



## 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 <b>Paul + Janet Oliva</b>	Telephone <b>302-236-9536</b>
Address <b>5301 Gulf Blvd</b>	
City/Zip <b>St Pete Beach FL</b> <b>33706</b>	E:mail <b>janet.oliva@ymail.com</b>

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.

Object	Length	Width	Linear Object	Linear Feet	Diameter
Wetland Walkway	70	4	Bulkhead		NA
Pier	44	5	Rip-Rap		NA
Dock			Transmission Line		
Dock			Pipe Line		
Boat Ramp					
Freestanding Piles	Quantity: 4		Boat/PWC Lifts	Quantity:	

**Parcel # 234-17.00-67.01**

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.

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

Street Address <u>24206 Big Oak Lane</u>	
<i>(Please do not use a PO Box or Lot # unless that number is visible somewhere on the property.)</i>	
City/Zip <u>Millsboro DE 19966</u>	Subdivision
Waterbody <u>Hopkins Prong</u>	Tributary to <u>Rehoboth Bay</u>

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.

At 24 to Banks Rd West one half mile  
on the left

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>Jonathan Lokken</u>	Name <u>Mark Dawson</u>
Street Address <u>24200 Big Oak Ln</u>	Street Address <u>24220 Big Oak Lane</u>
City/Zip <u>Millsboro DE 19966</u>	City/Zip <u>Millsboro DE 19966</u>

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.

it is a pier 3 vessels

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 "1-51-37-26.1" from Sussex County:

-   -   -   -     -   -

←---district---→ ←-----map-----→ ←-----parcel-----→ ←-----unit-----→

**New Castle County:** (302) 395-7700

<http://www.nccde.org/parcelview/>

-     -   -     -  -

←district→ ←-----map page number-----→ ←-----parcel number-----→ ←-----subparcel-----→

*required*                      *required*                      *required*                      *if relevant*

**Kent County:** (302) 744-2300

<http://400.co.kent.de.us/PropInfo/PIMap.HTM>

-   -   -   -  -   -

←---map page number---→ ←-hundred-→ ←-town-→ ←block→ ←-----lot number-----→

*required*                      *required*                      *if relevant*                      *required*                      *required*

**Sussex County:** (302) 855-7600

<http://www.sussexcountyde.gov/e-service/propertytaxes/>

-   -   -   -     -   -

←---district---→ ←-----map-----→ ←-----parcel-----→ ←-----unit-----→

*required*                      *required*                      *required*                      *if relevant*

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.

Paul Oliva  
Applicant Signature

8/22/2024  
Date

Paul Oliva  
Applicant Name (Printed or Typed)

Janet P. Oliva  
Co-Applicant Signature

8/22/2024  
Date

Janet P. Oliva  
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.

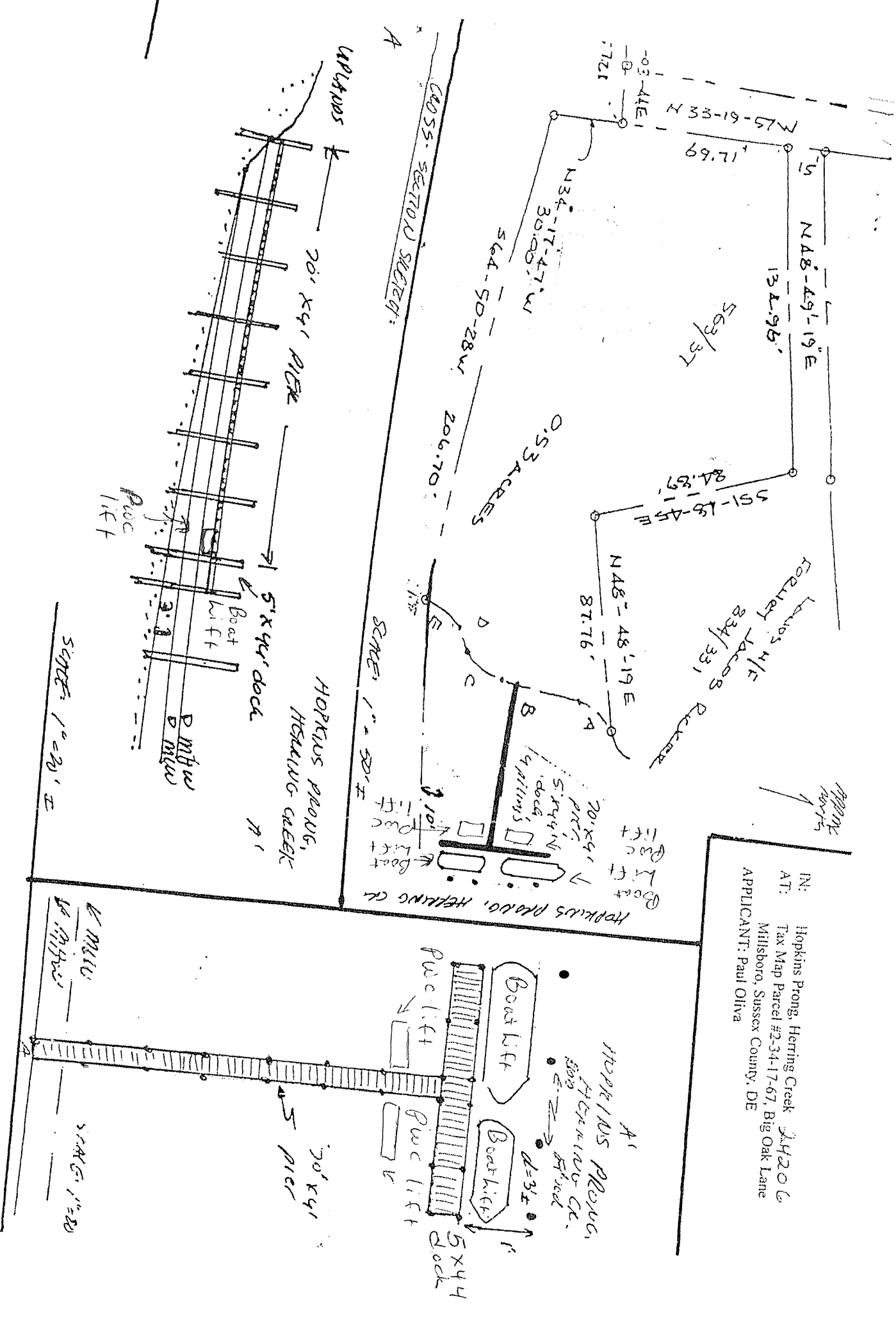
I, \_\_\_\_\_, hereby designate and authorize \_\_\_\_\_  
Applicant Name of Agent

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

\_\_\_\_\_  
Applicant Signature Date

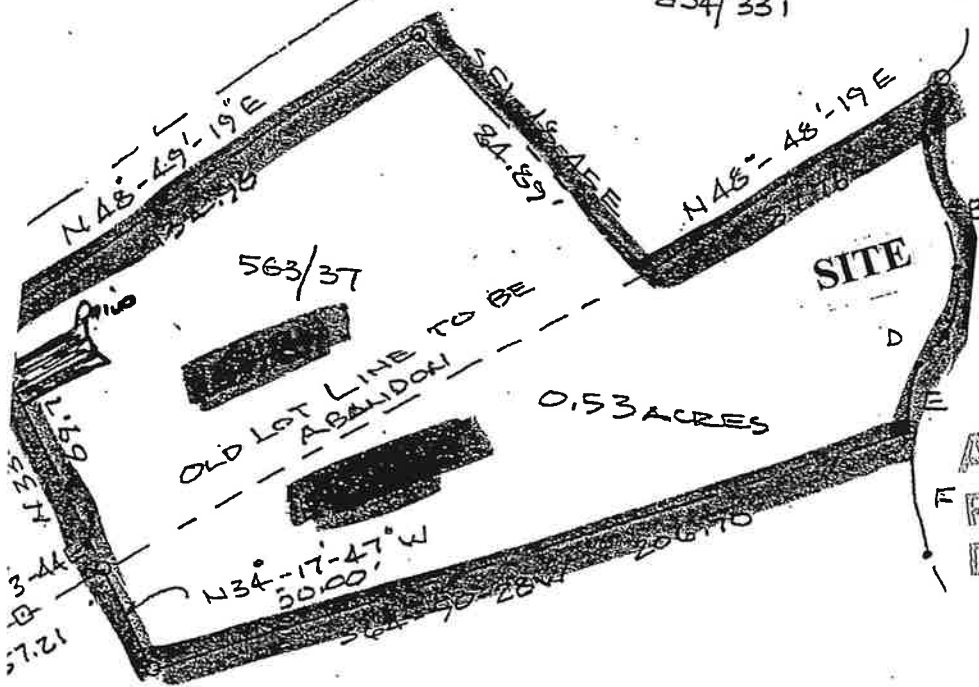
\_\_\_\_\_  
Agent Signature Date

mean high tide 3.8 feet  
low high tide 2.6 feet



IN: Hopkins Prong, Herring Creek 2420 G  
 AT: Tax Map Parcel #2-34-17-67, Big Oak Lane  
 Millsboro, Sussex County, DE  
 APPLICANT: Paul Oliva

LOTS N/F  
FORNEY JACOB RICKER  
234/331

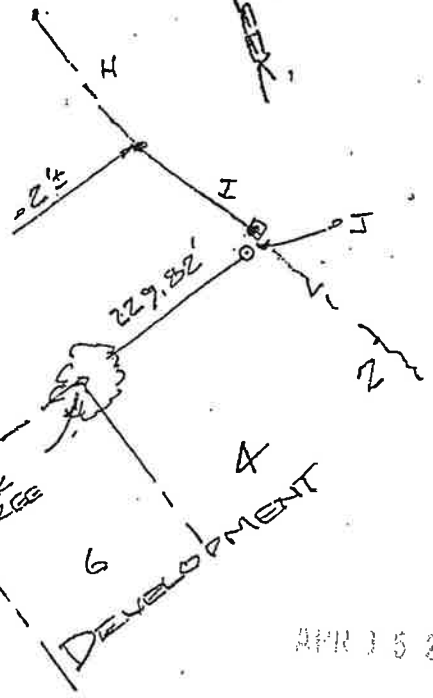
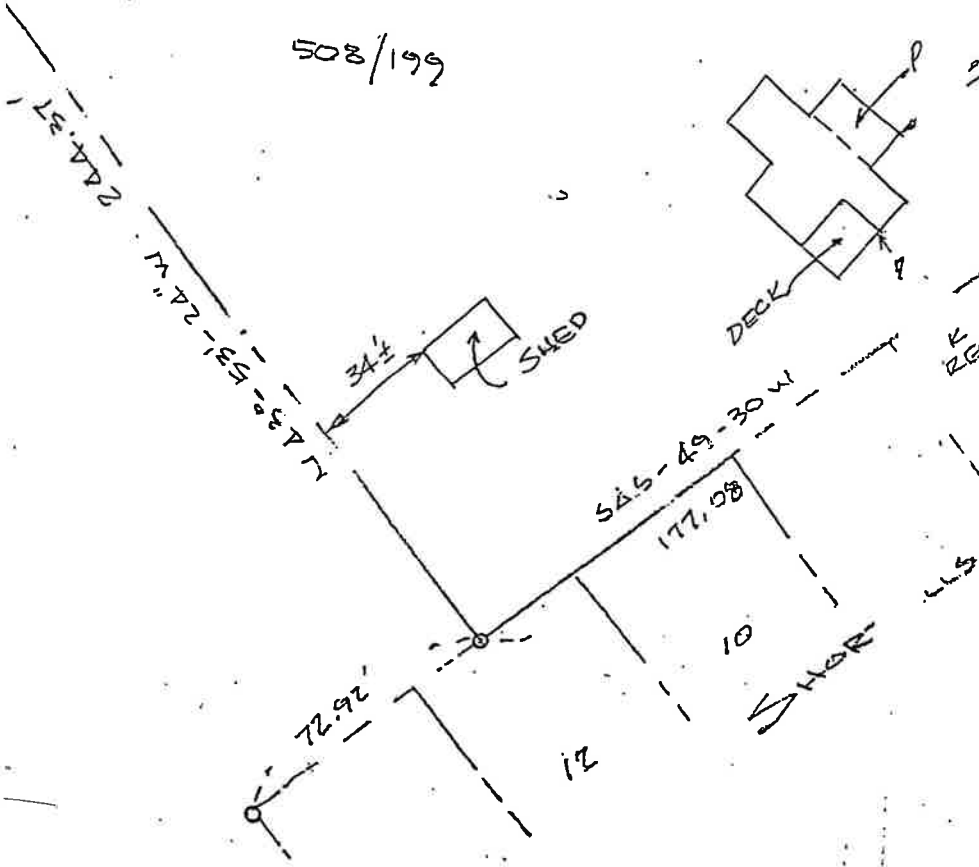


APPROVED PLANS  
PERMIT NO. SH-098/03 CM  
DATE 10/24/02  
(SEE PERMIT CONDITIONS)

DWS.L.S.  
 DEPT. OF LAND & WATER  
 DEPT. OF CRACK

1.02 ACRES

508/199



APR 15 2003

JOHN I. CARPER, JR.  
REGISTERED  
No. 538  
PROFESSIONAL SURVEYOR  
DELAWARE  
John I. Carper, Jr.  
3/6/04

SURV
INDIAN
SCALE: 1" = 40'
DATE: 3-
0 DE

74624

BK 02628 2117

RETURN TO:  
Paul Oliva, Sr.  
Janet P. Oliva  
R.D. #1, Box 326  
Long Neck Road  
Millsboro, DE 19966

TAX MAP: 2-34 17 67  
PREPARED BY: D. Stephen Parsons, P.A.  
P.O. Box 480  
Ocean View, DE 19970  
MKS

**THIS DEED**, made this 7 day of September, 2001,

- B E T W E E N -

**DAVID A. GRETH** of 1902 Reading Boulevard, West Wyoming, Pennsylvania 19609, party of the first part,

- A N D -

**Paul Oliva, Sr.** and **Janet P. Oliva**, his wife, as tenants by the entirety, of R.D. #1, Box 326, Long Neck Road, Millsboro, Delaware 19966, parties of the second part.

WITNESSETH, that the said party of the first part, for and in consideration of the sum of ONE DOLLAR and 00/100 lawful money of the United States of America, the receipt whereof is hereby acknowledged, hereby grants and conveys unto the said parties of the second part,

All that certain lot, piece or parcel of land, lying and being situate in Indian River Hundred, Sussex County, State of Delaware, being more particularly described according to a survey prepared by Mann Associates Surveying, Inc., dated March 7, 2001, and filed for record in the Office of the Recorder of Deeds, in and for Sussex County, at Georgetown, Delaware, in Plot Book 70, Page 176, as follows, to wit:

**BEGINNING** at an iron pin situate on the easterly right of way of a 20' Private Road, said iron pin being a corner for these lands and lands n/f of Forney Jacob Rickee; thence, by and with lands n/f of Forney Jacob Rickee, the following three courses and distances, N48°49'19"E, 134.96' to an iron pin; thence, S51°48'45"E, 84.89' to an iron pin; thence, N48°48'19"E, 87.76' to a point situate on the edge of Hopkins Prong, Herring Creek; thence, by and with Hopkins Prong, Herring Creek, the following five courses and distances, S01°18'05"W, 20.46' to a point; thence S23°36'58"E, 29.46' to a point; thence, S04°30'43"W, 19.68' to a point; thence, S30°05'18"W, 8.87' to a point; thence, S10°08'07"E, 14.80' to a point, said point being a corner for these lands and other lands of David A. Greth; thence, by and with other lands of

David A. Greth, the following three courses and distances, S64°90'28"W, 206.70' to an iron pin; thence, N34°17'47"W, 30.00' to an iron pin; thence, N33°19'57"W, 69.71' to the point and place of beginning, being and containing 0.53 acres of land, more or less.

BEING the same land conveyed unto David A. Greth by Deed of Dorothy Lee Davis and William Edward Arterbridge dated March 23, 2001, and filed for record in the Office of the Recorder of Deeds, in and for Sussex County, at Georgetown, Delaware, in Deed Book \_\_\_\_\_, Page \_\_\_\_\_ children.

The said grantee shall have the right of ingress and egress to and from the above tract of land over the lands of said grantors as noted in the Deed from Daniel S. Donovan, etux. to Leroy S. Arterbridge, etux., dated August 26, 1959, and filed for record, as aforesaid, in Deed Book 508, Page 199.

NO LIEN OR TITLE SEARCH REQUESTED OR PERFORMED  
BY THE LAW OFFICE OF D. STEPHEN PARSONS, P.A.

*Title search done by:*

KARL HALLER  
HALLER & HUDSON  
101 S. BEDFORD STREET  
GEORGETOWN, DE 19947  
302-856-4525

02628 119

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand and seal, the day and year aforesaid.

SIGNED, SEALED, AND WITNESSED  
IN THE PRESENCE OF  
KARL HALLER  
HALLER & HUDSON  
101 S. BEDFORD STREET  
GEORGETOWN, DE 19947  
302-856-4525

*[Signature]*

*[Signature]* (SEAL)  
David A. Greth

STATE OF DELAWARE, COUNTY OF SUSSEX, to wit:

BE IT REMEMBERED, that on this \_\_\_\_\_ day of September, 2001, personally came before me, a Notary Public in and for the State and County aforesaid, David A. Greth, party to this Indenture, known to me personally to be such and he acknowledged this Indenture to be his deed.

GIVEN under my Hand and Seal of Office, the day and year aforesaid.

*[Signature]*

Notary Public

Printed Name/Exp. Date

Received

SEP 13 2001

ASSESSMENT DIVISION  
OF SUSSEX CTY.



RECORDER OF DEEDS  
RICHARD H. BELL, II

01 SEP 12 AM 8:52

SUSSEX COUNTY  
DOC. SURCHARGE PAID

KARL HALLER  
HALLER & HUDSON  
101 S. BEDFORD STREET  
GEORGETOWN, DE 19947  
302-856-4525

Consideration : \$ 167500.00 Exempt Code: A

County	State	Total
2512.50	2512.50	5025.00
counter	Date: 09/12/2001	



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-098/03  
Date of Issuance: 12/12/03  
Construction Expiration Date: 12/12/06  
Amended Date:  
Tax Parcel -2-34-17-67.01

**SUBAQUEOUS LANDS LEASE**  
**GRANTED TO PAUL OLIVA AND JANET OLIVA TO CONSTRUCT A PIER 4 FEET**  
**WIDE BY 70 FEET LONG, A DOCK 5 FEET WIDE BY 44 FEET LONG AND 4**  
**MOORING PILING, IN HOPKINS PRONG AT THE TERMINUS OF BIG OAK LANE,**  
**MILLSBORO, SUSSEX COUNTY, DELAWARE**

Paul & Janet Oliva  
RD 1, Box 326  
Millsboro, DE 19966

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 12<sup>th</sup> day of December A.D. 2003, to construct the above-referenced project in accordance with the revised approved plans for this Lease (2 Sheets) as approved on 10/24/03, and revisions received on 9/11/03 and the application dated 4/15/03 and received by this Division on 4/15/03, with revisions received on 9/11/03.

WHEREAS, the State of Delaware is the owner of ungranted subaqueous lands lying beneath the waters of Hopkins Prong; and

WHEREAS, Paul & Janet Oliva, owner of certain adjoining lands to Hopkins Prong, has applied for permission to construct a pier and a dock; 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 is returned to, and has been received by, the Department.**
2. The current leased area of structure over public subaqueous lands is **484** square feet represented by a pier 4 feet by 65 feet, a dock 5 feet by 44 feet and four mooring piling channelward of the mean low water line. The lessee's private subaqueous lands total **20** square feet represented by a pier 4 feet by 5 feet, for a structure grand total of **504** square feet.
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-093/03

7. The structure on/or adjacent to subaqueous lands shall be for the explicit purpose of berthing two vessels 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 attached Department of the Army Permit number GP-20.
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.**

#### 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, Paul & Janet Oliva, have caused this instrument to be executed on this 28<sup>th</sup> day of November, 2003.

Paul Oliva  
Lessee

Janet P. Oliva  
Lessee

Valerie S. Chandler

Notary

My commission expires:

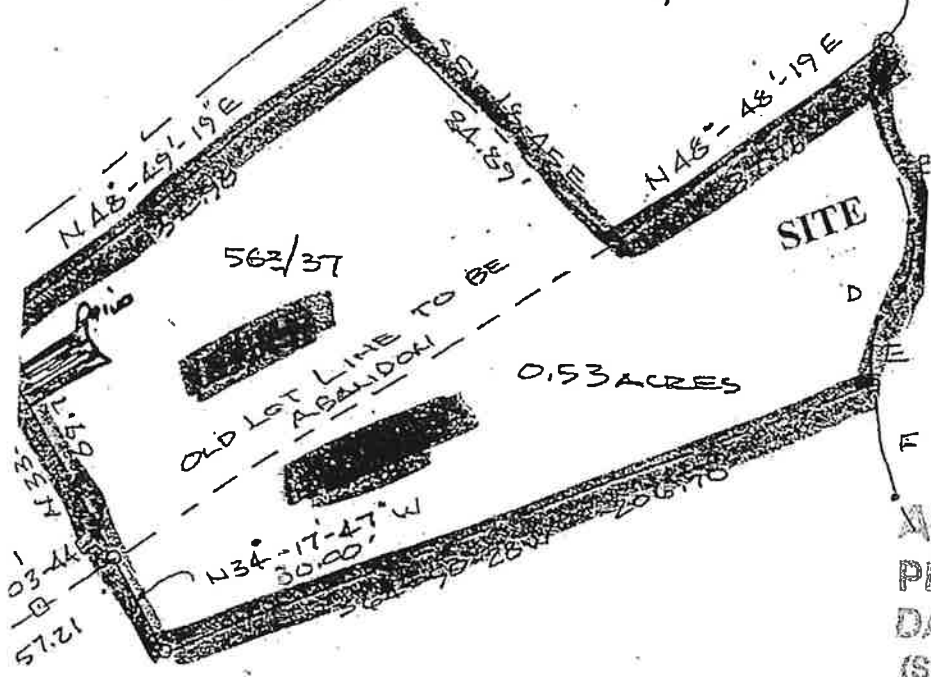
**VALERIE S. CHANDLER**  
**NOTARY PUBLIC**  
My Commission Expires May 20, 2004

(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 12<sup>th</sup> day of December, 2003.

[Signature]  
Secretary, Department of Natural Resources  
and Environmental Control

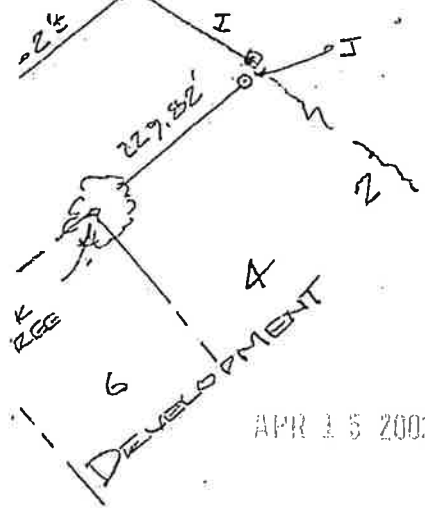
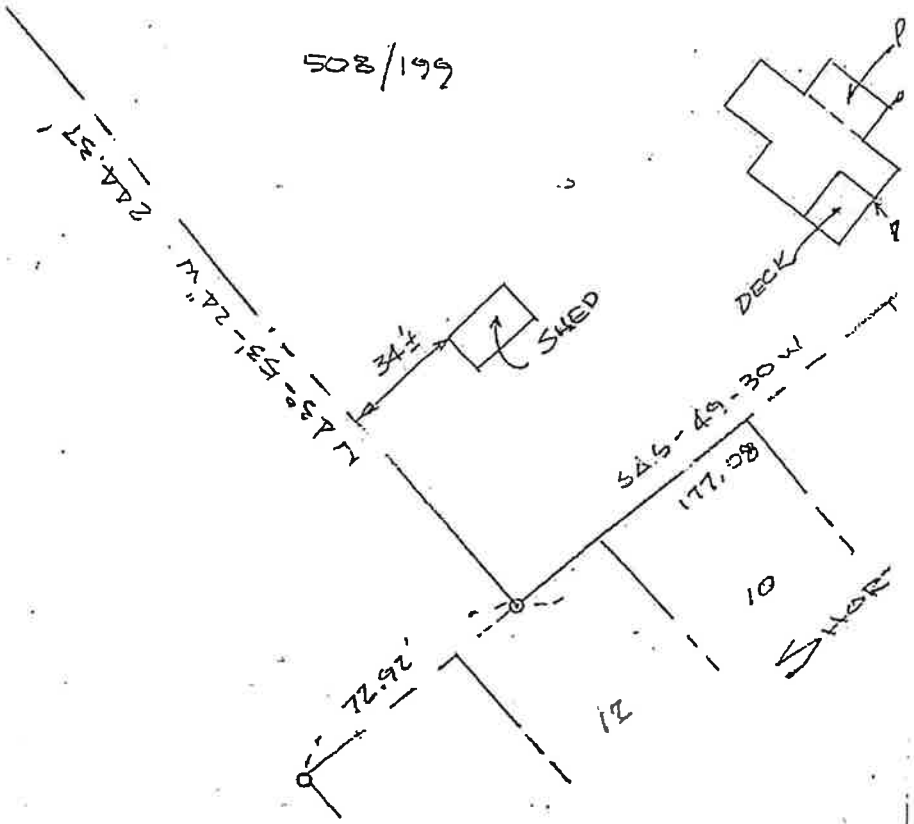
LANDS H/F  
 FOR LOT JACOB RICKER  
 234/331



HODGINS DEPARTMENT  
 HERRING  
 APPROVED PLANS  
 PERMIT # S-098/03  
 DATE 10/24/03  
 (SEE PERMIT CONDITIONS)

1.02 ACRES

508/199



APR 15 2003

JOHN L. CAREY, JR.  
 REGISTERED  
 No. 538  
 PROFESSIONAL SURVEYOR  
 DELAWARE  
*John L. Carey*  
 3/6/01

SURV
INDIAN
SCALE: 1" = 40'
DATE: 3-
0 DE
0 DE



WETLANDS & SUBAQUEOUS  
LANDS SECTION

STATE OF DELAWARE  
DEPARTMENT OF NATURAL RESOURCES &  
ENVIRONMENTAL CONTROL  
DIVISION OF WATER RESOURCES

TELEPHONE (302) 739-9943  
FACSIMILE (302) 739-3491

89 KINGS HIGHWAY  
DOVER, DELAWARE

Supplemental Lease Approval No.: SU-219/08

Associate permits;

Subaqueous Lands Permit No.: SL-098/03

Date of Issuance: 6/24/2008

Tax Parcel: 2-34-17-67.01

**SUPPLEMENTAL APPROVAL**

**GRANTED TO PAUL AND JANET OLIVA TO ADD 2 BOAT LIFTS TO AN EXISTING  
MOORING PILING AND 2 PERSONAL WATER CRAFT LIFTS TO AN EXISTING  
PILING AND TO MAINTAIN A 4 FOOT WIDE BY 70 FOOT LONG PIER SECTION, A  
5 FOOT WIDE BY 44 FOOT LONG DOCK, AND 4 PILINGS, IN HOPKINS PRONG, AT  
24206 BIG OAK LANE, MILLSBORO, SUSSEX COUNTY, DELAWARE**

Paul and Janet Oliva  
24206 Big Oak Lane  
Millsboro DE 19966

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 24<sup>th</sup> day of June A. D. 2008, to amend an existing Lease in accordance with the revised approved plans for this Supplemental Approval (1 Sheet), as approved on 6/11/08 and received by this Division on 4/23/08.

THE above referenced Subaqueous Lands Lease shall be amended subject to the terms and conditions herein set forth.

1. This Supplemental Approval is an addendum to Subaqueous Lands Lease Nos. SL-098/03 granted to Paul and Janet Oliva by the State of Delaware on 12/12/03. This Supplemental Approval shall be attached thereto and made a part hereof.

2. This approval is in accordance with the plans submitted on 4/23/08, and approved on 6/11/08 by the Department of Natural Resources and Environmental Control, copies of which are attached hereto and made a part hereof.

SU-219/08

3. Special condition No. 7 shall be amended to read, the structure on/or adjacent to subaqueous lands shall be for the explicit purpose of berthing four vessels as stated in the application.
4. All other terms and conditions of Subaqueous Lands Lease No. SL-098/03 shall remain in full force and effect.

IN WITNESS WHEREOF, We, Paul and Janet Oliva, have caused this instrument to be executed on this 13<sup>th</sup> day of June, 2008.

Paul Oliva  
Paul Oliva (Lessee)

Janet Oliva  
Janet Oliva (Lessee)

Mary T. Devine  
Notary

**MARY T. DEVINE**  
My commission expires:  
**Notary Public - State of Delaware**  
**My Comm. Expires Nov. 8, 2008**

(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 24<sup>th</sup> day of June 2008.

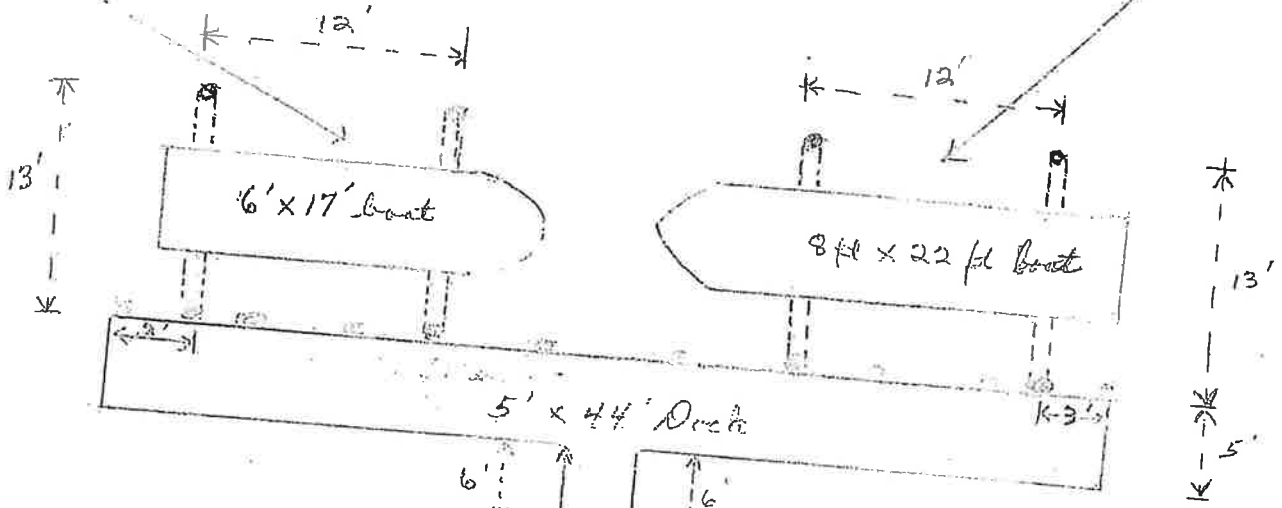
John A. Hepler  
Secretary, Department of Natural Resources  
and Environmental Control

F. → E.

Hopkins from  
Herring Creek

Proposed  
Boat Lift

Proposed  
Boat Lift



Proposed  
Jet Lift

Proposed  
Jet Lift

W.S.L.S.  
 APPROVED PLANS  
 PERMIT # SD/219/085M  
 DATE 6/11/08  
 (SEE PERMIT SOLUTIONS)

- ① Jet lifts are in place and none need to be added or moved.
- ② Just mark a permit to jet lifts to them (2 boat lifts and 1 jet lift)

4' x 70' pier

M.L.W.

M.H.W.

P.O. + Com. dt.

