

Put in
Minute Book

THE ST. MARY'S RIVER ASSOCIATION
ST. MARY'S CITY
MARYLAND

January 30, 1962

The County Commissioners of St. Mary's County, Maryland
Court House
Leonardtown, Maryland

Honorable Gentlemen:

Our group has noted with pleasure your reported disapproval of the plan of Patuxent Water Company to dump the effluent from its proposed "lagoon" into Hilton Run and ultimately into the St. Mary's River. Our gratification is based on the threat to our oyster industry, our riparian rights and property values among other issues.

Such information as we have is based on a story which appeared in The Enterprise of Lexington Park, Maryland, dated January 25, 1962. Naturally our membership (160 odd) would be interested in a more formal answer to our petition of October 1961 and our representation at your hearing at the Court House in Leonardtown on Tuesday, January 23, 1962. We hope that when this letter is brought to your attention that you will favor our group, through our legal counsel, with a written report of your ruling.

For the organization may I express our appreciation of your courtesy in hearing our petition and re-affirm our determination to make and keep the St. Mary's River, its arms and tributaries a habitable and enjoyable waterway. We look forward to your expression on this matter which is very close and passionate to us all.

THE ST. MARY'S RIVER ASSOCIATION

By J. Sheridan Fahnestock
J. Sheridan Fahnestock
Chairman, pro tem.

JSF/w

- cc- Robert M. Brown, Chief
Bureau Environmental Health
Maryland Department of Health
- cc- Dr. Alan Houser
St. Mary's County Health Department
- cc- Department of Tidewater Fisheries
Annapolis

DOMESTIC SERVICE	
Check the class of service desired; otherwise this message will be sent as a fast telegram	
TELEGRAM	
DAY LETTER	
NIGHT LETTER	

WESTERN UNION TELEGRAM

1213 (7-58)

W. P. MARSHALL, PRESIDENT

INTERNATIONAL SERVICE	
Check the class of service desired; otherwise the message will be sent at the full rate	
FULL RATE	
LETTER TELEGRAM	
SHORE-SHIP	

NO. WDS.-CL. OF SVC.	PD. OR COLL.	CASH NO.	CHARGE TO THE ACCOUNT OF	TIME FILED
LF	WUA178 PB332 P ANA162	PD NL ANNAPOLIS MD 15		(COPY)

Send the following message, subject to the terms on back hereof, which are hereby agreed to

To SAINT MARY'S COUNTY COMMISSIONERS (ORIGINAL ADDRESSED TO 19
LOKER, WIGGINTON AND LOKER)

Street and No. LEONARDTOWN MARYLAND

Care of or Apt. No. _____ Destination _____

IN BEHALF OF MARYLAND MEMBERS OF THIS ASSOCIATION WE STRONGLY PROTEST DISCHARGE OF POLLUTANTS INTO THE HEAD WATERS OF ST MARY'S RIVER AS CONTEMPLATED BY PATUKENT WATER COMPANY. ST MARY'S RIVER IS MAJOR OYSTER PRODUCING AREA CONTAMINATION BY AN EFFLUENT FROM SEWERAGE DISPOSAL SETUP GENERALLY RESULTS IN RESTRICTIONS BY HEALTH DEPARTMENT ON USING OYSTER OR MANY OTHER SHELLFISH FROM ADJACENT AREA THIS DAMAGES OUR INDUSTRY AND LIMITS PRODUCTION OYSTERS HARVESTED ILLEGALLY FROM RESTRICTED AREAS ARE A POTENTIAL DANGER TO THE INDUSTRY AND CONSUMERS WE URGE YOUR ACTION TO PREVENT FURTHER POLLUTION OF OUR CLEAN WATERS

DAVID H WALLACE
DIRECTOR OYSTER INSTITUTE OF NORTH AMERICA

712P EST JAN 15 62

Senders' name and address (For reference)

Sender's telephone number

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS:

To guard against mistakes or delays, the sender of a message should order it repeated, that is, telegraphed back to the originating office for comparison. For this, one-half the unrepeatable message rate is charged in addition. Unless otherwise indicated on its face, this is an unrepeatable message and paid for as such, in consideration whereof it is agreed between the sender of the message and the Telegraph Company as follows:

1. The Telegraph Company shall not be liable for mistakes or delays in the transmission or delivery, or for non-delivery, of any message received for transmission at the unrepeatable message rate beyond the sum of five hundred dollars; nor for mistakes or delays in the transmission or delivery, or for non-delivery, of any message received for transmission at the repeated message rate beyond the sum of five thousand dollars, unless specially valued; nor in any case for delays arising from unavoidable interruption in the working of its lines.
2. In any event the Telegraph Company shall not be liable for damages for mistakes or delays in the transmission or delivery, or for the non-delivery, of any message, whether caused by the negligence of its servants or otherwise, beyond the actual loss, not exceeding in any event the sum of five thousand dollars, at which amount the sender of each message represents that the message is valued, unless a greater value is stated in writing by the sender thereof at the time the message is tendered for transmission, and unless the repeated message rate is paid or agreed to be paid and an additional charge equal to one-tenth of one per cent of the amount by which such valuation shall exceed five thousand dollars.
3. The Telegraph Company is hereby made the agent of the sender, without liability, to forward this message over the lines of any other company when necessary to reach its destination.
4. The applicable tariff charges on a message destined to any point in the continental United States listed in the Telegraph Company's Directory of Stations cover its delivery within the established city or community limits of the destination point. Beyond such limits and to points not listed in the Telegraph Company's Directory of Stations, the Telegraph Company does not undertake to make delivery but will endeavor to arrange for delivery by any available means as the agent of the sender, with the understanding that the sender authorizes the collection of any additional charge from the addressee and agrees to pay such additional charge if it is not collected from the addressee.
5. No responsibility attaches to the Telegraph Company concerning messages until the same are accepted at one of its transmitting offices; and if a message is sent to such office by one of the Telegraph Company's messengers, he acts for that purpose as the agent of the sender; except that when the Telegraph Company sends a messenger to pick up a message, the messenger in that instance acts as the agent of the Telegraph Company in accepting the message, the Telegraph Company assuming responsibility from the time of such acceptance.
6. The Telegraph Company will not be liable for damages or statutory penalties when the claim is not presented in writing to the Telegraph Company, (a) within ninety days after the message is filed with the Telegraph Company for transmission in the case of a message between points within the United States (except in the case of an intrastate message in Texas) or between a point in the United States on the one hand and a point in Alaska, Canada, Mexico, or St. Pierre-Miquelon Islands on the other hand, or between a point in the United States and a ship at sea or in the air, (b) within 95 days after the cause of action, if any, shall have accrued in the case of an intrastate message in Texas, and (c) within 180 days after the message is filed with the Telegraph Company for transmission in the case of a message between a point in the United States and a foreign or overseas point other than the points specified above in this paragraph; provided, however, that this condition shall not apply to claims for damages or overcharges within the purview of Section 415 of the Communications Act of 1934, as amended.
7. It is agreed that in any action by the Telegraph Company to recover the tolls for any message or messages the prompt and correct transmission and delivery thereof shall be presumed, subject to rebuttal by competent evidence.
8. Special terms governing the transmission of messages according to their classes, as enumerated below, shall apply to messages in each of such respective classes in addition to all the foregoing terms.
9. No employee of the Telegraph Company is authorized to vary the foregoing.

4-54

CLASSES OF SERVICE

DOMESTIC SERVICES

INTERNATIONAL SERVICES

TELEGRAM

The fastest domestic service.

DAY LETTER (DL)

A deferred same-day service, at low rates.

NIGHT LETTER (NL)

Economical overnight service. Accepted up to 2 A. M. for delivery the following morning; at rates lower than the Telegram or Day Letter rates.

FULL RATE (FR)

The fastest overseas service. May be written in code, cipher, or in any language expressed in Roman letters.

LETTER TELEGRAM (LT)

For overnight plain language messages, at half-rate. Minimum charge for 22 words applies.

SHIP RADIOGRAM

For messages to and from ships at sea.

CLASS OF SERVICE

This is a fast message unless its deferred character is indicated by the proper symbol.

WESTERN UNION TELEGRAM

W. P. MARSHALL, PRESIDENT

1201 (4-60)

SYMBOLS

DL=Day Letter

NL=Night Letter

LT=International Letter Telegram

The filing time shown in the date line on domestic telegrams is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination

I=WUT081

1/16/62

WUB011 PA015 =W LJA077 (SGA101) NL PD

SALISBURY MD 15

=COUNTY COMMISSIONERS =OF ST MARYS COUNTY =

LEONARDTOWNRTE LEXINGTON PARK MD

=THE UNDERSIGNED ORGANIZATION MADE UP ENTIRELY OF MARYLAND OYSTER =PACKERS HEREBY ADVISES THAT IT IS UNALTERABLY OPPOSED TO PLAN =OF PATUXENT WATER CO FOR SEWAGE DISPOSAL LAGOON AT HEAD OF =ST MARYS RIVER.

CHEMICALS IN EFFLUENT WOULD UNDOUBTEDLY DESTROY =ONE OF MARYLANDS BEST OYSTER SEED GROWING AREAS. WE ARE SURE =ANOTHER SITE CAN BE FOUND FOR LAGOON NOT ENDANGERING MARYLANDS =ALREADY CRIPPLED OYSTER INDUSTRY =

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

1082

CLASS OF SERVICE

This is a fast message unless its deferred character is indicated by the proper symbol.

WESTERN UNION TELEGRAM

W. P. MARSHALL, PRESIDENT

1201 (4-80)

SYMBOLS

DL = Day Letter

NL = Night Letter

LT = International Letter Telegram

The filing time shown in the date line on domestic telegrams is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination

WIT081 County Commissioners of Somerset's County

2 of 2

CHESAPEAKE SEAFOOD PACKERS ASSOC

ROOM 3 APEX BLDG

414 SOUTH =DIV ST

SALISBURY MD. =

=904A EST JAN 16 62 =

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

CLASS OF SERVICE

This is a fast message unless its deferred character is indicated by the proper symbol.

WESTERN UNION TELEGRAM

W. P. MARSHALL, PRESIDENT

1201 (4-60)

SYMBOLS

DL=Day Letter

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=WUT085

1/16/62

WUA171 PB328 = P ANA161 NL PD ANNAPOLIS

MD 15

=ST MARYS COUNTY COMMISSIONERS =

LEONARDTOWN MD RTE WASHDC

=IN BEHALF OF MARYLAND MEMBERS OF THIS ASSOCIATION WE STRONGLY =PROTEST DISCHARGE OF POLLUTANTS INTO THE HEAD WATERS OF ST =MARYS RIVER AS CONTEMPLATED BY PATUXENT WATER COMPANY. ST MARYS =RIVER IS MAJOR OYSTER PRODUCING AREA CONTAMINATION BY AN EFFLUENT =FROM SEWERAGE DISPOSAL SETUP GENERALLY RESULTS IN RESTRICTIONS =BY HEALTH DEPARTMENT ON USING OYSTERS OR MANY OTHER SHELLFISH =FROM ADJACENT AREA. THIS DAMAGES OUR INDUSTRY

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

102

CLASS OF SERVICE

This is a fast message unless its deferred character is indicated by the proper symbol.

WESTERN UNION TELEGRAM

W. P. MARSHALL, PRESIDENT

1201 (4-60)

SYMBOLS

DL = Day Letter

NL = Night Letter

LT = International Letter Telegram

The filing time shown in the date line on domestic telegrams is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination

WJTOPS

County Commissioners (St Mary's Co)

2/2

AND LIMITS PRODUCTION. =OYSTERS HARVESTED ILLEGALLY FROM RESTRICTED AREAS ARE A POTENTIAL =DANER TO THE INDUSTRY AND CONSUMERS. WE URGE YOUR ACTION TO =PREVENT FURTHER POLLUTION OF OUR CLEAN WATERS =

DAVID H WALLACE DIRECTOR
OYSTER INSTITUTE OF NORTH AMERICA. =

=909A EST JAN 16 62

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

Street Signs

TOWN CREEK -

RIVER ROAD

ROLLING ROAD

— 3 signs

SUNRISE DRIVE E AND W

HARBOR LANE

PINE ROAD

QUINCY TERRACE E AND W

BEECHWOOD PLACE

SHEENAN ROAD

— (sp) Sheeran St. (P)

MIRFIELD LANE

DENT DRIVE

LEIGHTON LANE

LINDEN LANE

HOLLY COURT

OVERCUP DRIVE

ROPER ROAD

MARSHALL ROAD

POPLAR LANE

HOLLY ROAD

WOODLAWN DRIVE

TOWN CREEK DRIVE

} 4 WAY

WOODLAWN DRIVE

(at corner of 7 Gables Rd)

NORTH TOWN CREEK -

BARINGER DRIVE

(sp) Barringer

ELLIOTT COURT

CAPPS COURT

ARGYLE COURT

BARINGER COURT

} 4 WAY

DRIVE

NORTH TOWN CREEK (CONT'D)

OAK COURT -

25-2 WAY = 137.50

2-4 WAY = 17.50
155.00