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To: [Stenvall, Charlie](#)
Subject: Historical Note of interest
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Reading through the files to link FWS recommendations with DNR lease stipulations, I came across a 1960 applicant request for FWS approval of a tideland lease. Mr. Eccles (applicant) letter states the following:

The following is quoted from their [WADNR] letter to me dated 19 August 1960. "The desired tidelands are included in a Use Deed issued to the U.S. Fish and Wildlife Service May 29, 1943 under Application No 10585, and their consent to the leasing of said tidelands for the purposes of oyster cultivation must be obtained."

FWS denied this request in 1961 with the following statement:

Under the terms of the [Use Easement] deed [WADNR], of course, reserves the rights to issue all permits, but in cases that involve wildlife interests are issued upon our concurrence...We have declined to approve issuance of other permits because of the possibility of this adversely affecting the interests of waterfowl... We are obligated to give every possible protection to the habitat that is available to the waterfowl within the existing Bay area, and it is for this reason that we are not in a position to concur in the issuance of permits for any additional oyster or other operations.

This is not a direct recommendation -> lease stipulation link, but exemplifies past protection of FWS property rights through lease concurrence.

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