

Section 1: Applicant Identification

1. Applicant's Name: Jamie L. Frank and
 Mailing Address: Thomas C. Frank, Trustees
Timothy L. Frank Family Trust
107 Woodbrook Lane
Baltimore MD 21212
 Telephone #: (410) 530-1418
 Fax #: _____
 E-mail: tfrank@frank-industries.com
2. Consultant's Name: Evelyn Maurmeyer
 Mailing Address: PO Box 674
Lewes, DE 19958
 Company Name: CER, Inc.
 Telephone #: (302) 645-9610
 Fax #: (302) 645-4332
 E-mail: maurmeyer@udel.edu
3. Contractor's Name: Not yet selected
 Mailing Address: _____
 Company Name: _____
 Telephone #: _____
 Fax #: _____
 E-mail: _____

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):
Applicants propose to remove existing 20' L x 3' W pier and 8' W x 24' L dock, and to install a new 20' L x 4' W pier, a 30' L x 4' W pier extension; a 6' W x 20' L dock; and a 4-piling boat lift.
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: 806 S. Schulz Road
Fenwick Island, DE 19944
 County: N.C. Kent Sussex
 Site owner name (if different from applicant): same
 Address of site owner: _____

8. Driving Directions: See Figures 1, 2, and 3 for maps and directions
 (Attach a vicinity map identifying road names and the project location)

9. Tax Parcel ID Number: #134-23.16-347.00 Subdivision Name: Town of Fenwick Island

WLS Use Only:		Permit #:		_____		_____		_____	
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)

Little

10. Name of waterbody at Project Location: Assawoman Bay waterbody is a tributary to: --

11. Is the waterbody: Tidal Non-tidal Waterbody width at mean low or ordinary high water 1700' ±

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 3.

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: Matt Jones, DNREC W&WS, is familiar with the project site.

A. Have you had a State Jurisdictional Determination performed on the property? Yes No MC-511/21
 B. Has the project been reviewed in a monthly Joint Permit Processing Meeting? Yes No (attached)
 *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):
Lease issued to original owner, John Wylie. SL number and date not available; copy of Lease Renewal Application prepared by Mr. Wylie 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: _____

Type of Permit: SPGP-20 eligibility Federal Permit or ID #: _____

18. Have you applied for permits from other Sections within DNREC?
 No Pending Issued Denied Date: _____ Permit or ID #: _____

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

Other: _____



STATE OF DELAWARE

**DEPARTMENT OF NATURAL RESOURCES AND
ENVIRONMENTAL CONTROL**

DIVISION OF WATER

RICHARDSON & ROBBINS BUILDING

89 KINGS HIGHWAY

DOVER, DELAWARE 19901

**WETLANDS &
WATERWAYS SECTION**

PHONE
(302) 739-9943

September 28, 2022

Timothy L. Frank Family Trust
c/o: Jamie L. Frank & Thomas C. Frank
107 Woodbrook Lane
Baltimore, MD 21212

Map Change: MC- 511/21
Date of Issuance:
Tax Parcel No: 134-23.16-347.00

**RE: Map Change – State of Delaware Wetlands Maps – DNR-002 at 806 South Shultz Road,
Fenwick Island, Sussex County, Delaware.**

Dear Mr. Frank,

The Wetlands and Waterways Section (WWS) has reviewed the request to re-designate a portion of the above-referenced parcel on State-regulated Wetlands Maps DNR-002 from Marsh (M) to Other (O). The proposed map change request involves a total of 1,226 square feet. This will remove the home, rear elevated deck area and a portion of the Corps upland grassed rear yard from the area of mapped state regulated tidal wetlands. The area reviewed for this request is located at 806 South Shultz Road, Fenwick Island, Sussex County, Delaware. The Map Change included a review of 1926, 1937, 1954, 1961, 1968, 1992, 1997, 2002, 2006, 2007, 2009, 2011, 2012, 2013, and 2017 aerial photography, LIDAR and State-regulated Wetlands Map No. DNR-002. In addition to the desktop review, a site visit was performed by Matthew Jones of WWS and Ed Launay from Environmental Resources, Inc (ERI).

According to the desktop review and site visit, a portion of a longstanding single family home and associated rear yard currently resides over mapped state regulated tidal wetlands. This house and yard area were developed in the late 1980's by others. It has also been occupied and owned by several individuals prior to its recent purchase by the Frank Family Trust.

Wetlands are defined in 7 Del. Code, Chapter 66 §6603 as, "those lands above the mean low water elevation including any bank, marsh, swamp, meadow, flat or other low land subject to tidal action . . . whose surface is at or below an elevation of 2 feet above local mean high water, and upon which may grow or is capable of growing any but not necessarily all of the following plants: . . ." (plant listing found in Section 6603(h) of the statute). For jurisdictional purposes, wetland maps have been developed by the State using this definition and aerial photo interpretation methods to aid in identifying wetlands subject to jurisdiction under the above referenced State Wetlands Act (Chapter 66). Wetlands identified on the maps are subject to State jurisdiction under the Wetlands Act and the associated Regulation.

Pursuant to 7 Del. Code, Chapter 66, §6607(e) the Department can make changes to the State of Delaware Wetland Maps used to determine jurisdictional wetland boundaries "if an on-site evaluation by the Department establishes that an error exists in a wetland map that has been adopted by the Department." Additionally, the statute requires the Department to document the results of the on-site evaluation, in writing, and give public notice of any correction to the map. The WWS placed

the associated Map Change on public notice on August 4, 2021, and came off public notice on August 24, 2021, with no comments received by WWS.

Based upon a review of aerial photography through 2017 it is clear that the subject site has had a single family home on it since the 1980's and has been maintained and mowed as a rear yard. A majority of the rear yard is dominated by uplands, specifically fescue grasses. Additionally, during the review of the property, Ed Launay from ERI delineated the federal wetlands boundary in the rear yard area in accordance with 1987 Corps of Engineers' Wetland Delineation Manual and associated guidance. The wetland hydrology and vegetation parameters for wetland classification under the 1987 Corps of Engineers Wetland Delineation Manual and associated guidance were not met. While the site is historically impacted by fill as a result of its long term use as a residential property, the soil parameters for wetland classification were not met. As delineated, Corps uplands lie within the rear yard area currently mapped as state wetlands.

As part of the supporting documents for the map change, Vista Design, Inc. detailed the exact boundaries of the existing and proposed federal and state regulated wetlands on a 24"x36" plan entitled "806 South Shultz Road, Fenwick Island, Delaware, 19944, Map Change Request (Map # DNR-002)" prepared by Vista Design, Inc. dated June 15, 2021, which illustrates the current and proposed state wetland boundaries on the property, boundary of Corps regulated wetlands, existing ground elevations, other site conditions and all improvements. Their study indicates that 1,226 square feet were incorrectly mapped as wetlands and/or have associated impacts that are not practical to resolve without restoration.

Based upon a desktop review and field indicators, the WWS has determined that 1,226 square feet of area currently mapped as Marsh (M) is uplands. All other State-regulated wetlands on the site, as depicted on State Wetland Map No. DNR-002, remain jurisdictional.

In summary, to resolve the associated impacts where the longstanding single family home cannot be practically removed or abandoned, the applicant proposes to convert 260 square feet of uplands to wetland "high marsh" by excavation and marsh plantings. Additionally, they will enhance an additional 283 square feet of abutting tidal wetlands through excavation of fill and plantings in order to create a more productive high marsh habitat within proposed state wetlands.

The Department will make the appropriate notations in its mapping files to indicate this change in designation. If you have any questions concerning this map change, please do not hesitate to call this office.

IN WITNESS WHEREOF, I, Matthew R. Jones, the duly authorized representative of Shawn M. Garvin, Secretary of the Department of Natural Resources and Environmental Control, have hereunto set my hand this 28th day of September, 2022.



By Matthew R. Jones, Section Manager,
Division of Water-Wetlands and Waterways Section

Enclosures: 24"x36" plan entitled "806 South Shultz Road, Fenwick Island, Delaware, 19944, Map Change Request (Map # DNR-002)" prepared by Vista Design, Inc.



copy of [unclear]

Lease Renewal Application

for Structures/Fill in Public Subaqueous Lands



In order to ensure that your lease renewal application is processed in a timely manner, please be sure to provide complete, accurate, and current information for each of the questions below. Incomplete applications may be returned for additional information which will delay the renewal process. This application will be placed on public notice with a 20 day public comment period following publication. Remember that a valid lease is required to continue to maintain your structures/fill on public land. If you need assistance or have any questions about this application or the renewal process, please don't hesitate to contact the Wetlands and Subaqueous Lands Section at 302/739-9943.

1. Applicant Information (mailing address and contact information)

Name	<i>JOHN WYLIE</i>	Telephone	<i>843 361 4334</i>
Address	<i>223 LIVE OAK LN</i>		
City/Zip	<i>MURRE BEACH SC</i> <i>29572</i>	E:mail	<i>JWYLIE@AOL.COM</i>

2. Existing Authorized Structures/Fill

Please fill in the dimensions for all of your leased structures/fill (i.e. docks, piers, boatlifts, boat ramps, etc.). The dimensions identified below should describe the structures/fill as they exist today. If the list below does not include your authorized structure, please identify the structure(s) in the blank space provided or on a separate page.

Structures	Length	Width	Linear Structures	Linear Feet	Diameter
Pier	<i>100'</i>	<i>3'</i>	Bulkhead		NA
Dock	<i>24'</i>	<i>8'</i>	Rip-Rap		NA
Dock	<i>0</i>	<i>0</i>	Transmission Line		
Finger Pier	<i>0</i>	<i>0</i>	Pipe Line		
Boat Ramp	<i>0</i>	<i>0</i>			
	<i>0</i>	<i>0</i>			
Fill	<i>0</i>	<i>0</i>			
Freestanding Piles	Quantity:		Boat/PWC Lifts	Quantity:	

3. Please provide the distance between the point on your structure which is the farthest channelward and the nearest navigation channel, whether the channel is marked or not:

80 feet. (APPROX)

4. Project Location/Address (so that we can find the property)

Street Address <u>806 South Schmitz RD</u>	
<i>(Please do not use a PO Box or Lot # unless that number is visible somewhere on the property.)</i>	
City/Zip <u>FEENWICK ISLAND</u>	Subdivision
Waterbody <u>LITTLE ASSAWUMAN</u>	Tributary to

5. Please provide directions from the nearest State or county roads (for example, 1.3 miles north of State Route 99 on county road 999). List a permanent landmark if one is nearby.

1/3 MILE WEST OF RT 1

6. Please list the name and complete mailing address of the adjacent property owners contiguous to your parcel on all sides (attach extra sheets if necessary).

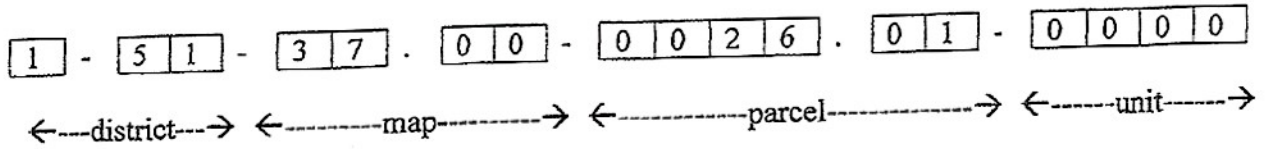
Name <u>MIKE ZACCOLA</u>	Name <u>SIPMAE -</u>
Street Address <u>10 FOX PATH DR</u>	Street Address
City/Zip <u>NEWARK DE 19711</u>	City/Zip

7. Please describe the purpose/use of the structure. If it is a dock and/or pier, identify the number of vessels typically berthed there.

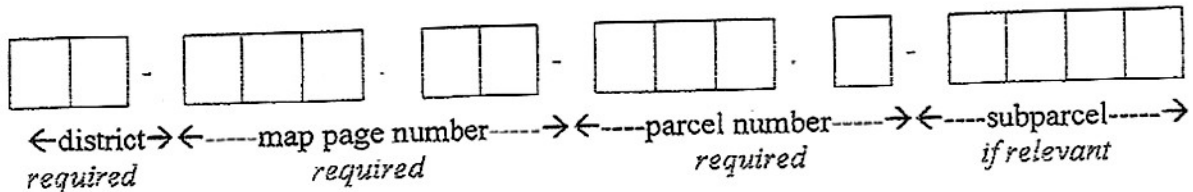
DOCK, PIER, DECK, WATER ACCESS, NO BOATS
USED FOR CRABBING and FISHING, SWIMMING

8. Please fill in your County Tax Parcel Number. If you do not know the number contact your County's Recorder of Deeds at the phone numbers provided or find the information online from your counties website. See the example, below.

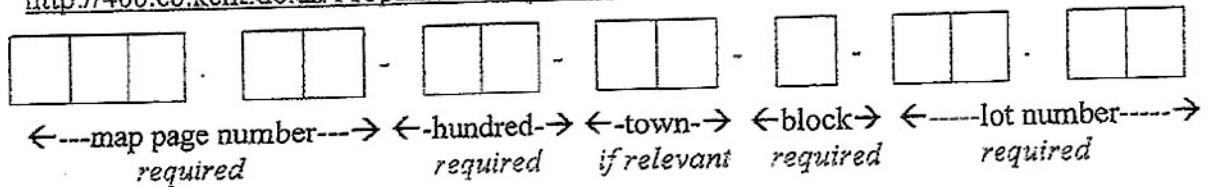
Example based on the fictitious tax parcel identification number "1-51-37-00-0026-01-0000" from Sussex County:



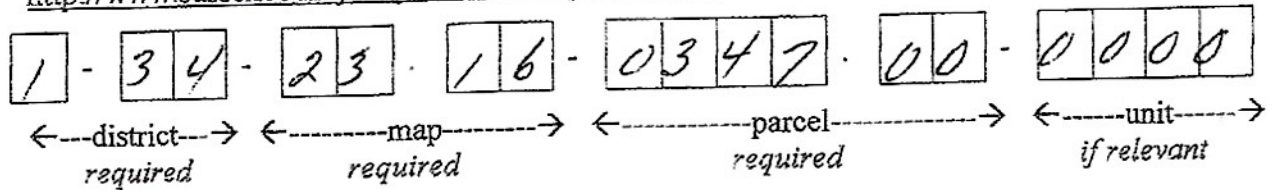
New Castle County: (302) 395-7700
<http://www.nccde.org/parcelview/>



Kent County: (302) 744-2300
<http://400.co.kent.de.us/PropInfo/PIMap.HTM>



Sussex County: (302) 855-7600
<http://www.sussexcountyde.gov/e-service/propertytaxes/>



9. Applicant Signature and Certification

I hereby certify that the information on this form and the attached plans are true and accurate to the best of my knowledge. I understand that DNREC may request additional information as necessary to consider this application. I grant permission for the authorized DNREC representative(s) to enter upon the premises for the purpose of inspecting the leased structures during working hours. I will abide by all conditions of the reauthorized lease.

John Wylie
Applicant Signature

11/22/19
Date

JOHN WYLIE
Applicant Name (Printed or Typed)

Co-Applicant Signature

Date

Co-Applicant Name (Printed or Typed)

10. Agent Authorization

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

I, _____, hereby designate and authorize _____
Applicant Name of Agent

to act on my behalf in the processing of the application and to furnish any information that is requested.

Applicant Signature

Date

Agent Signature

Date

NOTES TO GAYLE

1) AS WE DISCUSSED I COULD NOT FIND AN ORIGINAL DEED OR PLOT BUT IT HAS NOT CHANGED SINCE I PURCHASED THE PLACE 30 YRS AGO IN 1988. YOU SAID YOU HVE A COPY THERE AND THAT WOULD BE OK TO USE.

2) ON PAGE 2 OF 5 ITEM # 6 , I LISTED ONLY MIKE ZACCOLA SINCE HE OWNS ALL THE ADJOINING PROPERTIES ON EITHER SIDE OF ME.

3) I'VE INCLUDED ALL THE PAPERWORK ALONG WITH 2 CHECKS MADE OUT TO STATE OF DELAWARE AS INSTRUCTED AND A SCALED DRAWING OF THE PLOT AND STRUCTURES.

GAYLE, THANK YOU SO MUCH FOR YOUR ASSITANCE ON THIS RENEWAL. YOU WERE VERY KIND

ADDITIONAL NUMBERS IF YOU NEED THEM ARE MY CELL 843-458-2613 AND THE HOUSE NUMBER IN FENWICK 302-537-1694

2128
67-776/532

CAROLINA TRIMARK LLC
Ph. 843-361-4334
223 Live Oak Lane
Briarcliffe Acres. SC 29572

Date 1/20/19

Pay to the Order of STATE OF DELAWARE \$ 225.00
Two hundred twenty five and 00/100 Dollars

Wells Fargo Bank, N.A.
South Carolina
wellsfargo.com

For _____

[Signature]

2129
67-776/532

CAROLINA TRIMARK LLC
Ph. 843-361-4334
223 Live Oak Lane
Briarcliffe Acres. SC 29572

Date 1/20/19

Pay to the Order of STATE OF DELAWARE \$ 85.00
Eighty five and 00/100 Dollars

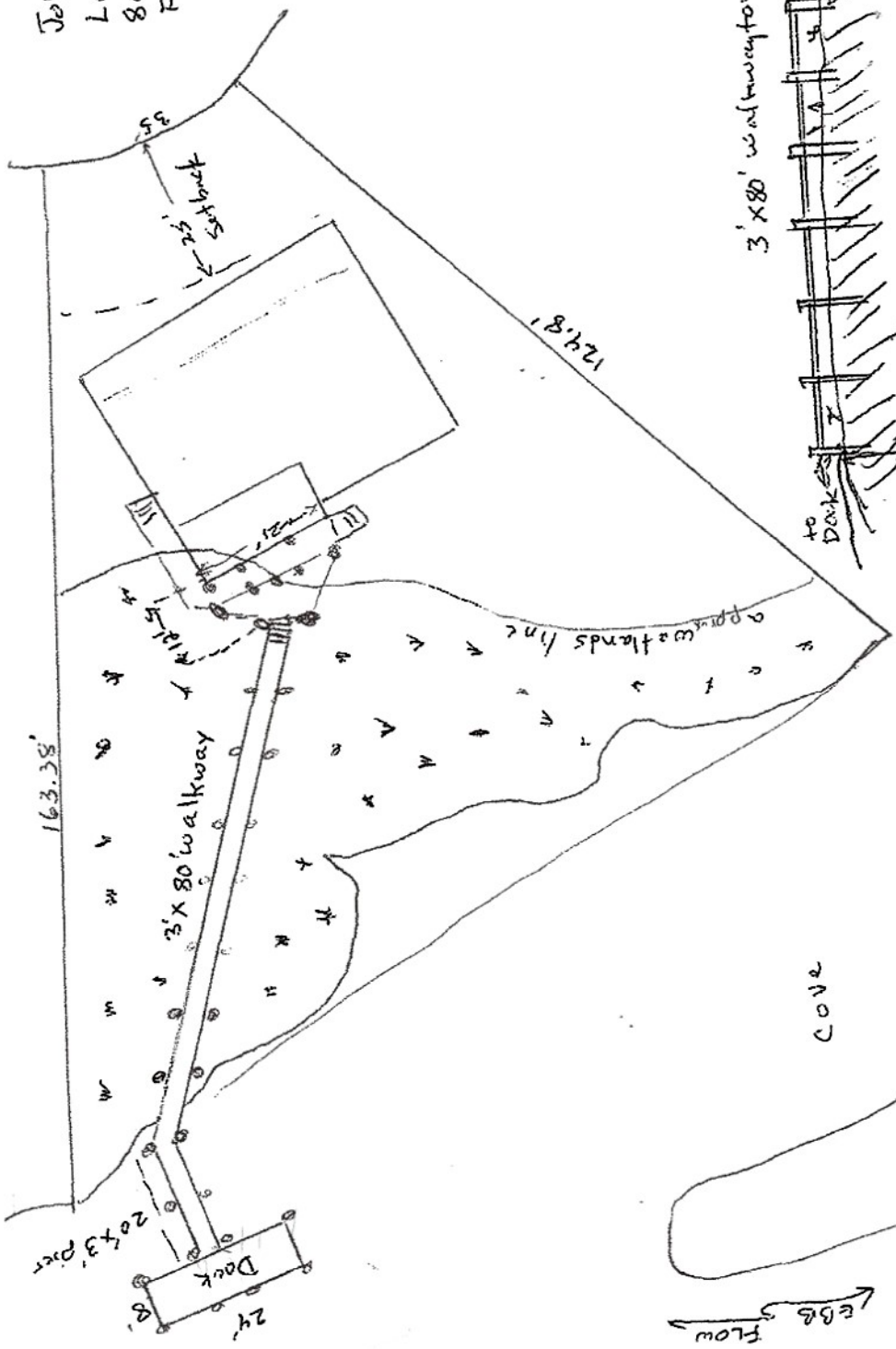
Wells Fargo Bank, N.A.
South Carolina
wellsfargo.com

For _____

[Signature]

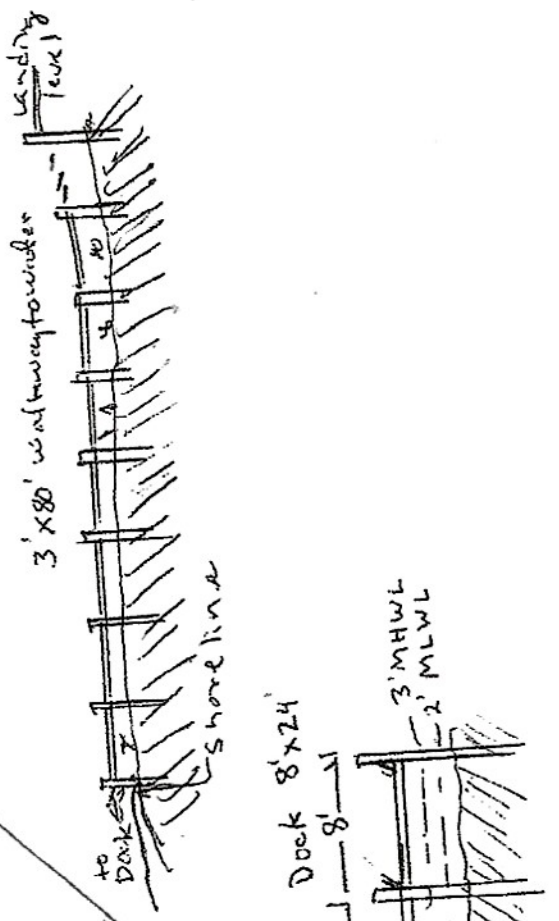
⑆053207766⑆2001402366394⑆ 2129

John Wylie
 Lot 14
 806 S. Seaside Rd
 Fenwick Island, DE



← Ebb Flow

L. Hie
 Assawoman
 Bay



10' SECTION

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, Janie L and Thomas C Frank 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

6/20/2023
 Date

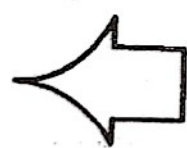
21. Applicant's Signature:

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.

Janie L Frank Thomas C Frank
 Applicant's Signature

6/16/23
 Date

Janie L Frank Thomas C Frank
 Print Name



SIGN & DATE

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.

 Contractor's Name

 Date

 Print Name

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 remove existing 20' L x 3' W pier and 8' W x 24' L dock, and to construct a new 20' L x 4' W pier; a 30' L x 4' W pier extension; a 6' W x 20' L dock; and a 4-piling boat lift.

2. Please provide numbers and dimensions as follows:

Structure Type	Number of Support Pilings	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	3'	20'	3'	20'	remove
Dock	6	8'	24'	8'	24'	"
Pier	6	4'	20'	4'	20'	new
Pier ext.	8±	4'	30'	4'	30'	"
Dock	6	6'	20'	6'	20'	"
Boat lift	4	13'	11'	13'	11'	"
Freestanding Pilings	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 _____

3. Approximately how wide is the waterway at this project site? 1700± ft. (measured from MLW to MLW)
4. What will be the mean low water depth at the most channelward end of the mooring facility? 3.5 ft. ± (water depths shown on survey at end of application)
5. 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
6. 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? 10+ 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>Alumacraft</u>	length	<u>18'</u>	width	<u>8' ±</u>	draft	<u>2' ±</u>
Make/model	_____	length	_____	width	_____	draft	_____
Make/model	_____	length	_____	width	_____	draft	_____
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

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? Yes No

12. Do you plan to reach the boat docking facility from your own upland property? Yes 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.

* via existing wetland walkway

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 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? 157+ ft.
Will any portion of the structure or any vessel be placed within 10 feet of your neighbor's property line?
 Yes 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

HULL ID NO	REG NO	MAKE	YEAR
ACBW9537L718	DL2375AN	ALUMACRAFT	2018
LENGTH	HULL MATERIAL	PROPULSION	OPERATION
18' 0"	Aluminum	Propeller	Pleasure
VESSEL TYPE	FUEL	ENGINE TYPE	EXPIRATION
Open Motorboat	Gasoline	Outboard	2023
OWNER	BOAT NAME		

TIMOTHY L FRANK

806 S SCHULZ RD
FENWICK ISLAND, DE 19944

Tax Map and Parcel #: 134-23.16-347.00

PREPARED BY:
TOMASETTI LAW LLC
1100 Coastal Hwy., Unit 3
Fenwick Island, DE 19944
File No. 520-249/LG

RETURN TO:
THE TIMOTHY L. FRANK FAMILY
TRUST DATED NOVEMBER 28, 2005
107 Wood Brook Lane
Baltimore, MD 21212

THIS DEED, made this 4th day of September, 2020,

- BETWEEN -

STEPHEN T. JONES and LISA D. JONES, husband and wife, of 3739 Street Road, Street, MD 21154, parties of the first part,

- AND -

JAMIE L. FRANK AND THOMAS C. FRANK AS TRUSTEES OF THE TIMOTHY L. FRANK FAMILY TRUST DATED NOVEMBER 28, 2005, of 107 Wood Brook Lane, Baltimore, MD 21212, party of the second part.

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of **Ten and 00/100 Dollars (\$10.00)**, lawful money of the United States of America, the receipt whereof is hereby acknowledged, hereby grant and convey unto the party of the second part, and its heirs and assigns, in fee simple, the following described lands, situate, lying and being in Sussex County, State of Delaware:

ALL that certain lot, piece or parcel of land situate, lying and being in the Town of Fenwick Island, Baltimore Hundred, Sussex County and State of Delaware and designated as Lot Number 14 as shown on a plot plan entitled "Lands of Shore Enterprises, Inc." as surveyed by C.

Kenneth Carter & Associates, June 1982, said plot plan being filed for record in the Office of the Recorder of Deeds, at Georgetown, Delaware, in Plot Book 27, page 230.

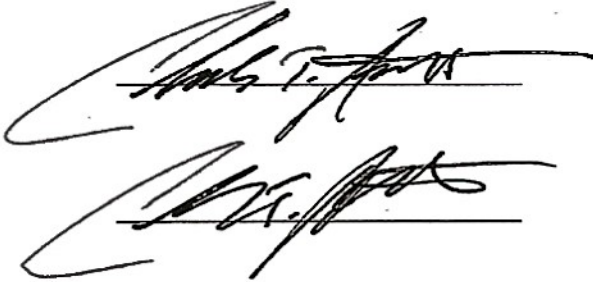
No lot shall contain more than one detached, single family residential dwelling house, which house must contain at least 1,500 square feet of living space exclusive of garages, decks or storage areas. Grantor covenants that this building restriction shall apply to all subsequent conveyances by Grantor, its heirs and assigns with respect to the lands as shown on the plot plan referred to herein.

BEING the same lands and premises which were conveyed unto STEPHEN T. JONES and LISA D. JONES by Deed of John Wylie, dated August 28, 2019 and recorded in the Office of the Recorder of Deeds in and for SUSSEX County, Delaware on September 5, 2019 in Deed Book 5116 page 344.

SUBJECT to any and all restrictions, reservations, conditions, easements and agreements of record in the Office of the Recorder of Deeds in and for Sussex County, Delaware.

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

Signed, Sealed and Delivered
in the presence of:



Stephen T. Jones (SEAL)
STEPHEN T. JONES

Lisa D. Jones (SEAL)
LISA D. JONES

STATE OF DELAWARE, COUNTY OF SUSSEX: to-wit

BE IT REMEMBERED, that on Sept 4th, 2020, personally came before me, the subscriber, STEPHEN T. JONES and LISA D. JONES, husband and wife, 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.

Charles T. Armbruster III
Notary Public

My Commission Expires: _____



**REMOVE EXISTING 20' LONG X 3' WIDE PIER AND 8' WIDE X 24' LONG DOCK;
CONSTRUCT NEW 20' LONG X 4' WIDE PIER AND 30' LONG X 4' WIDE PIER
EXTENSION; 6' WIDE X 20' LONG DOCK; AND A 4-PILING 7-9K BOAT LIFT**

IN: Little Assawoman Bay

AT: 806 S. Schulz Road, Fenwick Island, Sussex Co., DE 19944

T.M. #134-23.16-347.00

APPLICANT: Jamie L. Frank and Thomas C. Frank as Trustees of the
Timothy L. Frank Family Trust

DATE: June 20, 2023

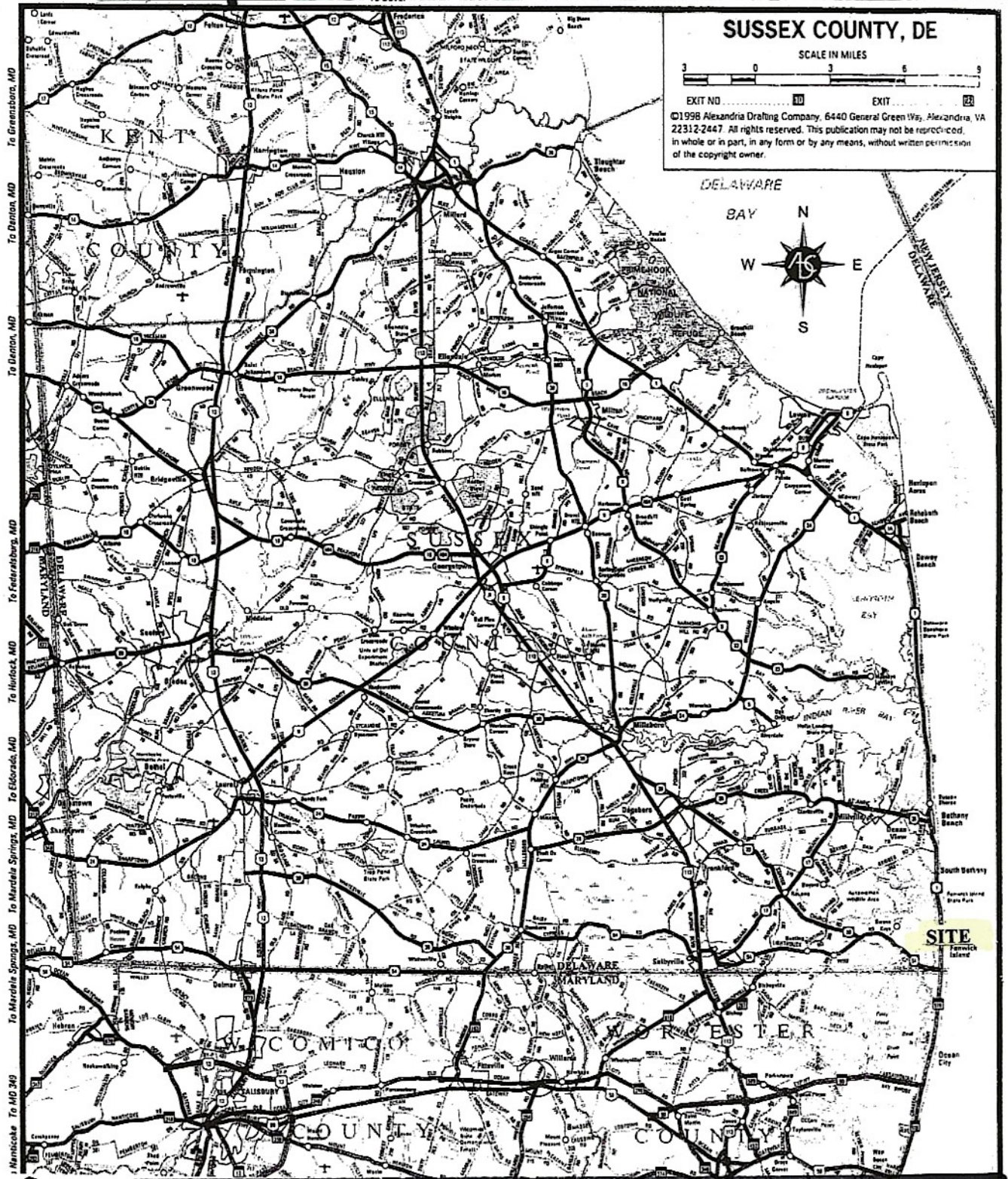


Figure 1. Map of Sussex County, Delaware showing site location, Fenwick Island.

REMOVE EXISTING 20' LONG X 3' WIDE PIER AND 8' WIDE X 24' LONG DOCK;
 CONSTRUCT NEW 20' LONG X 4' WIDE PIER AND 30' LONG X 4' WIDE PIER
 EXTENSION; 6' WIDE X 20' LONG DOCK; AND A 4-PILING 7-9K BOAT LIFT
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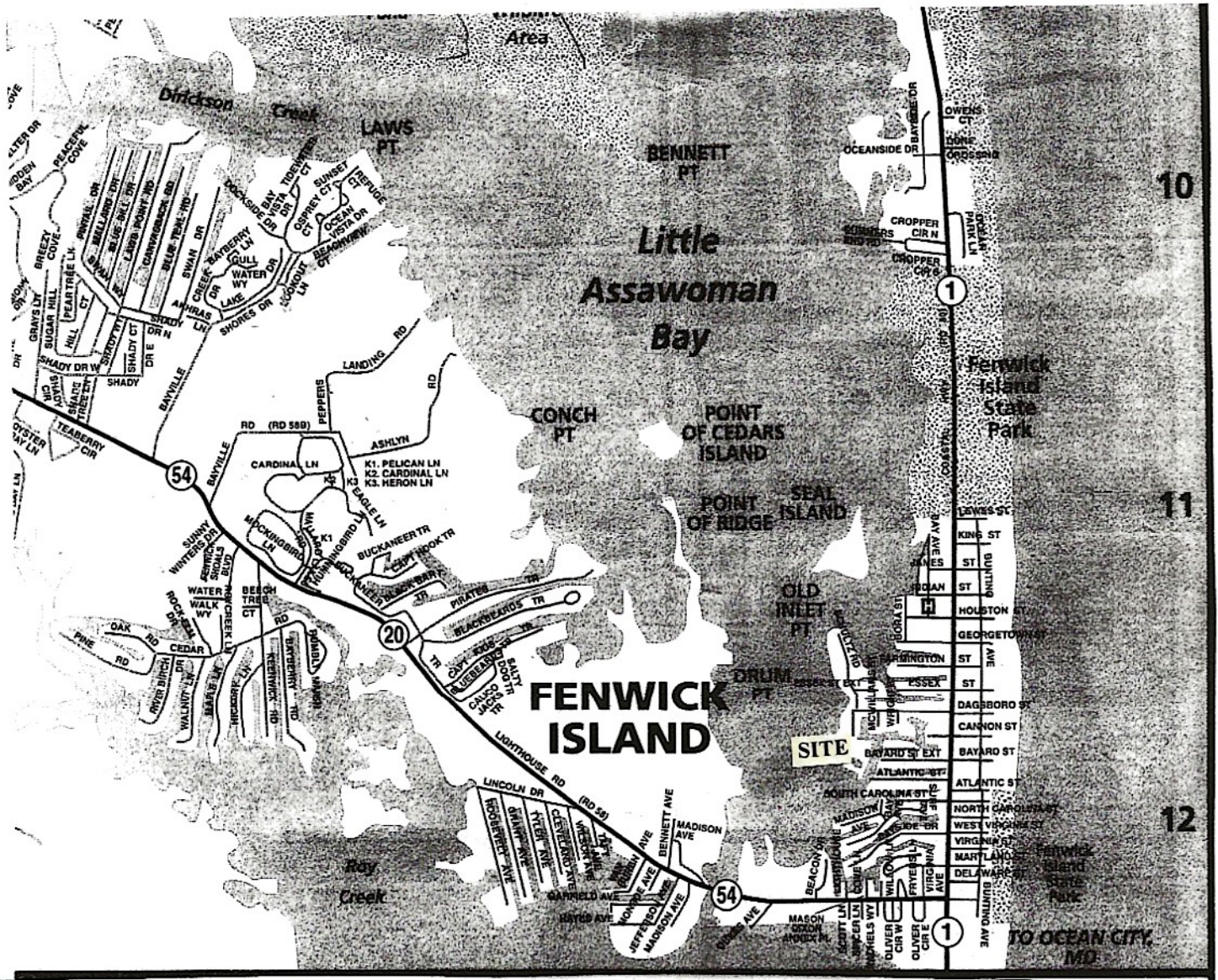


Figure 2. Map of Fenwick Island and vicinity, Sussex County, Delaware, showing site location, 806 S. Schulz Road. Directions to site (from Dover): SR-1 southbound to Fenwick Island; right onto Dagsboro Street; left onto Schulz Road, house is on right, 806 S. Schulz Road. Also see Figure 3

**REMOVE EXISTING 20' LONG X 3' WIDE PIER AND 8' WIDE X 24' LONG DOCK;
 CONSTRUCT NEW 20' LONG X 4' WIDE PIER AND 30' LONG X 4' WIDE PIER
 EXTENSION; 6' WIDE X 20' LONG DOCK; AND A 4-PILING 7-9K BOAT LIFT**

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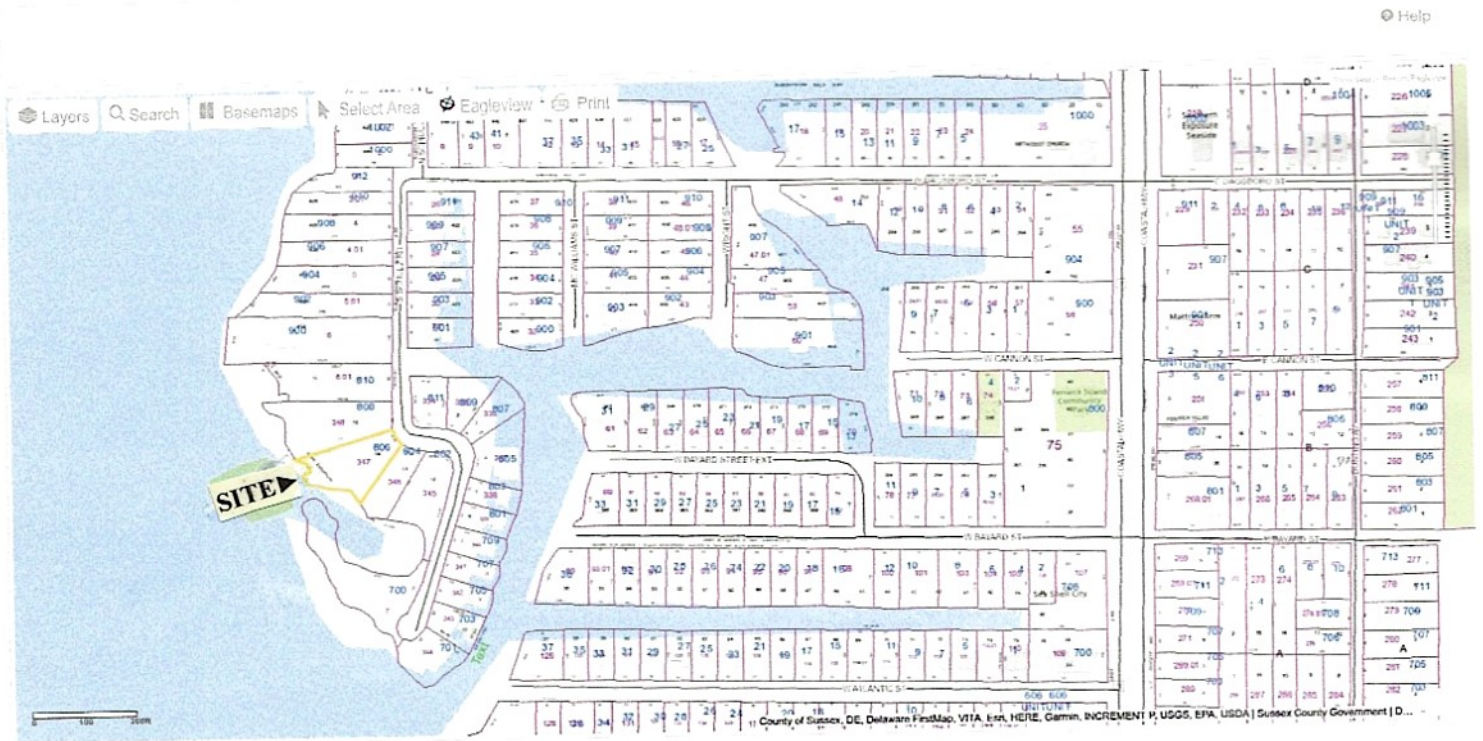


Figure 3.

Site location, Tax Map Parcel #134-23.16-347.00 (806 S. Schulz Road, Fenwick Island, Sussex County, Delaware). Names and address of adjacent property owners:

<u>Tax Map Parcel #</u>	<u>Name, address of owner</u>
134-23.16-346.00	Michael Zeccola, 301 ½ Stonehurst Dr., Wilmington DE 19802
134-23.16-348.00	Michael Zeccola, 301 ½ Stonehurst Dr., Wilmington DE 19802

**REMOVE EXISTING 20' LONG X 3' WIDE PIER AND 8' WIDE X 24' LONG DOCK;
CONSTRUCT NEW 20' LONG X 4' WIDE PIER AND 30' LONG X 4' WIDE PIER
EXTENSION; 6' WIDE X 20' LONG DOCK; AND A 4-PILING 7-9K BOAT LIFT**

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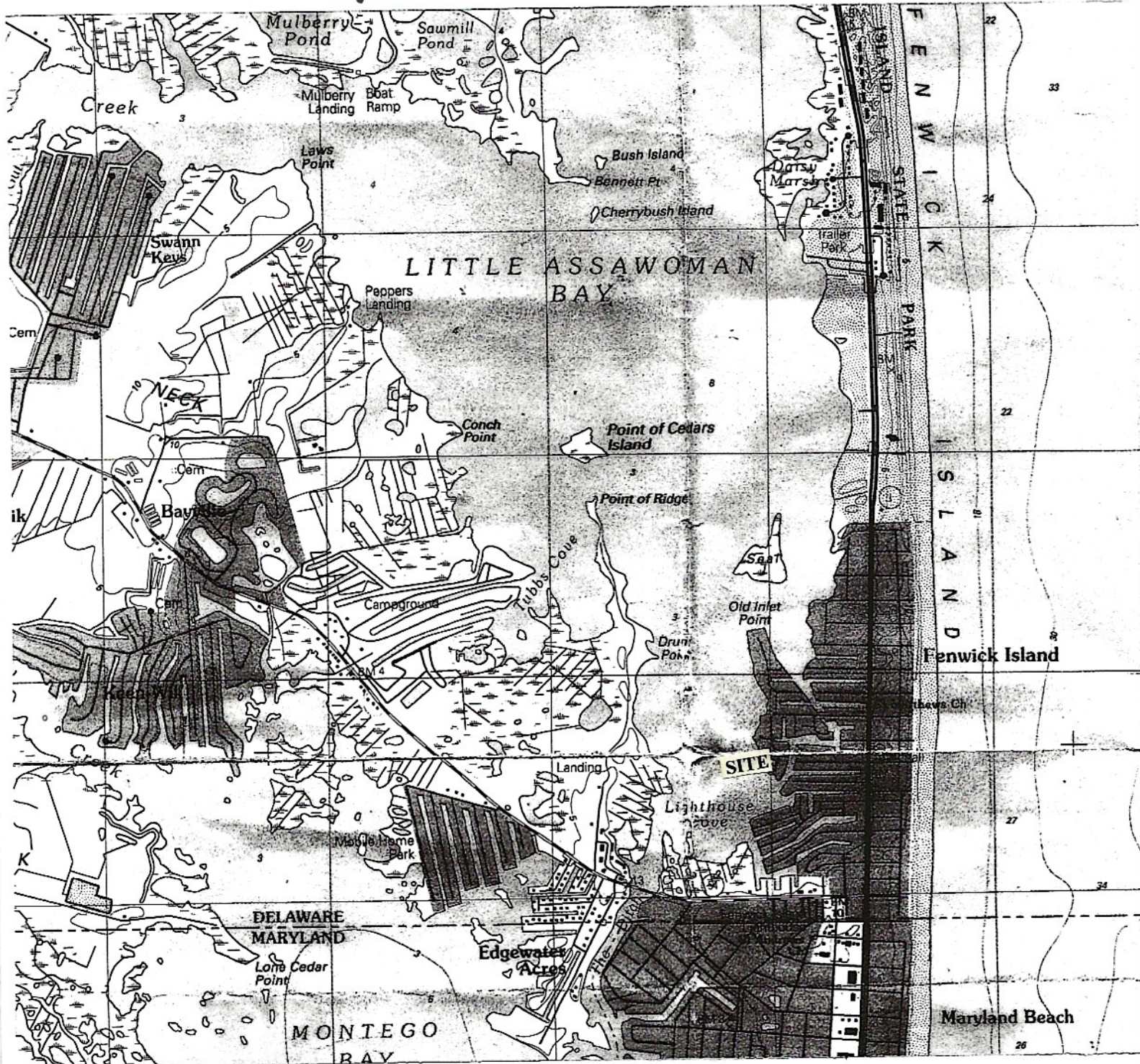


Figure 4. Site location on USGS topographic map, Assawoman Bay, Maryland-Delaware quadrangle. Site is adjacent to Little Assawoman Bay. Scale: 1" = 2,000.

**REMOVE EXISTING 20' LONG X 3' WIDE PIER AND 8' WIDE X 24' LONG DOCK;
CONSTRUCT NEW 20' LONG X 4' WIDE PIER AND 30' LONG X 4' WIDE PIER
EXTENSION; 6' WIDE X 20' LONG DOCK; AND A 4-PILING 7-9K BOAT LIFT**

IN: Little Assawoman Bay

AT: 806 S. Schulz Road, Fenwick Island, Sussex Co., DE 19944

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DATE: June 20, 2023



Imagery ©2023 U.S. Geological Survey, Map data ©2023 20 ft

Figure 5. Aerial photograph of site, 806 S. Schulz Road, Fenwick Island, Sussex County, DE (Tax Map Parcel #134-23.16.-347.00), adjacent to Lighthouse Cove, Little Assawoman Bay, showing existing structures, 80' long x 3' wide wetland walkway; 20' long x 3' wide pier; and 8' wide x 24' long dock. Structures authorized for original owner, John Wylie. Subaqueous Lands Lease not available; copy of lease renewal prepared by Mr. Wylie included with application.

**REMOVE EXISTING 20' LONG X 3' WIDE PIER AND 8' WIDE X 24' LONG DOCK;
CONSTRUCT NEW 20' LONG X 4' WIDE PIER AND 30' LONG X 4' WIDE PIER
EXTENSION; 6' WIDE X 20' LONG DOCK; AND A 4-PILING 7-9K BOAT LIFT**

IN: Little Assawoman Bay

AT: 806 S. Schulz Road, Fenwick Island, Sussex Co., DE 19944

T.M. #134-23.16-347.00

APPLICANTS: Jamie L. Frank and Thomas C. Frank as Trustees of the
Timothy L. Frank Family Trust

DATE: June 20, 2023



Figure 6. Ground level photograph of site, 806 S. Schulz Road, Fenwick Island, Sussex County, DE (Tax Map Parcel #134-23.16.-347.00), adjacent to Lighthouse Cove, Little Assawoman Bay, showing existing structure (left), an 80' long x 3' wide wetland walkway; 20' long x 3' wide pier; and 8' wide x 24' long dock. Applicants propose to remove existing 20' long x 3' wide pier and 8' wide x 24' long dock; and to construct a new 20' long x 4' wide pier; a 30' long x 4' wide pier extension; a 6' wide x 20' long dock; and a 4-piling 7-9K boat lift, and to obtain a new Subaqueous Lands Lease. New structure will not extend any farther channelward than neighbor's structure (right background). See Figure 7 for plan view and cross-section sketches.

REMOVE EXISTING 20' LONG X 3' WIDE PIER AND 8' WIDE X 24' LONG DOCK;
 CONSTRUCT NEW 20' LONG X 4' WIDE PIER AND 30' LONG X 4' WIDE PIER
 EXTENSION; 6' WIDE X 20' LONG DOCK; AND A 4-PILING 7-9K BOAT LIFT

IN: Little Assawoman Bay

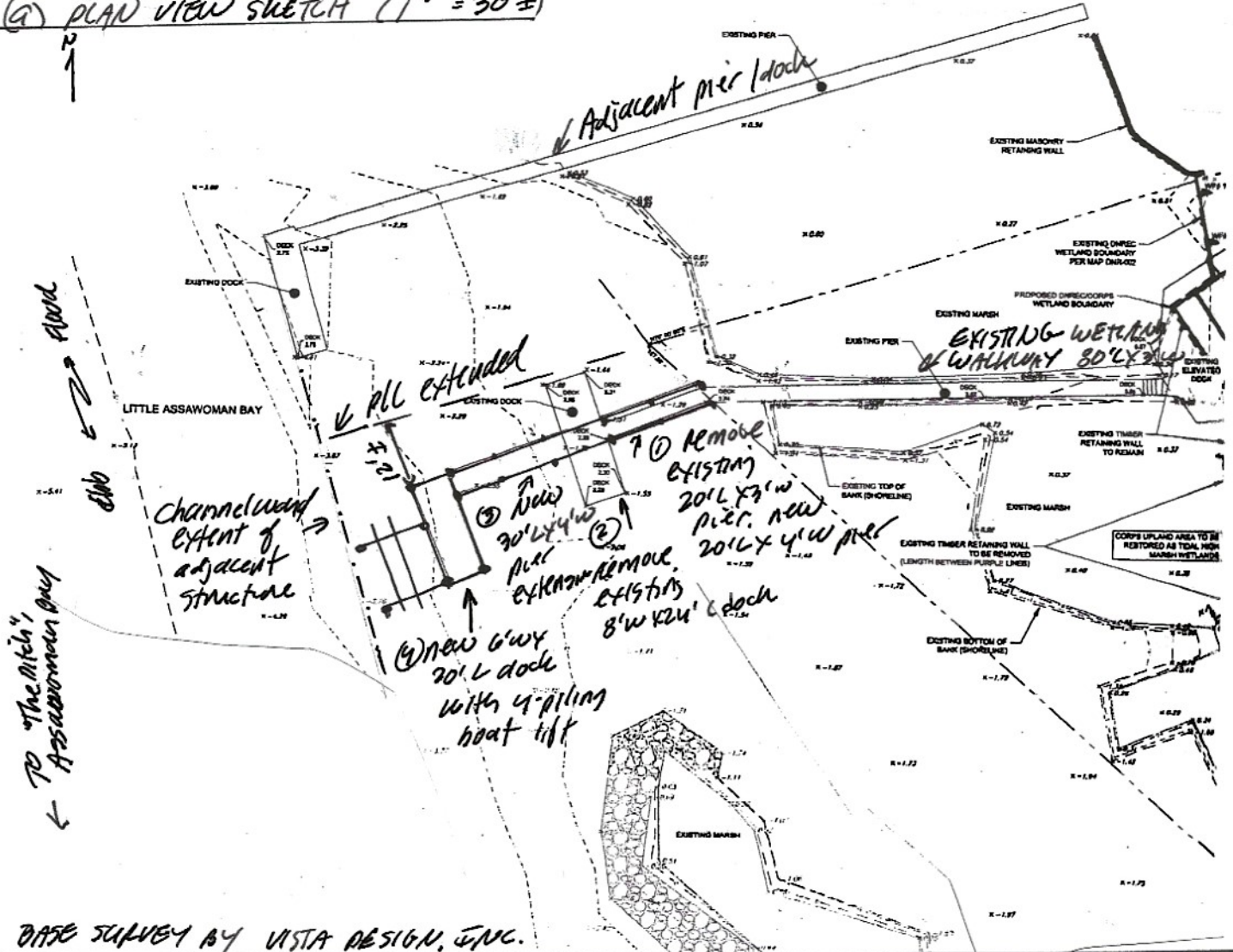
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(a) PLAN VIEW SKETCH (1" = 30' ±)



BASE SURVEY BY VISTA DESIGN, INC.

(b) CROSS-SECTION SKETCH (1" = 10' ±)

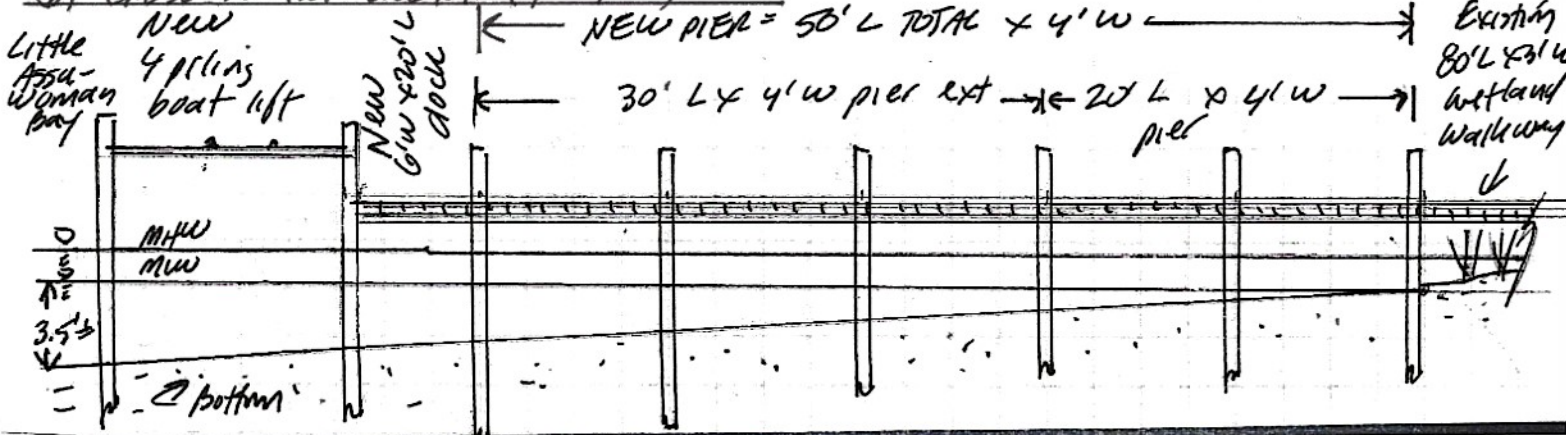


Figure 7. Plan view and cross-section sketches of proposed project. Sketches for permit application purposes only.

REMOVE EXISTING 20' LONG X 3' WIDE PIER AND 8' WIDE X 24' LONG DOCK; CONSTRUCT NEW 20' LONG X 4' WIDE PIER AND 30' LONG X 4' WIDE PIER EXTENSION; 6' WIDE X 20' LONG DOCK; AND A 4-PILING 7-9K BOAT LIFT
 IN: Little Assawoman Bay
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Specifications for the T2 Topless® X2

All specifications subject to change without notice.

Structural Specifications for T2 Topless® X2

LIFT MODEL	LIFTER BEAM DIMENSIONS	MAXIMUM BEAM	SPEED	CABLE SIZE (STAINLESS STEEL)	GEAR BOX	STANDARD BUNKS	MOTOR (STAINLESS STEEL)	REQUIRED VOLTS/AMPS	GUIDE POLE WEIGHT PIPE SIZE	PILING QUANTITY/SIZE
9,000 LB (DOUBLE CABLE)	6" x 4" x 12'6"	9'6"	54"/min	1/4" x 30'	Standard duty Gear Drive®	8" x 14' Aluminum	(4) 3/4 hp	220V/30A	2" x 6'8" 1.5" x 50"	4 pilings/ 10" diameter
12,000 LB (DOUBLE CABLE)	8" x 5" x 12'6"	9'6"	54"/min	5/16" x 30'	Standard duty Gear Drive®	10" x 14' Aluminum	(4) 1 hp	220V/30A	2" x 10' 1.5" x 100"	4 pilings/ 10" diameter
16,000 LB (DOUBLE CABLE)	10" x 6" x 14'	11'0"	54"/min	5/16" x 30'	Heavy duty Gear Drive®	10" x 14' Aluminum	(4) 1 1/2 hp	220V/50A	2" x 10' 1.5" x 100"	4 pilings/ 10" diameter
20,000 LB (DOUBLE CABLE)	10" x 6" x 14'	11'0"	54"/min	3/8" x 30'	Heavy duty Gear Drive®	10" x 14' Aluminum	(4) 2 hp	220V/60A	2" x 10' 1.5" x 100"	4 pilings/ 10" diameter
24,000 LB (TRIPLE CABLE)	12" x 7" x 16' Light duty	12'6"	36"/min	5/16" x 45'	Heavy duty Gear Drive®	3" x 12" x 18' Wood	(4) 1 1/2 hp	220V/50A	2" x 10' 1.5" x 100"	4 pilings/ 12" diameter
30,000 LB (TRIPLE CABLE)	12" x 7" x 16' Heavy duty	12'6"	36"/min	3/8" x 50'	Heavy duty Gear Drive®	3" x 12" x 18' Wood	(4) 2 hp	220V/60A	2" x 10' 1.5" x 100"	4 pilings/ 12" diameter

Wire Specifications for the T2 Topless® X2

MOTOR HP (STAINLESS STEEL)	100'/240V	200'/240V	300'/240V	400'/240V
(4) 3/4 hp or 1 hp	#10	#8	#6	#4
(4) 1 1/2 hp	#8	#6	#4	#2
(4) 2 hp	#8	#4	#4	#2

Piling Setting Dimensions for the T2 Topless® X2

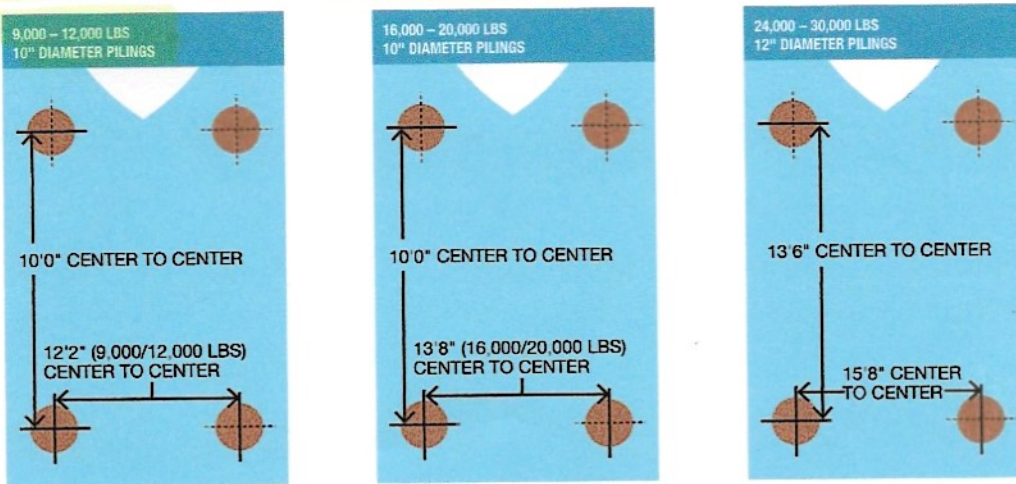


Figure 8. T2 Topless Boat Lift specifications and piling placement.