

## Joanna B. Tourangeau Admitted in ME, NH and MA

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March 22, 2019

Ms. Carol DiBello
Submerged Lands Coordinator
Department of Agriculture, Conservation & Forestry
Bureau of Parks and Land
22 State House Station
Augusta, ME 04333

RE: Supplemental Exhibits to Nordic Aquafarms Submerged Lands Lease Application

Dear Coordinator. DiBello:

Having completed the alternatives analysis required by the Maine Department of Environmental Protection and U.S. Army Corps of Engineers, Nordic Aquafarms hereby submits a reconfigured pipe run which is the preferred alternative NAF. The enclosed **Supplemental Exhibit F** shows the revised overhead view of the planned pipe run, together with its side profile. This reconfiguration should amend the existing submerged land lease application. As necessary, we also respectfully request inclusion of dredging rights for excavation of approximately 35,000 cubic yards excavated from a widened trench to account for saturated slopes and wash in during tide cycles. Approximately 25,000-30,000 cubic yards will be backfilled after pipes and anchors are installed and dependent upon how the saturated material compacts.

We also include herewith, a copy of a revision to the Easement Purchase Option Agreement with the Eckrotes that provides the clarification regarding NAF's rights to utilize the Eckrote's intertidal area as requested in your January 18, 2019 letter.

Please contact me with any questions and thank you for your kind assistance with this matter.

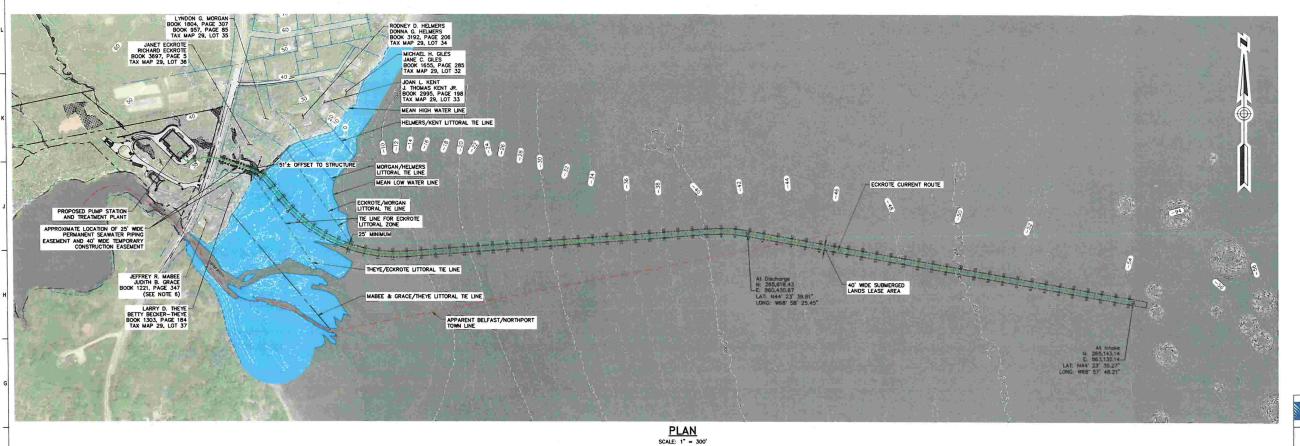
Sincerely,

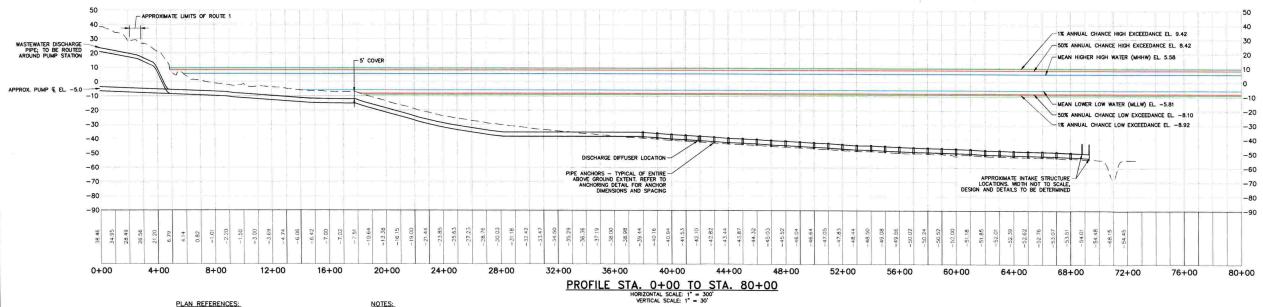
Joanna B. Tourangeau

Encls.

CC: Nordic Aquafarms

**EXHIBIT** Supplemental





## PLAN REFERENCES:

- BOUNDARY & TOPOGRAPHIC SURVEY DATED 4-2-2018 BY GOOD DEEDS INC., 109 MAIN STREET, BELFAST, ME 04915, (207) 338-5743
- 2 FOOT LIDAR CONTOURS OBTAINED FROM THE MAINE OFFICE OF GIS. https://www.maine.gov/megis/
- BATHYMETRY DATA PROVIDED BY NORMANDEAU ASSOCIATES, ENVIRONMENTAL CONSULTANTS IN OCTOBER 2018.
- 4. LITTORAL ZONE & TOWN LINE IS BASED ON A PLAN BY GARTLEY & DORSKY ENGINEERING SURVEYING, 59 UNION STREET, UNIT 1, P.O. BOX 1031 CAMDEN, ME 04843-1031, DATED NOVEMBER 14, 2018 AND REVISED FEBRUARY 22, 2019.
- 5. VERTICAL DATUM IS REFERENCED TO NAVD88 (FEET).

## NOTES:

- PROPOSED FEATURES ARE APPROXIMATE IN LOCATION AND SCALE.
- PIPE ALIGNMENT IS SETBACK GREATER THAN 25 FEET FROM TIE LINES.
- SINGLE PIPE ROUTE SHOWN FOR CLARITY; SYSTEM CONSISTS OF TWO NOMINAL 30" INTAKE PIPES AND ONE NOMINAL 36" DISCHARGE PIPE.

RANSOM Consulting Engine and Scientists

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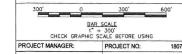
SMRT Architects and Engineers 144 Fore Street, PO Box 618 Portland, Maine 04104

ARCHITECTURE ENGINEERING PLANNING INTERIORS ENER

NORDIC AQUAFARMS

BELFAST, MAINE

INTAKE/DISCHARGE PIPING PLAN & PROFILE



JOB CAPTAIN:

CS101

NOT FOR CONSTRUCTION



March 3, 2019

Richard & Janet Eckrote 42 Grandview Ave. Lincoln Park, NJ 07035

Re: Rights in Easement

Dear Mr. & Mrs. Eckrote:

This letter will follow up on the Easement Purchase and Sale Agreement you signed with Nordic Aquafarms, Inc. on August 6, 2018 (the "P&S"). As you know, the P&S discusses the location of where the easement is allowed, and includes an overhead map of the easement over the dry land, landward of the high tide line (the "upland").

The P&S discusses the location of the easement in the upland, carefully discussing the easement in relation to the driveway entrance and the old barn. These limits on the easement area were specifically detailed in the P&S because the placement of the easement in the upland was important to you, and Nordic Aquafarms was happy to accommodate those desires in the upland.

The P&S is clear that as long as Nordic Aquafarms avoids the driveway and the barn as agreed in the P&S, Nordic Aquafarms could build and site its pipes and related equipment anywhere in the wet sand ("intertidal zone") and within US Route 1 adjacent to or within your upland property (so long as the limits on impacts such as to your driveway are respected). You intended a broad easement over your property, including any rights you have to US Route 1 and the intertidal zone such that Nordic Aquafarms can build and site its pipes anywhere in those areas where you have rights.

You are also hereby amending provision 2. <u>Closing</u> to allow for closing "by January 1, 2020 or such other date as shall be mutually agreed by the parties hereto." This new language will replace the existing language of provision 2. <u>Closing</u>, which states "on August 16, 2019 or such earlier date as shall be mutually agreed by the parties hereto."

By signing the acknowledgement on the accompanying page, this letter clarifies that the easement area delineated in the P&S includes the entirety of your rights in the intertidal zone and US Route 1 and amends the Closing Date.

Thank you for your cooperation.

Sincerely,

Erik Heim

Nordic Aquafarms, Inc.

Encl. (acknowledgement page)

Ed Cotter Nordic Aquafarms, Inc.

Encl. (acknowledgement page)

## ACKNOWLEDGEMENT

I have read the letter from Ed Cotter of Nordic Aquafarms, Inc. dated [insert], and agree:

Dated: 2/2 6/19

Dated: 2-28-19

Richard Eckrote

Janet Eckrote