Check (included) Credit Card

D

STANDARD LEASE APPLICATION: NON-DISCHARGE

Application 1 1. APPLICANT CONTACT INFORMATION Clam Hunter Seafood, Inc. Applicant Terry Watson and Sally Atwater Contact Person(s) 106 Clifford Road Address Phippsburg City Maine, 04562 State, Zip Sagadahoc County (207) 751-2426 Telephone clamhunt@comcast.net Email X Final Application ☑ Draft Application Type of Application [submitted after scoping session] [submitted before scoping session session] Scoping Session: Draft Application Pre-Application Submitted: 4/20/22 9/15/2022 Meeting: 12/21/21 Dates Final Application: Draft Application:

Note: The email address you list here will be the primary means by which we will contact you. Please provide an email address that is checked regularly. If you do not use email, please leave this blank.

Check (included) | Credit Card

2. PROPOSED LEASE SITE INFORMATION

Payment Type

Location of Proposed Lease Site					
Town	Phippsburg				
Waterbody	Spirit Pond				
General Description (e.g. south of B Island)	North end of Morse River, Phippsburg, Sagadahoc County				
	Lease Information				
Total acreage requested (100-acre maximum)	2.5% acres				
Lease term requested (20-year maximum)	20 years				
Type of culture (check all that apply)	☑ Bottom (no gear)☑ Suspended (gear in the water and/or on the bottom)				
Is any portion of the proposed lease site above mean low water?	☐ Yes ☒ No				

Note: If you selected yes, you need to complete the steps outlined in the section titled: "19. Landowner/Municipal Permission Requirements".



3. GROWING AREA DESIGNATION

Directions: Information for growing area designations can be found here:

https://www.maine.gov/dmr/shellfish-sanitation-management/closures/index.num	
Growing Area Designation (e.g. WL):	
Glowing Area Designation (e.g. 112).	
Growing Area Section (e.g. "A1"). None	
Olowing Wied poortion (e.g. 1117)	

Note: If you are proposing to grow molluscan shellfish in waters classified as anything other than open/approved, you will need to contact the Bureau of Public Health to discuss your plans at the following email: DMRPublicHealthDiv@maine.gov

4. SPECIES INFORMATION

A Please complete the table below and add additional rows as needed.

Name of species to be cultivated (include both common and scientific names):	Name and address of the source of seed stock or juveniles	Maximum number (or biomass) of organisms you anticipate on the site at any given time
Eastern oyster, Crassostrea virginica	Muscongus Bay Aquaculture 24 Seal Ledge Lane Bremen, ME 04551 Mook Sea Farm 321 State Rte. 129 Walpole, ME 04573 Downeast Research Institute	3,000,000
	39 Wildflower Lane Beals, ME 04611	
2. Quahogs, Mercenaria mercenaria	Muscongus Bay Aquaculture 24 Seal Ledge Lane Bremen, ME 04551 Downeast Institute 39 Wildflower Lane Beals, ME 04611	1,000,000

sell whole or roe-on scallops? Yes No

If you answered "yes" please contact the Bureau of Public Health to discuss your plans at the following email: DMRPublicHealthDiv@maine.gov

Note: If you are proposing to grow molluscan shellfish, this application also serves as your written operational plan as required in the National Shellfish Sanitation Program (NSSP) Model Ordinance Chapter 2 and must be maintained in your files. If you wish to submit an operational plan separate from this application, please contact: DMRPublicHealthDiv@maine.gov

5. VICINITY MAP

Note: Please label as: 'Vicinity Map'.

Directions: Using a NOAA Chart or USGS topographic map, show the area within a minimum of one-half mile of the proposed lease site.

The map needs to display the following:

- The waters, shore lands, and lines of mean high and mean low water within the general area of the lease
- · An arrow indicating true north
- A scale bar
- · The approximate lease boundaries

6. BOUNDARY DRAWING

Note: Please label as: 'Boundary Drawing'.

Directions: Depict the boundaries of the proposed lease site. Provide a drawing with all corners, directions, and distances labeled. Provide coordinates for each corner as follows:

Coordinate Description

Provide geographic coordinates for each corner of the lease site in latitude and longitude as accurately as possible (e.g., to the nearest second or fraction of a second). Identify the datum from the map, chart, or GPS unit used to develop these coordinates. The datum will be shown on the map or chart you are using. The Coordinate Description may be provided separately from the Boundary Drawing.

See attached "Boundary Drawing." All datum is NAD83/WGS84. Coordinate description below.

1) 43.749609 -69.807839

-then 150' @ 139° to 2

2) 43.749310 -69.807479

-then 750' @ 239° to 3

3) 43.748231 -69.809923

-then 150' @ 321° to 4

4) 43.748556 -69.810273

-then 750' @ 59° to 1

7. SITE DEVELOPMENT

Directions: If your operations require the use of cages, nets, ropes, trays, or any object (structure) other than the organism to be grown directly on the bottom or buoys to mark the corners of the lease site, you must submit gear drawings and maximum structure schematics (information below). This section is intended to provide accurate plans depicting the physical structures to be placed in the proposed area. All dimensions need to be labeled with the appropriate units (i.e. 10ft, 10in). If you are proposing a bottom lease (no gear), please skip to question "F. Marking".

Note: You may embed the schematics within the document or attach them to the end of your application. If you attach the schematics, please label them according to the instructions provided below.

A. Gear Information

Directions: Include a drawing of an individual piece of gear for each of the gear type(s) you plan to use. Include units referenced (i.e. 10in, 10ft, etc.).

- 1. <u>Gear Drawing:</u> Please include the following for each gear type that will hold organisms to be cultured (e.g. polar circles, marine algae longlines, oyster cages) and label as "Gear Drawing". This view must show the following:
 - · Length, width, and height of each gear type.
- 2. <u>Gear Table</u>: List and describe each individual gear type that you will use in the table b elow. (e.g. polar circles, marine algae longline, oyster cages, moorings, mooring lines, buoys, etc.).



B. Maximum Structure and Mooring System Schematic

Directions: Include drawings of your maximum gear layout. Include units referenced (i.e. 10in, 10ft, etc.).

- 1. Overhead View. Please include the following and label as "Overhead View":
 - Maximum layout of gear, including moorings.
 - · Length and width of project.
 - · Approximate spacing between gear.
 - Lease boundaries and the location of proposed corner markers and any additional gear markers that would be present.
- 2. <u>Cross-Section View.</u> Please include the following and label as "Cross-Section View":
 - · The sea bottom.
 - Profile of gear in cross-section as it will be deployed.
 - Label gear with dimensions and materials.
 - Show mooring gear with mooring type, scope, hardware, and line type and size.
 - Depth of gear in relation to the water's surface at mean low water and mean high water (if applicable).

Note: Please include an additional Cross Section View, depicting the elements listed above, if there will be seasonal changes to gear layout (i.e. over wintering).

C. On-Site Support Structures

1. Describe structures such as barges, sheds, etc., to be located on-site. Provide a schematic and indicate the dimensions, including height above sea level, materials, etc.
N/A No structures will be located on the proposed lease site.

2. Describe the storage and use of oil, gasoline, or other hazardous materials on site. If petroleum products are to be stored on site, provide a spill prevention plan.
N/A- No oil, gasoline, or other hazardous materials will be stored on the proposed lease site.

D. Gear Color

Provide the color of the gear and structures proposed to be used at the lease site.	
Floating bags, bottom bags, and oyster cages are black. Lobster buoys will be be Toggles will be yellow. Flip bags and oyster tumblers will be black.	. yellow.

E. Equipment Lavout

Provide schematic or photographic renderings of the generalized layout of the equipment as depicted from two vantage points on the water. Provide the locations of the two vantage points.

See attached document titled "Equipment Layout."

F. Marking

Will you be able to mark your site in accordance with DMR regulations, Chapter 2.80? In part, this requires marker buoys which clearly display the lease ID and the words SEA FARM to be located at each corner of the lease.	Λ
⊠ Yes □ No	
If you answered no, explain why and suggest alternate markings	
N/A	

Note: If a lease is granted, you will also be required to mark the site in accordance with appropriate US Coast Guard Regulations. If you have questions about US Coast Guard Regulations contact: 1st Coast Guard District, Aids to Navigation Office ((617)-223-3293).



8. PRODUCTION ACTIVITIES

Directions: If you are cultivating more than one species, you will need to provide the following information for <u>each</u> species. Please attach additional pages if needed.

A. Please explain your proposed seeding activities. What months will seeding occur and how often will you be onsite to seed during this time.

Oysters: Seeding activities involve placing small seed into lip or floating bags and oyster cages, which occurs in April-August depending on availability from hatcheries. Seeding may occur up to 7 days/week, 6 hours/day, and 21 days/year.

Oysters and Owarogs will be placing small seed into flip or floating bags and oyster cages, which occurs in April-August depending on availability from hatcheries. Seeding may occur up to 7 days/week, 6 hours/day, and 21 days/year.

B. Please explain your proposed tending/maintenance activities.

Oysters: Tending/maintenance activities include checking lines and anchors, flipping bags and cages, removing biofouling, and sorting and grading product.

Quahogs: Tending/maintenance activities include checking lines and anchors, flipping bags and cages, removing biofouling, and sorting and grading product.

C. How frequently will you visit the site for routine tending/maintenance (i.e. flipping cages, etc.)?

Oysters: Tending/maintenance activities occur year-round, with a majority of the work occurring between April-December. Tending/maintenance activities may occur up to 7 days/week, 6 hours/day, and 150 days/year

Quahogs: Tending/maintenance activities occur year-round, with a majority of the work occurring between April-December. Tending/maintenance activities may occur up to 7 days/week, 6 hours/day, and 150 days/year. f

D. Describe the harvesting techniques you will use If you plan on using a drag, please provide the dimensions.

Oysters: Harvest techniques include removing product from bags, hand harvesting, and hand rake (21" x 14" x 7" basket attached to a 15' pole).

Quahogs: Harvest techniques include removing product from bags, hand harvesting, and hand rake (21" x 14" x 7" basket attached to a 15' pole).



E. How often will you be at the site during harvesting periods?
Oysters: Harvesting activities may occur up to 7 days/week, 6 hours/day, and 150 days/year.
Quahogs: Harvesting activities may occur up to 7 days/week, 6 hours/day, and 150 days/year.
Quallogs. Hall vesting activities may occur up to 7 days, wook, 6 hours, day, and 10 to any any
F. Will gear be on the site year-round? X Yes No
g D 1 " " " " " " " " " " " " " " " " " "
G. Describe any overwintening or "off season" plans for the site. For example, will you remove gear from the site and/or deploy gear in different areas within the proposed
site? Please include where gear or product will be located if removed from the site.
Oysters: Floating bags will be removed from the site for overwintering, bottom bags and oyster
cages will be dropped to the bottom. Floating bags will be stored on private property. In addition, some oysters will be removed from the site and placed into a walk-in cooler at Clam
Hunter Seafood (Phippsburg). If a second standard lease site is approved in Mill Pond
(Phippsburg), we may move oysters from this lease site into bottom bags at that location. Cysters will also be planted over entire lease bottom
Cysters will also be planted over the site for exemplating bottom bogs and exerter
Quahogs: Floating bags will be removed from the site for overwintering, bottom bags and oyster cages will be dropped to the bottom. Floating bags will be stored on private property. If a
second standard lease site is approved in Mill Pond (Phippsburg), we may move quahogs from
Qualitys will also be planted over entire lease bottom
H. Please provide details on any predator control techniques you plan to employ.
H. Please provide details on any predator control techniques you prair to employ.
We may deploy up to (20) green crab traps within the boundaries of the proposed lease site.
We may deproy up to (20) groon order maps within the obtained of the property

9

I. Suspended culture gear can attract birds that roost on the gear and defecate, potentially creating a pollution source impacting shellfish held within the gear. In order to comply with the National Shellfish Sanitation Program (NSSP) Model Ordinance (MO), DMR is requiring that applications for the suspended culture of shellfish include a description of mitigation or deterrent measures to minimize the potential pollution impacts of birds at the proposed site. If appropriate, include sketches or photos that clearly depict those measures put into practice

Examples may include:

- Submerging suspended gear and associated product at a depth sufficient to deter roosting for two weeks before harvest
- Attaching physical deterrents (i.e. zip ties) to gear
- The site is proposed for the culture of seed only
- The site is proposed for the culture of adductor-only scallops (i.e. no other shellfish species would be grown on the site)
- Proposed gear would always be suspended below the surface of the water at a depth sufficient to deter roosting (i.e. as is common for scallop lantern nets)

In order to deter birds from roosting on floating bags and oyster cages, we plan to attach physical deterrents in the form of zip ties onto gear.

9. NOISE AND LIGHT

Directions: If a question does not pertain to your proposed operations, please write "not applicable" or "N/A".

A. What type of boats will be used on the site? When and how often will these vessels be on the site?

We plan to use up to (2) skiffs (<18') equipped with oars, 3 HP electric motor, and/or up to a 25 HP motor. The skiffs may be on site up to 7 days a week, 6 hours/day, 250 days/year.

B. What type of powered equipment (e.g. generator, power washer, grading equipment, barges, etc.) will be used on the site? When and how often will the equipment be used?

No power equipment, aside from the aforementioned boat motors, will be used on the site.

C. Specify how you intend to reduce noise levels from the boats and other powered equipment.

We intend to reduce noise levels from the boat by using a small, electric motor in addition to rowing and using push poles when water is low. The other skiff with 25 HP motor (or less) is consistent with other maritime uses in Phippsburg, plus we would likely go slow when leaving and returning to the shore.

D. Provide the number, type (whether fixtures are shielded), wattage and location of lights, other than those used for navigation or marking, that will be used at the proposed lease

We do not propose the use of lights at this proposed lease site.

E. Indicate under what circumstances you might work at your site beyond daylight hours.

We do not intend to work beyond daylight hours.

10. CURRENT OPERATIONS

Directions: If a question does not pertain to your proposed operations, please write "not applicable" or "N/A".

A. Describe your existing aquaculture operations, including the acronyms of all active leases and/or licenses.

We have been growing oysters in Phippsburg on LPAs and one experimental lease (MOR SPx, CWAT 117, CWAT 317, SATW117, SATW317).



B. What are your plans for any existing leases and/or Limited Purpose Aquaculture (LPA) licenses if the lease is granted? Will any existing leases and/or LPA licenses be relinquished if the lease is granted? If so, please indicate which ones

If this lease were to be granted, we would relinquish MOR SPx, CWAT 117, and CWAT 317 which are located within the boundaries of this proposed lease. As well as TWAT 122, TWAT 222

11. ENVIRONMENTAL CHARACTERIZATION

Directions: Using your knowledge of the area, describe the environment of the proposed lease site. Be sure to include units of measurement in your answers (i.e. feet, cm/s).

A. What are the approximate depths at mean low water?

The approximate depth at mean low water is 1-2 feet.

B. What are the approximate depths at mean high water?

The approximate depth at mean high water is 6 to 8 feet.

C. Provide the approximate current speed and direction during the ebb and flow.

The approximate current speed is 1-2 knots and the direction during the ebb is SW and flow is NE.

- **D.** The following questions (D.1 through D 6) may be answered in writing or by submitting a video. If you plan to submit a video, please contact the Department prior to video collection.
 - 1. What are the bottom characteristics (mud, sand, gravel, rock, ledge or some mix, etc.)?

The bottom characteristics are a mix of mud over sand and sand.

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2. Describe the bottom topography (flat, steep re		100000000000000000000000000000000000000	
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	-		11000
			55.00

The bottom topography is flat.

3. Describe marine organisms by species or common names. Based on your personal observations or other sources of information, are these species abundant, common, or rare?

Green crabs (common); horseshoe crabs (rare); soft shell clams (rare); razor clams (rare); European oysters (rare)

4. Are there shellfish beds or fish migration routes in the surrounding area? If so, please describe

There are possibly razor clams (rare), softshell clams (rare), and European oysters (rare), but very few.

5. Describe the presence and extent of submerged aquatic vegetation, i.e. eelgrass, within the proposed lease area. Please include the date of this observation along with the method of observation. If submerged aquatic vegetation is observed, please also describe the abundance below and sketch the limits of the beds in the vicinity map.

No eelgrass has been observed within the proposed lease area and we have been observing this area all months for several years, in addition to being familiar with this area for decades.

6. Describe the general shoreline and upland characteristics (rocky shoreline, forested, residential, etc.) The shoreline is rocky and forested to the west, rocky mixed with residential on the east, and a marsh to the north.
 E. Is your proposed lease located within a Maine Department of Inland Fisheries and Wildlife designated Essential Habitat? Yes No
Note: The location of Essential Habitats in the State of Maine, along with information on how projects within these areas are reviewed, can be found here: https://www.maine.gov/ifw/fish-wildlife/endangered-threatened-species/essential-wildlife-habitat/index.html
If a project is located within an Essential Habitat, applicants are strongly encouraged to contact the MDIFW Environmental Review Coordinator (John.Perry@maine.gov, phone: 207-287-5254) prior to application submission.
12. EXISTING USES
A. Describe the existing uses of the proposed area in questions A.1 through A.5 below. Please include the a) type b) time of year c) frequency and d) proximity to the lease site for each existing use.
1. Commercial Fishing
Aquaculture- We currently operate on LPAs and an experimental lease within the proposed boundaries of the lease site year-round (expect when icing conditions occur) on a regular basis. OOCORSPX OOCORST 117, CWAT 317, TWAT 322
Lobstering- We have observed approximately 6 lobster lobster traps in Spirit Pond in the summer months outside of the proposed lease boundaries (>100 feet away).
Green crab traps—We have observed approximately 6 green crab traps in Spirit Pond outside of the proposed lease boundaries (>100 feet away).
2. Recreational Fishing
We have observed occasional recreational fishing for stripers in the Spring-Fall, largely outside but nearb
boundaries of the proposed lease site (within 500').



3 Boating Activities (please also include the distance to any navigable channel(s) from your proposed site at low water)

There are no navigable channels inside of the dam in Spirit Pond, thus recreational boating is limited to kayaking and canoeing at high tide.

4. Ingress and egress (i.e. coming and going) of shorefront property owners within 1,000 feet of the proposal (e.g. docks, moorings, landing boats on shore, etc.)

At high tide, landowners and other members of the public use kayaks and canoes for recreation on a regular basis during the summer months from the shoreline. In addition, there is one skiff/rowboat tied up by the road that is presumably used at high tide for recreation.

5. Other uses (kayaking, swimming, etc.)

We have regularly observed people kayaking and canoeing in the summer months nearby (within 100 feet) and along the proposed lease boundaries. We have also observed swimming down by the dam approximately 900 feet from the proposed lease site.

B. Are there private docks, moorings, or other access points within 1,000 feet of the proposed lease? If yes, please include approximate distance from the proposed lease.

No, there are no private docks, moorings, or other access points within 1,000 feet of the proposed lease site.

C. Are there public beaches, parks, docking facilities or federally, state, or municipally conserved lands within 1,000 feet of the proposed lease site? If yes, please describe and include approximate distances from proposed lease

Yes, the Elanor Houston Smith Parcel of Popham Beach State Park is approximately 190 feet west of the proposed lease site. Phippsburg Land Trust owns McDonald Preserve approximately 930' northeast of the proposed lease site.



D. Are there any Limited Purpose Aquaculture (LPA) licenses or aquaculture leases within 1,000 feet of your proposed lease site? If yes, please list their acronyms below.

Current and pending aquaculture leases and active LPA licenses may be found here https://www.maine.gov/dmr/aquaculture/leases/index.html

Yes, CWAT117 and CWAT317 are located within the boundaries of the proposed lease site.

And experimental lease MORSPX Also TWAT 222 as well as TWAT 222

13. EXCLUSIVE USE

If your lease is granted, what activities would you request be excluded from occurring within the boundaries of the lease site? In your answer please address applicable commercial and recreational fishing, boating activities, and other activities you listed in the 'Existing Uses' section of this application.

Canoeing, kayaking, lobster traps, green crab traps, and recreational fishing would all be permissible within boundaries of the proposed lease site. Shellfish harvesting (aside from our own harvest activities) would be excluded from occurring within the boundaries of the lease site.



14. RIPARIAN LANDOWNERS AND SITE ACCESS

- A. If your lease is within 1,000ft of shorefront land (which extends to mean low water or 1,650 ft. from shore, whichever is less, according to NOAA charts), the following supporting documents are required:
 - A <u>labeled</u> copy of a tax map(s) depicting the location of the proposed lease site and including the following elements:
 - · Label the map "Tax Map: Town of (name of town)."
 - Legible scale
 - · Tax lot numbers clearly displayed
 - The boundaries of the proposed lease
 - 2. Please use the <u>Riparian Landowner List</u> (included on the next page) to list the name and address of every shorefront landowner within 1,000ft of the proposed lease site. Have the tax collector or clerk of the municipality certify the list. Refer to the riparian determination guidance document to ensure all riparian landowners are included: https://www.maine.gov/dmr/aquaculture/forms/documents/RiparianDetermination.pdf

Note: When the application and riparian list are both ready to be submitted, you may choose to email a copy of the riparian list and proposed lease coordinates to DMRAquaculture@maine.gov for staff to verify that all required parcels are included on the list before having it certified by the municipality. DMR will not verify a riparian list multiple times, so please ensure there will be no additional changes to the application before emailing the riparian list for verification.

3. If any portion of the site is intertidal, you need to complete the steps outlined in the section titled: "19. Landowner/Municipal Permission Requirements".

B. Will your access to the lease area be across riparian land?
⊠ Yes □ No
Note: If you selected yes, you will need to complete the landowner permission requirements included in "19. Landowner/Municipal Permission Requirements" of this application.
C. How will you access the proposed site?
We will access the proposed lease site from the shoreline along land trust property.
D. How will your proposed activities affect riparian ingress and egress?
Our proposed activities will not affect riparian ingress and egress.



15. TECHNICAL CAPABILITY

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Provide information regarding pro	ressionai exper	изс. Анасиия	resume or c	locumentation of
practical experience necessary to a	ccomplish the	ntonosed proje	ect would sa	risfy this
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requirement.		Reconstruction research con-		Triberous and the second second second second

We have been working in the Maine shellfish industry for 47 year and growing oyster for 5 years.

16. FINANCIAL CAPABILITY

A. Financial Capability

Please provide documentation to show you have the financial resources to implement the proposal. For example, you may submit a letter from a financial institution or funding agency indicating that you have an account in good standing, or their willingness to commit funds.

Note: Any financial information you submit with your application is part of the public record. Please exercise discretion when submitting financial information.

See attached letter from a financial institution.

B. Cost Estimates

Please provide cost estimates of the proposed aquaculture activities.

We estimate that the cost for proposed aquaculture activities is approximately \$25,000-\$35,000.

17. ESCROW ACCOUNT OR PERFORMANCE BOND

Check the category that describes your operation:

Check Here	Lease Category	Amount of Required Escrow or Performance Bond
П	No gear/structure, no discharge	\$500.00
	No gear/structure, discharge	\$500.00
	≤ 400 square feet of gear/structure, no discharge	\$1,500.00
\boxtimes	>400 square feet of gear/structure, no discharge	\$5,000.00*
	Gear/Structure, discharge rease the bond/escrow requirements for leases with more	\$25,000.00
Chapter 2.64(account or obtained name of the count or obtained name of the count o	me of applicant) (Iom Hotel Seasanave 10) (D) and if this proposed lease is granted by tain a performance bond, in the amount determined by the seasanapplicant of a corporate applicant. AL APPLICANTS: Each applicant must sign account or obtain a performance bond. Use	this section indicating that they will the space below for additional
persons listed	on the application. You may attach additiona	l pages, if necessary.
Domilations (me of applicant)	have read DMR Aquaculture is granted by DMR, I will either open ount determined by the lease category.
Applicant Si Note: Add title	gnature if signing on behalf of a corporate applicant.	Date



18. APPLICANT SIGNATURE PAGE

I hereby state that the information included in this application is true and correct. I have also read and understand the requirements of the Department's rules governing aquaculture and the application instructions pertaining to the standard lease process.
Printed name: TERRY L. WATSON Clam Hunter Season
Title (if corporate applicant): President - Clam Hunter SeaSood
Signature: 10 my J Walton Date: 4, 19, 22
18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.
 Note: All applicants must sign and date this page. Please use the space below, if additional signatures are required. Corporate applicants, please be sure to include the title(s) (i.e. President, Treasurer, etc.) of the individual(s) signing on the company's behalf.
Additional Applicant:
Printed name:
Title (if corporate applicant):
Signature:Date:



19. LANDOWNER/MUNCIPAL PERMISSION REQUIREMENTS (if applicable) Directions: If any portion of the site is intertidal, you need to complete the steps outlined below.

Step I: Obtain written permission from all intertidal landowners.

Pursuant to DMR Regulations Chapter 2.10(3)(G) the Department requires written permission of every owner of intertidal land in, on, or over which the activity will occur. It is your responsibility to obtain written permission and include it with your application materials. Please note that the Department does not provide forms for landowner permission.

Step II: Determine if the municipality where your site is located has a shellfish conservation program. N/A

Pursuant to 12 MRSA §6072(3) In any municipality with a shellfish conservation program under section 6671, the Commissioner may not lease areas in the intertidal zone within the municipality without the consent of the municipal officers.

If the municipality where the proposed lease site is located has a shellfish conservation program, it is your responsibility to obtain consent for the proposed lease site from the municipal officers (i.e. the selectmen or councilors of the town, or the mayor and aldermen or councilors of a city.) Consent means a majority vote of the municipal officers as recorded in a public meeting.

It is your responsibility to contact the municipality and determine if they have a shellfish conservation program. Best practices would include discussing your plans with shellfish committee members, but only the consent of municipal officers is required.

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a 1 was ality where the proposed site is located, flave a silvinian	
Does the municipality, where the proposed site is located, have a shellfish	
conservation program? - Yes No	
$\frac{1}{2}$	
Histration program. — —	MARCH NEWS

If you answered yes, please attach documentation from a public meeting demonstrating that a majority of municipal officers have consented to your proposal.





MAINE DEPARTMENT OF MARINE RESOURCES

Aquaculture Division, 21 State House Station, Augusta, ME 04333-0021 (207) 624-6567

CORPORATE APPLICANT FORM For Standard and Experimental Aquaculture Lease Applications

Corporations or partnerships that apply for aquaculture leases in the State of Maine must complete this form. Corporations must submit information as requested under <u>A. Corporate Applicant</u>. Partnerships must submit information as requested under <u>B. Partnership Applicant</u>.

A. Corporate Applicant Note: You must attach a copy of the Articles of Incorporation (Inc.) or Certificate of Formation (LLC) to your application.
1. Name of Corporation: _Clam Hunter Seafood, Inc

2. Date of incorporation: May 7th, 2003 State of incorporation: Maine

3. List the names, addresses, and titles of all officers:

. List the names, addresses, an Name	Address	Title
Terry Watson SALLY ATWATER	106 Clifford Road Phippsburg, Maine 04562 106 Clifford Rd Phippsburg, Maine 04562	Incorporator President Treasurer

Please use additional sheets if necessary and attach to the application.

4. List the names and addresses of all directors/members:

Phippsburg Maine 04562
Phippsburg Maine 04862

Please use additional sheets if necessary and attach to the application.



5. Has the corporation, or any	stockholder,	director, o	or officer	applied for an	aquaculture lease
for Maine lands in the past?	$\boxtimes_{\mathrm{Yes}} \square$	No			

If you selected "yes," please indicate who applied for the lease and the status of the application or lease.

Terry Watson, granted experimental lease (MOR SPx)

6. List the names and addresses of all stockholders who own or control at least 5% of the outstanding stock and the percentage of outstanding stock currently owned or controlled by each stockholder.

Name	Address	Percentage of Owned Stock
Terry Watson Sally Atwater	106 Clifford Road Phippsburg, Maine 04562 106 Clifford Road Phippsburg Maine 04562	50%
مد		

Please use additional sheets if necessary and attach to the application.

7. List the names and addresses of stockholders, directors, or officers owning an interest, either directly or beneficially, in any other Maine aquaculture leases, as well as the quantity of acreage from existing aquaculture leases attributed to each such person based on the percentage of owned stock listed in question 6. If none, write, "None."

Name	Address	Lease Acronym	Acreage
Terry Watson	106 Clifford Road Phippsburg, Maine 04562	MOR SPx	0.52 acres
s • 0			
			
			3

Please use additional sheets if necessary and attach to the application.



ever been arrested, indicted any marine resources or example any marine resources or example any marine resources or example and a selected "yes". Note: You must attach a of the formation of a Gental Name of Partnership:	any officer, director, member, or share d, convicted of, or adjudicated to be renvironmental protection law, whether es", please provide details. teopy of either the Certificate of Limite eral Partnership to your application. State of partnership	state or federal?			
3. List the names, addres Name	ses, and ownership shares of all partne Address		Ownership Shares		
	-				
Please use additional s	heets if necessary and attach to the	application.			
	or any partner applied for an aquacultu		ands in the		
past? Yes No	and parameters				
*	yes," please indicate who applied for ase.	the lease and the sta	tus of the		
5. List the names and addresses of any partner owning an interest, either directly or beneficially, in any other Maine aquaculture leases, as well as the quantity of acreage from existing aquaculture leases attributed to each such person, based on their ownership shares from question 3.					
Name	Address	Lease Acrony	n Acreage		
Name					



Please use additions	al sheets if necessar	ry and attach t	o the application	on.	
6. Has the partnershiresponsible for any v	p or any partner becoriolation or marine 1	en arrested, indi	cted or convicte	ed of or adjudic tection law, wh	cated to be hether State
or Federal?					
- Yes - No					
If you selecte	ed "yes", please pro	vide details.			



		Minumum 198 3115. (398 91411) 500-9	\$1 ting %)
Arver	DOMESTIC TUSINESS CORPORATION STATE OF THE CORPORATION STATE OF THE CORPORATION TO THE CORPORATION OF THE CO	File No. 20032089 D Pages Fee Paid \$ 125 DCN 2031332251005 At —FILED—05/08/2003 Peguty Secretary of Secretar	Establishment States St
Pursuant to 12 of Incorporati	A MRSA 5403, the undersigned, exting as income	sporatut(s) of a corporation, adopt(s) lise for	ollowing Articles
FIRST:	The name of the corporation isCLAM I	HUNTER SEAFOOD, INC	
,	and its principal business location in Maine is	2 106 Clifford Rd. Phippshur (physical focation - street (not P.O. Box), in	d k water man a fe'
SECOND:	The name of its Clerk, who must be a Maine	resident, and the registered office shall be	at .
	Thomas W. Tavenner		white the state of
		(cause)	×
	654 Boothbay Industrial Park	, Boothbay, ME 04537	
		street (not P.O. Box), city, state and zip code)	
	P.O. Box 340,Bo	pothbay Herbor, ME 04538 g address if different from abore)	
THIS FO	DRM <u>MUST</u> BE ACCOMPANIED BY FORM	MBCA-18A (Acceptance of Appointmen	t as Clerk \$304.2-A.).
THIRD:	("X" one box only)		
_ □Ā.1	. The number of directors constituting the initial t	poard of directors of the corporation is	(See §703.1:A:)
2	. If the initial directors have been selected, the named the first summed meeting of the shareholder	anes and addresses of the persons who sig- tures and addresses of the persons who sig-	to serve as unectors
	NAME	ADDRESS	
35			
	3. The board of directors ☐ is ☐ is not autho	orized to increase or decrease the number of	directors.
• •	4. If the board is so enhorized, the minimum m	umber, if any, shall bedirectors directors.	(See §703.1.A.) and the
CXB.	There shall be no directors initially; the chares of the business of the corporation will be managed i	the corporation will not be sold to more by the shareholders. (See §701.2.)	han twenty (20) persons;



There shall be only one class of shares (title of class) Par value of each share (if none, so state) Par value of each share (if none, so state) There shall be two or more classes of shares. The hithirmation required by \$403 concerning each such class is set out to Exhibit	
Par value of each share (if none, so state) Continued	
There shall be two or intote classes of shares. The information required by \$403 concerning each such class is set out in Exhibit	
The aggregate par value of all antipolized shares (of all classes) having a par value is \$ The total number of authorized chares (of all classes) hithout par value is \$ FIFTH: ("X" one box only) Meetings of the shareholders I'may II may not be held outside of the State of Maine. SIXTH: ("X" if applicable) EXThere are not precipitate rights. SEVENTH: Other provisions of these articles, if any, including provisions for the regulation of the internal affairs of the corporation, are set bill in Exhibit, attached hereto and made a part hereof. INCORPORATORS INCORE	
The aggregate par value of all authorized shares (of all classes) having a nar value is \$ 0 The total number of authorized chares (of all classes) having a nar value is \$ 1000	
The total number of authorized chares (of all classes) having a nar value is \$ 0. The total number of authorized chares (of all classes) irilliout par value is 1000. shares FIFTH: ("X" one box only) Meetings of the shareholders II may II may III may II	
The total number of authorized shares (of all classes) without par value is 1600 shares FIFTH: ("X" one box only) Meetings of the shareholders [I may [3] may not be held outside of the State of Maine. SIXTH: ("X" if applicable) EKThere are no precipitive tights. SEVENTH: Other provisions of these articles, it any, including provisions for the regulation of the internal affairs of the corporation, are set bill in Exhibit affairs of the corporation, are set bill in Exhibit affairs of the corporation. INCORPORATORS DATED May 7, 2003 Street 106 Clifford Tonad (residence address) Figure Waters (signature) (signature) (signature) Street (residence address) (residence address) (residence address)	
FIFTH: ("X" one box only) Meetings of the Shareholders [I may [I] may life to held outside of the State of Maine. SEVENTH: ("X" if applicable) EXThere are no preemptive rights. SEVENTH: Other provisions of these articles, if any, including provisions for the regulation of the internal affairs of the conporation, are set bill in Exhibit strached hereto and made a part hereof. INCORPORATORS	
FIFTH: ("X" one box only) Meetings of the Shareholders [] may [] may first be held outside of the Share of Maine. SEXTH: ("X" if applicable) EXThere are no preemptive rights. SEVENTH: Other provisions of these articles, if any, including provisions for the regulation of the internal affairs of the conporation, are set bill in Exhibit strached hereto and made a part hereof. INCORPORATORS	
SEVENTH: Other provisions of these articles, if any, including provisions for the regulation of the internal affairs of the corporation, are set bill in Exhibit attached hereto and made a part hereof. INCORPORATORS	
SEVENTH: Other provisions of these articles, if any, including provisions for the regulation of the internal affairs of the corporation, are set bill in Exhibit attached hereto and made a part hereof. INCORPORATORS	
INCORPORATORS DATED New 7, 2003 Street 166 Clifford Road (residence address) Philopology, Maine 04562 (type of print name) (signature) (signature) (type of print name)	
Street 166 Clifford Road (residence address) Terry Watson (type of print name) (signature) (signature) (signature) (signature) (signature) (signature) (signature) (signature) (city, state and zip code) (signature) (city, state and zip code) (signature)	-
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and the second s	
For Corporate Incorporators	~ ~
Name of Corporate Incorporator	
By Street (principal business location)	-
(signature of officer)	4
(type of print name and uspacity) (tilty, time and trip code)	
*Articles are to be executed as follows: If a corporation is an incorporator (§402), the name of the corporation should be typed and signed on its behalf by an officer of it a corporation is an incorporator (§402), the name of the corporation should be typed and signed on its behalf by an officer of the corporation, no corporation. The articles of incorporation was the corporation was duly such or the corporation was duly such or the corporation was duly such or the corporation.	the the
or a conjoint on the articles of incorporation must be accombinated by a certificate of an appropriate of the corporation was duly suthorized to person alguing the articles, rentifying that the person alguing the articles.	2 00
en .	
SUBBIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE,	
TODA NO. MOCA 6 Rev. 9/97	



DOMESTIC BUSINESS CORPORATION

STATE OF MAINE

ACCEPTANCE OF APPOINTMENT AS CLERK OF

CLAM HUNTER SEAFOOD, INC.
(rame of dements besidess corporation)

Pursuant to 13-A MRSA \$304.2-A, the undersigned hereby accomporation.	epts the appointment as clerk for the above-named domestic business
Corporation,	· ·
CLERK /	DATEDMay 7, 2003
Thereof the formans	FROMAS W. VISIONIAL (type or print pane)

SUBMIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE, 101 STATE HOUSE STATION, AUGUSTA, ME 04333-0101 FORM NO. MBCA-18A Rev. 4/16/2001 TEL. (207) 624-7740



Maine Secretary of State



2022 Annual Report Electronic Filing Acknowledgment

For Business Corporations on file as of December 31, 2021

Charter Number: 20032089 D DCN Number: 2220019044289

Legal Name: CLAM HUNTER SEAFOOD, INC.

Clerk's Name and Address:

THOMAS W. TAVENNER PO BOX 340 BOOTHBAY HARBOR, ME 045380340

Brief statement of the character of the business:

CLAM AND SEAFOOD SALES

Name and Address of Officers:

TREASURER
SALLY ATWATER
106 CLIFFORD ROAD, PHIPPSBURG, ME 04562
74 TAVENNER RD., BOOTHBAY, ME 04537

PRESIDENT TERRY L. WATSON 106 CLIFFORD ROAD, PHIPPSBURG, ME 04562 74 TAVENNER RD., BOOTHBAY, ME 04537

Is this domestic corporation publicly held? No

Name and Address of Shareholders:

29)

TERRY L. WATSON 106 CLIFFORD ROAD, PHIPPSBURG, ME 04562 74 TAVENNER RD., BOOTHBAY, ME 04537

SALLY ATWATER 106 CLIFFORD ROAD, PHIPPSBURG, ME 04562 74 TAVENNER RD., BOOTHBAY, ME 04537

Date of Filing: March 30, 2022

Name and Capacity of Authorizing Party:

THOMAS W TAVENNER, CLERK

I called the state of Maine Domestic Corporation and was told that when our company was first incorporated we only needed one share holder on the application. We only needed one share holder on the application. Fach year after on our annual report we list all share holders. She told me if there were any questions Share holders. She told me if there were any questions to Call Both at 207-624-7752



Terry Watson 106 Clifford Rd Phippsburg, ME 04562

Dear Terry,

The Phippsburg Land Trust continues to support your application for an aquaculture lease in Spirit Pond. We have authorized your use of the parking areas near Spirit Pond when you are working at the oyster farm.

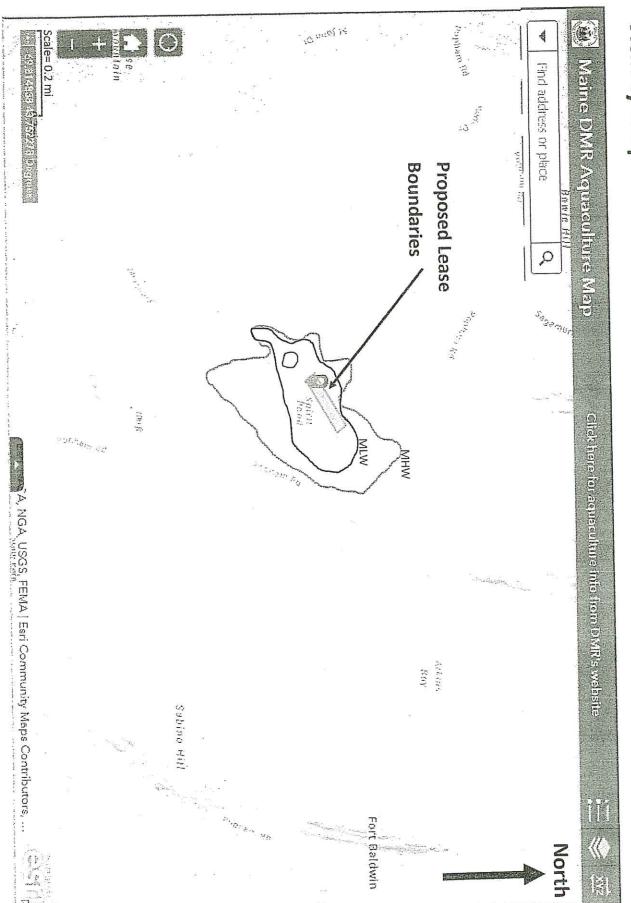
Indeed, when the road to Popham was modified by Maine DOT, we requested that they pave the Land Trust parking area on the Popham Road specifically to support access by fishermen and shellfish harvesters to Spirit Pond, so your use of the lot is exactly what was intended.

Best wishes,

Brenda Cummings

President, Phippsburg Land Trust

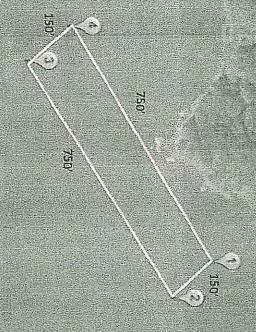
Vicinity Map



Boundary Drawing Spirit Pond, Phippsourg, Maine

1) 43,749609-69,807839
-then 150' @ 139' to 2
2) 43,749310 -69,807479
-then 750' @ 239' to 3
3) 43,748231 -69,809923
-then 750' @ 321' to 4
4) 43,748556 -69,810273
-then 750' @ 59' to 1

Datum= WGS84/NAD83



Z

(33)

RIPARIAN LANDOWNER LIST

THIS LIST MUST BE CERTIFIED

On this list, please show the current landowners' names and mailing addresses as listed in the municipal tax records for all riparian shorefront parcels within 1,000 feet of the proposed lease site along with the map and lot number for each parcel. It is the applicant's responsibility to assemble the information for the Town Clerk to certify. The Town Clerk only certifies that the information is correct according to the Town's records. Once you have completed the form, ask the Town Clerk to complete the certification section below. If the parcels are within more than one municipality, provide a separate, certified riparian list for each municipality.

TOWN OF: Phippsburg

MAP#	LOT#	Landowner name(s) and address(es)	
16	17	Peter and Sarah Volkert - TTEE 2604 Etna St Apt B 2636 Regent St. Berkely, CA 94704	
16	19	Kevin and Pamela McCluskey 38 Tenney Rd Westford, MA 01886	
17	1	Stephen Loring and Claudine Scoville 8104 Piney Branch Rd Silver Spring, MD 20910	
17	2	Ewart White, III and Kathryn Sawyer P.O. Box 708 Woodstock, CT 06281 HingHAM, MA 020	day, Unit 60 13
17	3	P.O. Box 1865 Duxbury, MA 02331	
17	5	Phippsburg Land Trust c/o Elna Joseph Bijhower P.O. Box 123 Phippsburg, ME 04562	
1.7	7	Phippsburg Land Trust c/o Elna Joseph Bijhower P.O. Box 123 Phippsburg, ME 04562	
17	8	State of Maine Department of Conservation ATTN: ME DECF State House Station 22 Augusta, ME 04333	

Please use additional sheets if necessary and attach hereto.



I, Pauline Flemmings, Town Clerk for the Town of Phippsburg certify that the names and addresses of the property owners listed above, as well as the map and lot numbers, are those listed in the records of this municipality and are current as of this date.

SIGNED: <u>faulne 1- Henring</u> DATE: March 18, 2022



STATE OF MAINE DEPARTMENT OF MARINE RESOURCES 21 STATE HOUSE STATION AUGUSTA, MAINE 04333-0021

PATRICK C. KELIHER
COMMISSIONER

RIPARIAN OWNERS LIST -

THIS LIST MUST BE **CERTIFIED** BY THE TOWN CLERK

On this list, please include the map number, lot number, and the current owners' names and mailing addresses for all shorefront parcels within 1,000 feet of the lease site. It is the applicant's responsibility to assemble the information for the Town Clerk to certify. The Town Clerk only certifies that the information is correct according to the Town's records. Once you have completed the form, ask the Town Clerk to complete the certification section below. If riparian parcels are located within more than one municipality, provide a separate, tax map and certified riparian list for each municipality.

TOWN OF: Phippsburg, ME

MAP#	LOT#	Landowner name(s) and address(es)
	. /	Curran, James 2(37) Curran, Diane A (37)
17	16	TO Haight Rd, Toughkeepsie WI 12601 6519
17	20	127 Estenes Ln , Schoharie NY 02157
17	22	Corran, James 200 Corran, Ditate A Corran, 10 Haight Rd, Poughkeepsie NY 12601 6514 Zinssar, Renneth & CJT) Zinssar, Doreen M (JT) 127 Estenes Ln, Schoharie NY 02157 Percy Lelia Jane Tree Clo marital Trust TF Percy Jic 1945 1917 2015 HE Popham Rd Phippsburg ME 04562 9704 Maine, State of Dept of Oconservation atth Mc DACF
16	011	22 State House Station Augusta ME 04333 0022
		3
		Ju "
v		



MAP #	LOT #	Landowner name(s) and address(es)
		OW.

Please use additional sheets if necessary and attach hereto.

CERTIFICATION

hish M. Nallace Town Clerk for the Town of Phipps byns, certify that the names	and
ddresses of the property owners listed above, as well as the map and lot numbers, are those listed in	the
cords of this municipality and are current as of this date.	
SIGNED: Kisa M. Wallace DATE: June 14,202:	2

Mep updated to: TY 2021 Eastern Mapping Service Mewburgh, Maine 207-23+2171

NOT FOR CONVEYANCE

SILVER

LEGEND

Commany

Copin Red

Streams

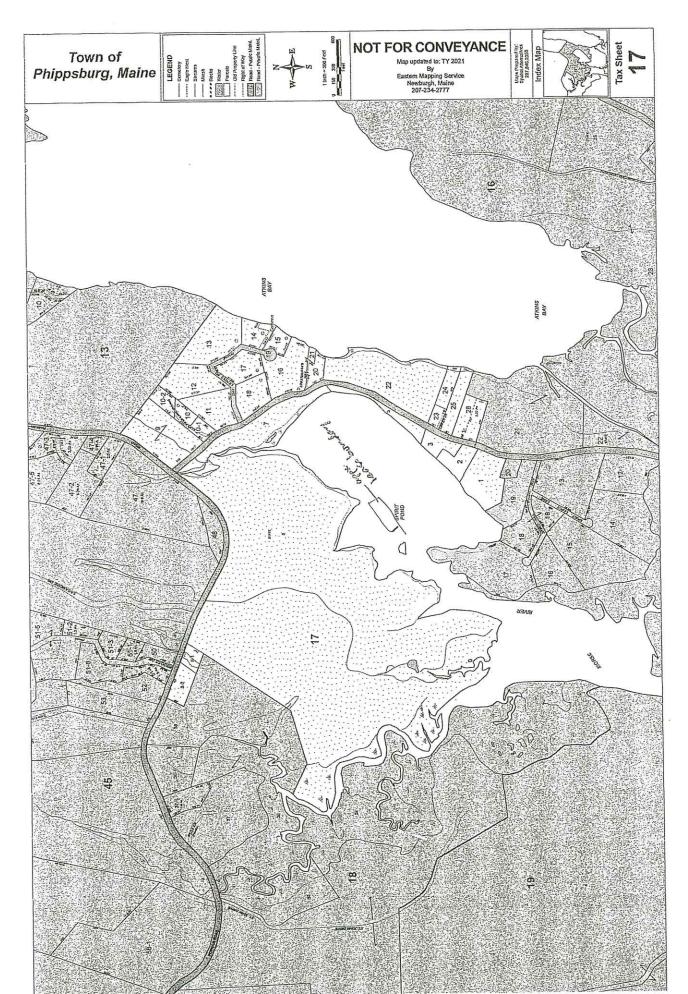
Free Rock

Free Ro

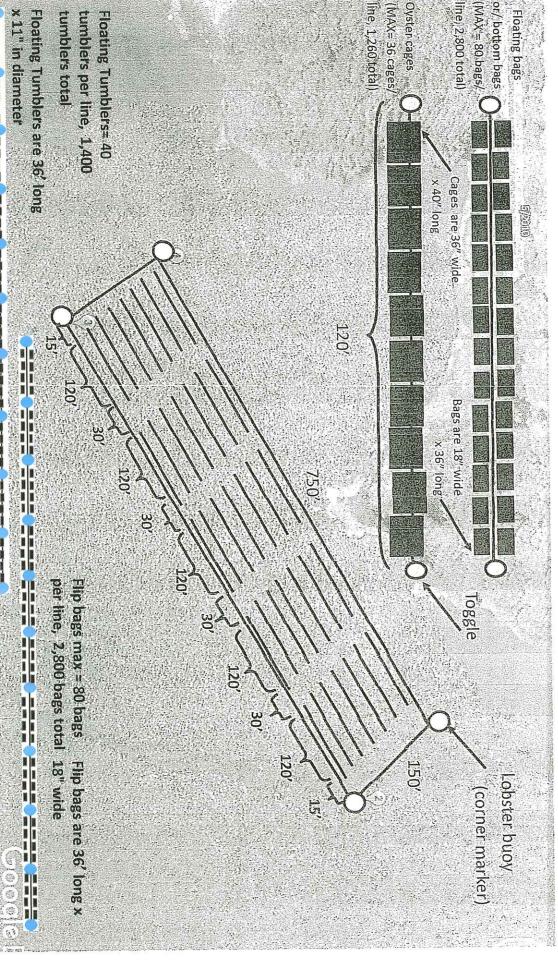
Town of Phippsburg, Maine







Overhead View



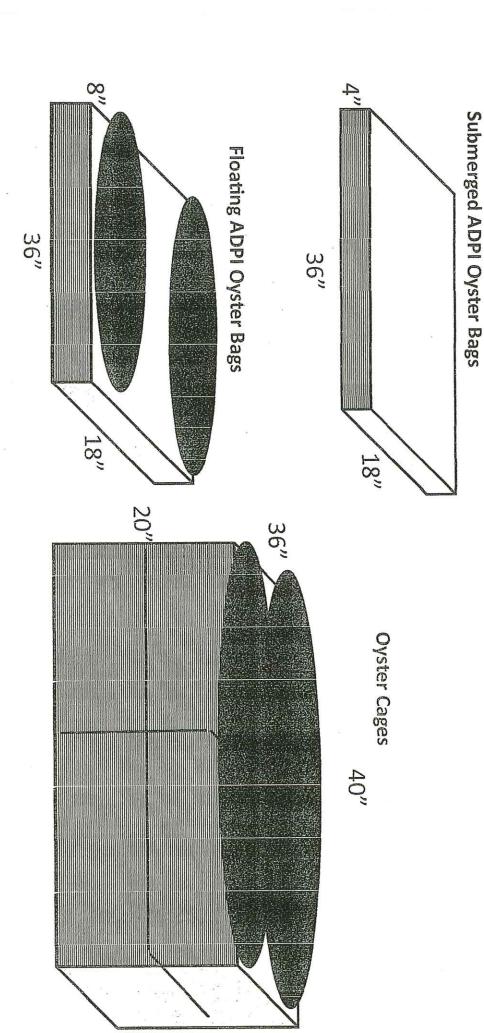
The lease will consist of (35) 120' longlines. Each longline will hold either floating bags, oyster cages, or flip bags. posed lease boundaries, with 30' spacing between rows and 20' between lines. The maximum # of floating bags and/or bottom bags per The gear layout is (5) rows of (7) 120' lines per row for a total of (35) 120' lines (maximum). A 15' buffer surrounds the exterior of the pro-120' is 30 for a total of 3800 bags on 35 lines. The maximum # of oyster cages is 36 per 120' line for a total of 1,260 cages on 35 lines. The maximum # of flip bags is 96 per 120' line for a total of 3,360 flip bags at max capacity. There is no space between bags and cages on the line.

The lease will co

*Gear not drawn to scale

Gear Drawing: Please include the following for each gear type that will hold organisms to be cultured (e.g. polar circles, marine algae longlines, oyster cages) and label as "Gear Drawing". This view must show the following:

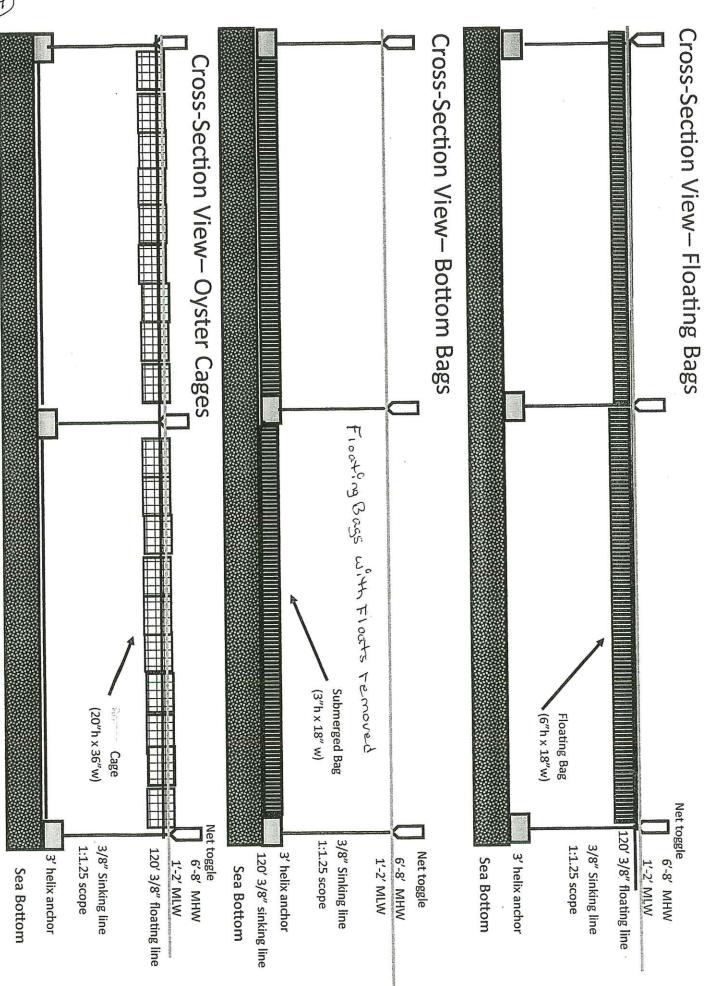
Length, width, and height of each gear type.

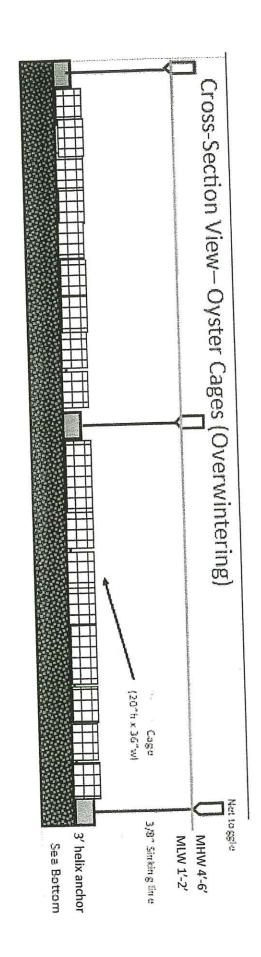


Gear Table

Specific Gear Type (e.g. soft mesh bag)	Dimensions (e.g. 16"x20"x2")	Time of year gear will be deploy ed (e.g. Spring,	Maximum amount of this gear type that will be deployed on the site (i.e. 200 cages, 100 lantern nets, etc.)	Species that will be grown using this gear type
Floating bags	18" x 36" x 8"		2,800 floating bags	Oysters, quahogs
Floating bags (Floats Removed)	18" x 36" x 4"	, ,	2,800 Floating bags (Floats removed)	Oysters, quahogs
Oyster cages	36" x 40" x 20"	Year-round	1,260 oyster cages	Oysters, quahogs
Floating Rope (Floating Bags, Oyster Cages, or Tumblers)	3/8"	Spring-Winter	4,200 feet	Oysters, quahogs
Sinking Rope	5/16"	Year Round	4,940 feet	Oysters, quahogs
Helix Anchor	3' x 6'	Year Round	74 anchors	Oysters, quahogs
Lobster buoy	5" x 11"	Year Round	4 lobster buoys	Oysters, quahogs
Net toggle	2.87" x 4.13	Year Round	70 toggles	Oysters, quahogs
ADPI Flip Bags	4" x 18" x 36"	Winter-Spring	2,800 flip bags	Oysters, quahogs
Floating Tumblers	36" x 11" (diameter)	Winter-Spring	1,400 flip bags	Oysters, quahogs
Floating Ripe (Flip Bags)	3/8"	Spring-Winter	12,600 feet	Oysters, quahogs
Posts made of wood, metal, or PVC	10'	Year Round	385 posts	Oysters, quahogs

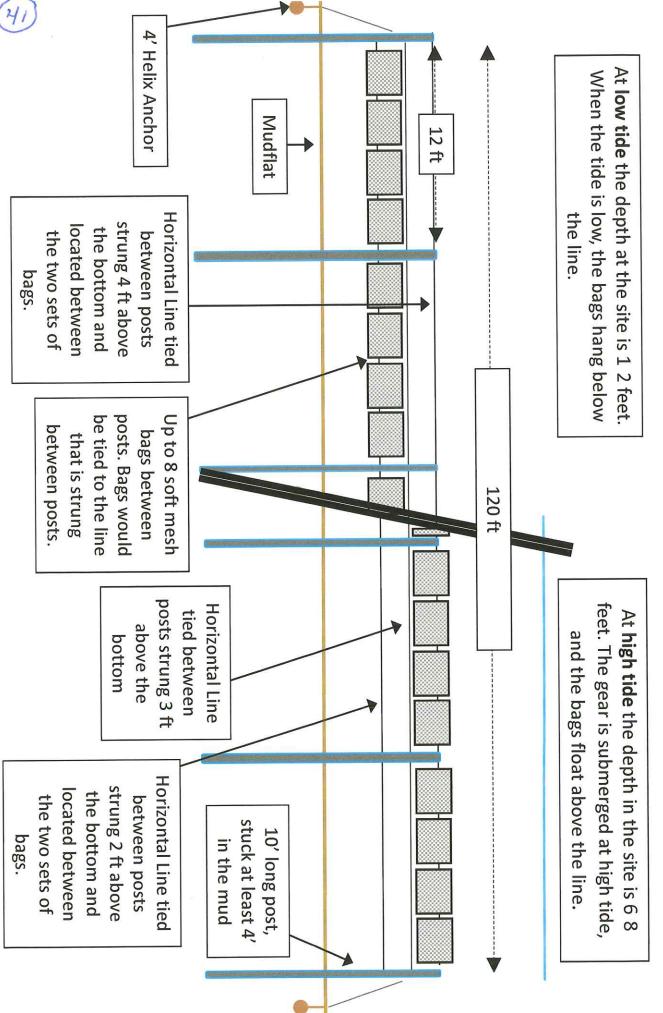




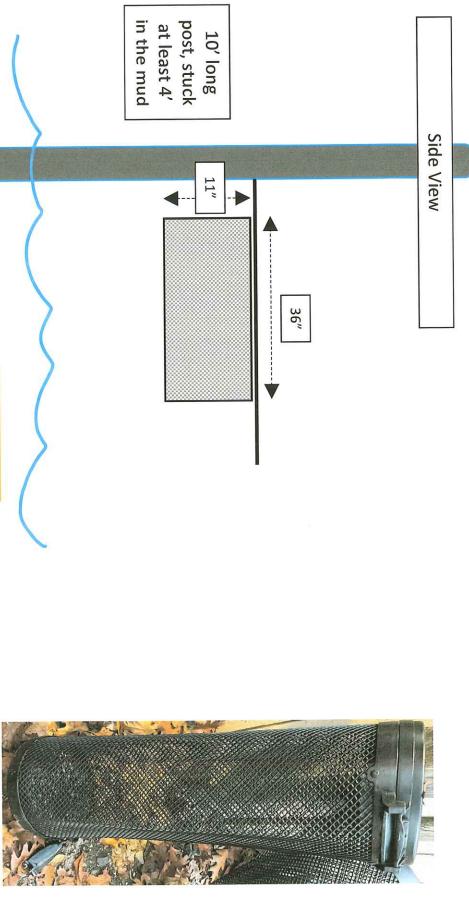


Cross Section View of a Single 120 Foot section of Flip Bags

Spring to Fall



Gear Drawing: Floating Tumblers



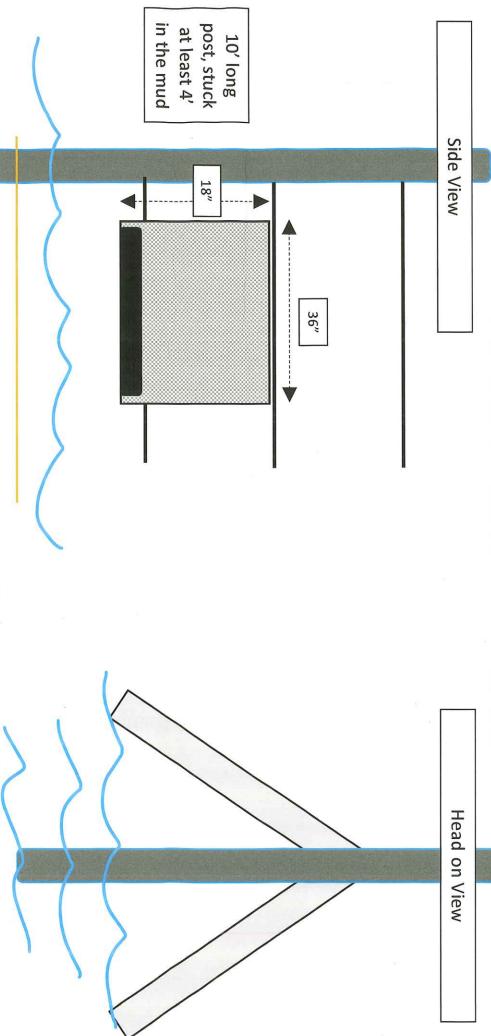
Floating Tumblers

Size: 36" x 11" Color: Black

Note: Floating tumblers would be hung from a horizontal line running between posts. At low tide they would hang below the line, and at high tide, they would float above the line.



Gear Drawing: Flip Bags



ADPI (Soft Mesh) Bag:

Size: 36" x 18" x 4"

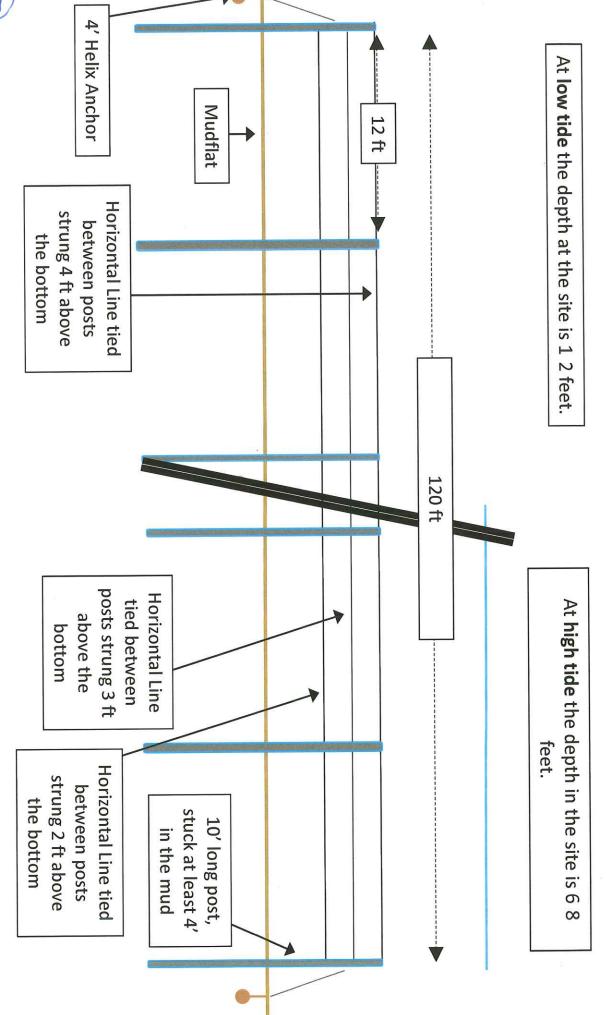
Color: Black

Note: ADPI (soft mesh) bags would be hung in two parallel lines from a horizontal line running between posts. At to ensure that the two lines of bags flip up and down in different directions. cause the bag to float above the line. Two additional lines would be strung, one above the bags, and one below, low tide the bags would hang below the line, and at high tide, a float attached to the bottom of each bag, would

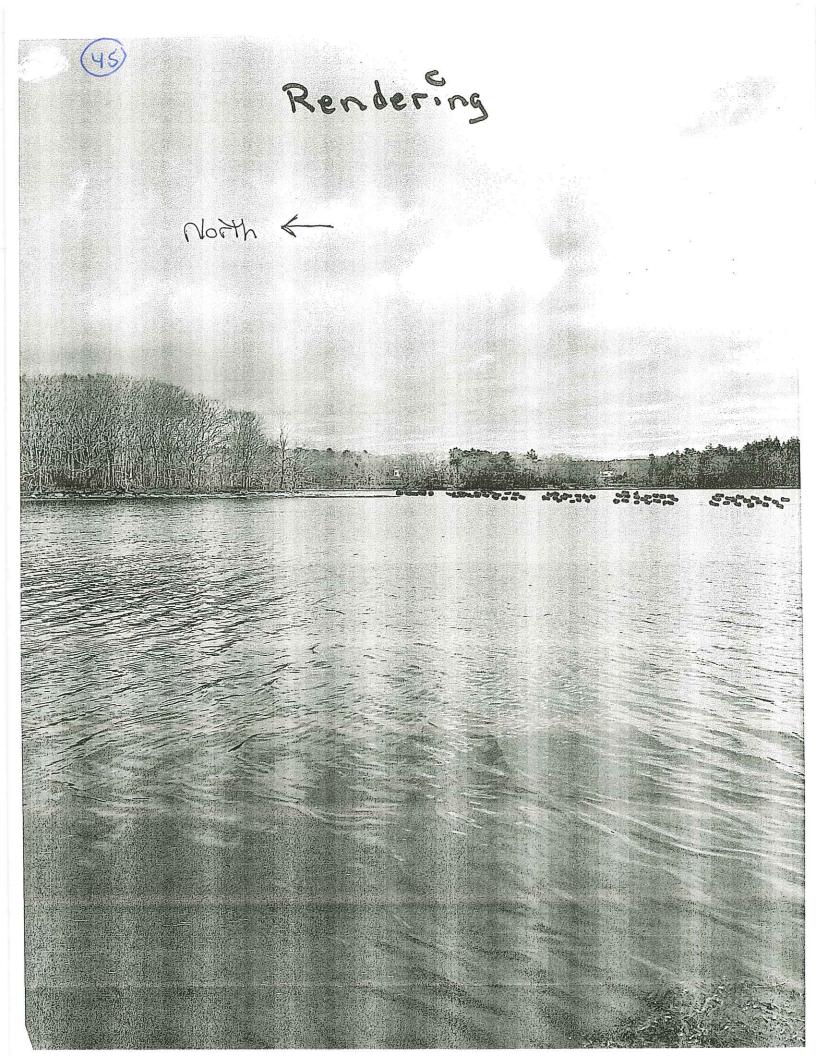


Cross Section View of a Single 120 Foot section of Flip Bags or Floating

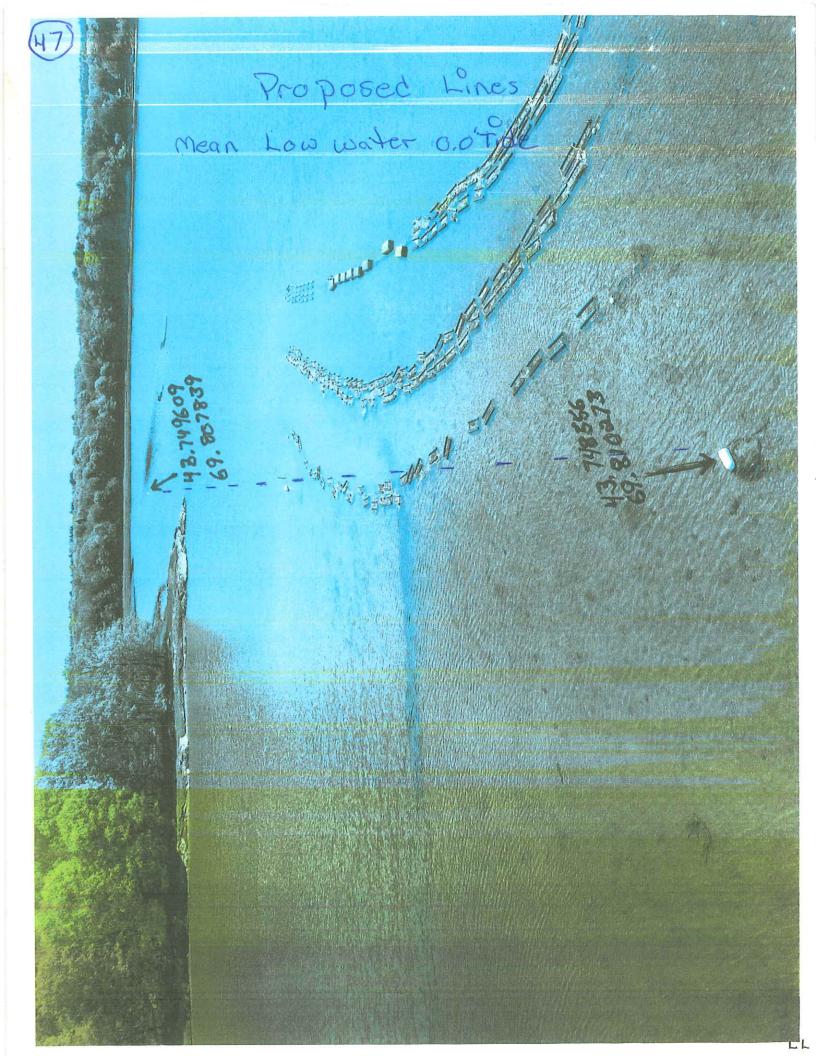
Tumblers in the Winter







Rendering



Explanatin page

My rendering drawings show High water with floating bags floating, and flip bags under water.

The page showing the proposed lease at Low water with a zero. zero tide at Low water with a zero. zero tide because the NOAA charts show the point because the NOAA charts show the lease site, of land extending into the lease site, which it does not which it does not





Bath Savings Institution

Since 1852

March 15, 2022

To Whom It May Concern,

As of today, March 15, 2022 Clam Hunter Seafood Inc. of 106 Clifford Rd Phippsburg Me 04562 signers Terry L. Watson and Sally S. Atwater have an open and active account with Bath Savings Institution.

If you have any questions or need further assistance please contact me at 207-442-7711. Thank you.

Sincerely,

Erica L. May

Assistant Branch Manager

Bath Office

Any Questions Please Contact

Terry Watson 207.751.3072

Sally Watson 207.751.2426

Home + Shop 207.442-0395

F mail Clamburt @ Comcast, net

Thanks