower gas pump at diversion 2. From both diversions pipeline, layflat hose are used to convey water to the place of use where sprinklers and drip irrigation are utilized to grow crops, pasture, lawn, landscaping.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-_____)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
1	☒ Authorized ☐ Proposed		39 S	7 W	21	NE NE	201	Bear Creek POD 1 From N ¼ Cor. S 21, East 550 Feet
2	☒ Authorized ☐ Proposed		39 S	7 W	21	N W NE	201	Bear Creek POD 2 From N ¼ Cor. S 21, South 600 Feet, East 400 Feet
3	☒ Authorized ☐ Proposed		39 S	7 W	21	N W NE	201	Green Gulch POD 3 From N ¼ Cor. S 21 West 400 Feet
4	☐ Authorized ☒ Proposed		39 S	7 W	21	S W SE	701	Bear Creek APOD 4 From N ¼ Cor. S21 South 4280, West 125 Feet

Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):

- ☒ Place of Use (POU)

☐ Appropriation/Well (POA)

☐ Point of Diversion (POD)

☐ Additional Point of Appropriation (APOA)

☒ Additional Point of Diversion (APOD)

Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses):

- ☐ Place of Use (POU)

☐ Point of Appropriation/Well (POA)

☐ Character of Use (USE)

☐ Additional Point of Appropriation (APOA)

☐ Point of Diversion (POD)

☐ Additional Point of Diversion (APOD)

Will all of the proposed changes affect the entire water right?

☐ Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.

☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

Additional remarks:Change only affects Bear Creek for Tract 2 No changes to Green Gulch for Tract 1.

For Place of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? ☐ Yes ☒ No

If YES, list the certificate, water use permit, or ground water registration numbers: _____

Pursuant to ORS 540.523, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

- ☐ Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (**Tip:** You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

Klamath Basin/County Drought Transfer Applications

Table 4. Klamath Basin/County Well Information (DROUGHT TRANSFER APPLICATIONS ONLY)

Is there currently a flowmeter installed on each of the POAs listed in Table 1 of this application? ☐ Yes ☐ No*

**Please note that watermaster staff will visit the well to confirm flowmeter presence. Where possible, watermaster staff will take a static water level measurement. Alterations to the well head may be required in order to make the water level measurements.*

For each well, please provide a description of the flowmeter location, the serial number, the current flowmeter reading and the date the reading was taken in the table below.

OWNER'S WELL NAME OR NUMBER.	WELL TAG NUMBER (IF AVAILABLE)	WELL LOG ID (E.G., KLAM 1234)	FLOWMETER SERIAL NUMBER	FLOWMETER READING	FLOWMETER DATE	FLOWMETER LOCATION

Counter Returns!
Scott Fern water Rights
600 Tyler Creek Rd.
Asland, OR 97520

JOSEPHINE COUNTY OFFICIAL RECORDS
RHIANNON HENKELS, COUNTY CLERK
DEE-AGR 2022-007277
Cnt=1 Pgs=7 Str=5 SSCHREIBER 05/27/2022 01:25 PM
\$35.00 \$11.00 \$50.00 \$10.00 \$5.00 Total: \$121.00



0050906620220072770070073

I, Rhiannon Henkels, County Clerk, certify that the within document was received and duly recorded in the official records of Josephine County.

WATER RIGHT CONVEYANCE & TRANSFER AGREEMENT

RECITALS

- Kamaal Owen holds fee title to those lands described in 2019-006098 of the Josephine County Officials Records; on file with the County Clerk. Attached hereto as Exhibit "1".
- Water Rights Certificate Volume 7 Page 7135 is appurtenant to the subject property described in exhibit "2" in the entire amount stated in said certificate. Attached hereto as Exhibit "2".
- Antonio Kiriakov holds fee title to those lands described in 2019-015048 of the Josephine County Officials Records; on file with the County Clerk. Attached hereto as Exhibit "3".

DECLARATIONS

Whereas, the Kamaal Owen, the Grantor does hereby declare that they have full right, legal interest, and title to those lands described in document 2019-006098 of the Josephine County Officials Records; on file with the County Clerk. Attached hereto as Exhibit "1".

Whereas, Kamaal Owen, the Grantor does hereby declare that they have full right, legal interest, and title to those water rights described in the state of Oregon Water Rights Certificate Volume 7 Page 7135. Attached hereto as Exhibit "2" And does hereby declare the rights as valid and are not subject to cancellation.

Kamaal Owen shall provide affidavit and evidence of use of this fact to state of Oregon Water Right Transfer Standards described in ORS 540 & OAR 690.

Kamaal Owen does hereby declare that this entire agreement shall bind the grantee, successors and assigns of those lands described in 2019-006098 of the Josephine County Officials Records.

Kamaal Owen, successors and assigns does hereby declare that the state of Oregon shall not make any changes, modifications or other actions to water rights certificate 7135 (exhibit 2) without the express written consent of Antonio Kiriakov or successors or assigns thereof in whole or part. This declaration shall bind all parties as if Antonio Kiriakov, retains fee simple title of the lands with 2.0 acres of water rights certificate 7135 in the amount of 0.05 CFS with a priority date of 1906.

Kamaal Owen does hereby declare that they consent to all terms and conditions of this document and acknowledging the binding effect on all successors and assigns and the state of Oregon.

This document shall satisfy all requirements of ORS 537, ORS 540, OAR 690-380-3000, 690-380-4010 as required by the Oregon Water Resources department.

TERMS OF AGREEMENT

For good and valuable consideration as mutually agreed upon by the parties, Kamaal Owen does hereby transfer full right title and interest of 2.0 acres of water rights certificate 7135 in the amount of 0.05 CFS with a priority date of 1906 to Antonio Kiriakov for sole and exclusive use on their lands described in 2019-015048

CONSENT AND ACKNOWLEDGMENT BY GRANTOR

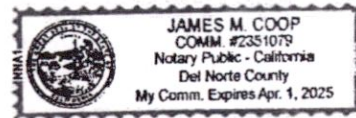


GRANTOR: Kamaal Owen

Date:

Notary Public, State of CALIF.
My Commission Expires: 04/01/2025

NOTARY SEAL & SIGNATURE



CONSENT AND ACKNOWLEDGMENT BY GRANTEE



GRANTEE: Antonio Kiriakov

Date:

Notary Public, State of CALIF.
My Commission Expires: 04/01/2025

NOTARY SEAL & SIGNATURE

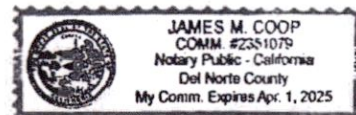


Exhibit "1"

3



After recording return to:
Kamaal Owen
950 Bear Creek Road
Cave Junction, OR 97523

Until a change is requested all tax
statements shall be sent to the
following address:
Kamaal Owen
950 Bear Creek Road
Cave Junction, OR 97523

File No.: 7151-3196396 (BH)

Date: February 25, 2019

THIS SPACE RESERVED FOR RECORDER'S USE

JOSEPHINE COUNTY OFFICIAL RECORDS

RHIANNON HENKELS, COUNTY CLERK

2019-006098

DED-WRD

Cnt=1 Pgs=2 Stn=2 GCHRISTENSEN

05/24/2019 01:35 PM

\$10.00 \$11.00 \$10.00 \$60.00 \$5.00

\$96.00

I, Rhiannon Henkels, County Clerk, certify that the within
document was received and duly recorded in the official
records of Josephine County.

STATUTORY WARRANTY DEED

96

**John W. Rinehold and Ozella S. Rinehold, Co-Trustees of the Rinehold Family Trust UDT
October 12, 2010**, Grantor, conveys and warrants to **Kamaal Owen**, Grantee, the following described
real property free of liens and encumbrances, except as specifically set forth herein:

LEGAL DESCRIPTION: Real property in the County of Josephine, State of Oregon, described as follows:

**The Northwest Quarter of the Northeast Quarter, the Northeast Quarter of the Northwest
Quarter of Section 21, all in Township 39 South, Range 7 West of the Willamette Meridian,
Josephine County, Oregon. EXCEPTING THEREFROM the South 331 feet of said Northwest
Quarter of the Northeast Quarter and the South 331 feet of the Northeast Quarter of the
Northwest Quarter of said Section 21.**

NOTE: This legal description was created prior to January 1, 2008.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the
public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$580,000.00**. (Here comply with requirements of ORS 93.030)

4
②

APN: R328873

Statutory Warranty Deed
- continued

File No.: 7151-3196396 (BH)

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 15 day of May, 2019.

John W. Rinehold and Ozella S. Rinehold, Co-
Trustees of the Rinehold Family Trust UDT
October 12, 2010

John W. Rinehold
John W. Rinehold, Trustee

Ozella S. Rinehold
Ozella S. Rinehold, Trustee

STATE OF Oregon)
County of Josephine) ss.

This instrument was acknowledged before me on this 15 day of May, 2019
by as of John W. Rinehold and Ozella S. Rinehold, Co-Trustees of the Rinehold Family Trust UDT
October 12, 2010, on behalf of the Trust



Bettyann Downie Hobbs
Notary Public for Oregon
My commission expires: 5-14-21

Exhibit 2

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This is to Certify, That **Hottie Griffin**

of **Korby**, State of **Oregon** has a right to the use of

the waters of **Green Gulch for Tract #1; Bear Creek for Tract #2;**

for the purpose of **Irrigation**

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for **Josephine** County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume **1**, at page **254-5**; that the priority of the right thereby confirmed dates from **1893** for **0.05** sec. ft. for **2** acres of Tract #1 and **1905** for **0.26** sec. ft. for **13** acres of Tract #1; **1906** for Tract #2;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **0.05** cubic foot per second for **2** acres and **0.26** cubic foot per second for **13** acres of Tract #1; **0.1** cubic foot per second for Tract #2, and that the use of water for irrigation purposes shall be confined to the season April 1st to October 31st of each year;

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

Tract #1: 15 acres in the NE $\frac{1}{4}$ of Section 21, T. 39 S. R. 7 W. W. M.

Tract #2: 5 acres in the NE $\frac{1}{4}$ of Section 21, T. 39 S. R. 7 W. W. M.

2.0 acres tract #2 from bear creek
to be conveyed for 0.05 CFS

And said right shall be subject to all other conditions and limitations contained in said decree.

The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer,

affixed this 1st day
of April, 1924.

RHEA LUPES
State Engineer.

Recorded in State Record of Water Right Certificates, Volume 7, page 7135

Exhibit 3



RECORDING REQUESTED BY:



744 NE 7th Street
Grants Pass, OR 97526

GRANTOR'S NAME:

Katy E. Dayandayan-McDonald and Lyle A.
Dayandayan-McDonald

GRANTEE'S NAME:

Antonio Kiriakov

AFTER RECORDING RETURN TO:

Order No.: 470319064840-RW
Antonio Kiriakov
251 NE 174th Street Apt. 2119
Sunny Isles Beach, FL 33160

SEND TAX STATEMENTS TO:

Antonio Kiriakov
251 NE 174th Street Apt. 2119
Sunny Isles Beach, FL 33160

APN: R340135

Map: 390721 701

6540 Caves Highway, Cave Junction, OR 97523

JOSEPHINE COUNTY OFFICIAL RECORDS
RHIANNON HENKELS, COUNTY CLERK
2019-015048
DED-WRD
Cnt=1 Pgs=2 Str=0 JCOX 11/25/2019 11:27 AM
\$10.00 \$11.00 \$10.00 \$60.00 \$5.00 **\$96.00**
I, Rhiannon Henkels, County Clerk, certify that the within document was received and duly recorded in the official records of Josephine County.

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Katy E. Dayandayan-McDonald and Lyle A. Dayandayan-McDonald, Grantor, conveys and warrants to Antonio Kiriakov, a single man, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Josephine, State of Oregon:

Parcel 1 of Partition Plat No. 1997-48, located in the South Half of Section 21, Township 39 South, Range 7 West of the Willamette Meridian, Josephine County, Oregon.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS THREE HUNDRED FIFTY-NINE THOUSAND AND NO/100 DOLLARS (\$359,000.00). (See ORS 93.030).

Subject to:

Current taxes, assessments, reservations in patents, and all agreements, easements, right-of-way, encumbrances, liens, setback lines, reservations, powers of special districts, covenants, conditions and restrictions as may appear of record

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

14821 -

STATUTORY WARRANTY DEED
(continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

Dated: November 19-2019


Katy E. Dayandayan-McDonald


Lyle A. Dayandayan-McDonald

State of OREGON
County of ~~JOSEPHINE~~ UNION

This instrument was acknowledged before me on Nov 19-2019 by Katy E. Dayandayan-McDonald and Lyle A. Dayandayan-McDonald.


Notary Public - State of Oregon

My Commission Expires: Aug 16-2021



Application for Water Right Transfer Evidence of Use Affidavit



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.
Supporting documentation must be attached.

State of Oregon)
) ss
County of JOSEPHINE

I, KAMAAL OWEN, in my capacity as FEE TITLE OWNER,

mailing address 950 BEAR CREEK RD. CAVE JUNCTION, OR 97523

telephone number (707)223-0170, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

☒ Personal observation ☐ Professional expertise

2. I attest that:

☐ Water was used during the previous five years on the **entire** place of use for
Certificate # _____; OR

☒ My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
7135	39	S	7	W	WM	21	NE	NW		5.0

OR

- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): IRRIGATION OF CROPS AND PASTURE

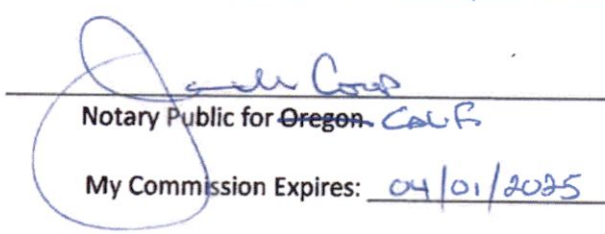
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.


Signature of Affiant

5-19-22
Date

Signed and sworn to (or affirmed) before me this 19th day of may, 2022.

SEE ATTACHED
CO. JURAT


Notary Public for Oregon Calif

My Commission Expires: 04/01/2025

Supporting Documents	Examples
☐ Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
☒ Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

CALIFORNIA JURAT CERTIFICATE

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

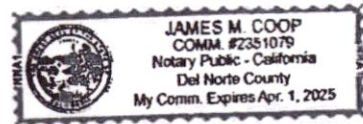
County of Del Norte

Subscribed and sworn to (or affirmed) before me on this 19th day of May,
2020, by Kamaal Owen

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

WITNESS MY HAND AND OFFICIAL SEAL.

James M. Coop
Signature of Notary Public



(Notary Seal)

OPTIONAL INFORMATION

The jurat contained within this document is in accordance with California law. Any affidavit subscribed and sworn to before a notary shall use the preceding wording or substantially similar wording pursuant to Civil Code sections 1189 and 8202. A jurat certificate cannot be affixed to a document sent by mail or otherwise delivered to a notary public, including electronic means, whereby the signer did not personally appear before the notary public, even if the signer is known by the notary public. The seal and signature cannot be affixed to a document without the correct notarial wording. As an additional option an affiant can produce an affidavit on the same document as the notarial certificate wording to eliminate the use of additional documentation.

DESCRIPTION OF ATTACHED DOCUMENT

Application for water Right
Transfer - evidence use
(Title of document)

Number of Pages 2 (Including jurat)

Document Date 05-19-2020

(Additional Information)

CAPACITY CLAIMED BY THE SIGNER

☒ Individual
☐ Corporate Officer
☐ Partner
☐ Attorney-In-Fact
☐ Trustee
☐ Other: _____

Application for Water Right Transfer



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Consent by Deeded Landowner

State of Oregon)
)ss
County of Josephine)

I Kamaal Owen in my/our capacity as Fee Title Owner,

mailing address 950 Bear Creek Rd. Cave Junction, OR 97523,

telephone number 707-223-0170, duly sworn depose and say that I/We

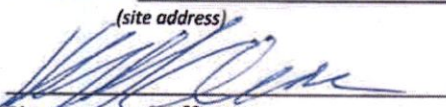
consent to the proposed change(s) to Water Right Certificate Number 7135

described in a Water Right Transfer Application (T-To be assigned by OWRD),
(transfer number, if known)
submitted by Antonio Kiriakov

on the property in tax lot number(s) 201,

Section 21 Township 39 SOUTH North/South Range 7 WEST East/West, W.M.,

located at 950 Bear Creek Crd. Cave Junction, OR 97523

(site address)

Signature of Affiant

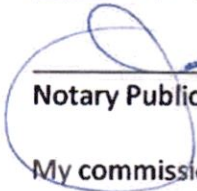
5-14-22
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 19th day of may, 2022.

SEE attached
cc. Jurat

 _____
Notary Public for Oregon Calif.

My commission expires 04/01/2025

CALIFORNIA JURAT CERTIFICATE

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

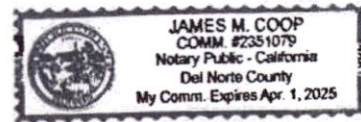
State of California

County of Del Norte

Subscribed and sworn to (or affirmed) before me on this 19th day of may
20 22, by Ihamaal Ower

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

WITNESS MY HAND AND OFFICIAL SEAL.



Signature of Notary Public

(Notary Seal)

OPTIONAL INFORMATION

The jurat contained within this document is in accordance with California law. Any affidavit subscribed and sworn to before a notary shall use the preceding wording or substantially similar wording pursuant to Civil Code sections 1189 and 8202. A jurat certificate cannot be affixed to a document sent by mail or otherwise delivered to a notary public, including electronic means, whereby the signer did not personally appear before the notary public, even if the signer is known by the notary public. The seal and signature cannot be affixed to a document without the correct notarial wording. As an additional option an affiant can produce an affidavit on the same document as the notarial certificate wording to eliminate the use of additional documentation.

DESCRIPTION OF ATTACHED DOCUMENT

Application for Water Right Transfer

(Title of document)

Consent by Deeds Land owner

Number of Pages 1 (Including jurat)

Document Date 05.19.2022

(Additional Information)

CAPACITY CLAIMED BY THE SIGNER

- ☒ Individual
☐ Corporate Officer
☐ Partner
☐ Attorney-In-Fact
☐ Trustee
☐ Other: _____

Land Use Information Form

RECEIVED



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Applicant(s): Antonio Kiriakov

JO CO - PLANNING

Mailing Address: 251 NE 174th st. Apt. 2119

City: Sunny Isles

State: FL

Zip Code: 33160

Daytime Phone: 3056088178

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>39S</u>	<u>7W</u>	<u>21</u>	<u>SWSE</u>	<u>701</u>	<u>EFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>Farming</u>
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

JOSEPHINE

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water ☒ Water Right Transfer ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) Bear Creek

Estimated quantity of water needed: 0.10 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

Water Right Transfer.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

JO CO - PLANNING

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Section 19.65.026. B.5, JCC - Farm use as defined in ORS 215.203.
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Any cannabis grown is required to comply with all state & local requirements, including, but not limited to, licensing, registration and Marijuana Business Compliance pursuant to JCC Chapter 5.35.

Name: Onnie Heater Title: Assistant Planner
 Signature: [Signature] Phone: 541-474-5109 Date: 9-13-22
 Government Entity: Josephine County Community Development Planning Division

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: Antonio Kiriakov
 City or County: Cave Junction Staff contact: Onnie Heater
 Signature: [Signature] Phone: 541-474-5109 Date: 9-9-22
X2712

2021

Legend

-  Bear Creek Rd
-  PLACE OF USE

Google Earth

Image © 2025 Maxar Technologies

Bear Creek Rd

Bear Creek



1000 ft

1 4 0 6 1

2023

Legend

-  Bear Creek Rd
-  PLACE OF USE

Google Earth

Image © 2025 Airbus

Bear Creek

Bear Creek Rd



1000 ft

14821 -

2025

Legend

-  Bear Creek Rd
-  PLACE OF USE



Google Earth

Image © 2026 Airbus

14821 -