

From: [Mike Hastings](#)
To: [Tatiana Burgess](#)
Subject: [Possible Spam] Alternatives, History, and Resources
Date: Wednesday, February 21, 2024 1:06:40 PM
Attachments: [History-Alternatives-Resources.pdf](#)

Hello Tatiana

I would like to submit the attached exhibit in regards to the Darren Lee Application. This is new information, in that it details 2 Goal 5 Inventory Sites, both of which are less than 2 miles away from his proposal. Either of these sites would serve as possible alternatives to the 180 Acre Industrial Zone that Mr. Lee is proposing.

This exhibit also brings to light that Mr. Lee's current permit on the DeHaven site, in accordance with the County Records, is for 8 Acres. Aerial footage clearly demonstrates that the Dehaven Site has been over mined to 14 acres.

Thank you
Mike Hastings

The following exhibit will detail the History and Resources of 2 Goal 5 aggregate sites that could be used as Alternatives to the current Head Proposal. Both of these Goal 5 Sites are LESS than 2 miles from the Head Site.

There are 2 fantastic Alternatives to the Head Site

1. Darren Lee/Josephine Dehaven
8 Acre Permit / 45 Acre Goal 5
 2. Darren Lee/Lee Family Trust Site
13 Acre Goal 5 Site
-

- **The Dehaven Site is Currently Over Mined to 14 Acres *(Apply to Expand)***
- **Lee Family Trust Site is Currently Being Utilized as a Junk Yard *(Apply for a CUP to Mine. Already on Goal 5 list)***

HISTORY of the

DEHAVEN AND LEE FAMILY TRUST

GOAL 5 INVENTORY SITES FOR AGGREGATE MINING.

BOTH SITES ARE LESS THAN 2 MILES FROM THE CURRENT DARREN LEE/DALLAS HEAD PROPOSAL.

In October of 2008, Darren Lee and Delos Lee approached Malheur County and declared to the county that there was a gravel emergency. *(See Attached Ordinances).*

As such, the **County took the Lee's words at face value** and granted them **2 Goal 5 Aggregate Sites:** *(see attached ordinances)*

1. The Darren Lee / Lee Family Trust Site of 13 Acres. *(located on Nobel Road at the address Mr. Lee submitted on his application)*
 2. The Darren Lee / DeHaven Site with a Conditional Use Permit to mine 8 Acres.
-

16 years have now passed since the “Emergency”. Here are the results:

1. The Darren Lee / Lee Family Trust Site has not been mined for aggregate and is currently a Junk Yard of equipment and vehicles.
2. The Darren Lee / Dehaven Site with a **permit of 8 Acres has been mined to approx. 14 Acres.**

Darren Lee Already Has 2 Goal 5 Inventoried Aggregate Sites Within Less than 1.5 Miles from his Current Proposal

Darren Lee / Lee Family Trust Site. 13 Acre Goal 5 Site. Currently Used as Junk Yard

Ruler

Line Path Polygon Circle 3D path 3D polygon

Measure the distance between two points on the ground

Map Length: 1.23 Miles

Ground Length: 1.23

Heading: 265.95 degrees

Mouse Navigation

Save Clear

Ruler

Line Path Polygon Circle 3D path 3D polygon

Measure the distance between two points on the ground

Map Length: 1.12 Miles

Ground Length: 1.12

Heading: 336.66 degrees

Mouse Navigation

Save Clear

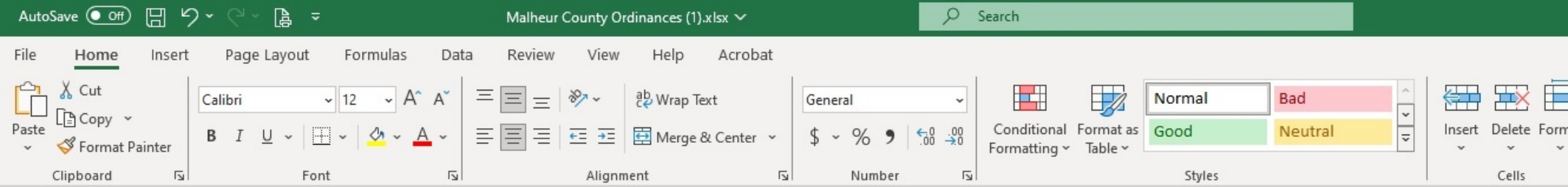


Darren Lee / Josephine Dehaven Pit

8 Acre Permit Currently Over Mined to 14 Acres

Current 180 Acre Proposal





| Ordinance # | Ownership | Map Location | Acreage | Recording |
|-------------|-------------------|-------------------|---------|-----------|
| 180 | Lee Family Trust | 16S47E06 - tl2400 | 13 | 2008-7339 |
| 181 | Josephine DeHaven | 16S46E13 - tl1600 | 8 | 2008-7340 |

This information is taken from the Malheur County Goal 5 Inventory list.

OCT 15 2008

ORDINANCE 180

DEBORAH R. DELONG County Clerk
By *Sheila Chubb* Deputy

AN ORDINANCE FOR A POST ACKNOWLEDGEMENT PLAN AMENDMENT TO INCLUDE A PORTION OF TAX LOT 2400 MAP 16S47 OF THE MALHEUR COUNTY ASSESSOR'S OFFICE AS A SIGNIFIGANT AGGREGATE SITE TO MALHEUR COUNTY'S COMPREHENSIVE PLAN, GOAL 5, MINERAL AND AGGREGATE INVENTORY, AND DECLARING AN EMERGENCY

WHEREAS, the Malheur County Court held duly published hearings on October 1, 2008 and October 15, 2008 for an area to be added to the Malheur County Comprehensive Plan Goal Five, Mineral and Aggregate Resources Inventory, a significant site; and

WHEREAS, the proposed area is approximately 13 acres of tax lot 2400 on Map 16S47 maintained by the Malheur County Assessor's Office located in Section 6, T.16 S., R47 E., W.M. with reference number 6205 (site). The legal description of the aggregate site is set forth in Exhibit 1, which is attached hereto and incorporated herein by reference; and

WHEREAS, the request to add the site to the Comprehensive Plan Goal 5 Mineral and Aggregate Inventory is made by Delos Lee, Applicant and Landowner; and

WHEAREAS, the quantity of aggregate for the site is 30,000 tons (approximately 18,000 cubic yards); and

WHEREAS, the soils of the site are not mapped on the NRSC inventory. Private testing indicates the soils as characterized by sandy silt with traces of 2 inch minus sub-rounded cobbles underlain by poorly graded gravels with fine to medium-grained sand with occasional 3 inch minus sub-rounded gravel; and

WHEREAS, the Malheur County Planning Commission approved the site and recommended that the Malheur County Court add the site to the Comprehensive Plan Goal 5, Mineral and Aggregate Inventory.

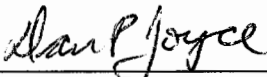
NOW THEREFORE, THE MALHEUR COUNTY COURT, STATE OF OREGON, ORDAINS AS FOLLOWS:

SECTION 1: ADDITION OF SITE TO MALHEUR COUNTY COMPREHENSIVE PLAN GOAL FIVE MINERAL AND AGGREGATE RESOURCES INVENTORY

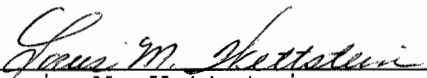
13 acres of tax lot 2400 on Map 16S47 maintained by the Malheur County Assessor's Office in Section 6 with a reference number of 6205 shall be included on the Malheur County Comprehensive Plan Goal Five Mineral and Aggregate Resources Inventory as a significant site. The site acres are more particularly described on Exhibit 1 attached hereto and incorporated herein by reference.

SECTION 2: EMERGENCY. An additional aggregate resource site is immediately necessary for the safety, maintenance and construction of roads, bypasses and interchanges in Malheur County. Therefore, an emergency is declared to exist and this ordinance shall take effect on the day of its adoption.

PASSED AND ADOPTED this 15th day of October 2008.



Dan P. Joyce
County Judge



Louis M. Wettstein
County Commissioner



Jim Nakano
County Commissioner

EXHIBIT 1

Land in Malheur County, Oregon:

Property west of canal,
S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 6,
T. 16S., R47E., W.M.

Approximately 13 acres
Tax Lot 2400
Reference No. 6205

OCT 15 2008

ORDINANCE 181

Shirley DeLong County Clerk
Shirley DeLong
Deputy

AN ORDINANCE FOR A POST ACKNOWLEDGEMENT PLAN AMENDMENT TO INCLUDE A PORTION OF TAX LOT 1600 MAP 16S46 OF THE MALHEUR COUNTY ASSESSOR'S OFFICE AS A SIGNIFIGANT AGGREGATE SITE TO MALHEUR COUNTY'S COMPREHENSIVE PLAN, GOAL 5, MINERAL AND AGGREGATE INVENTORY, AND DECLARING AN EMERGENCY

WHEREAS, the Malheur County Court held duly published hearings on October 1, 2008 and October 15, 2008 for an area to be added to the Malheur County Comprehensive Plan Goal Five, Mineral and Aggregate Resources Inventory, a significant site; and

WHEREAS, the proposed area is approximately 8 acres of tax lot 1600 on Map 16S46 maintained by the Malheur County Assessor's Office located in Section 13, T.16 S., R46 E., W.M. with reference number 6176 (site). The legal description of the aggregate site is set forth in Exhibit 1, which is attached hereto and incorporated herein by reference; and

WHEREAS, the request to add the site to the Comprehensive Plan Goal 5 Mineral and Aggregate Inventory is made by Darren Lee, Applicant and Dick DeHaven, Landowner; and

WHEAREAS, the quantity of aggregate for the site is 400,000 tons (approximately 240,000 cubic yards); and

WHEREAS, the soils of the site are not mapped on the NRSC inventory. Private testing indicates the soils as characterized by sand and gravel; and

WHEREAS, the quality of aggregate material at the site was tested and the lab test results indicate that all of the material submitted meets or exceeds the minimum quality specifications for highway construction as set forth by the Oregon Department of Transportation - ODOT Specifications: Section 02630; and

WHEREAS, the Malheur County Planning Commission approved the site and recommended that the Malheur County Court add the site to the Comprehensive Plan Goal 5, Mineral and Aggregate Inventory.

NOW THEREFORE, THE MALHEUR COUNTY COURT, STATE OF OREGON, ORDAINS AS FOLLOWS:

SECTION 1: ADDITION OF SITE TO MALHEUR COUNTY COMPREHENSIVE PLAN GOAL FIVE MINERAL AND AGGREGATE RESOURCES INVENTORY

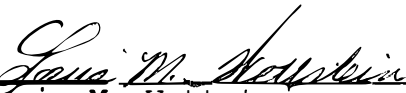
45 acres of tax lot 1600 on Map 16S46 maintained by the Malheur County Assessor's Office in Section 13 with a reference number of 6176 shall be included on the Malheur County Comprehensive Plan Goal Five Mineral and Aggregate Resources Inventory as a significant site. The site acres are more particularly described on Exhibit 1 attached hereto and incorporated herein by reference.

SECTION 2: EMERGENCY. An additional aggregate resource site is immediately necessary for the safety, maintenance and construction of roads, bypasses and interchanges in Malheur County. Therefore, an emergency is declared to exist and this ordinance shall take effect on the day of its adoption.

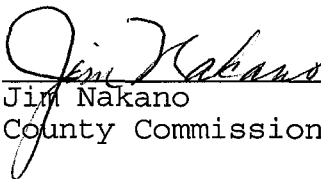
PASSED AND ADOPTED this 15th day of October, 2008.



Dan P. Joyce
County Judge



Louis M. Wettstein
County Commissioner



Jim Nakano
County Commissioner

EXHIBIT 1

Land in Malheur County, Oregon:

W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$,
W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, and W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 13, T. 16S., R46E., W.M.

Approximately 45 acres
Tax Lot 1600
Reference No. 6176

Create New Page

Darren Lee & Lee Family Trust

**13 Acre Goal 5
Aggregate Site
Less than 2 Miles
From Proposal**

**Currently Utilized as a
Junk Yard**

16 Reasons Why the Darren Lee/Lee Family Trust 13 Acre Goal 5 Site would be a Perfect Compromise to the Dallas Head Proposal

- 1. Site is ALREADY on Malheur County Goal 5 Inventory!**
- 2. Less than 1.5 Miles from the Dallas Head Proposal**
- 3. Site lies very close to the Valley Floor**
- 4. There is Direct Access to a Haul Road**
- 5. No Switchbacks, Steep Grades, or Blind Corners**
- 6. 62% Larger than Mr. Lee's current DeHaven Site**
- 7. NO RESIDENCES WITHIN 1500 FEET**
- 8. No Residential Well Issues**
- 9. No Underground Pipe Issues**
- 10. No Riparian Corridor Issues**
- 11. No Organic Farm across the fence line**
- 12. No Mule Deer Winter Range Issues**
- 13. Minimal to No Water Issues**
- 14. Minimal to No Dust Issues**
- 15. Minimal to No Noise Issues**
- 16. LEES OWN THE PROPERTY!**



**13 Acre Goal 5 for
aggregate. Lee Family Trust
/ Darren Lee Property.**

**Currently Being Used
as a Junk Yard.**

**Already Inventoried
on the Goal 5 List.**

Not Being Utilized

**Less than 2 miles
from Current Attempt**

13 Acre Goal 5 site!
Lee Family Trust / Darren Lee
Goal 5 Inventory for Aggregate.

**Currently being utilized as a Junk
Yard** Ordinance 180-2008-7339

1. Direct Access to Haul Road
2. No Dangerous Roads
3. Minimal Water Issues
4. LEES OWN THE PROPERTY!
5. Minimal Dust Issues
6. Minimal Noise Issues
7. 60% larger than Dehaven pit
8. No Irrigation Ditch Issues
9. No Underground Pipe Issues
10. Already Inventoried Goal 5
11. No Riparian
12. No Residential Well issues
13. No Mule Deer Winter Rng
14. No Organic Farm
15. Already Goal 5
16. No Residences within 1500

8 Acre Goal 5 Site!
Josephine Dehaven /
Darren Lee Goal 5
aggregate pit. Permitted
for 8 acres. Currently
over mined to 14 acres

Ordinance 181-2008-7340

Darren Lee & Josephine Dehaven

**8 Acre Goal 5
Aggregate Site**

**Less than 2 Miles
From Proposal**

Over Mined to 14 Acres

**Darren Lee / Josephine Dehaven Current Goal 5
Aggregate Pit. Permitted for 8 Acres.**

Currently Over Mined to 14 Acres!

Ordinance 181-2008-7340

Google Earth - Edit Polygon

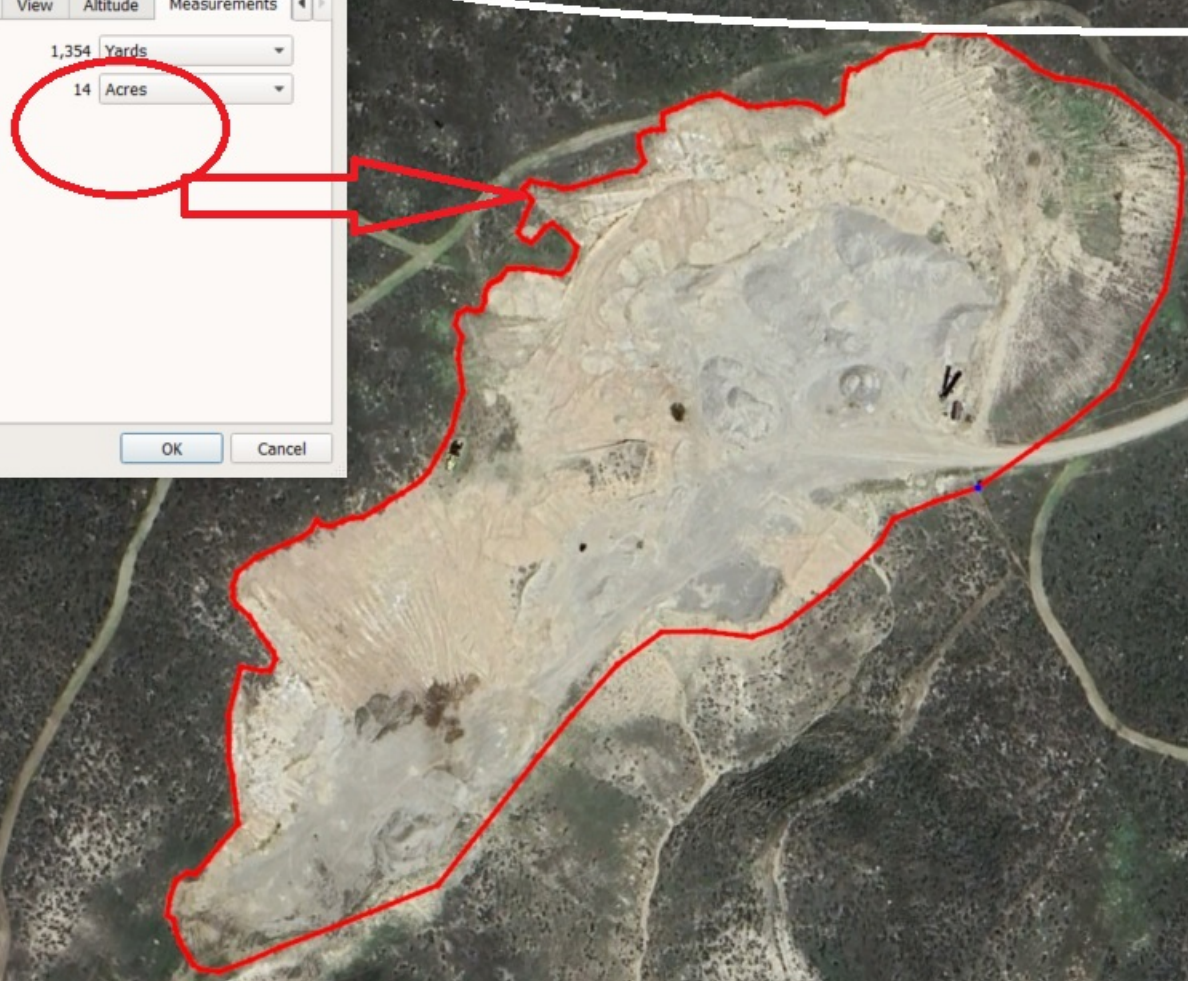
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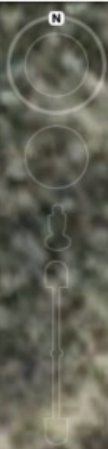
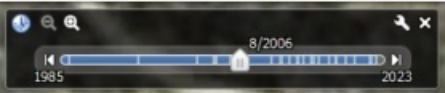
Position Style, Color View Altitude Measurements

Perimeter: 1,354 Yards

Area: 14 Acres

OK Cancel





Darren Lee / Dehaven Pit
Year - 2006
Red Outline is the Pit Today

Image USDA/FPAC/GEO

Google Earth



Darren Lee / Dehaven Pit

Year - 2010



Darren Lee / Dehaven Pit

Year - 2013

An aerial satellite image of a mining site. A red outline traces the perimeter of a large, light-colored, excavated area. A white circle in the upper right quadrant contains text. The surrounding terrain is dark and appears to be forested or undeveloped. A road or path is visible on the right side of the site.

**8 Acre Permit.
Over mined To
14 Acres**

**Darren Lee / Dehaven Pit
Year - 2023
Today**

Image © 2024 Airbus

Google Earth

Imagery Date: 4/26/2023 44°10'41.15" N 117°02'18.15" W elev 2613 ft eye alt 4756 ft

4/2023

1985