

# MAINE DEPARTMENT OF MARINE RESOURCES AQUACULTURE LEASE TRANSFER APPLICATION

Fill out the form clearly and completely. **\*\*Enclose all required documents.\*\***

If you fill out this form on the computer using the Microsoft Word version, you can increase the space available for answers. If you are completing the "pdf" form on paper and you need more space, please attach additional sheets. A checklist for enclosures is on page 13.

## LEASE INFORMATION

RECEIVED

MAR 08 2016

Maine Department of  
Marine Resources

COMPLETE 4-8-16

**1. LEASE.** Identify the lease(s) to be transferred:

- Lease acronym: DAM SL
- Date lease expires: 1/29/2026
- Town: Damariscotta
- Water body: Damariscotta River
- Acreage: .94
- Species authorized: American oysters

**2. LESSEE.** Identify the present lessee (if multiple lessees, provide the information for each one; use a separate sheet if necessary):

- Name: Jonathan Dickinson
- Name of contact person, if lessee is not an individual: \_\_\_\_\_
- Address: 129 Pierpont Lane, Waldoboro, Me 04572
- Phone: 207-380-7695
- E-mail: jonathandickinson92@gmail.com

**3. PAST USE OF LEASE.**

Has this lease been used for aquaculture during its term? Yes No

If "Yes", describe the aquaculture activities, including but not limited to seeding, cultivation, or harvest of organisms.

- seeding, cultivating and harvest, by diving, of american oysters

If "No", explain why no aquaculture has been conducted.

**TRANSFeree INFORMATION**

**4. TRANSFeree.** Identify the proposed transferee(s) of the lease (if multiple transferees, provide the information for each one):

- Name: Christopher Dickinson
- Name of contact person, if lessee is not an individual: \_\_\_\_\_
- Address: 179 Nobleborn Rd. Bremen, Me 04551
- Phone: 207-380-2950
- E-mail: dickinson147@gmail.com

**5. TRANSFeree'S CURRENT LEASES.** List all Maine aquaculture leases now held by the transferee(s):

- Lease acronym: \_\_\_\_\_
- Date lease expires: \_\_\_\_\_
- Town: \_\_\_\_\_
- Water body: \_\_\_\_\_

- Acreage: \_\_\_\_\_
  - Species authorized: \_\_\_\_\_
- 

**6. FUTURE OPERATING PLANS:**

*Lease operations on a transferred lease must be conducted consistent with the terms of the original lease application, as modified by the Commissioner's decision and by any conditions imposed on the lease. Variances for limited changes in operations, as well as species amendments, can be allowed at the Department's discretion. Question 6 asks transferees to disclose all planned changes in the aquaculture operations of the lease. This is to ensure that the lease will continue to meet the original legal criteria and to determine if a variance is needed.*

Does the transferee intend to make changes in the aquaculture activities conducted pursuant to the lease?  Yes  No

If "Yes", please describe the changes fully:

**TAX MAP, RIPARIAN LIST, & LANDOWNER PERMISSION**

**7. \*\*TAX MAP (Enclose).** ENCLOSE a copy of the municipal tax map covering the vicinity of the lease site. SHOW on the map all riparian (shorefront) properties within 1,000 ft. of the lease site. *If there are no such properties, check here:*

\_\_\_\_\_ There are no riparian properties within 1,000 feet of the lease site.

**8. \*\*RIPARIAN OWNERS LIST (Enclose attached form).** Use the form at the back of this application to LIST the names and current addresses of all riparian landowners within 1,000 feet of the

lease site. **This list must be certified** by the municipal clerk or tax collector. *If there are no such landowners, check here:*

\_\_\_\_\_ There are no riparian landowners within 1,000 feet of the lease site.

**9. \*\*LANDOWNER PERMISSION FOR ACCESS (Enclose attached form)**. If any of the transferee's aquaculture activity will occur in, on, or over any intertidal land (land between mean high water and mean low water), whether or not it is part of the lease or license site, OR if the transferee will use any other private land to gain access to the lease or license site, each landowner must sign one of the permission forms attached to this application. *If private upland or intertidal land will not be used, check here:*

The transferee(s) will not use intertidal land for the aquaculture activity or private land for access to the aquaculture site.

**TRANSFEEE'S FINANCIAL & TECHNICAL CAPACITY**

DMR requires the same information about the transferee's technical and financial capability (Questions 10 & 11) and ownership structure (Questions 12-15) as it requires of applicants for new leases (DMR Rules 2.10 (3) (I) and (J) and 2.12).

**10. FINANCIAL CAPACITY.**

A. LIST cost estimates for the aquaculture activities the Transferee plans to conduct on this lease:

The cost will be minimal since all the equipment necessary to conduct this operation are already owned by me (scuba tanks, dive equipment, lease markers, etc.) oyster seed would be the main expense

B. Has the Transferee obtained all the resources necessary to carry out these activities?

Yes  No

C. **\*\* Enclose** one of the following documents to show that the Transferee has adequate financial capacity to operate the project (if multiple transferees, provide the information for each one). IDENTIFY the documentation that is enclosed:

Letter from lender showing willingness to lend a specific amount.

Most recent corporate report, showing sufficient funds on hand.

Bank statements or other evidence showing funds on hand.

Proof that equipment and seed stock are available to Transferee.

Other (explain): <sup>↑</sup> see statement above (A.)

**11. \*\*TECHNICAL CAPACITY.** For each transferee, ENCLOSE a résumé or provide below a statement of experience and qualifications to demonstrate technical expertise and capability to undertake aquaculture activities. Identify the documentation that is enclosed (if multiple transferees, provide the information for each one):

• Résumé **enclosed:**  Yes  No

• If no résumé is enclosed, state each transferee's experience & qualifications:

5

## 11. Technical Capacity

### *Statement of experience and qualifications*

I started working on an Oysterfarm in 2000 and have continued ever since. At first I was responsible for sorting and storing, and shortly after received my Diver's certification after completing the course.

I have been hand-harvesting oysters for about 15 years, and for the last 3 years I have been managing an Oyster Company on the Damariscotta River. My responsibilities include:

- hand harvesting the oysters
- quality control
- ensuring safe storage
- delivery of oysters (in cooled storage containers)

In February 2016 I attended a Vibrio Control Plan training, and am well aware of the necessary steps that need to be taken, in order to provide a safe product to the customer.

**FORM OF OWNERSHIP**

*State law limits the maximum aquaculture lease acreage a lessee can hold to 1,000 acres. Lease acreage held by a corporation or partnership is attributed to the stockholders or partners in the same proportion as their ownership in the corporation or partnership. For example, a 35% shareholder in a company holding a 100-acre lease is deemed to hold 35 acres (See DMR Rule 2.12 (3)).*

**12. INDIVIDUALS**

**Answer the following questions if any transferees are assuming this lease as individuals:**

**A.** Have you applied for other aquaculture leases or licenses in Maine?

\_\_\_\_\_ Yes  No

**B.** If "Yes", LIST the outcome and current status of each lease or license.

**C.** How many acres of aquaculture leases do you currently hold, whether as an individual, a stockholder, a partner, or other co-owner of a lease or leases?

I hold 0 acres of aquaculture leases in Maine.

**D.** Have you ever been arrested, indicted, or convicted of, or adjudicated to be responsible for, any violation of any state or federal marine resources or environmental protection law?

\_\_\_\_\_ Yes  No

**E.** If "Yes", LIST all such incidents.

### TRANSFEROR'S STATEMENT

*If there are multiple transferors (lessees), each of them must sign.*

**15. By signing this application, the UNDERSIGNED LESSEE hereby CERTIFIES THAT THE FOLLOWING INFORMATION IS TRUE AND CORRECT:**

- The lease site is in good order and is in compliance with all DMR aquaculture rules;
- The lease site is free of legal encumbrances;
- There are no rent bills outstanding;
- The required bond or escrow account is in place and will remain effective until the transferee obtains new coverage; and
- All required annual reports have been filed.

TRANSFEROR'S SIGNATURE: Jonathan Dickinson

Print name: Jonathan Dickinson Title \_\_\_\_\_

DATE: 2-29-16

TRANSFEROR'S SIGNATURE: \_\_\_\_\_

Print name: \_\_\_\_\_ Title \_\_\_\_\_

DATE: \_\_\_\_\_

TRANSFEROR'S SIGNATURE: \_\_\_\_\_



**TRANSFeree'S STATEMENT**

*If there are multiple transferees, each of them must sign.*

**16. By signing this application, the UNDERSIGNED TRANSFeree HEREBY CERTIFIES THAT:**

- The information in this application is true and correct;
- I understand that I am bound by the requirements of Maine law and DMR's rules governing aquaculture;
- I understand that I am assuming the existing lease, including any conditions; and
- Upon approval of the transfer by DMR I will either open an escrow account or obtain a performance bond, as required by DMR.
- 

TRANSFeree'S SIGNATURE: Chris Dickinson

Print name: Chris Dickinson Title \_\_\_\_\_

DATE: 2/29/16

TRANSFeree'S SIGNATURE: \_\_\_\_\_

Print name: \_\_\_\_\_ Title \_\_\_\_\_

DATE: \_\_\_\_\_

TRANSFeree'S SIGNATURE: \_\_\_\_\_

Property Map  
Bristol  
Maine



1 inch = 500 feet  
Feet  
0 1,000

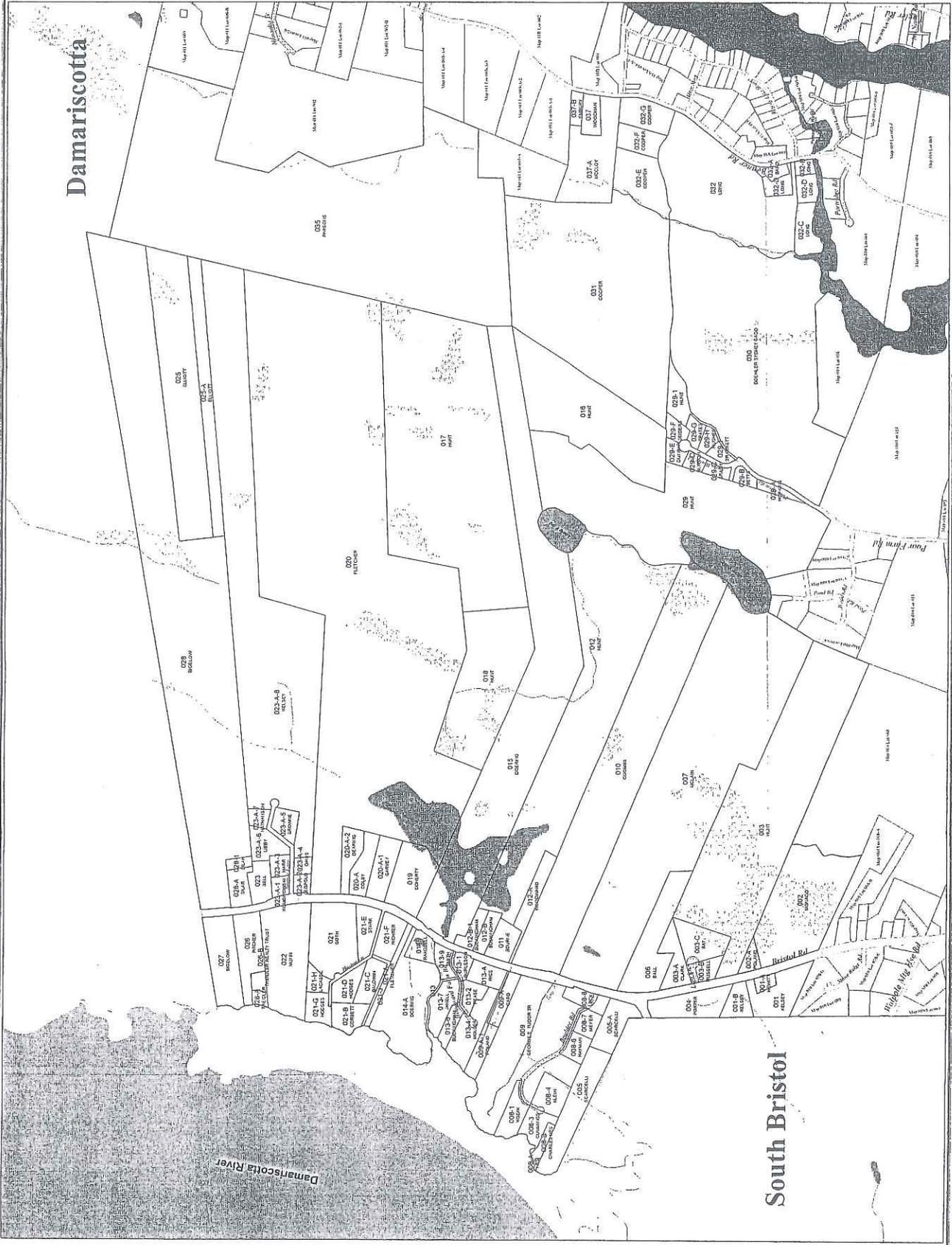
- Legend**
- Roads, Driveways, EWH
  - Property
  - Streams
  - Low rise ramp
  - Country
  - Aluminum Fences
  - Proprietary Fences, Sub\_joints
  - Extensions
  - Roads
  - Municipal
  - Private
  - Barriers
  - Boat
  - Fresh Water Bodies
  - Tidal Waters
  - Coastal Wetlands
  - Wetland
  - Forest Wetlands
  - Streambank Trenches

**Notes:**  
 1. This map is a reproduction of the original map as shown on the computer screen.  
 2. The map is not a legal document and should not be used for legal purposes.  
 3. The map is not a survey and should not be used for surveying purposes.  
 4. The map is not a title and should not be used for title purposes.  
 5. The map is not a deed and should not be used for deed purposes.  
 6. The map is not a mortgage and should not be used for mortgage purposes.  
 7. The map is not a lease and should not be used for lease purposes.  
 8. The map is not a contract and should not be used for contract purposes.  
 9. The map is not a promise and should not be used for promise purposes.  
 10. The map is not a gift and should not be used for gift purposes.  
 11. The map is not a loan and should not be used for loan purposes.  
 12. The map is not a security and should not be used for security purposes.  
 13. The map is not a guarantee and should not be used for guarantee purposes.  
 14. The map is not a warranty and should not be used for warranty purposes.  
 15. The map is not a disclaimer and should not be used for disclaimer purposes.

For Assessment Purposes  
Not to be used for Conveyances

prepared by  
Maine Coast Surveying  
21 Clarks Cove Road  
Walpole, ME 04573  
(207) 563-1500  
April 1, 2015

Map 12



**- RIPARIAN OWNERS LIST -**

THIS LIST MUST BE  
\*\*\* CERTIFIED \*\*\*

On this list, please show the current owners' names and mailing addresses for all shorefront parcels within 1,000 ft. of the proposed emergency lease site. Ask the Town Clerk to complete the certification form below. If the parcels are within more than one municipality, provide a separate, certified, riparian list for each municipality.

TOWN OF: Bristol

<u>MAP #</u>	<u>LOT #</u>	<u>Landowner name(s) and address(es)</u>
12	27	Yvette Bigelow Le Rousseau Hill Greenville, NH 03048
12	26	Shirley + Donald Pitcher 10 Miles Road Hingham, MA 02043
12	26A	Franz + Suzanne Treidler 423 Bristol Rd Bristol, Me 04539
12	22	Ruth Mann, Judy E. Degranpre 425 Bristol Rd Bristol, Me 04539

CERTIFICATION

I, Rachel Bizardo Town Clerk of BRISTOL, certify

that the names and addresses of the property owners listed above are those listed by this municipality and are current as of this date.

SIGNED: Rachel Bizardo DATE: 02/29/16 SEAL:

### LANDOWNER PERMISSION FORM

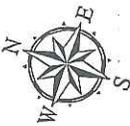
If any of your aquaculture activity will occur in, on, or over any intertidal land (land between mean high water and mean low water), whether or not it is part of the lease or license site, OR if you will use any other private land to gain access to the lease or license site, each landowner must sign one of these forms.

### LANDOWNER PERMISSION

I, \_\_\_\_\_ (*print landowner name*), the owner of land in the Town of \_\_\_\_\_, located at \_\_\_\_\_, give permission to \_\_\_\_\_ (*print transferee's name*) to use my property for aquaculture activity and/or access to the aquaculture lease site located in \_\_\_\_\_ (*water body*).

SIGNED: \_\_\_\_\_

DATE: \_\_\_\_\_



1 inch = 500 feet



Legend

- Map
- Boundary
- Water
- Wetland
- Other

Map Symbols:  
 Boundary: Dashed line  
 Water: Blue hatched area  
 Wetland: Green hatched area  
 Other: Various symbols for roads, structures, etc.

For Assessment Purposes  
 Not to be used for Conveyance

prepared by  
 Maine Coast Surveyor  
 21 Clarks Cove Road  
 Walpole, ME 04573  
 (207) 563-1500

April 1, 2015

# Map 00



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TOWN OF: Damariscotta

<u>MAP #</u>	<u>LOT #</u>	<u>Landowner name(s) and address(es)</u>
1	2	James Biggs, Et al <del>311 Hedsdon Rd</del> 597 New Blouceston Rd. <del>Damariscotta, Me 04069</del> N. Yarmouth, ME 04097
1	3-1	Cowan, Brian Dean, David Cowan 387 Bristol Rd Damariscotta, Me 04543 ✓
1	4	Jeffrey + Steven Pierce PO Box 297 Damariscotta, Me 04543 ✓
1	6-2	<del>Charika, Nadaton + Danay</del> Helen Frost way <del>361 Bristol Rd</del> 1014 Bishops Lodge Rd. <del>Damariscotta, Me 04543</del> Santa Fe, NM 87501
1	6	Pemaquid Oyster Co. PO Box 302 ✓ Waldoboro, Me 04572
1	7	Das, Nishad + Sravani Sen-Das 19 B Joy Lane ✓ Groton, MA 01450
1	9	Joel Dodge ✓ 346 Bristol Rd Damariscotta, Me 04543
1	10	Damariscotta River Assoc ✓ PO Box 333 Damariscotta, Me 04543

I, Michelle Ginn Town Clerk of Damariscotta, certify

that the names and addresses of the property owners listed above are those listed by this municipality and are current as of this date.

SIGNED: Michelle Ginn DATE: 2/29/16 SEAL:

### LANDOWNER PERMISSION FORM

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SIGNED: \_\_\_\_\_

DATE: \_\_\_\_\_