

January 25 2022.

Subject. Bill Mundy Project Application #[SE-21-00031

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Dear Sir. For almost eighteen years now since Mr. Bill Mundy purchased his acreage now totaling around 160 acres, my home and ½ acre of land has been the direction and target of all surface water and seasonal flooding, and his crop protection since the year he took ownership. Before his purchase of this acreage we had never had any flooding runoff or damage to our home or land. NEVER. Even the great snow fall of 1996, any surface runoff just stopped and drained west, away from our home to Masterson road and the highway ditch line, directing all water to the wetlands area of the Montgomery Farm. From the year one, after he directed his contractor to build his road and ditch line right beside my fence line, and all the way up to his North-East corner of his holding pond, I have had flooding so bad that several times, my home underneath, the patio, crawlspace, and complete driveway, and {Water Well}, has been deluged with mud, and this flooding damaging underneath my home floor as well, bring destruction from thousands of gallons of powerful seasonal surface water. Please see photos Not only has Mr. Mundy's deliberately directed all the run off from his crop land by the ditch line he constructed, all the length of his eastern border, he did so by ignoring the laws of this Kittitas county. I believe it is violation of state law to direct surface water to your neighbors. He Did. I believe it is also against the law to backfill any drainage ditch line in this county without first contacting PWD first and then only with their permission, again, and again he did without permission or permitting.. And Many Many, Times we have paid the price. Over \$20,000 I have spent to repair, and replace all driveway gravels, numerous times, home insulation, and replacing all back and front patios and concrete sidewalks that were greatly undermined and cracked. Not once has Mr Mundy offered to help or pay for our home damage. Only his own road or ditch line damage has he been concerned for only

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The crop chemicals that are sprayed seasonally throughout his land, I have no doubts after the continued flooding, have found their way along the ditch line with the smelly ugly mud ,right in to my drinking Water Well, not three feet from where he created his surface water ditch line making us responsible for buying and hauling potable drinking water and the loss or confidence of having safe drinking or bathing water. . His yearly projects with road building, land clearing, import and export of gravel or stumps have been a yearly seasonal danger to our home and well. See photos of well house and well ditch line. The fence line dividing our land is and has been the yearly continuous staging area for heavy equipment, trucks, for parking, loading and unloading heavy equipment, maintenance, repairs, and yes fueling of all equipment. See Photo,s All off this being promoted, by Mr Mundy, and ignored by him not 3 feet from my drinking water. This cannot continue.

I strongly recommend that a complete [Environmental Impact Statement study] on all the entire 160 acres that he is clearly developing now, and the years past, be ordered by Kittitas County for not only the erosions of soils that are finding their way to the wet lands below of Masterson Road from seasonal flooding, but the huge massive volume of water, and yearly damage that effects our home, and drinking water, that comes every spring or sooner to our home. The huge lakes that form on both sides of the road beside the Montgomery farm, covers over Masterton Road completely, See Photos, stopping all traffic completely while damaging the street drainage ditch [See Photos], with the powerful volume of water. The Road ditch line of Mr. Mundys that starts around his N/E corner of his man-made lake for irrigation, receives the enormous amount of snow and spring runoff that he has deliberately channeled along his entire eastern border,[to prevent crop flooding]. The compression of this surface runoff in the [ditch line] has created signifegent power and force that is very damaging to property and the environment. See Photos]

Its clear to us that his entire project should be required, at the least, to install a storm drain system with catch basins', starting around the corner of the hillside grape vineyard, and continuing west and south to the barn hay storage along Masterson road and Kathy Masterton's property line. This storm drain system splitting, should also continue along the Eastern bounty of his access road and property line and our north fence line and have a large enough pipe underground that can withstand the sheer volume that is and will be coming. I recommend strongly a 24 inch pipe at the minimum and maybe even larger knowing that 80 more acres up top the he has purchased is being cleared, stumped, road built, utilities and homes will bring considerably more volume. It all ends up today, at my well, property, and home. This cannot continue.

Mr. Mundy has made it clear in Emails, that he intends to build a wall now separating our property line made out of surplus concrete blocks See Photo, This direction, and acts by him, will immediately not only depreciate my home and land considerably, but will further destroy my past damaged well, and drinking water not three feet away, See Photos. The contents of surplus concrete ecology blocks are clearly known facts that they kill everything beneath their surface and is once again a danger to my drinking well, bringing unknown toxins, possible gasses, and the time proven study's that[silica dust] from any concrete stock pile or slow disintegration or else ware, causes Lung Cancer. The likelihood of high seasonal temperatures along with yearly high winds will have my home, property, family and health severely affected, covered with this toxic dust. This must not happen. Please see the photos of holiday gravel stockpile not three feet again from my well. This act was deliberate and showed no consideration for the dirt and dust omissions surrounding my water well and home. Creating a staging area for construction stockpiling of materials and heavy equipment not three feet from my water and home is wrong on so many levels. See Photos Please see below. This huge project of 160 acres requires a serious study and evaluation by a Surface Water Hydrologist, and a Civil Engineer experienced in[Volume land development] and [Heavy civil utilities]. After 55 years in Private Heavy Civil construction, the US. Naval Seabees and U.S.Army of nine years, and working from Prudhoe Bay, Alaska, from California to the Caribbean, and Washington State on multi- billion and million dollar projects. I know what I see and have experienced next door, and I know what I am talking about. You have all photos. We are now with over five feet of snow getting ready for melt off and we are unprotected, By Mr. Mundy's action. Thank You. Sincerely

Sincerely

**Ronald A Slater. Ret 1531 Masterson road. CleElum Washington
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Washington statutes allow courts to enjoin the construction of any structure built maliciously and intended to spite, injure, or annoy an adjoining landowner.

RCW [7.40.030](#)

Malicious erection of structure may be enjoined.

An injunction may be granted to restrain the malicious erection, by any owner or lessee of land, of any structure intended to spite, injure or annoy an adjoining proprietor. And where any owner or lessee of land has maliciously erected such a structure with such intent, a mandatory injunction will lie to compel its abatement and removal.

[1883 p 44 § 1, part; Code 1881 § 154 1/2; RRS § 720.]





































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