

RECEIVED

APPLICATION COVER SHEET FOR AN EXPLOITATIONAL LEASE

Name: Larry M Barrington
Address: 17 Smokey's Way
City: West Bath Me
County: Sagadahoc
State, zip: Maine
Telephone: business home cell 207-751-9108
Email address: C.L. Barrington@yahoo.com

Location of lease site: town county waterbody
Additional description (e.g. south of B Island)

Total acreage requested (4-acre maximum): 4 acre

Growing Area # L-48 Water Quality Classification

Type of culture (circle): Bottom (no gear) Suspended (gear in the water and/or on the bottom) Net Pen (finfish)

Name of species to be cultivated, common and scientific names:
oyster eastern / american quahog / hard (Mercenaria)
Blue mussel's / Bivalvia - Mollusca

Name and address of the source of seed stock, juveniles, smolts, etc., to be cultivated:
Jim Hennessy - will be getting information on where to get the best seed stock

Amount of application fee enclosed: \$100
(\$100 payable to: Treasurer, State of Maine)

I hereby state that the information included in this application is true and correct and that I have read and understand the requirements of the Department's rules governing aquaculture.

Signature: Larry M. Barrington Date: 3-10-11

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.

1.

Application for Experimental Lease

1. Location of the Proposed Lease

A. Vicinity Map

The Vicinity map is in the appendix, labeled Map 1-A, and was copied multiple times to show different aspects of the location to give a more detailed view from different location points along the shoreline.

B. Boundary Description

The West Bath Town Assessor, Ron Beal, gave me the original copy of the vicinity map with the boundaries defined. I then went down to the location personally to verify the boundary measurements, using a compass and a 100 foot tape measure. The outcomes were the same, starting at the Austin Road looking west towards the Berry's Mill Road the measurements are as follow:

- 200 ft. - 275° NW at the North side
- 650 ft. - 230° SW at the South side
- 510 ft. - 340° NW at the West side
- 150 ft. - 335° NW at the East side

2. Land Owners

In the attached West Bath Town Tax Map it shows the owners of the land surrounding the location I am requesting to lease. I have spoken with and been given permission by all the adjacent land owners who include Nina Sylva, Louis Goodall, Bob Huse and Roy Keohane to conduct an experimental lease. The land owners believe the experimental lease is a good idea as well as a good way to use the property. In addition, I will not have to cross anyone's land to access this property, since I will be entering from the Berry's Mill Road as shown on Map 6 in more detail. I received a letter from land owner Roy Keohane who currently lives in Massachusetts has written me a letter of recommendation and I feel in the future I will be allowed to use his land to access the site.

3. Research Program and Operation

The purpose of my requested experimental lease is to grow, develop and harvest three species of shellfish for commercial research and development, for the three year experimental lease, and if everything goes well, I would like to obtain a ten year lease. I plan to devote one acre to growing Blue Mussels, one acre to Oysters and two acres to the growth of Quahogs. This will be accomplished by using plastic trays to grow the blue mussel and oyster seeds by using rope to hang the trays from buoys and suspend them into the pond, where the quahog seeds will be

planted directly into the mud. I was referred by Jim Hennessey to go to Mook Sea Farm, located at 321 State Route 129, Walpole, ME 04573-3010.

4. Existing Uses

During the summer of 2010 approximately four to five individuals used the site to rake quahogs for commercial sale. Their efforts were unsuccessful and only lasted approximately three weeks; when leaving the site the individuals did not respect the adjacent land owners' shoreline property. Some of the land owners' listed above in section two were not happy to have individuals cross through their property without their permission. Additionally, the land owners' discovered three boats abandoned along their shoreline that were three-quarters sunk as well as garbage scattered along the shoreline; this is also why the land owners are supportive of my use of the site and the experimental lease.

5. Exclusive Use

The site is to be used exclusively by myself, Larry M. Barrington, and my son, Alan N. Barrington. In the future it is possible I may need to recruit individuals to help maintain the site if the growth becomes as abundant as anticipated. No shellfish harvesters shall be on the site unless authorized in writing by Larry M. Barrington.

6. Description of the Proposed Lease Site

A. Environmental Characteristics

The bottom of the pond consists of mud and sand, it has rocky areas and a ledge, and in some areas it is a mixture of the above materials. The water level of the site does not exceed approximately 1 foot at either high or low tide, the topography of the land is flat and rough, and it is not steep except for the ledge at the west border; minnows are a common species of fish in this site, and upon further inspection there is no evidence of any other plant or animal species. When there is a current, it flows in an east to west direction at approximately ½ knot. The general shoreline consists of grassy fields and marsh land around the tree lines as well as a 20 foot ledge at the southwest corner of the property line.

7. Structures

There will be an 8X10 anchored float that will be located approximately 30 feet off of the Austin Road heading west. The float will be anchored using four concrete blocks that will sit approximately 7 to 10 feet deep into the bottom of the site; this is shown in more detail in Map 4.

8. Discharge

There will be no discharge into the lease site during the process of the growth and harvesting of the proposed species indicated earlier.

9. Markings

I will be using six of the approved buoys in total, which are shown in Map 5 as orange dots. The buoys correspond with the following locations

10

There will be a Structure, but no discharge.

I have been a commercial fisherman for 30 years, working along the coasts of Maine and I have been licensed in the town of West Bath for 25 years. I would really appreciate the opportunity to get this experimental lease and be able do additional work with shellfish using my expertise in a different way.

ADDITIONAL INFORMATION

ACCESS: Mr. Barrington plans to gain access to the pond by parking on the shoulder of the dead-end Austin Road by the second culvert, near Mr. Keohane's property. He will launch his 14-ft. skiff at the first culvert on the road and anchor it at his work float on the proposed lease site.

HARVEST METHOD: Mr. Barrington plans to harvest the bottom-planted quahogs using a quahog rake. The mussels and oysters will be growing in trays on the bottom; they will be monitored and harvested by pulling up the trays.

LIST OF MAPS

- 1-B Metes and bounds
- 3 Production areas
- 4 Float Location
- 5 Marker Buoys
- 6 Parking & access from Mill Cove
- 7-A &
- 7-B Gear Locations
- 8 Access & landmarks

April 1, 2011

To Whom it may concern,

We are writing in support of the application of Larry Barrington of West Bath, Maine, for an agriculture lease to farm on Berry's Mill Pond. We own the land that extends from culvert to culvert between the water line and Austin Road.

Last summer, we were concerned about the explosion of clambers who appeared on the little pond, many of whom did not show much respect for our land, or the concerns of our neighbors on the street. Many boats were pulled up on our land, and there was often trash left behind. There was also considerable damage done to one of the culverts, which then had to be fixed at the expense of the town. I communicated with the town and state officials to learn more about the situation, and explore ways in which it could be resolved.

We were very pleased to recently meet Larry Barrington, who informed us of his application for an agriculture lease on the pond. Larry walked us through all of the details of his project, and we are confident that he will be a great steward of the land and pond. He has already shown his respect for the area and the residents by cleaning up the mess left behind by other clambers, and by communicating with the town about matters concerning this body of water.

We are also in support of this water being regulated in a way that allows for a West Bath resident to continue a local tradition while also creating an economic opportunity in the area.

In closing, we are in full support of Mr. Barrington's application and wish him every success. We hope that the regulating bodies grant him the necessary approvals to continue with his project and are happy to speak with anyone in regards to this matter.

Sincerely,

Rory Keohane & Jennifer Lucey-Brzoza



83 School Street
Somerville, MA 02143
617.935.1065
rory@oatcreative.com

6.

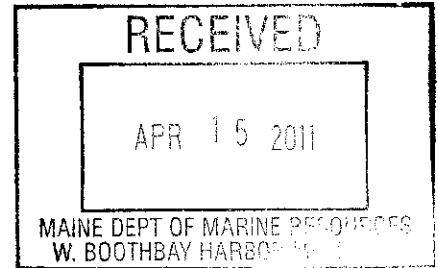
- RIPARIAN OWNERS LIST -

*This list must be
CERTIFIED*

On this list, please show the current owner's names and mailing addresses for all shorefront parcels within 1,000ft. of the proposed 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: **West Bath**

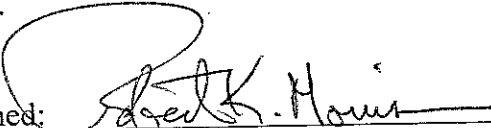
<u>MAP#</u>	<u>LOT#</u>	<u>Landowner name(s) and address(es)</u>
R03	019-004	Paolo & Ma Grace Isnardi 22 Loring Drive, West Bath, ME 04530
R03	019-A	Martha Small 452 Berrys Mill Road, West Bath, ME 04530
R03	025-B	Franklin Crooker Jr. 441 Berrys Mill Road, West Bath, ME 04530
R03	026	Deborah Cashman 425 Berrys Mill Road, West Bath, ME 04530
R03	017	Anne M. Ireland 16 Woodlands Drive, Falmouth, ME 04106
R03	015	Robert M. Bittner P.O. Box 308, Bath, ME 04530
R03	016	Robert M. Bittner P.O. Box 308, Bath, ME 04530
R03	027	Clark Lane, LLC c/o Robert and Donna Clark 31 Further Lane, Harwinton, CT 06791
R03	018	John and Sheila Hewitt 414 Berrys Mill Road, West Bath, ME 04530

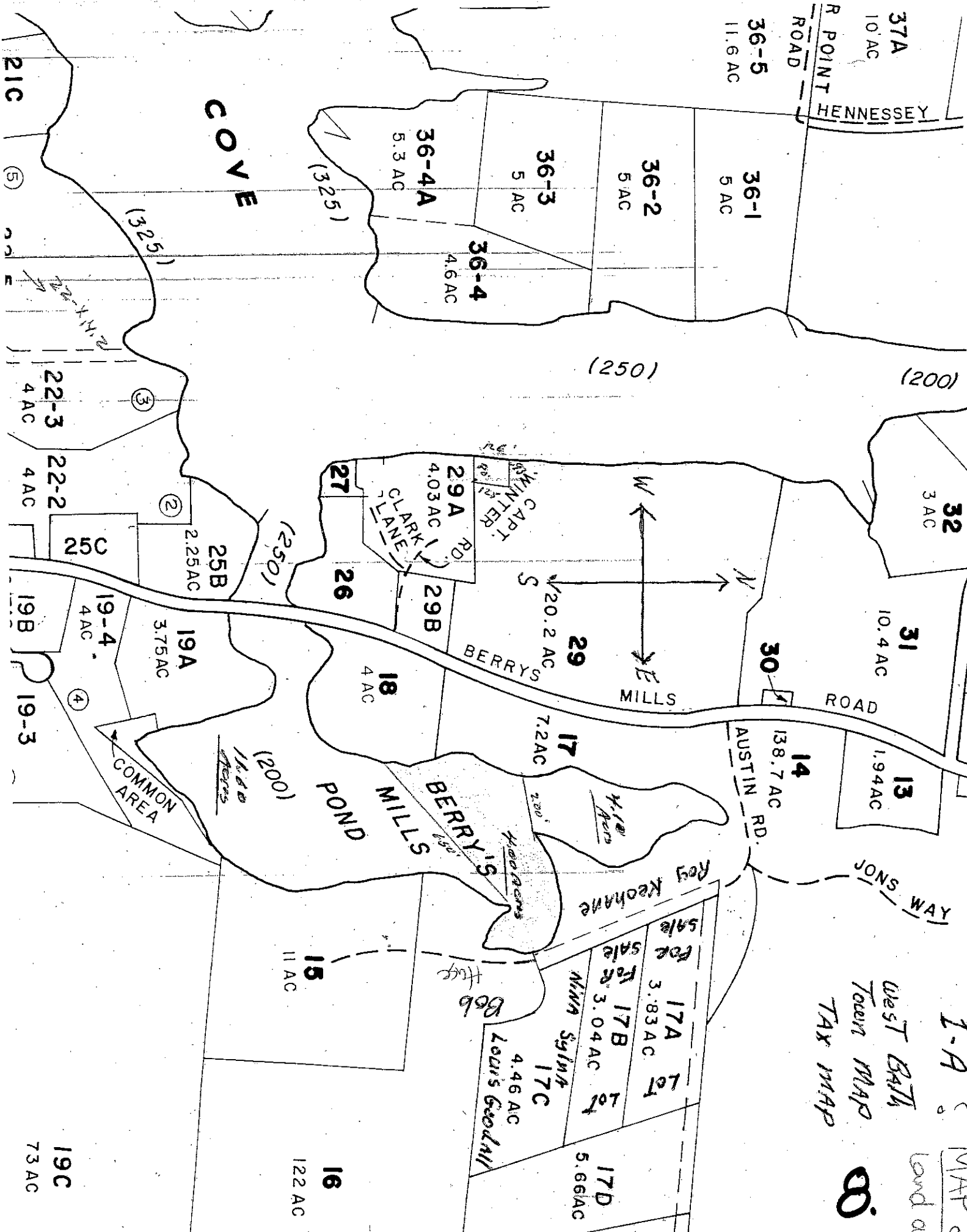


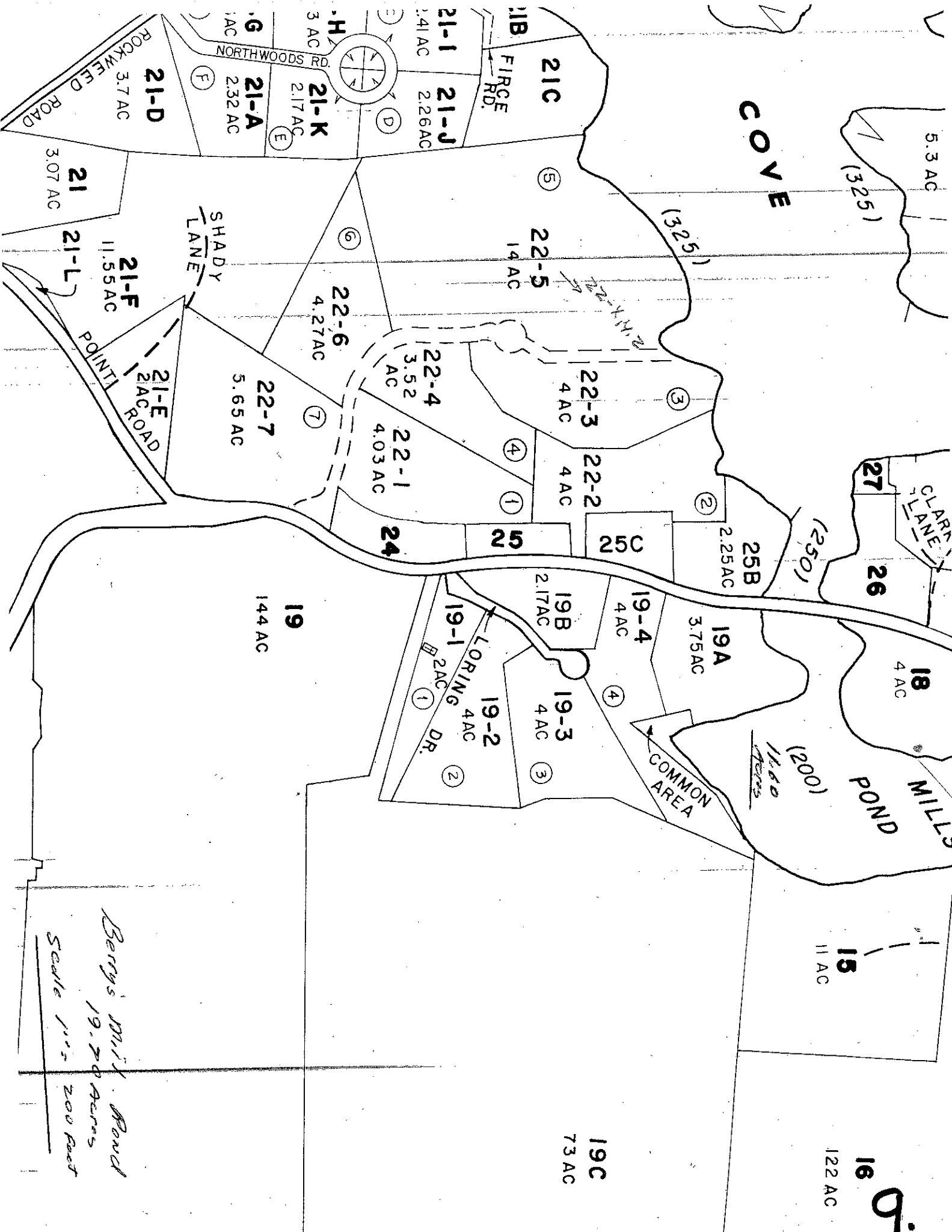
ADDITION
Roy KECHANE and
JENNIFER LUCEY-BRZOZ
83 School St.
Somerville, MA
02143
MAP R03
Lot 17G
Per Town Clerk's
office, 8-11-11/2011

CERTIFICATION

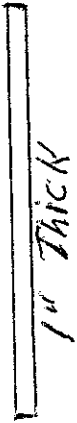
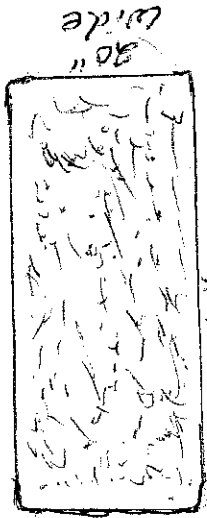
I, Robert K. Morris, Town Clerk of West Bath, Maine, certify that the names and addresses of the property owners listed above are those listed by this municipality and are current as of this date.

Signed:  Date: April 12, 2011 Seal:



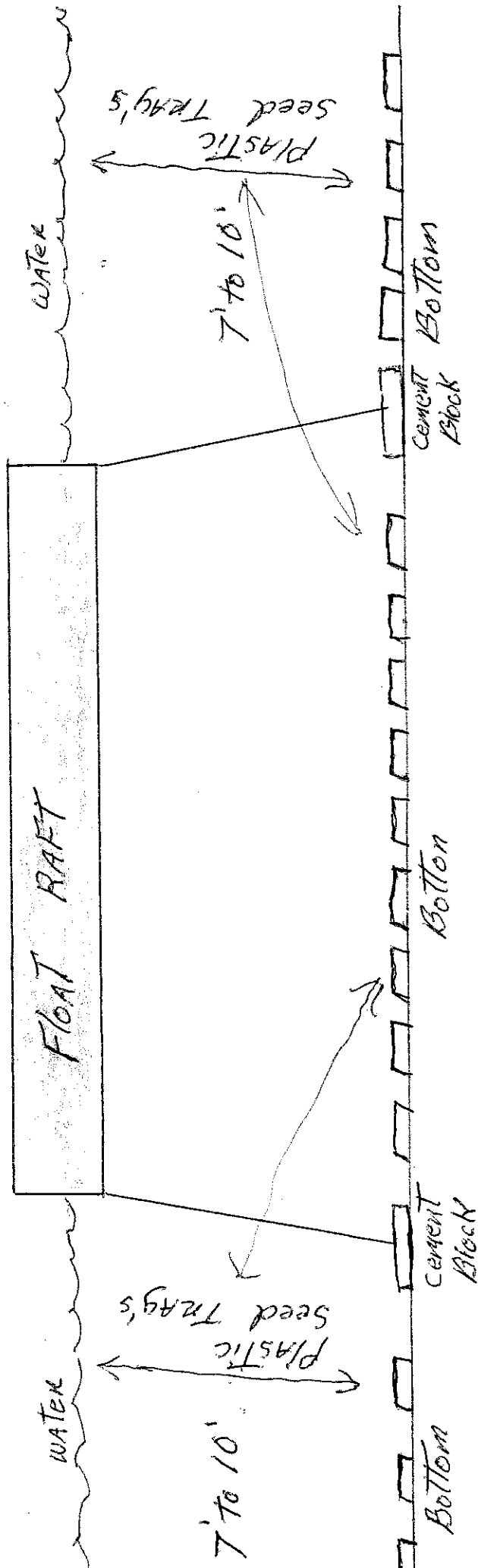


Plastic seed trays



7.A
7.B

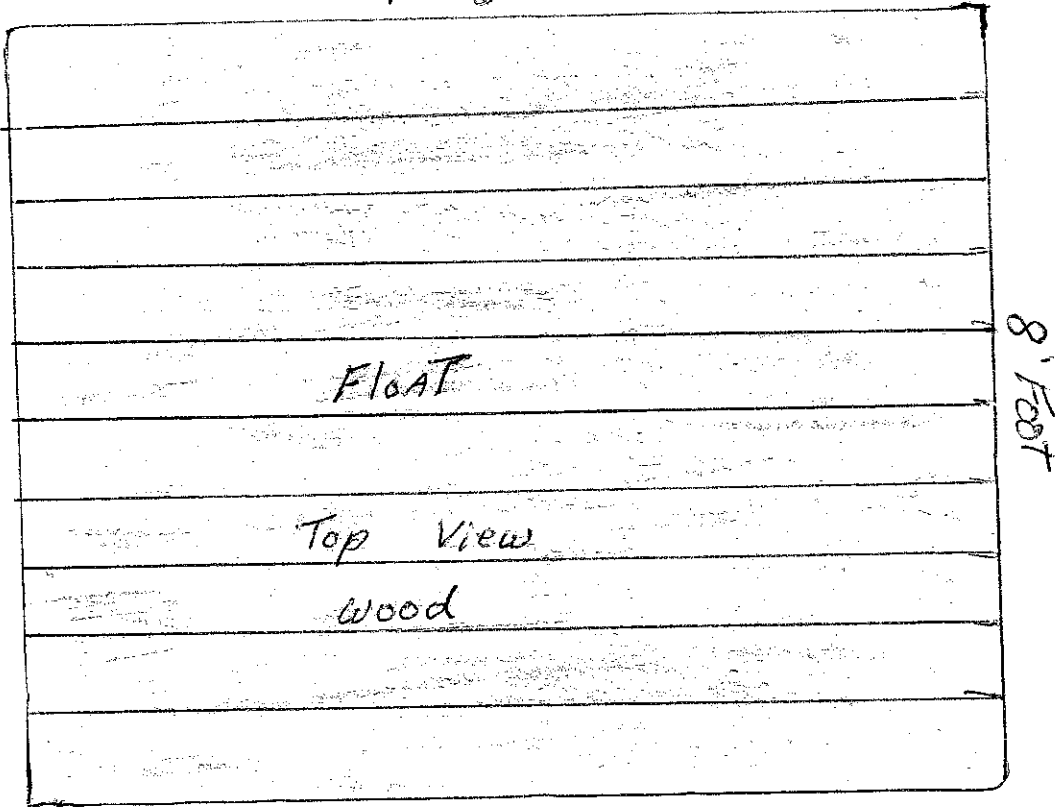
CROSS-SECTION



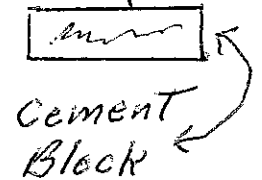
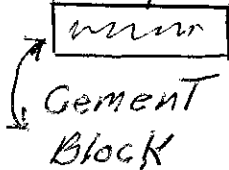
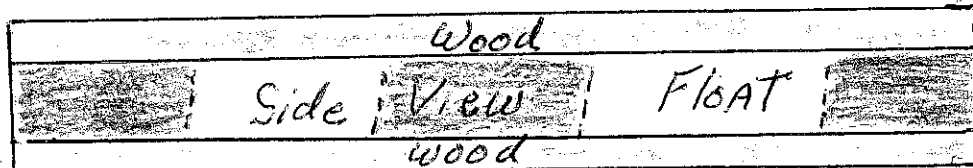
'FLOAT'

10' Foot

7-A
PLAN



7-B



7-A
7-B

DIMENSIONS
&
MATERIALS

FLOAT MATERIAL SIZE 8' X 10'

PRESSURE TREATED LUMBER

1" X 6" X 8'

2" X 4" X 10'

2" X 6" X 10'

6 STYROFOAM BLOCKS

12" X 18" X 8'

8D GALVANIZED NAILS

16D GALVANIZED NAILS

1/2" GALVANIZED ROPE

4 20" X 20" CEMENT BLOCKS

PLASTIC MESH SEED TRAYS

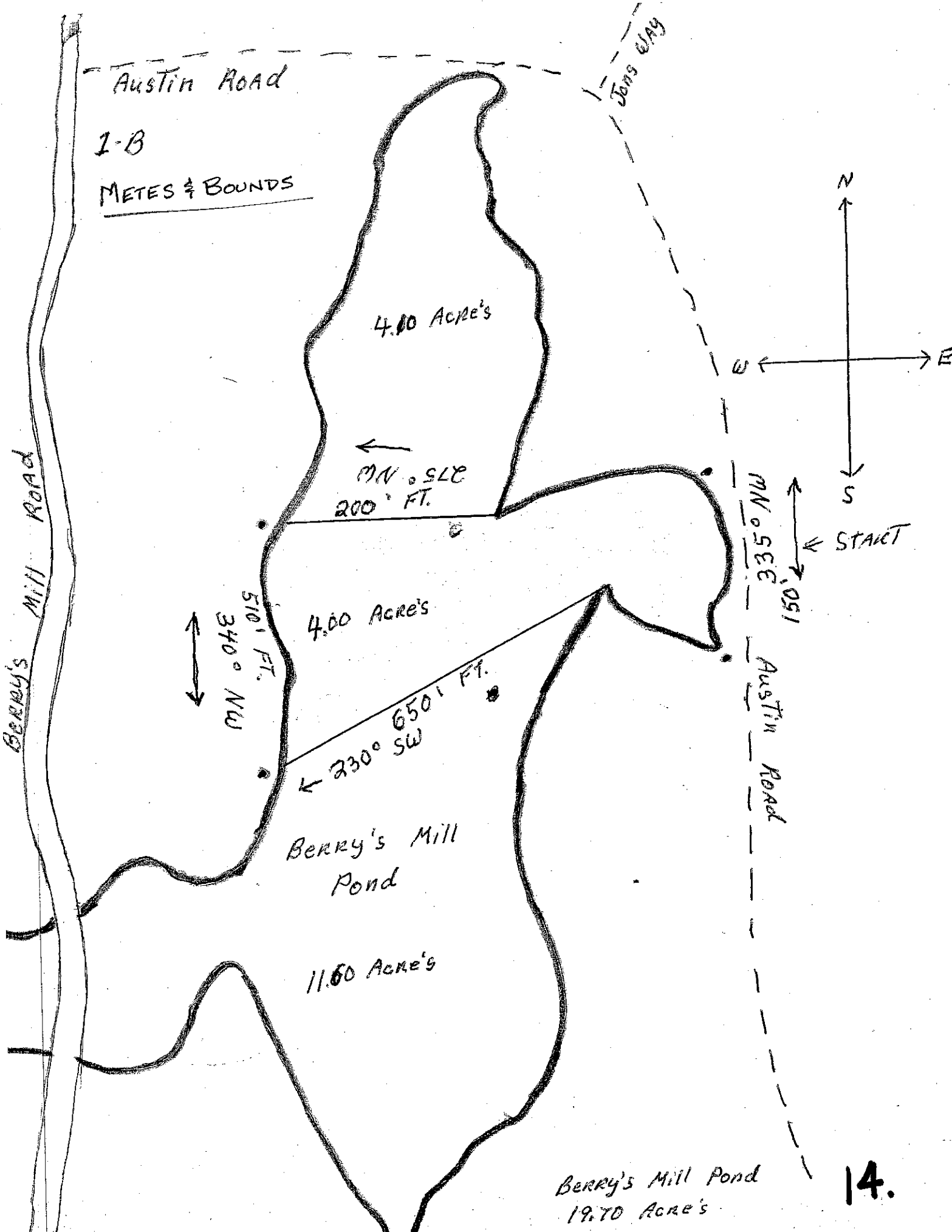
SIZE - 1" THICK X 20" WIDE X 34" LONG

THERE WILL BE 500 SEED TRAYS TOTAL. LAID FLAT ON
THE BOTTOM FLOOR ONLY

250 SEED TRAYS ARE 1 ACRE BLUE MUSSELS

250 SEED TRAYS ARE 1 ACRE OYSTERS

MLW- MHW- 7' TO 10'

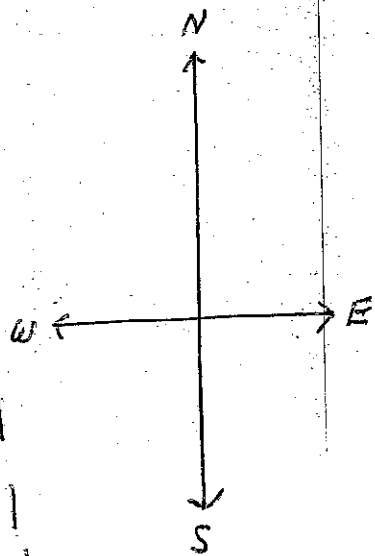


Austin Road

MAP #3
PRODUCTION
AREAS

Jones Way

4.00 Acre's



200' FT.

Oyster's

Quahog's

Blue
Mussel's

4.00 Acre's

650' FT.

510' FT.

Austin Road

Berry's Mill
Pond

11.60 Acre's

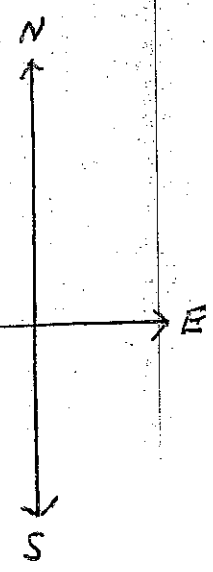
Berry's Mill Pond
19.70 Acre's

15.

Berry's Mill Road

MAP # 4

FLOAT LOCATION



Austin Road

Johns Way

BERRY'S Mill Road

Austin Road

4.00 Acre's

200' FT.

8x10 FT
FLOAT

4.00 Acre's

510' FT.

650' FT.

Anchored
By 4 cement
blocks

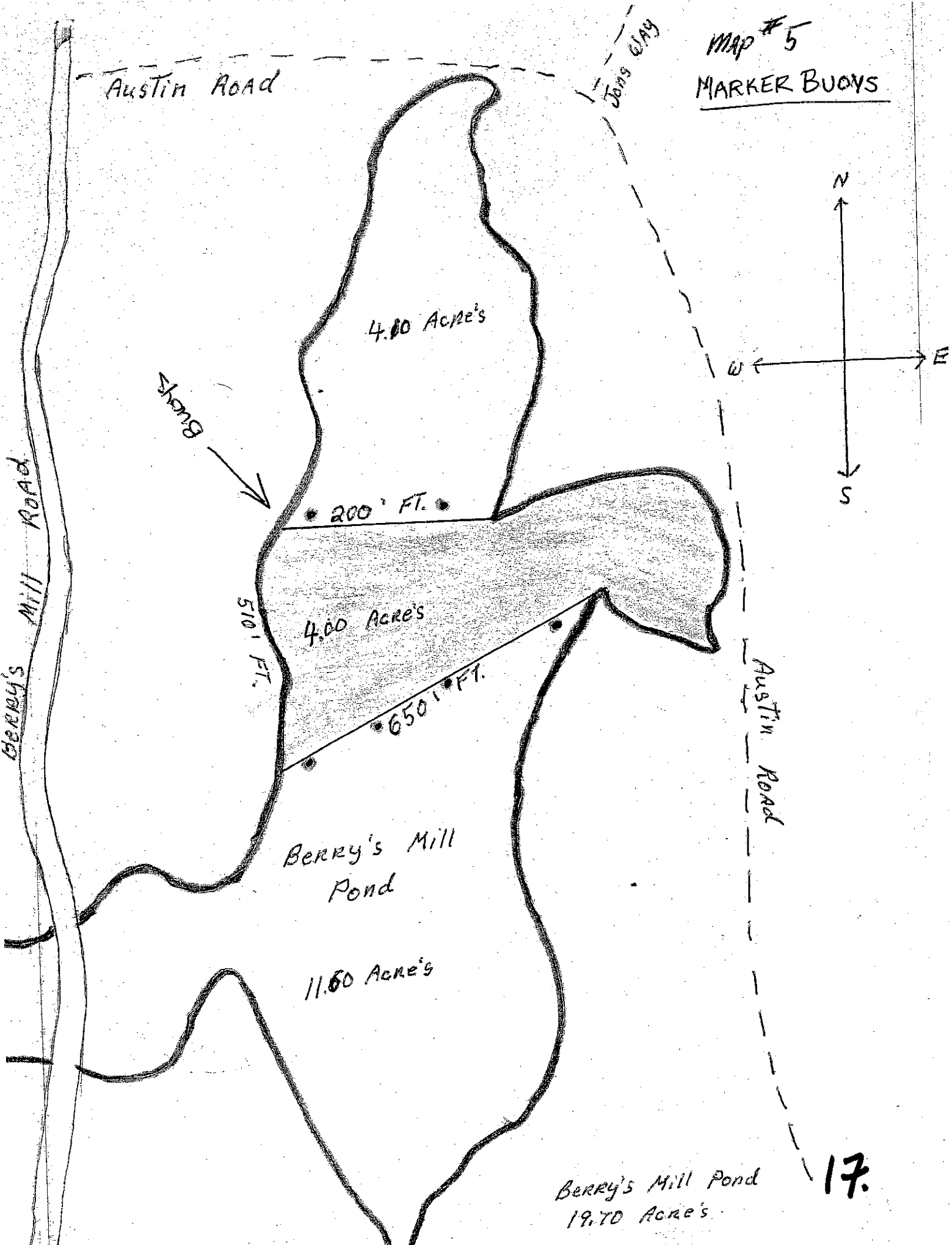
Berry's Mill
Pond

11.60 Acre's

Berry's Mill Pond
19.70 Acre's

16.

MAP # 5
MARKER BUOYS



Berry's Mill Pond
19.70 Acre's
17.

Austin Road

MAP #6

PARKING & ACCESS
FROM MILL COVE

LONG WAY

4.00 Acre's

MN 0.5LE
200' FT.

4.00 Acre's

14' BOAT
8x10
FR. FLOAT

510' FT.
340° NW

650' FT.
230° SW

MN 0.5EE
150'

Austin Road

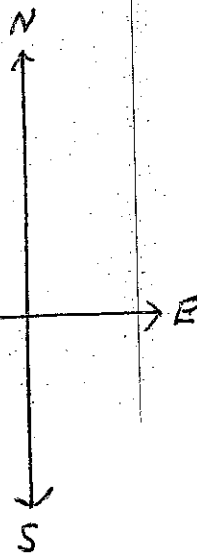
Berry's Mill
Pond

11.60 Acre's

Berry's Mill Road

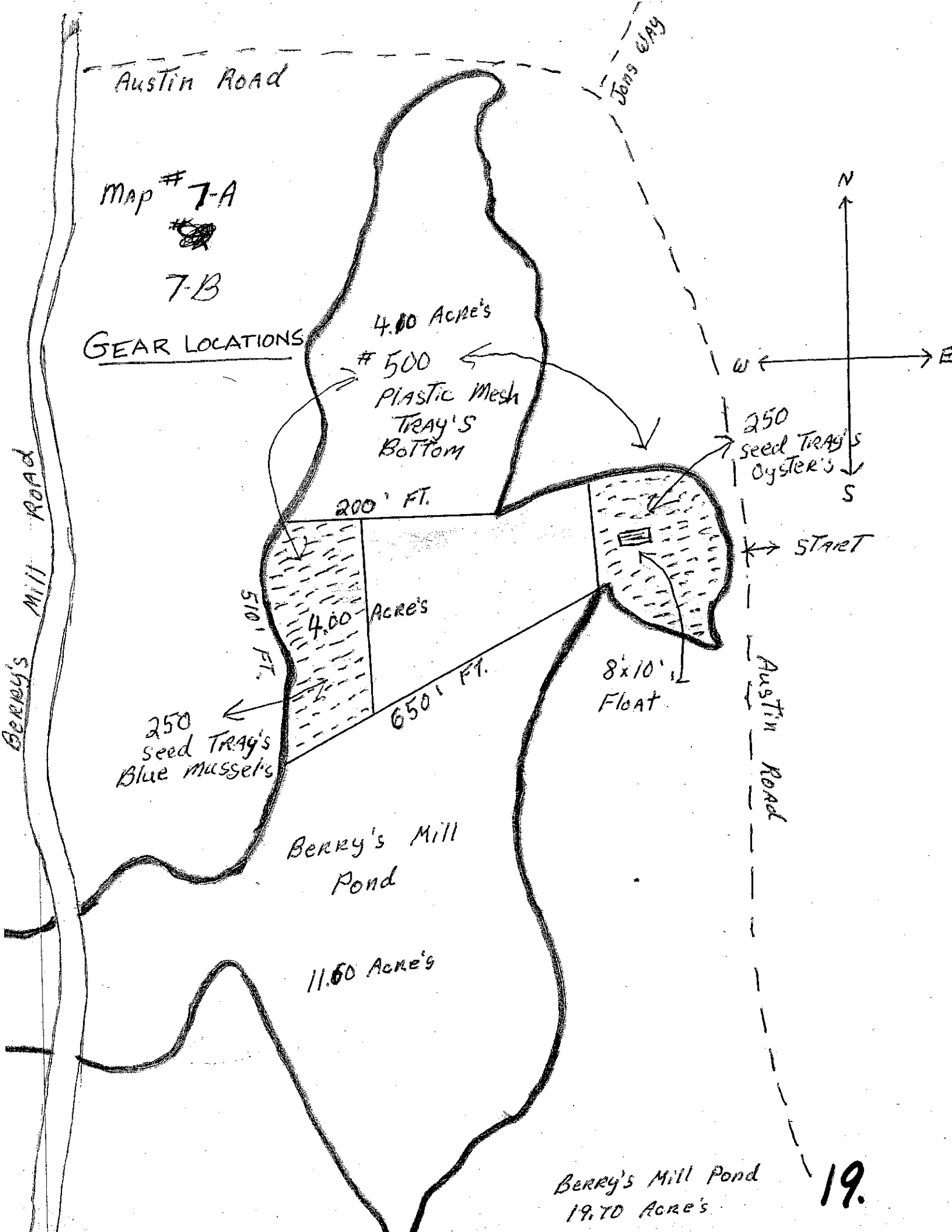
PARKING

8 FT Dingy



Berry's Mill Pond
19.70 Acre's

18.



Map # 7-A

7-B

GEAR LOCATIONS

4.00 Acre's

500
PLASTIC Mesh
TRAY'S
Bottom

200' FT.

250
seed TRAY'S
Oyster's

N

W

E

S

START

Berry's Mill Road

250
seed Tray's
Blue mussel's

510' FT.

4.00 Acre's

650' FT.

8x10'
Float

Austin Road

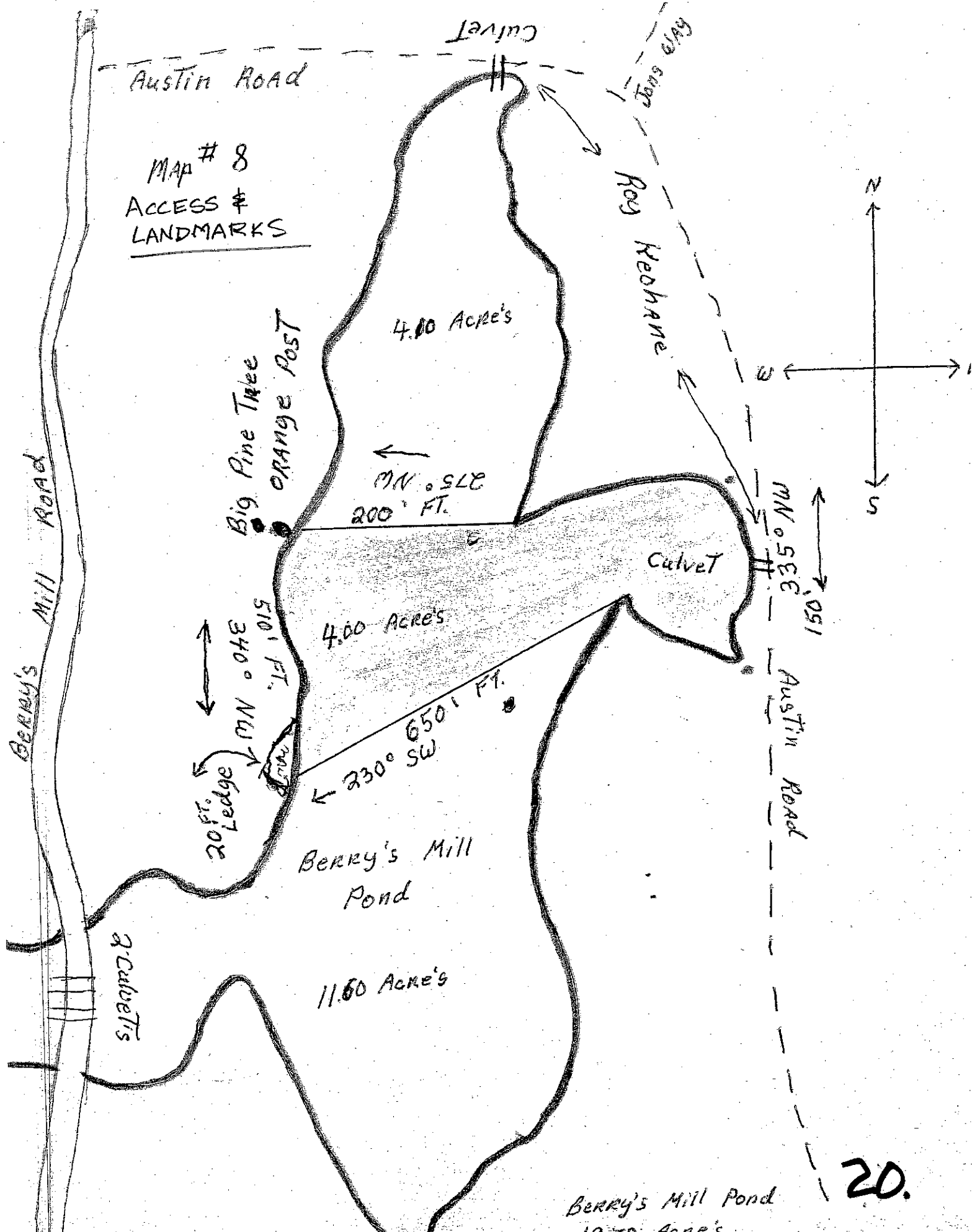
Berry's Mill
Pond

11.60 Acre's

Berry's Mill Pond
19.70 Acre's

19.

MAP # 8
ACCESS &
LANDMARKS



Berry's Mill Pond
19.70 Acres