

MALHEUR COUNTY BRH REZONING APPLICATION AFFIDAVIT

RE: Schaffeld Family LLC

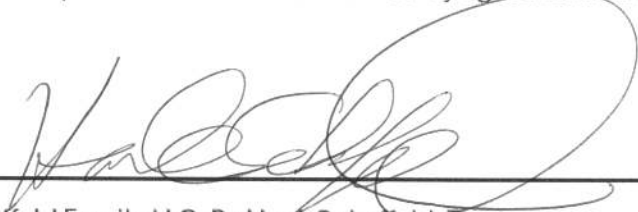
Tax lot 800 Map 6855

Tax lot 900 Map 6849

Neither proposed property parcel has ever been employed for farm use. All photograph of the property show that both parcels retain their original sage brush and other vegetation as God made them.

Both parcels are of inferior soil type as shown by the soils map, have no water rights and are primarily steep slopes. All of these factors make them unsuitable for profitable farming.

The driveways nor any other activities as is customary to primary residential living at these proposed parcels will interfere with nearby agricultural farming activities.



Schaffeld Family LLC, By Hank Schaffeld, Trustee

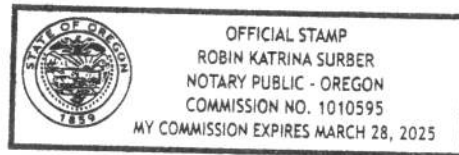
1/24/24

Dated

Personally appeared before me. Hank Schaffeld



Notary Public



My Commission expires 3/28/25

Property Owner Affidavit Certifying Non-Farm Use in Prior Three Years

Under penalty of perjury, I Hank Schaffel For Schaffel Family LLC certify that I am the owner of Tax Lot 900 Map 6849.

I further certify that the property proposed for rezoning from Farm use to Border Region Housing (BRH) and shown on the attached map, has not been employed for farm use at any time during the three years preceding the effective date of this affidavit.

I understand employed for farm use to mean (per ORS 215.203):

"Farm use" means the current employment of land for the primary purpose of obtaining a profit in money by raising, harvesting and selling crops or the feeding, breeding, management and sale of, or the produce of, livestock, poultry, fur-bearing animals or honeybees or for dairying and the sale of dairy products or any other agricultural or horticultural use or animal husbandry or any combination thereof.

"Farm use" includes the preparation, storage and disposal by marketing or otherwise of the products or by-products raised on such land for human or animal use.

"Farm use" also includes the current employment of land for the primary purpose of obtaining a profit in money by stabling or training equines including but not limited to providing riding lessons, training clinics and schooling shows.

"Farm use" also includes the propagation, cultivation, maintenance and harvesting of aquatic, bird and animal species that are under the jurisdiction of the State Fish and Wildlife Commission, to the extent allowed by the rules adopted by the commission.

"Farm use" includes the on-site construction and maintenance of equipment and facilities used for the activities described in this subsection.

"Farm use" does not include the use of land subject to the provisions of ORS chapter 321 [generally applicable to forest lands], except land used exclusively for growing cultured Christmas trees or land described in ORS 321.267 (3) or 321.824 (3).

Signed this ___ day of ____, 202_

Property Owner Name Schaffel Family LLC by Hank Schaffel, Trustee

Property Owner Address 1790 SW 11th St, Hermiston, OR 97138

Notary Public
