

10/23/2022

RE: Conditional Use Permit for Rossi Property

To Whom It May Concern:

We, Jeff and Diana Burkhardt, own and operate the neighboring farm to the Rossi property. We have 658+ acres which surrounds three sides of the Rossi property at issue. On our property next to Rossi property, we conduct agricultural business including but not limited to grazing and pasturing of cattle, farming feed for the cattle operation, transporting cattle and hay to and from the pastures adjacent to the easement. In addition to this we have two home sites occupied by ourselves and our son, his wife, and two children.

Water levels in the area of our homesites and our grazing and pasture lands have been a concern since we began with this property. We have many concerns regarding developing additional homesites and do not believe there is adequate water for any additional homes in the area.

In 1981, there was a proposed homesite application on the site at issue. The application was abandoned at that time and we believe it was due to the fact that there was not adequate water available to justify the site. We have obtained a copy of the Water Well Report completed by the State of Oregon Water Resources Department (Pioneer Water Development, Inc.) dated July 23, 1981 (please see attached) which shows that the well is 410 feet deep providing only 8 gallons per minute. This building application was abandoned not long after this well report was completed. No other applications have been made nor has any building been conducted on this site since that time.

In addition to this concern, we have many more concerns which we are happy to address more fully at the public meeting on Thursday, October 27, 2022, these concerns include but are not limited to:

1. Livestock and Farm Operations.

- a. Easement appears to run through land that is specifically used by our operations for grazing cattle.
- b. In order to accommodate the easement, we would need to install two additional gates minimum to proceed to the property at issue to protect our livestock. Electric or automatic gates are not an option due to our current use/operations. We have tried options in the past and our cattle have walked right through them.
- c. We currently have a corral across the road/easement from an active pasture. Our current operations block the entrance of the property for several hours at times with no alternative route.
- d. The water trough for our livestock on site is next to the entrance gate. There is high risk of letting out livestock on to the road.
- e. Farming equipment and semis transporting livestock block the current road/easement frequently due to moving cattle on and off our property.
- f. We store farm equipment and hay/feed for livestock along the lower section of the identified property.
- g. We move livestock from one side of the Rossi property to the other side of the Rossi property along the canal and the current road/easement.

- h. A new road would decrease vegetation on our property that is relied upon to feed our livestock.

2. Fire Safety.

- a. A new road would increase traffic in area that is sensitive to fire. The property has already burned so it is currently containing mostly invasive grasses.
- b. There is not enough water to create a green fire buffer or yard of any kind to protect a residential structure. Our property has had to provide water for the Rossi landscaping in the past. Without this water, since the passing of Dale & Judy Rossi, the landscaping is dry and an adequate fire break does not currently exist around the already existing homesite.

3. Well Water Issue.

- a. Based on our experience, 8 gpm is not enough to supply water to a home. There is just not enough water to supply for a new house.
- b. Based on our experience, there is not enough water for fire protection green strip or fire-resistant landscaping for a new homesite.
- c. Based on our experience, we believe a new well, would most likely negatively affect the existing wells on our property that supplies water to livestock and our two existing houses.

4. We will not sign a road agreement. Creating a new driveway would decrease our vegetation available for our cows and disturb the livestock's normal environment with constant opening of gates. We will not agree to maintain the road due to expense and we will not agree to allow someone else to maintain the road as it could cause liability issues with them working on our property.

In summary, we have serious concerns regarding the effects of a new building site being placed on the Rossi property. The effects this would have on our own water use, current farming/ranching operations, and fire safety issues. Due to recent rangeland fires that have occurred in the recent years, there is an increased risk to the properties for future wildfires. Based on the reasons above, we object to the conditional use permit for a non-farm dwelling. If you have any further questions, please feel free to call Jeff Burkhardt at 541-881-6213.

Sincerely,

Jeff and Diana Burkhardt

Jeff & Diana Burkhardt

WATER WELL REPORT
STATE OF OREGON

917
917

RECEIVED

JUL 28 1981

State Well No.

185/45E-1100

WATER RESOURCES DEPT. SALEM, OREGON

(1) OWNER:

Name Corey Rossi
Address P.O. Box 203
City Vale State 97918

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Air Driven
Rotary Mud Dug
 Bored Domestic Industrial Municipal
Irrigation Test Well Other
Thermal Withdrawal ReInjection

(4) PROPOSED USE (check):

CASING INSTALLED: Steel Plastic
Threaded Welded
8" Diam. from 0 ft. to 2 ft. Gauge 1.250

LINER INSTALLED:
" Diam. from ft. to ft. Gauge

(6) PERFORATIONS: Perforated? Yes No

Type of perforator used
Size of perforations in by in.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

(7) SCREENS: Well screen installed? Yes No

Manufacturer's Name
Type Model No.
Diam. Slot Size Set from ft. to ft.
Diam. Slot Size Set from ft. to ft.

(8) WELL TESTS: Drawdown is amount water level is lowered below static level

Was a pump test made? Yes No If yes, by whom?
" gal/min. with ft. drawdown after hrs.
" " " " " " "
Air test gal/min. with drill stem at ft. hrs.
Bailer test 8 gal/min. with 100 ft. drawdown after 1 hrs.
Artesian flow g.p.m.
Temperature of water 64 Depth artesian flow encountered ft.

(9) CONSTRUCTION: Special standards: Yes No

Well seal—Material used Portland Cement
Well sealed from land surface to 18 ft.
Diameter of well bore to bottom of seal 12 in.
Diameter of well bore below seal 8 in.
Number of sacks of cement used in well seal 15 sacks
How was cement grout placed? grout pump
Was pump installed? Type HP Depth ft.
Was a drive shoe used? Yes No Plugs Size: location ft.
Did any strata contain unusable water? Yes No
Type of Water? depth of strata
Method of sealing strata off
Was well gravel packed? Yes No Size of gravel:
Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County Malheur Driller's well number 8110
S.W. 1/4 SW 1/4 Section 11 T. 18S R. 45E W.M.
Tax Lot # Lot Blk Subdivision

Address at well location:

(11) WATER LEVEL: Completed well.

Depth at which water was first found 270 ft.
Static level 175 ft. below land surface. Date 7-7-81
Artesian pressure lbs. per square inch. Date

(12) WELL LOG: Diameter of well below casing 8"

Depth drilled 410 ft. Depth of completed well 410 ft.
Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
TOP SOIL	0	4	
HARD CALCIFIED LAYER	4	10	
LT. BRN. MED. CLAY	10	102	
BLUE CLAY, MED.	102	215	
BLUE CLAY, HARD, FRACTURED	215	245	
BLUE CLAY, MED.	245	270	
Blue Clay, w/ SAND STREAKS	270	290	175
Blue Clay, soft & HARD	290	410	

Work started 6-28 1981 Completed 7-10 1981
Date well drilling machine moved off of well 7-13 1981

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
[Signed] [Signature] Date 7-23, 1981
Drilling Machine Operator's License No. 1319

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
Name Pioneer Water Development Inc.
(Person, firm or corporation) (Type or print)
Address Pt 3 Box 493 ONTARIO 97914
[Signed] [Signature]
(Water Well Contractor)
Contractor's License No. 748 Date 7-23 1981