

**Section 1: Applicant Identification**

1. Applicant's Name: Dr. Blair & Melissa Jones Telephone #: (302) 745-0092  
 Mailing Address: 145 Torquay Ct. Fax #: \_\_\_\_\_  
Rehoboth Beach DE 19971 E-mail: melissajones516@gmail.com
2. Consultant's Name: Evelyn Maurmeyer Company Name: CER, Inc.  
 Mailing Address: PO Box 674 Telephone #: (302) 645-9610  
Lewes, DE 19958 Fax #: (302) 645-4332  
 E-mail: maurmeve@udel.edu
3. Contractor's Name: Rob Whitford Company Name: Precision Marine  
 Mailing Address: 202 Woodbridge Hills Telephone #: (302) 227-2711  
Rehoboth Beach DE 19971 Fax #: (302) 226-1157  
 E-mail: rob-whitford@precisionmarine.us

**Section 2: Project Description**

4. Check those that apply:  
 New Project/addition to existing project?  Repair/Replace existing structure? (If checked, must answer #16)
5. Project Purpose (attach additional sheets as necessary):  
See attached Project Description

6. Check each Appendix that is enclosed with this application:

<input checked="" type="checkbox"/> A. Boat Docking Facilities	<input type="checkbox"/> G. Bulkheads	<input type="checkbox"/> N. Preliminary Marina Checklist
<input type="checkbox"/> B. Boat Ramps	<input type="checkbox"/> H. Fill	<input type="checkbox"/> O. Marinas
<input type="checkbox"/> C. Road Crossings	<input type="checkbox"/> I. Rip-Rap Sills and Revetments	<input type="checkbox"/> P. Stormwater Management
<input type="checkbox"/> D. Channel Modifications/Dams	<input type="checkbox"/> J. Vegetative Stabilization	<input type="checkbox"/> Q. Ponds and Impoundments
<input type="checkbox"/> E. Utility Crossings	<input type="checkbox"/> K. Jetties, Groins, Breakwaters	<input type="checkbox"/> R. Maintenance Dredging
<input type="checkbox"/> F. Intake or Outfall Structures	<input type="checkbox"/> M. Activities in State Wetlands	<input type="checkbox"/> S. New Dredging

**Section 3: Project Location**

7. Project Site Address: 73 Tidewaters County:  N.C.  Kent  Sussex  
Henlopen Acres, DE 19971 Site owner name (if different from applicant): same  
 Address of site owner: \_\_\_\_\_
8. Driving Directions: See Figures 1, 2, 3, and 4 for maps and directions  
 (Attach a vicinity map identifying road names and the project location)
9. Tax Parcel ID Number: 334-13.12-2.01 Subdivision Name: Henlopen Acres

WSLS Use Only:		Permit #s: _____							
Type	SP <input type="checkbox"/>	SL <input type="checkbox"/>	SU <input type="checkbox"/>	WE <input type="checkbox"/>	WQ <input type="checkbox"/>	LA <input type="checkbox"/>	SA <input type="checkbox"/>	MP <input type="checkbox"/>	WA <input type="checkbox"/>
Corps Permit:	SPGP 18 <input type="checkbox"/> 20 <input type="checkbox"/>		Nationwide Permit #:	Individual Permit #:					
Received Date:	_____		Project Scientist:	_____					
Fee Received?	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Amt: \$	_____		Receipt #:	_____		
Public Notice #:	_____		Public Notice Dates:	ON	OFF				

Section 3: Project Location (Continued)

10. Name of waterbody at Project Location: Lewes and Rehoboth Canal waterbody is a tributary to: Rehoboth Bay

11. Is the waterbody:  Tidal  Non-tidal Waterbody width at mean low or ordinary high water 120' ±

12. Is the project:  On public subaqueous lands?  On private subaqueous lands?\*

In State-regulated wetlands?  In Federally-regulated wetlands?

\*If the project is on private subaqueous lands, provide the name of the subaqueous lands owner:  
(Written permission from the private subaqueous lands owner must be included with this application)

13. Present Zoning:  Agricultural  Residential  Commercial  Industrial  Other

Section 4: Miscellaneous

14. A. List the names and complete mailing addresses of the immediately adjoining property owners on all sides of the project (attach additional sheets as necessary):  
See Figure 4

B. For wetlands and marina projects, list the names and complete mailing addresses of property owners within a 1,000 foot radius of the project (attach additional sheets as necessary):  
n/a

15. Provide the names of DNREC and/or Army Corps of Engineers representatives whom you have discussed the project with:  
None

A. Have you had a State Jurisdictional Determination performed on the property?  Yes  No  
B. Has the project been reviewed in a monthly Joint Permit Processing Meeting?  Yes  No  
\*If yes, what was the date of the meeting? \_\_\_\_\_

16. Are there existing structures or fill at the project site in subaqueous lands?  Yes  No  
\*If yes, provide the permit and/or lease number(s):  
SL-351/04 (Blair and Melissa Jones), copy attached

\*If no, were structures and/or fill in place prior to 1969?  Yes  No

17. Have you applied for or obtained a Federal permit from the Army Corps of Engineers? -  No  Pending  Issued  Denied Date: submitted 6/21/2024

Type of Permit: IP (Phil. Dist.) Federal Permit or ID #: not yet assigned  
RE License (Balt. Dist.)

18. Have you applied for permits from other Sections within DNREC?  No  Pending  Issued  Denied Date: 6/21/24 Permit or ID #: not yet assigned

Type of permit (circle all that apply):  Septic  Well  NPDES  Storm Water

Other: DCMP CZM Certification

**Section 5: Signature Page**

**19. Agent Authorization:**

If you choose to complete this section, all future correspondence to the Department may be signed by the duly authorized agent. In addition, the agent will become the primary point of contact for all correspondence from the Department.

I do not wish to authorize an agent to act on my behalf

I wish to authorize an agent as indicated below

I, Melissa Jones, hereby designate and authorize Evelyn Maurmeyer, CER, Inc.  
(Name of Applicant) (Name of Agent)  
to act on my behalf in the processing of this application and to furnish any additional information requested by the Department.

Authorized Agent's Name: Evelyn Maurmeyer Telephone #: (302) 645-9610  
Mailing Address: CER, Inc. Fax #: (302) 645-4332  
PO Box 674 E-mail: maurmeye@udel.edu  
Lewes DE 19958

**20. Agent's Signature:**

I hereby certify that the information on this form and on the attached plans are true and accurate to the best of my knowledge. I further understand that the Department may request information in addition to that set forth herein if deemed necessary to appropriately consider this application.

Evelyn Maurmeyer  
Agent's Signature

6/21/24  
Date

**21. Applicant's Signature:**

I hereby certify that the information on this form and on the attached plans are true and accurate to the best of my knowledge and that I am required to inform the Department of any changes or updates to the information provided in this application. I further understand that the Department may request information in addition to that set forth herein if deemed necessary to appropriately consider this application. I grant permission to authorized Department representatives to enter upon the premises for inspection purposes during working hours.

Melissa W. Jones  
Applicant's Signature

5/8/2024  
Date

Melissa Jones  
Print Name

**22. Contractor's Signature:**

I hereby certify that the information on this form and on the attached plans are true and accurate to the best of my knowledge, and that I am required to inform the Department of any changes or updates to the information provided in this application. I further understand that the Department may request information in addition to that set forth herein if deemed necessary to appropriately consider this application.

PRECISION MARINE  
Contractor's Name 202 WOODBRIDGE HILLS  
REHOBOTH BEACH, DE 19971

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name



STATE OF DELAWARE  
DEPARTMENT OF NATURAL RESOURCES &  
ENVIRONMENTAL CONTROL  
DIVISION OF WATER RESOURCES  
89 KINGS HIGHWAY  
DOVER, DELAWARE 19901

WETLANDS & SUBAQUEOUS  
LANDS SECTION

TELEPHONE (302) 739-4691  
FACSIMILE (302) 739-6304

Subaqueous Lands Lease: SL-351/04  
Date of Issuance: 10/19/04  
Construction Expiration Date: 10/19/07  
Amended Date:  
Tax Parcel 3-34-13.12-2.01

**SUBAQUEOUS LANDS LEASE**  
**GRANTED TO BLAIR AND MELISSA JONES TO CONSTRUCT A PIER 4 FEET**  
**WIDE BY 20 FEET LONG, A DOCK 5 FEET WIDE BY 40 FEET LONG, AND 20**  
**LINEAR FEET OF STONE RIP RAP, IN THE LEWES AND REHOBOTH CANAL, AT**  
**73 TIDEWATERS, HENLOPEN ACRES, REHOBOTH BEACH, SUSSEX COUNTY,**  
**DELAWARE**

Blair and Melissa Jones  
145 Kingsbridge Rd.  
Rehoboth Beach, DE 19971

Pursuant to the provisions of 7 Del. C. 7203, and the Department's Regulations Governing the Use of Subaqueous Lands, permission is hereby granted on this 19<sup>th</sup> day of October A.D. 2004, to construct the above-referenced project in accordance with the revised approved plans for this Lease (2 Sheets) as approved on 9/22/04, and the application dated 7/26/04 and received by this Division on 8/20/04.

WHEREAS, the State of Delaware is the owner of ungranted subaqueous lands lying beneath the waters of The Lewes and Rehoboth Canal; and

WHEREAS, Blair and Melissa Jones, owners of certain adjoining lands to The Lewes and Rehoboth Canal, have applied for permission to construct a pier, dock and rip rap, and

WHEREAS, pursuant to the provisions of 7 Del. C., 7203, the Secretary of the Department of Natural Resources and Environmental Control through his duly authorized representative finds that it is not contrary to the public interest if this project is approved subject to the terms and conditions herein set forth.

*Delaware's good nature depends on you!*

This approval is in accordance with plans and application submitted to Department of Natural Resources and Environmental Control, a copy of which is attached hereto and made a part hereof.

This Lease shall be continued for a period of twenty (20) years or so long as the conditions attached to the lease are adhered to, whichever is the shorter in time. Upon the expiration of the twenty-year term, this lease shall expire and become null and void, unless prior thereto the lessee shall have applied for and received a renewal of this lease. A renewal may be denied if the State determines that the lease is no longer in the public interest.

THIS lease is issued subject to the following conditions:

### **SPECIAL CONDITIONS**

1. **This Lease shall not be considered valid until it has been duly recorded in the office for the Recorder of Deeds in and for the appropriate County and a copy of the recorded lease along with the new property deed and new survey is returned to, and has been received by, the Department.**
2. The current leased area of structure over public subaqueous lands is 200 square feet represented by a dock 5 feet by 40 feet channel ward of the mean low water line.
3. The conditions contained herein shall be incorporated into any and all construction contracts and other ancillary documents associated with earth disturbance and any other activities directly or indirectly associated with construction which may impact subaqueous lands associated with this project. The lessee and contractor are responsible to ensure that the workers executing the activities authorized by this Lease have full knowledge of, and abide by, the terms and conditions of this Lease.
4. Construction shall be conducted so as not to violate the State of Delaware Department of Natural Resources and Environmental Control, "Surface Water Quality Standards" dated August 11, 1999.
5. The pier and dock shall be constructed and installed in a manner so as not to impair water access to the adjoining property and a minimum of ten (10) feet from the adjacent properties.
6. A copy of this Lease must be available on-site during all phases of construction activity.

Page 3

SL-351/04

7. The structure on/or adjacent to subaqueous lands shall be for the explicit purpose of berthing two vessels and shore erosion control as stated in the application.
8. Disturbance of wetlands and/or aquatic vegetation adjacent to the permitted construction by burning, cutting, herbicide treatments or other methods is prohibited. Disturbance of wetlands and/or aquatic vegetation in the path of construction shall be minimized.
9. All construction debris, excavated material, brush, rocks and refuse incidental to such work shall be placed above the influence of surface waters.
10. Construction of the pier and dock is subject to the terms and conditions of the Department of the Army Permit Individual Permit.
11. **No portion of the decking on any dock, pier, or wetland walkway authorized by this Lease shall exceed the width dimensions for that structure identified on Page One of this Lease.**
12. The rip rap shall be placed at or above the mean high water line and landward of any emergent wetlands vegetation.
13. The rip rap shall be constructed so that it aligns with the existing adjacent rip rap on one side.
14. There shall be no excavation channelward of the permitted alignment either before, during or after the installation of the rip rap.

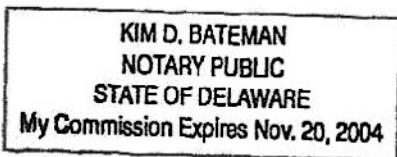
#### **GENERAL CONDITIONS**

1. The project is to be undertaken in accordance with the plans submitted and attached hereto. Any activities not specifically authorized herein may require a supplemental approval from this office prior to the initiation of construction. A determination on the need for a supplemental approval will be made by this office pursuant to the permittee submitting written notification and revised plans indicating project changes to this office.
2. Representatives of the Department of Natural Resources and Environmental Control may inspect such work during any phases of the construction and may collect any samples or conduct any tests that are deemed necessary.
3. This lease does not cover the structural stability of the project units.

4. Prior to the expiration of this lease, the lessee shall remove all structures covered under this lease unless the lease has been renewed in accordance with its terms.
5. Any actions, operations or installations which are considered by the Department to be contrary to the best interests of the public shall constitute reason for the discontinuance and/or removal of said action, operation or installation.
6. The lessee shall notify the Department of Natural Resources and Environmental Control within ten (10) days of the date work will be commenced.
7. The lessee shall maintain any structure on public subaqueous lands in good and safe condition and will protect and save the State of Delaware harmless from any loss, cost or damage by reason of said structures.
8. The issuance of this lease does not imply approval of any other part, phase, or portion of any overall project the lessee may be contemplating.
9. This lease shall not be construed to grant or confer any right, title, easement, or interest in, to, or over any land belonging to the State of Delaware other than that of a tenant.
10. This lease is subject to the terms and conditions contained in any easement, license or lease that may have been granted by the State or any political subdivision, board, commission or agency of the State in the vicinity of the leased premises.
11. This lease and authorization are granted for the purposes as stated herein. Any other use without prior approval shall constitute reason for this lease being revoked.
12. This lease shall expire if the project has not been completed within three (3) years from the date of issuance.
13. If the lessee considers three (3) years insufficient for completion of the project, the lessee may submit a project time schedule for consideration by the Department. If the time schedule is approved it shall be attached hereto and made a part hereof.
14. This Lease is personal and may not be transferred without the prior written consent of the Department. Prior to the transfer of the adjacent upland property, the lessee shall obtain the written consent of the Department to transfer this Lease to the new upland property owner. Failure to obtain such written consent may result in the revocation of this Lease and the removal of all structures authorized by this Lease at the expense of the lessee.

15. The lessee shall at all times comply with all applicable laws and regulations of the Department of Natural Resources and Environmental Control.
16. The issuance of this lease does not constitute approval for any of the activities as may be required by any other local, state or federal governmental agency.
17. Application for renewal must be submitted six (6) months prior to the expiration date of this lease.
18. This lease may be revoked upon violation of any of the above conditions.

IN WITNESS WHEREOF, We, **Blair and Melissa Jones**, have caused this instrument to be executed on this 5<sup>th</sup> day of October, 2004.



Blair A. Jones (Mr)  
Lessee  
Melissa W. Jones  
Lessee  
Kim D. Bateman

Notary

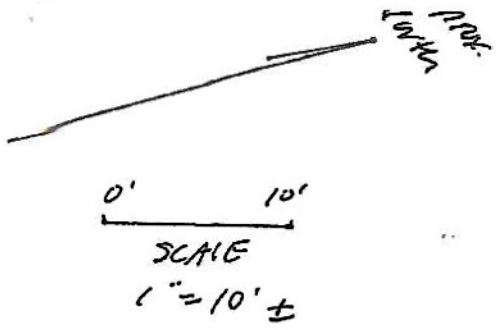
My commission expires: 11/20/04

(Notary Seal)

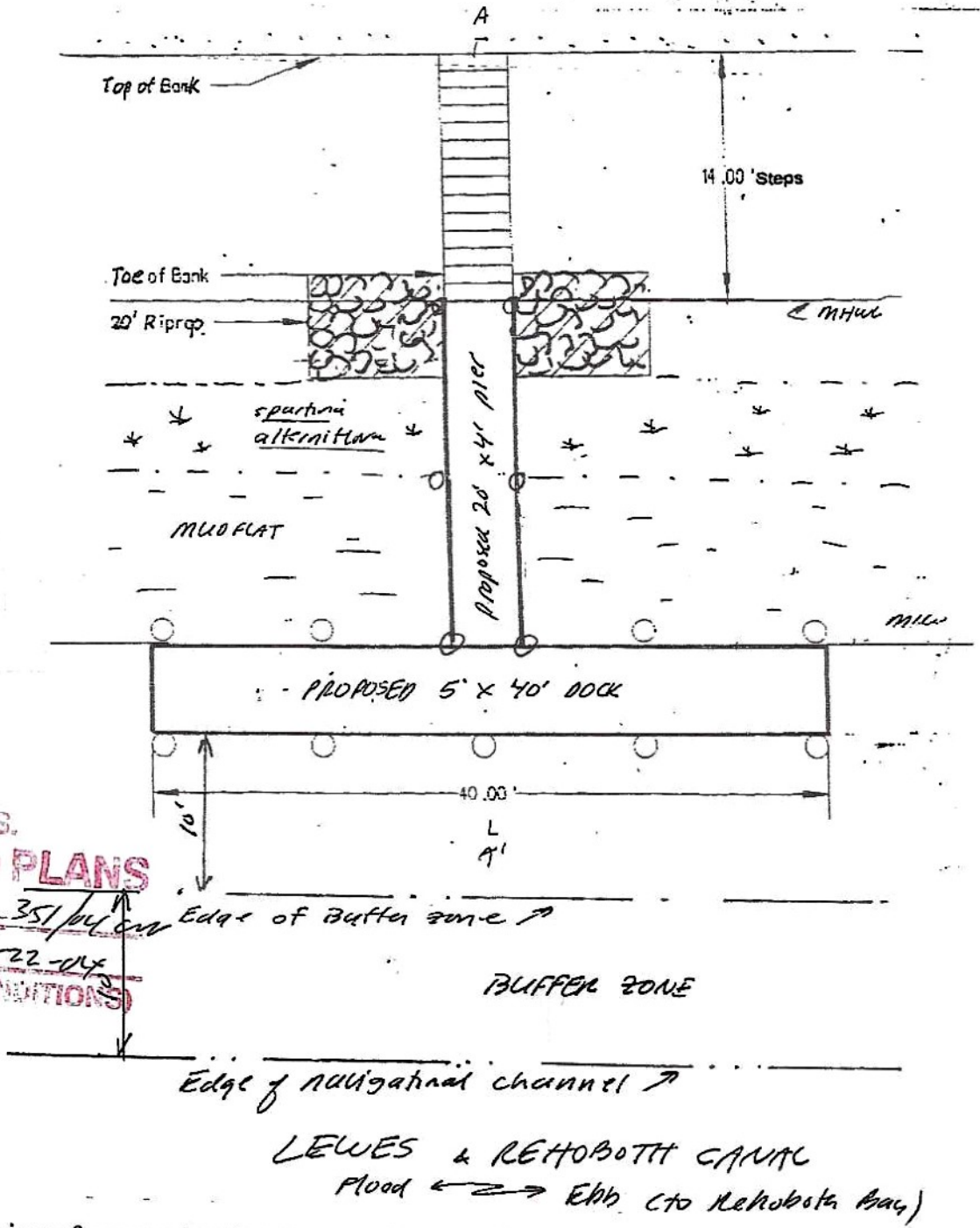
By the authority invested in me under 7 Del. C. §7203(a), I hereby grant this Lease for the use of the State owned subaqueous lands to the Lessee(s) by setting my hand on this 19<sup>th</sup> day of October, 2004.

John A. Hurler  
Secretary, Department of Natural Resources  
and Environmental Control





**PROPOSED 20' X 4' PIER, 5' X 40' DOCK, AND 20 LINEAR FEET STONE RIP-RAP**  
 IN: Lewes & Rehoboth Canal  
 AT: 73 Tidewaters (Lot 3, Block H)  
 Tax Map Parcel #3-34-13.12-2.01  
 Henlopen Acres, Sussex County, DE 19971  
 APPLICANTS: Blair and Melissa Jones  
 DATE: July, 2004



AUG 20 2004

**W.S.L.S.**  
**APPROVED PLANS**  
 PERMIT # SL-351/PL-001  
 DATE 9-22-04  
 (SEE PERMIT CONDITIONS)

Figure 8. Plan view of proposed project (prepared by Precision Marine Construction, Inc.). Diagram for permit application purposes only.

PROPOSED 20' X 4' PIER, 5' X 40' DOCK,  
 AND 20 LINEAR FEET STONE RIP-RAP  
 IN: Lewes & Rehoboth Canal  
 AT: 73 Tidewaters (Lot 3, Block H)  
 Tax Map Parcel #3-34-13.12-2.01  
 Henlopen Acres, Sussex County, DE 19971  
 APPLICANTS: Blair and Melissa Jones  
 DATE: July, 2004

AUG 20 2004

W.S.L.S.  
**APPROVED PLANS**  
 PERMIT # SK-351/04cm  
9-22-04  
 STATE PERMIT COLLECTIONS

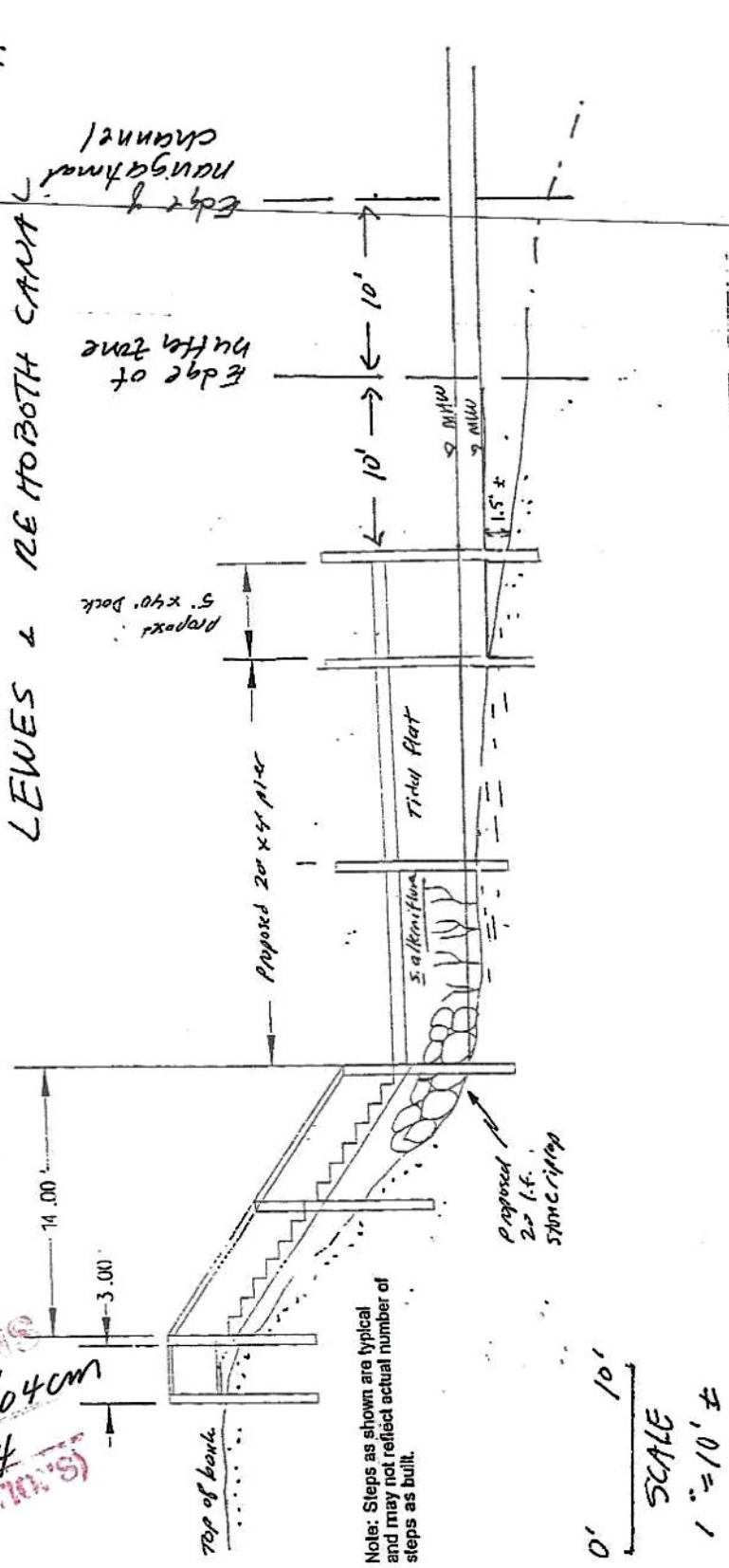


Figure 9. Cross-section of proposed project (prepared by Precision Marine Construction, Inc.). Diagram for permit application purposes only.



**COASTAL & ESTUARINE RESEARCH, INC.**

Marine Studies Complex  
P.O. Box 674  
Lewes, Delaware 19958  
302-645-9610

June 2024

**PROJECT DESCRIPTION  
BOAT DOCKING FACILITIES:**

**Applicants**

Dr. Blair and Melissa Jones  
73 Tidewaters  
Henlopen Acres, DE 19971

**Site Location**

The proposed project site is 73 Tidewater Road, Henlopen Acres, Sussex County, Delaware (Tax Map Parcel #334-13.12-2.01). See Figures 1, 2, 3 and 4 for location maps and directions to site. The site location is depicted on USGS topographic map, Rehoboth Beach, Delaware quadrangle (Figure 5), and is adjacent to the Lewes and Rehoboth Canal. Width of waterway at project site = 120'±. The site location is depicted on State of Delaware DNREC Wetland Map #DNR035, 1988 photobase (Figure 6), and is mapped O (other, uplands or non-tidal wetlands less than 400 acres), adjacent to W (Water). See Figure 7 for aerial photograph, and Figure 8 for ground-level photograph of site.

**Existing Structures**

The following existing structures are present on site:

- 20 l.f. stone rip-rap bank stabilization
- Access steps from upland bank (steps are landward of MHW).
- 20' long x 4' wide pier
- 5' wide x 40' long fixed dock

The structures were authorized by SL-351/04 and CENAP-OP-R-200601253-23, and approved by Delaware Coastal Management Federal Consistency Certification FC 05.013.

### **Proposed Project**

The applicant proposes the following activities (see Figures 8 and 9 for plan view and cross-sections):

- Repair/replace existing access steps (landward of MHW)
- Repair/replacement of existing 20' long x 4' wide pier.
- Repair/replacement/enlargement of existing 40' long x 5' wide dock to 50' long x 5' wide (to accommodate proposed boat lift)
- Installation of new 10K side-mount boat lift
- Installation of new 12' long x 6' wide floating kayak dock with fixed ladder.

### **Project Purpose**

Purpose of repair/replacement is to remove the existing, deteriorating structures (see photograph, Figure 8) and to install safe new structures. Purpose of the boat lift is to keep the applicant's boat out of the water when not in use; secondary purpose is to prevent the boat from resting on the bottom at extreme low tides. Purpose of the dock enlargement is to accommodate the proposed boat lift. Purpose of the floating kayak dock is to provide a launching facility for the applicants' kayaks. Purpose of the ladder is to provide access from the fixed dock to the floating kayak dock.

**BOAT DOCKING FACILITIES**

Any boat docking facility for more than four (4)-vessels is considered a marina facility (see definitions and explanations section) and requires the applicant to complete Appendices N and O, and make application to the U. S. Army Corps of Engineers for approval.

Please make sure answers to all of the questions in this appendix correspond with information on the application drawings.

1. Briefly describe the project. (Attach additional sheets as necessary.)

Applicants propose to repair/replace 20' L x 4' W pier; repair/replace/enlarge 40' L x 5' W dock to 50' L x 6' W; and to add a

2. Please provide numbers and dimensions as follows: boat lift, 12' L x 6' W kayak dock with access ladder

Structure Type	Number of Support Pillings	Dimensions (Channelward of MHW or OHW)		Dimensions (Channelward of MLW- n/a for non-tidal water)		New, repair or maintain
		Width ft.	Length ft.	Width ft.	Length ft.	
Dock, Pier, Lift, gangway						
Pier	6	4'	20'	0'	0'	repair
Dock	9	5'	40'	5'	40'	remove*
Dock	11	6'	50'	6'	50'	new*
Boat lift	2	9'	15'	9'	15'	"
Kayak dock	2	6'	12'	6'	12'	"
Freestanding Pillings	Number					
	0					

Mooring Buoy: How many moorings will be installed? \_\_\_\_\_  
 What will be used for the anchor(s)? \_\_\_\_\_  
 Anchor/Mooring Block Weight \_\_\_\_\_  
 Anchor Line Scope (Length or Ratio) \_\_\_\_\_  
 Water Depth at Mooring Location \_\_\_\_\_

\* existing dock to be removed, replaced with new, larger dock

- Approximately how wide is the waterway at this project site? 120 ft. (measured from MLW to MLW)
- What will be the mean low water depth at the most channelward end of the mooring facility? 2± ft.
- What type of material(s) will be used for construction of the mooring facility (e.g. salt treated wood, aluminum, fiberglass floats, etc.) Use of creosote-treated wood is prohibited.  
Salt-treated wood; aluminum/steel lift; poly float/composite decking
- Circle any of the following items that are proposed over subaqueous lands:  
Fish Cleaning Stations/Benches/Ladders/Water Lines/ Satellite/Electric Lines/ Handrails/Other (Describe)

If any of the items are circled above, include their dimensions and location on the application drawings.

7. What will be the distance from the most channelward end of the docking facility to the edge of any natural or man-made channel? 11 ft. ±
8. Describe the vessels that will be berthed at the docking facility. Please draw proposed vessel locations on plans and drawings.

Make/model <u>Mako</u>	length <u>21'3"</u>	width <u>8'4"</u>	draft <u>12"±</u>
Make/model <u>War Eagle</u>	length <u>18'0"</u>	width <u>6'8"</u>	draft <u>12"±</u>
Make/model <u>Kayak(s)</u>	length <u>10'±</u>	width <u>4'±</u>	draft <u>6"±</u>
Make/model _____	length _____	width _____	draft _____

9. Please provide a copy of the current state registration or Coast Guard Certificate of Documentation for each motorized vessel listed above.

Attached (motorized vessels)

10. Give the number and type of each Marine Sanitation Device (e.g. MSD III, Portable toilet) that will be used on vessels to be docked at the facility.

None

11. Is there currently a residence on the property? X Yes \_\_\_ No

12. Do you plan to reach the boat docking facility from your own upland property? \_\_\_ Yes X No If "No", explain your proposed means of access and provide documentation of easement or documentation authorizing access if you intend to cross someone else's property.

Access from applicants' upland property across Brightwater Ride (Town of Henlopen Acres)

13. Will any portion of the structure be located in privately owned underwater land (such as a pond or lagoon) owned by someone other than the applicant? \_\_\_ Yes X No.

If yes, written permission of the underwater land owner must be provided with this application.

14. What is the width of the waterfront property frontage adjacent to subaqueous lands? 106' ±ft.  
Will any portion of the structure or any vessel be placed within 10 feet of your neighbor's property line?  
\_\_\_ Yes x No

If yes, a letter of no objection from the adjacent property owner must be included with this application.



# State of Delaware

Boat Registration Certificate

HIN NO. MRKE2670K788

DL 22A Make Mako

Hull	Motor	Use	Type	Fuel	MSD	Length	Yr. Blt.
4	1	1	1	1	-	21'03"	1988

Blair Jones &  
 melissa Jones  
 145 Kingsbridge Dr.  
 Rehoboth Beach, DE 19971



# State of Delaware

Boat Registration Certificate

HIN NO. MTW15867C303

DL 38A Make War Eagle

Hull	Motor	Use	Type	Fuel	MSD	Length	Yr. Blt.
2	1	1	1	1	-	18'00"	2003

Blair Jones &  
 melissa Jones  
 145 Kingsbridge Dr.  
 Rehoboth Beach, DE 19971



**Parcel #3-34 13.12 2.01**

Prepared by:

Sergovic, Ellis & Shirey, P.A.

9 North Front Street

Georgetown, DE 19947-0875

File No. RE-3002

**This Deed**, made this 30th day of October, 2003,

**BETWEEN Lance B. Derrickson and Sophie E. Mills**, 23 Henlopen Avenue, Rehoboth Beach, DE 19971 parties of the first part,

**- A N D -**

**Blair A. Jones and Melissa W. Jones**, as tenants by the entirety, 145 Kingsbridge, Rehoboth Beach, DE 19971 parties of the second part,

**WITNESSETH**, that the said parties of the first part, for and in consideration of the sum of **ONE MILLION FIVE HUNDRED FIFTY THOUSAND DOLLARS and 00/100 (\$1,550,000.00)**, lawful money of the United States of America, the receipt whereof is hereby acknowledged, hereby grant and convey unto the said parties of the second part, their heirs and assigns,

ALL that certain lot, piece and parcel of land situated in Henlopen Acres in Lewes and Rehoboth Hundred, Sussex County, State of Delaware, known and designated as Lot No.3 in Block H in accordance with the supplementary survey map of Henlopen Acres dated April 6, 1931, and revised to August 1, 1947, as recorded in the Office of the Recorder of Deeds in and for Sussex County aforesaid in Plot Book Volume 2, page 1, and being more particularly described by courses and distances as follows, to wit: Beginning at a point in the boundary line between the U.S. government right-of-way of the Lewes and Rehoboth Canal and the lands of Henlopen Acres, Inc. Which point is on a curve of 2,719.21 feet radius and North 24 degrees 14 minutes 38 seconds East and a distance of 21.56 feet measured in the curve from U.S. Iron Rail Monument No. 27; thence continuing on said curve a distance of 106.46 feet to a point which has a chord bearing of North 25 degrees 35 minutes 33 seconds East, a chord distance of 106.45 feet and a central angle of 2 degrees 14 minutes 36 seconds and said point being the most westerly corner of Lot 4, Block H; thence turning to the right and along the mutual boundary line between Lots 3 and 4, block H, South 63 degrees 17 minutes 9 seconds East 165 feet to a point in the westerly side of Tidewaters; thence turning to the right and along the said westerly side of Tidewaters in a curve to the left with a radius of 2,554.21 feet a distance of 100 feet to a point which is the most easterly corner of Lot 2, Block H; thence turning to the right and along the mutual boundary of Lots 2 and 3, Block H, North 65 degrees 31 minutes 45 seconds West 165.0 feet to the point or place of beginning and containing within said metes and bounds 0.391 acres being the same more or less; subject to an easement ten feet in width extending across the rear of said lot along the said Lewes and Rehoboth canal for use as a bridle path or utility right-of-way or other like purposes under the recorded restrictions and easements applicable to Henlopen Acres, said easement having been reserved by Henlopen Acres, Inc.,

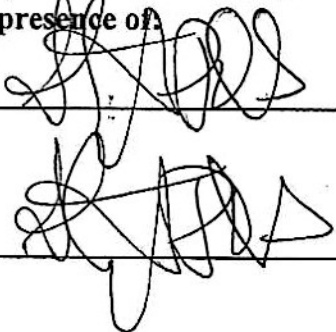



BEING the same land conveyed unto Sophie E. Mills and Lance B. Derrickson by a Deed of Peter C. Scrivner and Ellen M. Scrivner dated March 30, 2001 and filed for record in the Office of the Recorder of Deeds, in and for Sussex County at Georgetown, Delaware in Deed Book 2581, page 118.

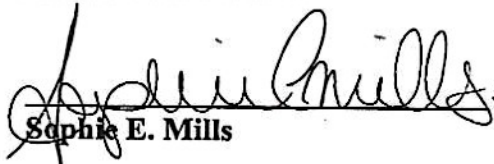
THIS CONVEYANCE is made expressly subject to all of the restrictions, conditions, covenants, easements and agreements pertaining to lands in Henlopen Acres, as set out in prior deeds.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first hereinbefore written.

Signed, Sealed and Delivered  
in the presence of

  
\_\_\_\_\_  
\_\_\_\_\_

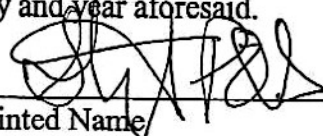
  
\_\_\_\_\_  
Lance B. Derrickson {SEAL}

  
\_\_\_\_\_  
Sophie E. Mills {SEAL}

State of Delaware )  
                                  :     S.S.  
County of Sussex )

BE IT REMEMBERED, that on October 30, 2003, personally came before me, the Subscriber, Lance B. Derrickson and Sophie E. Mills, parties of the first part to this Indenture, known to me personally to be such, and acknowledged this Indenture to be their act and deed.

Given under my Hand and Seal of office the day and year aforesaid.

  
\_\_\_\_\_  
Printed Name  
Notary Public, Delaware  
My Commission Expires: \_\_\_\_\_  
Stephen P. Ellis  
Attorney  
29 Del. C. §4323

Return to:  
Blair A. Jones and Melissa W. Jones  
145 Kingsbridge  
Rehoboth Beach, DE 19971

