

LAW OFFICES
FENTON, GRIFFIN, CHAPMAN & BURRILL

109 MAIN STREET
BAR HARBOR, MAINE 04609
TEL. (207) 288-3331

WILLIAM FENTON
FRANCOCK GRIFFIN, JR.
DOUGLAS B. CHAPMAN
FREDERICK C. BURRILL

March 28, 1972

Mr. John H. Gray
President
Goose Pond Reclamation Society
Brooksville, Maine 04617

Dear Mr. Gray:

Thank you for your letter of March 27th with the enclosed Certificate of Organization for the Reclamation Society. I have completed this form by filling in on page 1 that the corporation was organized at Harborside. I have also struck out the names of Robert Dow and Robert Doyle from the acknowledgement made before the Notary Public since these two persons did not sign the certificate.

I am forwarding the certificate today to the Attorney General for his approval. After he returns it, I will then be able to file it in the Registry of Deeds and subsequently, with the Secretary of State.

Sincerely yours,

William Fenton

WF/ct

Wm. Sherman Greene, Jr.
Attorney and Counsellor at Law
Sunset, Maine 04683
207-348-2881

March 9, 1972

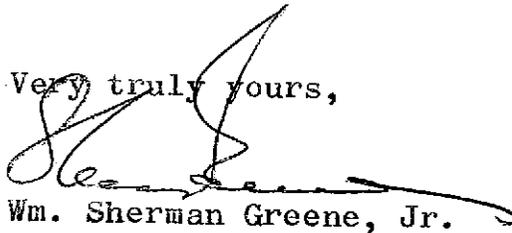
Mr. John Gray
Brooksville,
Maine 04617

Dear Mr. Gray:

Albert Sandecki has signed the Certificate of Organization of the Goose Pond Reclamation Society and I am enclosing it herewith.

It is my understanding that you will take care of getting additional local signatures and then send it on to Bill Fenton.

Very truly yours,



Wm. Sherman Greene, Jr.

WSG:RL

(encl)

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109 MAIN STREET
BAR HARBOR, MAINE 04609
TEL. (207) 288-3331

WILLIAM FENTON
WINCOCK GRIFFIN, JR.
DOUGLAS B. CHAPMAN
FREDERICK C. BURRILL

March 1, 1972

Mr. John H. Gray
Brooksville, Maine

RE: Goose Pond Reclamation Society

Dear Mr. Gray:

Thank you for your letter of February 28th. I have typed a new original certificate of organization for the corporation and I am forwarding it today to Mr. Greene so that he can get Mr. Sandeck's signature as Treasurer. For your information I enclose herewith a copy of my letter of today's date to Mr. Greene.

After it has been duly signed and acknowledged before a Notary Public, kindly return the original to me for further processing.

Sincerely yours,

William Fenton

WF/ct
Enclosure

LAW OFFICES
FENTON, GRIFFIN, CHAPMAN & BURRILL

109 MAIN STREET
BAR HARBOR, MAINE 04608
TEL. (207) 288-3331

WILLIAM FENTON
FRANK COCK GRIFIN, JR.
DOUGLAS B. CHAPMAN
FREDERICK C. BURRILL

March 1, 1972

William Sherman Greene, Jr., Esq.
Deer Isle, Maine 04683

Dear Sherm:

I enclose herewith the original certificate of organization of Goose Pond Reclamation Society. If it meets with your approval, perhaps you could forward it to Mr. Sandecki for his signature, both as Treasurer of the corporation and as a Director. It will have to be signed also by Mr. Gray, the President and by a majority of the Directors of the corporation.

After Mr. Sandecki has signed it, I suggest that you forward it to Mr. Gray so that he can sign it and get the signature of a majority of the Board. When the certificate has been executed by the necessary parties, it should be returned to me so that I can conform the copies and arrange to file the certificate with the Attorney General's office, the Registry of Deeds and the Secretary of State's office.

I am sending a copy of this letter to Mr. Gray for his information.

Sincerely yours,

WF/ct
Enclosure

CALLAHAN MINING CORPORATION

277 PARK AVENUE · NEW YORK, N.Y. 10017
TELEPHONE: (212) 826-2950

PLEASE ADDRESS REPLY TO:
41 UNION WHARF
PORTLAND, MAINE 04111
TEL: (207) 772-3789

March 8, 1972

Mr. Albert Sandecki
50 Tanner Street
Haddonfield, New Jersey 08033

Dear Albert:

I received a copy of the Brooksville town report today and was interested to read about the GPRC public meeting. I feel it is certainly in the best interests of the town to be well advised of the progress (or lack of) which we are making.

I note that you have stated that the recommendations listed are those of the committee. As you may remember, the recommendations are not those of the committee but those of people who have made recommendations to the committee. There is a big difference. It may be that our committee will make recommendations similar to these. However, it would be appropriate to have the committee vote on recommendations at an appropriate time--for example when as much factual data as can be obtained is available to us.

In order to be given any credibility, the recommendations of the committee should be those of the entire committee, not those of an individual on that committee.

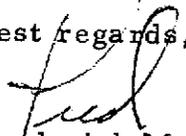
Your last paragraph is, unfortunately, misleading. The purpose of incorporation is not to facilitate receiving and administering Callahan funds. We can do that well enough. The purpose is to create a responsible organization capable of providing a continuity of reclamation and rehabilitation during and after shutdown of the mine, a "healing" process which could take several years. Callahan is willing to provide certain funds to support this effort.

I'm sorry to be so critical, but I am as concerned about the reclamation of the area as you are, and feel that misleading

Mr. Albert Sandecki
50 Tanner Street
Haddonfield, New Jersey 08033

statements don't add to our common goal.

Best regards,


Frederick M. Beck

FMB:lja

cc: Robert Doyle
Robert Dow
Robert Howard
Shannon Blodgett
✓ John Gray
Clifford Leach

GOOSE POND RECLAMATION COMMITTEE REPORT

Representatives from the Town of Brooksville, State of Maine and the Callahan Mining Corporation met on May 27th 1971 to discuss the restoration of the mine-site at Goose Pond.

On June 8th a committee was formed to study the situation; the members are:

Mr. Albert Sandecki	Chairman
Mr. John Gray	Vice-chairman
Mr. Fred Beck	Secretary
Mr. Robert Dow	Marine Research Director for Dept. of Sea & Shore Fisheries
Mr. Robert Doyle	Administrator of Maine Mining Bureau

The committee realizing the need for thorough study of the situation has been gathering advice from various State agencies and qualified individuals. On July 30th the committee heard from Mr. Dow and Dr. Ruth Patrick, Limnologist from the Academy of Natural Sciences in regard to the restoration of the mine's open-pit area. The committee found that little is known of the possible environmental changes that could occur by the reflooding of the open-pit with either salt or fresh water. At this time the use of salt water, marine mud and waste rock seems to be best for the precipitation and neutralizing of the possible development of toxic metal ions within the waters of the pit area. There will be a need for research in engineering and detailed monitoring of the water to avoid adverse effects to the marine environment.

On August 17th a public meeting was held at the Brooksville Community Center presenting the information gathered to that time. The committee's recommendations outlined at that meeting are as follows:

1. Impoundment and flood control of the pit area's waters by retaining the dam under Goose Falls bridge, until monitoring indicates the waters may be safely returned to tidal ebb and flow.
2. Damming of the Weir Cove ditch to a level preventing tailings and surface drainage into the Weir Cove area.
3. To fill and seal as much of the open-pit by marine mud and waste rock, now existing in the pond beds, before flooding the pit area to avoid or minimize possible toxic metal accumulation of the pond waters.
4. Reducing mud and waste rock now in the pond beds to a level below normal salt water low tide mark to regain proper drainage of the pond area.

*Goose Pond
Town Report*

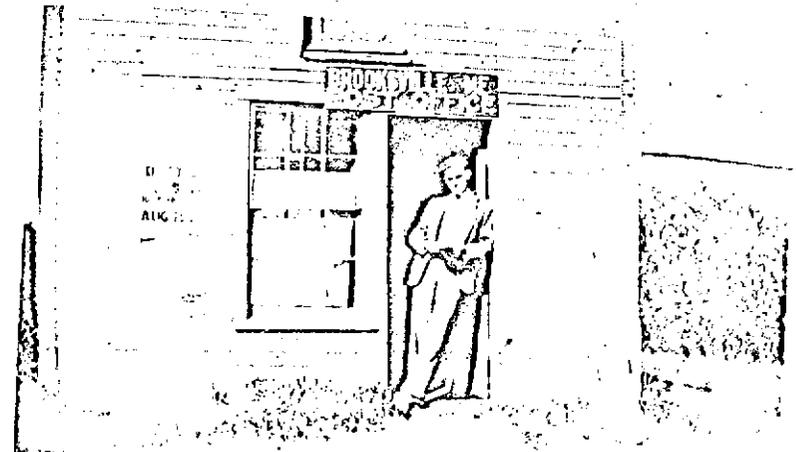
5. Grading of waste rock dump area to facilitate revegetation and prevent erosion.
6. Allow tailings area to stabilize doing necessary grading to permit drainage and revegetation.
7. Reshaping the westerly wall of the pit from low tide mark creating an irregular surface as opposed to a shear surface, as a safety measure.

On September 18th the Selectmen of Brooksville and the Committee met with Governor Curtis and representatives of various state agencies to request engineering and financial assistance for reclamation. The governor will assist in efforts to obtain state funds and has appointed Mr. Robert Doyle as coordinator for the state agencies.

To facilitate the receiving and administering of the funds that the Callahan Corporation will provide for reclamation procedures the Goose Pond Reclamation Committee is considering the addition of two new members and incorporation as a non-profit corporation.

Respectfully submitted,

ALBERT SANDECKI
Chairman GPRC



Brooksville Corner Post Office many years ago.

50 Tanner Street
Haddonfield,
New Jersey 08033
February 25, 1972

Mr. John Gray
Brooksville,
Maine 04617

Dear John:

Sherman Greene has given me a short summary of the meeting on the 18th and I understand you are the new chairman of the Goose Pond Reclamation Committee. Glad to hear this, it should calm the editorial seas a bit.

Greene also mentioned I was now treasurer??? I feel you should know that I have a hard time making change in the shop.. Well, I hope there will be more progress now.

Today I received a questionnaire from the University of Maine concerning the problems on the Penobscot. The material was mailed out as you can see on the 3rd of this month and it was my intention to send you the 10 pages of questions but considering the general nature of the survey I saw nothing wrong with completing them and sending it back to save time.

Nothing in the survey to directly connect the GPRC with the questionnaire other than the address to me. I sent a letter along with the questionnaire informing Mr. Richard Harvey of the reorganization of the committee and your being appointed the new chairman, I suggested he might contact you if an appointment was desirable, if not I offered my comments if he wanted them when I am at Harborside this summer.

I thought you should be aware of this survey if he should happen to call or write to you.

Please let me know of any developments with the committee and I hope things are going smoothly.

Sincerely,



Albert Sandecki

UNIVERSITY OF MAINE *at Orono*

Center for Environmental Studies

6-Winslow Hall
Orono, Maine 04473
207/581-7446 7092

February 3, 1972

Mr. Albert Sandecki
Goose Pond Reclamation Committee
Harborside
Brooksville, Maine

Dear Mr. Sandecki:

We wish to solicit your cooperation in a management survey now being designed and conducted by the University of Maine at Orono, with several departments involved.

The survey is part of a study of the Penobscot River being conducted with the financial help of the Ford Foundation. In specific content, the study is aimed at producing reports on the following subjects by September 1972:

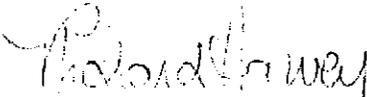
1. Benefits and Costs of Attainment of Various Levels of River Water Quality -- by Dr. J. Delphendahl (Department of Agricultural and Resource Economics)
2. A Multi-Parameter Water Quality Model -- by Dr. F. Woodard (Department of Civil Engineering)
3. An Administrator's Design for More Effective Management of the River -- by C. Wallace (College of Business Administration)
4. Select Ecological Studies -- by Dr. M. Coulter and Associates J. Moroney and G. White (School of Forest Resources)
5. History of the Penobscot River -- by H. Davies (Department of History)
6. Attitudes, Awareness and Existing Management Policies -- by Dr. J. Henderson (Department of Political Science) and R. Harvey (Department of Sociology)

We invite your contribution to any part of the study. More specifically, we would like to meet with you at your convenience to seek answers to the questions shown on the attached questionnaire. You should know that this might take as much as a half-hour of your valuable time. We will be telephoning you in several days to see if it is possible to make an appointment.

Very truly yours,



Edgar A. Imhoff
Project Administrator



Richard Harvey
Project Associate

Penobscot River Study

**A CONFIDENTIAL SURVEY
OF WATER QUALITY MANAGEMENT**

LAW OFFICES
FENTON, GRIFFIN, CHAPMAN & BURRILL
109 MAIN STREET
BAR HARBOR, MAINE 04609
~~TEL (207) 385-3331~~

17M18,

WILLIAM FENTON
HANCOCK GRIFFIN, JR.
DOUGLAS B. CHAPMAN
FREDERICK C. BURRILL

February 4, 1972

Mr. John Gray
Callahan Mining Corporation
Harborside, Maine 04642

RE: Goose Pond Reclamation Society

Dear Mr. Gray:

I have drafted and enclose herewith the application to the Justice of the Peace and Waiver of Notice, the warrant directed to you to call the meeting and the Articles of Association with respect to the organization of Goose Pond Reclamation Society, a corporation without capital stock being organized under the Maine corporation law. I have signed the warrant directed to you to call the meeting, but I have left the date and place of the meeting blank. This should be filled in by you when you have determined a convenient time. You should sign also on the signature line under my signature and I have marked this with your pencilled initials. You will notice that the application and waiver must be signed by the nine incorporators.

Normally, the Articles of Association include the Bylaws which are to govern the operation of the corporation. However, since no Bylaws have yet been prepared for your society, I have inserted a provision that a committee is to be appointed to prepare a set of Bylaws for the corporation and this should be done at your meeting of organization. If I can be of help in

drafting the Bylaws, I would be glad to do so. However, I have provided for the election of officers since this will be necessary for purposes of filing the Certificate of Organization.

If you have any question about the enclosed papers, do not hesitate to let me know. I am returning to you herewith the copy of the Certificate of Organization as well as the copy of the warrant and return of service.

I am sending a copy of this letter and of the Articles of Association to Fred Beck in New York.

Sincerely yours,

William Sinton

WF/ct
Enclosures

CALLAHAN MINING CORPORATION

Goose Pond Reclamation
Committee
FROM: F. M. Beck
SUBJECT: Miscellaneous Items

DATE: 1/28/72

COPIES: R. L. Dow, John Hurst,
R. G. Doyle, Albert Sandecki
John Gray

Estimates of feasibility have been made by the mine staff and powder experts on moving the mud into the open pit. It is the feeling of the mine engineers and powder men that controlled blasting of the toe and a slot would be sufficient to get the mud moving. Blast full patterns have already been laid out, but it is probable that the mud will not be moved until after the mill shuts down, due to the possibility of disrupting the retaining dam which provides the sump with water for recycling.

I discussed the turbidity of the water in Goose Cove with the mine staff, and apparently the mill is taken off the recycling system during the winter. The turbid water is caused by direct pumping from the pit. Although mill process water is not involved, the ground water seeping into the pit becomes turbid with the clays in the pit bottom. Use of settling ponds is not possible during the winter due to freezing.

I passed around my only copy of the Battelle proposal at the meeting, but it was not returned. I would appreciate its return to me and would be happy to make Xerox copies for anyone interested. Am I correct in assuming that it is the consensus of those at the meeting that the Battelle proposal is too expensive for what it will provide.

I have called Bill Fenton, a lawyer in Bar Harbor, and asked him to help John with the incorporation papers when John gets in touch with him.

The meeting of the Goose Pond Reclamation Committee was not called to order and therefore could not be considered a formal meeting. However, I shall write up my impressions of the discussions during our informal meeting and pass them out for your records.

50 Tanner Street
Haddonfield,
New Jersey 08033
January 17, 1972

Mr. John H. Gray
Second Selectman
Town of Brooksville,
Maine 04617

Dear John:

Hope to hear from you soon in regard to the meeting for the proposed incorporation of the Goose Pond Reclamation Committee.

Received the copy of the Selectmen's letter to Fred Beck agreeing to arrange incorporation and that of Bob Doyle's concerning the review of the incorporation papers.

In reference to the copy of Bob Doyle's letter of Dec. 10th, do you have any indication of the substance of the "one minor correction", and who in the Attorney General's office reviewed these documents with him ?

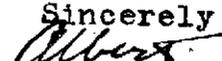
Also wanted to write to you expressing my concern about our telephone conversation on the 9th and your mention that there would not be an attorney at the meeting as a representative of the Town. I think there should be a clear understanding of the aspects of incorporation, which leads me to strongly urge the Town to have a legal representative on their behalf at the coming meeting. I think in order to have effective organization at the local level and considering the majority on the committee will be local people there should be a town attorney at hand to clarify any questions that might come up.

I understand there is a Maine Municipal Association at 89 Water Street in Hallowell, Maine 04317, Phone No. 623-8429, a Mr. John Salisbury can give the name of an attorney.

John, I know you are probably aware of this M.M.A. but I wanted to express my concern on this point of no legal representative for Brooksville. As I recall you mentioned the towns in Maine have access to legal advice for free, "if" there is a charge for this council I would be willing to chip in on the cost.

Through past experience I think it would be very frustrating to have an incorporated committee working without a good understanding of what it can or cannot do.

Considering what Callahan has to gain in a tax savings by setting up such a group I can see no objection on their part to the town having a legal representative from the MMA.

Sincerely,

Albert Sandecki

EMDD

Eastern Maine Development District

CITY HALL
P. O. Box 358

BREWER, MAINE 04412
(207) 942-6389

BOARD OF DIRECTORS

December 29, 1971

PRESIDENT

RAYNOR I. CROSMAN

Mr. John H. Gray

VICE-PRESIDENT

BENJAMIN HUMPHRIES

Selectman
Brooksville, Maine 04617

SECRETARY- TREASURER

VERNARD R. HARDING

Dear John:

PHILIP ANNIS

A. KERMIT CRANDALL

LEE EVANS

MERLE F. GOFF

ORVILLE S. POLAND

RAYMOND D. SMITH

JAMES L. WARREN

EXECUTIVE DIRECTOR

JAMES B. COFFEY, JR.

DEPUTY DIRECTOR

WALDO E. TIBBETTS

Enclosed please find a brief rundown on some findings related to the possible future use of the Callahan Mine site. Also enclosed is an editorial of interest that appeared recently in the Ellsworth American.

I would welcome any comments and suggestions concerning the Callahan situation.

Sincerely yours,



Jon F. Dawson
Economic Planning Coordinator

JFD/nl

Enclosures

cc Dr. Arthur M. Johnson
Frederick Beck
Robert Doyle
John H. Gray
Ralph Flow
Otto Miller
C. E. MacMullen
Richard Burgess

CALLAHAN

"Total Community Development"

SCIENTISTS WARN OF
(Ed page) *Ellsworth American 12/16/71*
Metals Pollution In Area Waters

Department of Sea and Shore Fisheries experts, in a study completed last month, warn that Blue Hill and Penobscot Bay have a high level of heavy metal contamination, polluting some sea life more than FDA standards permit. The survey also warns that Callahan Mine operations caused a dramatic increase in heavy metal pollution. It warns against allowing toxic residues from the abandoned open pit mine to flow into the adjacent bay.

The study is entitled REHABILITATION PROBLEMS OF THE CAPE ROSIER OPEN PIT MINE and was made by Robert L. Dow and John W. Hurst, Jr. The report contains tables showing heavy metal contamination of clams in the area before Callahan's separation operations and since then. At one point it states:

"Before ore separation operations were begun at Cape Rosier, the heavy metals listed by the Food and Drug Administration, other than mercury, taken from Goose Cove had an average soft clam analysis value of 5.754 ppm; after operations, through September 1969, they had a value of 11.1976 ppm or an increase of 95 percent. December 1969 samples from the same area had an average value of 18.962 ppm for the five metals, an increase of 230 percent since ore separation was commenced. We may, therefore, assume that the increased trends of toxic metals in soft clams from Goose Cove can be attributed to the mining and the ore separation operation carried on by Callahan Mining Corp".

Evidence obtained from their research, the study says, supports two basic assumptions:

(1) Mining activity at Cape Rosier has had a major and significant effect on toxic metal levels in bottom sediments, rockweeds, and soft clams.

There is evidence that this effect has spread well beyond the effluent discharge site.

(2) Extensive shellfish areas may be closed by enforcement of FDA standards because of failure to protect the environment from toxic metals.

The sampling program of the Department was carried on at 12 stations from Castine around



Naskeag point into Blue Hill Bay up to the site of Blue Hill. It cites the standards for heavy metals concentration proposed by the Food and Drug Administration for the six major metals involved and compares the standards with the contamination found. Summarizing their sampling the researchers say:

"Of 329 clam samples from Cape Rosier, 84 samples or 22 percent contained levels of lead, zinc, copper, cadmium or chromium above the standards for heavy metals in shellfish propos-

ed by the U. S. FDA. Although the most consistently high levels, (55 samples), came from stations under the influence of the mining operation (Goose Cove and Weir Cove), it is obvious that background levels throughout Cape Rosier and the peninsula area are high. Any increase in these metal levels from mining activity poses a threat to commercially valuable marine species and to public health".

Of samples taken from Morse Cove in Castine to Blue Hill Bay, 236 soft clam samples have been analyzed for the five metals: lead, zinc, copper, cadmium and chromium. The study reports: "Of 60 lead samples, 33 exceeded the proposed FRA level of 2 parts per million; of 59 zinc samples, 9 exceeded the 20 ppm level; of 59 copper samples, 6 exceeded the 5 ppm level; of 54 cadmium samples, 8 exceeded the 5 ppm level; and of 54 chromium samples, 43 exceeded the 1 ppm level."

The study contains extensive documentation on the hazards to marine life and public health involved in metals contamination by the metals studied.

The study cites the recommendations of three experts at the Goose Pond Reclamation Committee meeting on July 30, 1971 urging that drainage from the open mine pit to Weir Cove be closed to prevent residue contamination of the adjacent waters.

Metals involved in the study included Zinc, Copper, Cadmium, Lead and Chromium — five of the six metals for which the FDA has recommended shellfish guidelines. Mercury analysis was not made. Goose Cove studies were made of concentrations in clams of Manganese, Cadmium, Chromium, Nickel, Zinc, Lead, Iron, Cobalt.

CONSIDERATIONS ON FEASIBILITY OF CALLAHAN
MINE SITE FOR MARINA BOAT/REPAIR FACILITY

I INTRODUCTION

It has been proposed that a marina or other boat facility would be a possible alternative in light of the closing of Callahan Mine and the site's subsequent reclamation. In trying to determine the economic feasibility of such an operation, two of the area's principal yard managers were solicited for their expertise and candid appraisal of the proposal.

The following analysis resulted from several conversations with these two individuals and others concerned with the project.

II ECONOMIC REALITIES OF THE MINE CLOSING

In order to enumerate the economic facts of life involved in the Callahan Mining operation, the following figures provide a case in point.

1970 (figures approximate)		
Payroll	\$975,000	Employees 79
To Maine Suppliers	\$1,300,000	
Taxes:		
Municipal	\$27,000	
Maine Sales Tax	\$51,000	
Maine Use Tax	\$ 8,000	
Royalties to State	<u>\$ 5,000</u>	
	\$91,000	
Total Economic Contribution		\$2,360,000

It is easily recognized that to replace this economic contribution would require a substantial commercial operation.

III MARINA/REPAIR OR OTHER RELATED FACILITY

In considering any site for use as a marina/boat yard facility, the primary factor to be studied is: accessibility.

When considering location/accessibility, three separate considerations arise: 1) accessibility by land, 2) accessibility by air, and

3) accessibility by water. When accessibility by water is considered Brooksville fairs well. However, Brooksville is 45 minutes to 1 hour from the nearest airfield (Stonington) and is quite isolated by road. Brooksville's isolation by road may be its greatest asset if the site were utilized as a resort facility.

IV EMPLOYMENT--SEASONAL FACTORS

In pursuing the boat facility alternative, three types of enterprises are possible: 1) marina, 2) marina-yard repair-service facility, 3) boat building facility.

1. Marina - A marina facility would have a negligible employment impact; it is, at best, a four month operation.
2. Marina-yard repair-service facility - This type of facility would be far less seasonal. Employment would be full time for up to ten months. This would require substantial capital investment. Estimated employment would be 30 maximum.
3. Boat building facility - The boat building industry is by no means booming in the State at the present time. Brooksville is "too far from the resources and too far from the markets." There are few boat builders doing well on the Maine coast today.

It was suggested that the most lucrative of these possibilities is the yard repair-service idea. Those in the business have said that this type of commercial operation has a fixed cost situation such that the break-even volume is, today, approximately \$500,000 per year. There is a serious question as to whether such a facility in this location could attract the amount of business represented by this break-even figure.

It has been suggested that a repair facility would depend heavily on the commercial fishing industry for much of their volume. Most of the area's commercial repair business currently is handled by two repair yards, South West Harbor Boat Corp. in Southwest Harbor, and Billings Diesel and Marine Service in Stonington. It was pointed out that there is no commercial fishing of any consequence taking place within twenty miles of Brooksville, making this site unattractive from a commercial repair point of view.

Although the yard in Stonington has good management, it is presently in poor financial condition. This reflects the nature of the "yard" business as it relates to the local commercial fishing clientele.

V POSSIBLE ALTERNATIVES

Several of those interviewed felt that Brooksville's isolation was a distinct asset when considering the Callahan site as a potential resort-recreation area. One individual said about Brooksville, "You can't get there from here. . .and maybe that's just what would sell the area from a resort viewpoint." Another perceived a marriage of the "sanctuary" (adjacent land donated by Anita Harris) with a hotel, park, salt water pool, restaurant, marina, and camp ground, as the most viable alternative to the Mine's closing.

VI CONCLUSIONS

When the Callahan Mine ceases to operate, an annual economic contribution amounting to over \$2,300,000 per year will cease as well. The more human aspect of the closing is the 75+ individuals that will be unemployed as a result. The ideal situation is one in which the town's tax base is preserved and the work force utilized in another commercial venture in the area.

The responsibility of land reclamation remains. Every effort should be made to utilize and direct this reclamation in such a way to maximize the economic use of this beautiful, natural resource.

COOPERATIVE EXTENSION SERVICE

UNIVERSITY OF MAINE

UNIVERSITY OF MAINE, U. S.
DEPARTMENT OF AGRICULTURE AND
HANCOCK COUNTY EXTENSION ASS'N
COOPERATING

BOX 605
POST OFFICE BUILDING
ELLSWORTH, MAINE - 04605
TEL. 207 - 667 - 8212

December 20, 1971

Mr. John H. Gray
Brooksville
Maine

Dear John:

I have, I think, adequately checked the effects of the corporation on the possible help which Callahan Mine might give the town.

There is nothing in the lease or in any subsequent action that will require Callahan to do anything. This was strictly a matter of preference on the part of the state and was not Callahan's doing.

From statements made at various meetings with small groups, to me personally, and especially at the public meeting at Brooksville, I feel that Callahan is anxious to do whatever the Town of Brooksville wishes it to do up until the time they complete their operations. If they feel they could be more effective while they are making these changes with a corporation to work with, then I can see no reason to oppose it.

It would appear that the planning board of the Town of Brooksville is the group most responsible for coming up with suggestions for Callahan. I am trying to ^{find} as many alternatives as possible with some information about possible costs and benefits of each. Our Rural Development committee (the successor to the former TAP) is involved in this search.

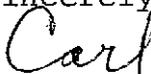
CM 1/20/72
I have two more Extension people who are going to visit the Callahan Mine area with me next January 6. On January 12, Robert Doyle, the State Geologist who has been assigned by Governor Curtis to come up with a rehabilitation plan is meeting with our Rural Development Committee. We are waiting until that date to meet with Doyle because he expects to have results of an outside consultant on alternatives for the area by then. We hope to find out not only what are some of the possibilities, but how he proposes to make this selection among them and get the proposals carried out.

If the planning board wants to meet with any of these individuals or groups, I would be delighted to have them. Either a representative from the planning board or the entire board. Of course, as I think you know, this applies to any of the selectmen or other citizens of Brooksville.

Mr. John H. Gray (cont.)

I will probably see you the 6th, if not sooner.

Sincerely,



Carl A. Rogers
Extension Agent

CAR/h
penalty

50 Tanner Street
Haddonfield,
New Jersey 08033
December 12, 1971

Mr. John Gray
2nd Selectman
Brooksville,
Maine 04617

Dear John:

Enclosed is the original and two copys of the shortest summary of the GPRC's activities that I could come up with.

Please feel free to make any suggestions.. mark them on the copy if you like and I will retype it when you return the copy.

I think it is necessary to include the seven recomendations as they are listed with out them our committee seems not to have accomplished much other than as you put it, Spining our wheels....

I received a copy of Mr. Dow's letter seems he was really ready for Mr. Doyle's request for "position papers".

I will write to Dow and ask that he send a copy to Dr. Patrick, she wrote on the 23rd that she will be helping on a Federal level for some basic research grants after the 1st of the year, seems the E.B.A. people are still fouled up.

In consideration of Fred Beck's letter of the 3rd, I would like to get a letter from you on the town's position towards the non-profit organization and any prospective new members for the committee. Would the town have to vote on the proposed organization ?

well, that's about it hope you have an enjoyable Christmas and not too much snow.

Sincerely, *Allert*

REPORT

Representatives from the Town of Brooksville, State of Maine and the Callahan Mining Corporation met on May 27th 1971 to discuss the restoration of the mine-site at Goose Pond.

On June 8th a committee was formed to study the situation, the members are:

Mr. Albert Sandecki	Chairman
Mr. John Gray	Vice-chairman
Mr. Fred Beak	Secretary
Mr. Robert Dow	Marine Research Director for Dept. Sea & Shore Fisheries
Mr. Robert Doyle	Administrator of Maine Mining Bureau

The committee realizing the need for thorough study of the situation has been gathering advice from various State agencies and qualified individuals. On July 30th the committee heard from Mr. Dow and Dr. Ruth Patrick, Limnologist from the Academy of Natural Sciences in regard to the restoration of the mine's open-pit area. The committee found that little is known of the possible environmental changes that could occur by the reflooding of the open-pit with either salt or fresh water. At this time the use of salt water, marine mud and waste rock seems to be best for the precipitation and neutralizing of the possible development of toxic metal ions within the waters of the pit area. There will be a need for research in engineering and detailed monitoring of the water to avoid adverse effects to the marine environment.

On August 17th a public meeting was held at the Brooksville Community Center presenting the information gathered to that time. The committee's recommendations outlined at that meeting are as follows:

1. Impoundment and flood control of the pit area's waters by retaining the dam under Goose Falls bridge, until monitoring indicates the waters may be safely returned to tidal ebb and flow.
2. Damming of the Weir Cove ditch to a level preventing tailings and surface drainage into the Weir Cove area.
3. To fill and seal as much of the open-pit by marine mud and waste rock, now existing in the pond beds, before flooding the pit area to avoid or minimize possible toxic metal ion pollution of the pond waters.
4. Reducing mud and waste rock now in the pond beds to a level below normal salt water low tide mark to regain potential navigational uses of the pond area.
5. Grading of waste rock dump area to facilitate revegetation and prevent erosion.
6. Allow tailings area to stabilize doing necessary grading to permit drainage and revegetation.
7. Reshaping the westerly wall of the pit from low tide mark creating an irregular surface as opposed to a shear surface, as a safety measure.

On September 18th the Selectmen of Brooksville and the Committee met with Governor Curtis and representatives of various state agencies to request engineering and financial assistance for reclamation. The Governor will assist in efforts to obtain state funds and has appointed Mr. Robert Doyle as coordinator for the state agencies.

To facilitate the receiving and administering of the funds that the Callahan Corporation will provide for reclamation procedure: the Goose Pond Reclamation Committee is considering the addition of two new members and incorporation as a non-profit corporation

Respectfully submitted,

Albert Sandecki
Albert Sandecki
Chairman GPRC



AUSTIN H. WILKINS
CHAIRMAN

ROBERT G. DOYLE
ADMINISTRATOR

State of Maine
MAINE MINING BUREAU

Augusta, Maine 04330

TEL. 207-289-2801

December 10, 1971

Mr. John Gray
Callahan Mining Corp.
Harborside, Maine

Dear John:

Both the Attorney General's office and mine have reviewed the corporation papers and I find that, with one minor correction, they are acceptable. I find that I am therefore able, as administrator of the Mining Bureau, to become a member of the corporation.

I understand that we will have a meeting on this subject in your area sometime in mid-January.

Yours very truly,

MAINE MINING BUREAU

A handwritten signature in cursive script, appearing to read 'Robert G. Doyle'.

Robert G. Doyle
Administrator

RGD/cr

Enc.

CALLAHAN MINING CORPORATION

John Gray, Clifford Leach,
Bob Doyle, Bob Dow
FROM: F.M. Beck

DATE: December 3, 1971

COPIES: Albert Sandecki,
C.D. Snead, Jr., J.T. Hall

SUBJECT: Non-profit Corporation

I recently forwarded to you copies of a letter from William Fenton to Albert Sandecki which outlined Mr. Fenton's opinion on the advisability of changing the status of the Goose Pond Reclamation Committee. This letter was in response to the desire of members of the Goose Pond Reclamation Committee for an outside opinion.

As you know, I have felt that changing the informal status of the committee to one which would assure some continuity is desirable. Many of the advantages of this have been discussed before, but basically, it comes down to this: the committee is handicapped at present because it has no formal goals, no stated objectives, no money with which to work, and little time on the part of its members to work on committee-approved projects. If the object of the committee is simply to attend an occasional meeting and air opinions, then it is doubtful that the committee will ever be effective. ✓

If, however, the members are able through the committee to identify specific problem areas and to define specific objectives, and to have the funds to contract appropriate individuals, agencies, or companies to carry out specific work which would either solve the problems or present economic or environmental alternatives, then the committee will be a far more effective group. A not-for-profit corporation could provide the legal protection and funds which would be necessary, as well as provide a greater sense of formality and continuity than exists at present.

If the committee elects to remain as an advisory committee, such as now is, I think our objective might be to simply review specific plans or ideas or alternatives which are brought to us by those parties actually planning or doing the work. I refer specifically to planting plans being considered by Callahan, economic plans being considered by the E.D.A. and others, and environmental control and monitoring plans being considered by the state through the Governor's office as co-ordinated by Bob Doyle. By assuming a review committee role, I don't think we would be ineffective, but we would not be able to control the direction of reclamation activities as well.

I would appreciate that any comments you have relative to Mr. Fenton's letter, and your opinions as to the advisability of becoming a not-for-profit corporation be forwarded to Albert Sandecki.

FMB/lja

Very truly yours,
Frederick M. Beck, Sec'y

LAW OFFICES
FENTON, GRIFFIN, CHAPMAN & BURRILL
109 MAIN STREET
BAR HARBOR, MAINE 04609

1 COPY
ALTERED
RECEIVED
THIS
85-

WILLIAM FENTON
HENCOCK GRIFFIN, JR.
GLAS B. CHAPMAN
FREDERICK C. BURRILL

TEL. (207) 288-3331

November 22, 1971

Mr. Albert E. Sandecki
50 Tanner Street
Haddonfield, New Jersey 08033

Dear Mr. Sandecki:

Mr. Charles D. Snead, Jr. of Callahan Mining Corporation asked me to write to you concerning a proposal for the incorporation of a nonprofit membership corporation under the Maine Statutes for the purpose of reclamation of the land in Brooksville, Maine, affected by the Callahan Mining project and for the development of some new commercial use for the area. He informs me that up to the present time, this project has been in the hands of a committee consisting of two local residents, two state officials and one representative of Callahan Mining Corporation.

I would strongly recommend that a nonprofit membership corporation be formed for the above purposes. One compelling reason for this is that under the Maine Statutes, it is necessary to be incorporated under the Maine law in order to be exempted from local taxation of property. Thus, if your organization desired to take title to any real estate either for the purpose of reclamation or for the purpose of inducing a new industrial use of the area, you would not be entitled to exemption from local property taxes unless you were incorporated. See Title 25, Section 652 of the Revised Statutes of Maine, 1964.

This feature is important also in order to secure a well defined authority and jurisdiction over the

ruling from the Federal Government that contributions to the organization are deductible for purposes of Federal income tax. One of the elements which is considered by the Federal Government in deciding whether or not to grant tax exemption for contributions is whether the organization is exempt from local property taxation. In raising funds, it is of great importance whether the contributions made to an organization are deductible contributions for income tax purposes, and therefore, I believe you would find it advantageous to incorporate under the Maine Statutes and thus be in a better position to obtain a favorable ruling from the Internal Revenue Service. While it is not essential to be incorporated in order to gain a favorable ruling from the I.R.S., it would be advantageous to show that the corporation was exempt from local property taxes.

Another important advantage of incorporation is that a corporation is a legal entity which can hold title to real and personal property in its own name, can sue and be used and in general have all the advantages of a legal entity. This is not true of a group of individuals associated together and if they wish to hold title to property, it must be taken in the names of individuals as Trustees for the benefit of the others. This is somewhat cumbersome and might involve a dispute as to the duties and authority of the Trustees.

Also it appears that a corporation would be more efficient in operation since it has definite powers and duties prescribed by law and by the bylaws of the corporation. Furthermore, it has officers with well defined authority and duties. The fact that

it is organized in this way gives it an advantage over a loosely organized group of individuals without well defined duties and authority.

As you probably know, a corporation is liable for its own acts but the members of the corporation are not liable. The amount of the liability of the corporation would be limited to the assets owned by the corporation, and this is sometimes advantageous in the event that suit is brought for damages. Finally, another advantage of the corporation is that a corporation continues on regardless of the death of any of its members. This might be of considerable importance and it is one of the advantages of the corporate form of organization.

I do think it is important in drafting the Certificate of Organization and bylaws of the corporation that there is express provision that it is a nonprofit corporation and no member or officer will derive any profit from the corporation. There should also be a provision in the Certificate of Incorporation that provides for the disposal of the assets of the corporation to another tax exempt organization in the event this one should be dissolved. These provisions would be important in obtaining a ruling from the Internal Revenue Service that contributions to the organization are exempt from Federal Income taxes.

If you have any question about this matter, I would be glad to answer it.

Yours sincerely,

W. J.

WF/ct

cc: Mr. Fred Beck
Callahan Mining Corporation

November 15

John:

Enclosed are copies of the answers to the letters sent on Nov. 3rd.

Understand there was a meeting on the 10th at the mine - Would like to know of any new developments (if there were any.)



State of Maine
FORESTRY DEPARTMENT

Augusta, Maine 04330

TEL. 207-289-2791



AUSTIN H. WILKINS
FOREST COMMISSIONER

FRED E. HOLT
DEPUTY FOREST COMMISSIONER

WHITE PINE CONE AND TASSEL
STATE FLORAL EMBLEM
ADOPTED BY THE LEGISLATURE - 1898

November 7, 1971

Mr. Albert E. Sandeck
50 Tanner Street
Haddonfield, New Jersey 08033

Dear Mr. Sandeck:

In partial reply to your letter of November 3, Mr. Doyle has asked me to inform you that some progress in the Callahan matter has been made here at the State level. Mr. Doyle indicated that he would probably have more concrete information for you in approximately two weeks.

Yours very truly,

MAINE MINING BUREAU

Frank M. Blackett
Office Manager

FMB:pm

reading this letter to you
if you want consider me
but I know it all.

all well and would
to talk about and try some
next summer, if your
to sell or rent one of
3 sailboats I'd like to look
over.
Albert.

November 3, 1971

Mr. John Gray
2nd Selectman
Town of Brooksville

Dear John:

After talking with you last night I decided to write both Mr. Snead & Doyle. Thinking about your comment on Doyle's remark about "What kind of an incorporation should be developed." it occurred to me that this could tie things up for quite a while. I thought it best to write to them asking their willingness to commit themselves to the incorporation and the reclamation work itself.

If a corporate entity is set up (the right kind) and you have nobody willing to work on it you still have nothing. Nothing that is except a lot of valuable time down the drain.

I hope you or the other selectmen don't mind my doing this. I know how much Callahan has meant to the Town and how much it could still mean to the Town. The potential for a source of employment and tax rateables is there, more now than when Callahan leaves and the men and machines are gone.

Enclosed are copys of the letters I sent to Doyle and Snead as I think you should be aware of them. I'll let you know if I get any response. *AS WELL AS THE LETTER FROM DOYLE THIS SUM*

Carl Rogers comment in the Ellsworth American is rather damning of our committee and he is quite right. Maybe setting up a corporate entity is the only way to get some action but I don't think it should be done without nailing down a responsible legal commitment from Callahan and possibly the State.

As far as the rather worn statement that Fred always makes publicly ie. "we want to do what the Town wants done" I think you and the other selectmen are within your rights to act as representatives of the Town. and tell Beck that the town wants the area restored towards the possible future use of the Goose Pond area and marine related industry.

The salt or fresh water question is not that relevant now, the real important thing is to get the mud and rock waste towards Stink Cove into the pit before any water is allowed in. So much of the other work could be completed as time goes on after the pit operations cease. I think the navigability of the pond beds is the important thing to work for. I don't mean to harp on Dr. Patrick's recommendations but one way or the other the mud and rock waste if pushed into the pit represents a means of avoiding or at least minimizing a possible toxic effect that the water might take on. I do not think the Federal people would allow a marina to operate that would pollute the bay with toxic metal ions.

Sincerely, *Albert*

50 Tanner Street
Haddonfield,
New Jersey 08033
November 3, 1971

Callahan Mining Corporation
277 Park Avenue
New York, New York 10017

Mr. Charles D. Sneed, Jr.
Vice President

Dear Charlie:

I haven't heard from your ~~com~~seller Mr. Fenton in Bar Harbor on the proposed setting up of a corporate entity.

I have a question. If everybody agrees that the proposed incorporation is necessary to the reclamation of the Goose Pond area could your company be counted on to have representative on this group as a permanent assignment until the reclamation of the area is completed to the satisfaction of the Town of Brooksville?

I ask this in light of Mr. Coffey's remark that he did not think there could be a State representative on the committee. I don't remember the indefinite reason he gave for this comment.

As I recall you did say that Fred Beck could be a member of this incorporation as long as he was in the area, in response to John Gray's question on participating members.

I'm sure you know what I'm getting at is the general feeling that the scattering of responsibility is going to cause problems in the future, when your company leaves Harborside.

Would you consider as a way of guaranteeing against these feelings and eventualities a commitment on Callahan's behalf binding you to participate on the incorporated entity for as long as it takes to accomplish the restoration of the mine-site to the Town of Brooksville's satisfaction?

I think it would be only proper for the state to be included in such an understanding?

Would like to hear from you on this as a possible means of relieving some of the apprehension towards the incorporation.

Sincerely,

Albert Sandecki
Chairman C.I.R.C.

50 Tanner Street
Haddonfield,
New Jersey 08033
November 3, 1971

Maine Mining Bureau
State House
Augusta, Maine 04330

Fr. Robert G. Doyle
Administrator
Maine Mining Bureau

Dear Bob:

Would appreciate being advised of any progress on the reclamation of the Callahan mine-site.

Understand the selectmen of Brooksville are anxious to meet with you for discussions along the same lines.

Wish you were able to be at our discussion after the meeting on the 18th with Governor Curtis. The conversation centered on Callahan's proposal to incorporate the Goose Pond Reclamation Committee. Many questions developed, one of which developed concerned the State's ability to participate on such a group.

If setting up a separate corporate entity is found to be necessary could the committee count on you or another representative of the State of Maine to be included on the committee and preferably on an extended, permanent basis until the reclamation of the Goose Pond area is completed to the satisfaction of the Town of Brooksville?

Sincerely,

Albert E. Sandeck
Chairman E.J.R.C.

cc:emf

State of Maine
FORESTRY DEPARTMENT

Augusta, Maine 04330

TEL. 207-289-2791

H. WILKINS
COMMISSIONER

D. E. ROLT
DEPUTY FOREST COMMISSIONER

WHITE PINE CONE AND TASSEL
STATE FLORAL EMBLEM
ADOPTED BY THE LEGISLATURE—1895

August 6, 1971

Albert E. Sandeck, Chairman
Goose pond Reclamation Committee
Harborside, Maine 04642

Dear Al:

From our conversation last week and a review of Dr. Patrick's memorandum, I have a firm idea of the possibilities for rehabilitation of the Callahan Mine area.

The following specific recommendations are my summary of the present position.

1. Filling and sealing of the mine pit by mud slide and waste rock material to prevent future metal and sulfide material entering the estuarine system. Some salt water filling of the pit might also be accomplished to speed up ionic pH activity.
2. Buildup of the check dam wall between the pit and bridge to insure that metal contaminants from the pit and waste rock piles do not reach the estuary.

Complementary to this suggestion is consideration of the timing for removal of the steel door under the bridge.

3. Continual periodic monitoring of the mine area and nearby waters to check on the pH, metal content and quality of the water in the mine area. It is assumed that a free flow of salt-fresh water between the Goose Falls estuary and the mine pond would be allowed when the mine area background parameters reach an acceptable low level.

Albert E. Sandeck, Chairman
August 6, 1971
Page 2

4. Damming up of the Weir Cove outlet at the south end of Goose Falls Pond to prevent possible contamination of Weir Cove.

There is also mention of filling in the entire length of the diversion ditch to the Cove. I was not sure what conclusion was reached regarding this action.

5. Re-shaping and then planting of the high waste rock dump which lies between the pit and the mill area. Dr. Patrick seemed to feel that the present configuration of the pile would not support growth.
6. A general recommendation regarding area cleanup, safety near the pit and removal of the buildings.

I am in general agreement with all of these thoughts.
The engineering studies and physical implementation will take some time and real investigation. But I do feel that progress on each recommendation should take place as soon as possible. The financing will also be a subject for discussion and the actual details of rehabilitation tailored to available money.

You have done a good job in getting things moving, and I am sure that the Mining Bureau will cooperate as much as possible to implement the recommendations.

Very truly yours,

MAINE MINING BUREAU

Robert G. Doyle
Administrator

RGD:pm

50 Tanner Street
Haddonfield, N.J.
October 6th 1971

Mr. William Sherman Greene, Jr.
Sunset, Maine 04683

Dear Mr. Greene:

Pardon my delay in responding to your letter of the 30th. We have had a rather hectic past two weeks as a family. Jean had to have an operation and has just returned home, all's well but it really threw a monkey wrench into our life style.

I just received a call from Fred Beck about our meeting with Governor Curtis on the 18th, seems that our request for a small meeting has grown considerably. I will be back to Harborside as soon as Jean is a bit stronger and can manage while I'm away.

To get to the point, I asked Fred about the well in the back field, he said it was not satisfactory due to the bacteria count and the insufficient flow (not enough for the households involved) The impression he gave that that it would not be practical to drill other wells in the area. BUT, he felt the possibility of installing an underground water tank would be a way of getting a decent supply of water into the systems. This would be a measure to get us water that would be safe to drink and relieve the salt problem to the piping, while waiting for the mine area to be reflooded and hopefully then the wells in the area would come back.

He also mentioned small desalinization units for each property but they are costly and produce only a gallon or so per hour. Hardly practical.

I don't know what to say about this approach, I'm sure it will not sit well with the Farnham's. Considering the box that Callahan seems to be in as far as availability of land on which to drill I don't know what to suggest.

Perhaps between now and when I get to Harborside something will develop. Personally I don't want to bring this up with Marian & Brainard until I'm there to talk it over.

If you would want to sound them out on this proposal before hand go ahead.

I forgot to mention that Beck said this would be a contracted affair with a reputable water supplier and the water would be under pressure from the site of the sunken tank.

I asked if he had discussed this with you and he said he hadn't in fact he was about to call Charley Snead to get his reaction then either he or Snead would contact you.

Some can of worms..eh.

Sincerely,

Wm. Sherman Greene, Jr.
Attorney and Counsellor at Law
Sunset, Maine 04683
207-348-2881

October 20, 1971

Mr. Albert E. Sandecki
50 Tanner Street
Haddonfield, N J 08033

Dear Albert:

We have just returned to Maine and I talked with Marion this morning. She tells me that you will have a report about your meeting and talk with Fred Beck. Perhaps you could telephone me over the weekend and we can discuss the situation in general.

Sorry I did not have a chance to talk with you while you were here, but I did talk to Mrs. Sandecki when we were in New Jersey.

Best regards.

Sincerely yours,



Wm. Sherman Greene, Jr.

WSG:RL

50 Tanner Street
Haddonfield, N.J.
October 21, 1971

Mr. John Gray
2nd Selectman
Town of Brooksville
Maine 04617

Dear John:

I have had a chance to think about our meeting with Governor Curtis on the 18th, along with our conversation later with Mr. Snead. For what it's worth I would like you to reflect on these points and see what you think.

The original purpose of our committee was to seek the advice of knowledgeable people on reclamation of the mine-site. I have no reason to doubt the technical validity of the list of recommendations outlined at the public meeting on August 17th. As representative of Brooksville you expressed the sentiment of the townspeople to someday see the salt water returned to the pond beds and hopefully a future business enterprise coming in to fill the void left by Callahan's departure. Callahan has said publicly that they would like to do what the people of Brooksville wanted done before starting reclamation of the area, as far as I can determine the town would like to see the area restored in the direction of returning the tidal ebb and flow.

Of the eight recommendations made at the public meeting Fred Beck was rather insistent prior to and during the meeting that the recommendations developed by the committee be presented as incomplete. I feel this was a direct effort to keep the GPRC in a state of limbo and leads me to wonder if ANY future recommendations would also be steamrolled by Callahan.

As I see it the obligation (moral not legal) to restore the area rests with the Callahan Corporation and the State of Maine. The setting up of a THIRD PARTY as a corporate entity would simply create another member to the ball tossing game now going on between Callahan and the State. Unfortunately this will eat up time and I think that is what it's all about.

The lunchroom conversation centered on seeking funds. The State admitted having little to contribute and Callahan has an obligation to its shareholders to make money. Reclamation represents a considerable cost, not profit.

John, I just do not feel responsible for and would not presume to be capable of doing a job of running around begging for Federal, private or organization money to do a reclamation job that the State was too shortsighted to plan for and the Callahan Corp. too tightfisted to do. Money is very tight now and will be for some time to come.

Mr. Coffey's remark that he did not think the state agency members now on the GPRC would be able to participate in the proposed incorporated entity would essentially relieve the State of Maine's obligation and responsibility for what happens at the mine-site.

Mr. Snead did say Callahan would be willing to have a representative on the new group, BUT, he did qualify it by saying Fred Beck could be a member as long as he was in the area. At Callahan's whim he could be transferred and so to could go Callahan's obligation and responsibility for what is or is not done at the mine-site.

The only thing that would guarantee against these eventualities would be a written legal obligation on the part of Callahan and the State binding them to participate on the reclamation committee until the areas restoration is accomplished to the towns satisfaction.

I don't see much of a possibility of this, but without a commitment of this sort I see the proposed G.P.R. "Society" as becoming Callahan's and the State's scapegoat as well as the press and public's target for the failure of restoring the area.

If the Town can get a legal opinion from Mr. Sanborn on the advantages and disadvantages of a non-profit, tax free entity I would think it worthwhile, the implied responsibility makes it very important.

It will be interesting to see what Governor Curtis is able to develop by his letters to various concerned agencies and his appointment of Mr. Doyle to coordinate reclamation plans. I'm sorry to say I have little faith in Mr. Doyle being able to move himself or anyone else in regard to reclamation. It is not in his interest to cut into the money of the business he has promoted into the State, especially after the fact.

If nothing gets off the ground within 30 days I would suggest another meeting with the Governor to urge the restoration of the area for the sake of Brooksville's retaining the potential for future development of Goose Pond.

Well that's about it, I don't mean to shove these thoughts at you, but would like you to know the way I'm thinking about the situation.

To sum up, I for one do not like the idea of incorporation without the guarantees above and I don't think we could get them. You may feel differently. If you and the other Selectmen would want to go ahead on this proposed incorporation then I would be inclined to take on more of an advisory position for the committee than that of chairman or not be on it at all if it would help matters any.

I would appreciate hearing from you on the matter.

Sincerely,



Albert Sandeck

50 Tanner Street
Haddonfield,
New Jersey 08033
September 15, 1971

Callahan Mining Corporation
41 Union Wharf
Portland, Maine 04111

Mr. Fred Beck
Exploration Manager
Secretary GPRC

Dear Fred:

Received a copy of your minutes today and in consideration of the circumstances at the public meeting I feel we did not get a very complete account of the amendments to the minutes of the meeting of July 30th.

Mr. Apollonio's comments on page 3 concerning the safety of the pit area did not cover his suggestion of pushing the waste rock and mud now in the pond beds below low water mark. Dr. Patrick also spoke of this and I requested that section to be amended at the meeting of the committee on August 17th.

On the same page Dr. Patrick's statement # 4 was amended to read, " Marine mud and rock should be allowed etc.."

Page 4, first paragraph the word "fresh" was to be amended to read "brackish" and a little further along again Dr. Patrick's "recommendation that marine muds and rock be allowed to move into the pit etc.."

That is about all I have just now in the way of amending the amended minutes, I'll let you know if I hear from any one else on them.

I think your second paragraph on page one in regard to the recommendations is of the utmost importance and I hope you have been able to find time to study those eight recommendations I sent on the 3rd of September. As I mentioned in that letter your conversations with Mr. Hart might add a few more to the list and your suggestion of developing priorities for these various proposals is a good one.

I know you are busy with Callahan's work, but I hope you are able to firm up your company's intentions as our time is growing short for implementing reclamation of the area.

Sincerely,



Albert E. Sandeck

cc: John Gray

Harborside, Maine 04642
12 September 1971

Mr. John Gray
Selectman, Town of Brooksville
Brooksville, Maine 04617

Dear Mr. Gray:

We are writing to you in your capacity as selectman of the town of Brooksville and member of the Goose Pond Reclamation Committee. As summer residents of the town since 1954 and within a few years year-round residents, we are inevitably concerned about the reclamation of the land and water areas affected by the Callahan mine. Our concern is two-fold: that we, along with an increasing number of others, can have a healthy physical environment both attractive and invigorating; and that we live among people who satisfy their own economic wants with comfort.

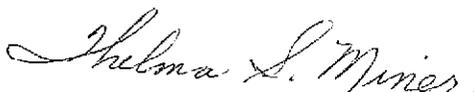
During the winter months we earn our livelihood in north-eastern Ohio, an area dominated by heavy industry and one whose landscape is scarred by the remains of open-pit coal mines and limestone quarries. Seepage of pollutants, especially acids, for distances of three or four miles from long disused pits into municipal water resources increases as a problem. Not surprisingly, poverty accompanies this land disfiguration. Southeastern Ohio, where the open-pit operations were most extensive, contains what is now known as Appalachia. Unlike the town of Brooksville summer residents do not figure in the tax support for municipalities in this depleted area. But like Maine Ohio has had no legal requirements for reclamation of open-pit mines and statements of economic good will have consistently been substituted for long-range planning since pioneer days.

As a result of our observations in Ohio and Maine and our present satisfactions in Maine we urge that careful, down-to-earth planning for jobs, for beauty (and the two go together more than is realized) take place in the town of Brooksville. There must be jobs in 1981 and 1991 as well as in 1971 and 1972. Lobstering is important to the economy of Hancock County. The reports of ecologists at the University of Maine suggest it may take up to three years before the water in Goose Pond stabilizes itself and is not a potential detriment to the livelihoods of lobster fishermen. To secure three years of stabilization instead of indefinite pollution may require local ordinances based on available knowledge and the long-range economic goals of Brooksville.

May we make some concrete suggestions for consideration. What joint planning is taking place between the appropriate state authorities and the town of Brooksville concerning eventual utilization of the former Holbrook Island Bird Sanctuary? With imagination this could become a tremendous asset to the town; without imagination it can become a liability. What about aquaculture in the upper reaches of the Bagaduce? Successful aquaculture requires technical skills, tidal water, accessibility--all available.

A final suggestion in general terms is that the long-range planning and thinking for the town of Brooksville be based on the Maine tradition of the separateness of individuals, an appreciation of the dignity and worth of each of us.

Sincerely yours,


Thelma S. Miner


Ward L. Miner

50 Tanner Street
Haddonfield,
New Jersey 08033
September 3, 1971

Callahan Mining Corporation
N.E. Dist. Exploration Office
41 Union Wharf, Portland, Maine

Mr. Fred Beck
Exploration Manager

Dear Fred:

Enclosed is a copy of the Selectmen's letter to the Governor, along with a summary of the recommendations arrived at to date.

The third paragraph of the two page letter referring to the recommendations arrived at leads me to think it is necessary to draw these to a completed list as soon as possible.

I have enclosed the copy of the summary with the idea of asking you to make as complete a set as you can considering your past discussions with Mr. Hart of the Parks & Recreation Department. Would you then send them to the committee members for their consideration with a request that they decide on any amendments or changes necessary, holding them for the next meeting of the GPRC.

I feel the next meeting of the committee should come as soon as possible after the selectmen's conference with Governor Curtis.

Lastly, I would appreciate a copy of the amended and approved minutes from the public meeting held on the 17th of August.

Sincerely,

Albert Sandecki
Chairman GPRC

cc:
Mr. John Gray
Selectman

* SUMMARY OF G.P.R.C's. RECOMENDATIONS *

1. To fill and seal as much of the open-pit by mud and rock waste now existing in the pond bed before flooding the pit area.
2. Reducing mud and waste rock in the pond beds to some committee approved level below normal salt water low tide level. Benchmarks for high and low salt water levels are on record with the Callahan firm prior to the mining activity.
3. The present concrete dam to be retained until a balance of toxicity level is reached within the pit area's waters and those of Goose Cove and beyond. Requiring careful monitoring of the affected area, with a possible need for a baseline to be obtained from an unaffected area similar to that of Goose Cove before the mining operation began.
4. Possible reinforcing of the secondary dike in the lower pond bed and installation of a flood control gate to allow salt water into the pit area and to control outflow of the impounded waters. An alternative method to flood the pit would be the use of pumps.
5. Daming of the Weir Cove outlet to a proper level to prevent southerly flow of any drainage into the Weir Cove area.
6. Reshaping of the westerly wall of the pit from low water mark to create an irregular as opposed to a shear surface as a safety consideration.
7. Grading of the waste rock dump area to a combination of slope and terraces to facilitate revegetation and prevent erosion.
8. Allow the tailings pond to stabilize, doing necessary grading to permit drainage and revegetation.

A.F.S.
Sept. 3, 1971

cc: Fred Beck
John Gray

Harborside,
Maine 04642
August 31, 1971

Callahan Mining Corporation
N.E. Dist. Exploration Office
47 Union Wharf, Portland, Maine

Mr. Fred Beck:
Exploration Manager

Dear Fred:

Just to let you know that I am returning to Haddonfield on the 1st of September and am planning to return as soon as possible to Harborside. This return date will have to wait pending the situation in New Jersey.

I spoke to John Gray today and I understand the letters we had submitted to the Town of Brooksville selectmen last week will be delivered shortly to the Governor.

Dr. Patrick's bill arrived on the 26th and I am sending you and John Gray a copy. As I recall you made mention of Callahan's intent to pay this billing last July and I would like to know what the final decision is as soon as possible so that this bill can be paid. My intentions are to pay her as soon as I return to Haddonfield on the 2nd or 3rd, but I will wait to hear from you before I go ahead.

Sincerely,

Albert Sandecki
Chairman G.P.R.C.

cc: Mr. John Gray
Selectman

Copy: Dr. Ruth Patrick's billing attached.

ACADEMY OF NATURAL SCIENCES
OF PHILADELPHIA

19th Street and the PARKWAY
PHILADELPHIA, PA. 19103

August 23, 1971

Dr. Sandecki, Chairman
and Reclamation Committee
Street
Field, New Jersey 08033

Our Contract No. B-117

Contract billing of costs incurred for a cursory study of Goose Pond estuary
by Dr. Ruth Patrick.

Consultation - Dr. Patrick - 1 1/4 days @ \$300.00 =	\$375.00
Transportation	<u>12.00</u>
	<u>\$387.00</u>

OF PHILADELPHIA
19th Street and the PARKWAY
PHILADELPHIA, PA. 19103

Sold to

August 23, 1971

Mr. Albert Sandecki, Chairman
Goose Pond Reclamation Committee
50 Tanner Street
Haddonfield, New Jersey 08033

Our Contract No. B-117

Contract billing of costs incurred for a cursory study of Goose Pond estuary
by Dr. Ruth Patrick.

Consultation - Dr. Patrick - 1 1/4 days @ \$300.00 = \$375.00
Transportation 12.00
\$387.00

10M 2-68

ALBERT E. SANDECKI JEAN S. SANDECKI 50 TANNER STREET HADDONFIELD, N. J. 08033		No. 708
		SEPT. 20 1971 ⁵⁵⁻³⁹⁹ / ₃₁₂
PAY TO THE ORDER OF	THE ACADEMY OF NATURAL SCIENCES \$387. ⁰⁰ / ₁₀₀	
	Three Hundred and Eighty seven dollars ⁰⁰ / ₁₀₀ DOLLARS	
	COLONIAL NATIONAL BANK SERVING SOUTHERN NEW JERSEY	
CONTRACT # B-117	Albert E. Sandecki CHAIRMAN. GOOSE POND RECLAMATION Comm.	
⑆0312⑉0399⑆	706 496 711	

John:
I sent a copy of this to Fred Beck - as a record
of payment - if something should happen I thought
the town should have a record too.
Albert

GOOSE POND RECLAMATION COMMITTEE—MINUTES

August 18, 1971 — 7:00 P. M.

South Brooksvill Community Hall

Present: Albert Sandecki
John Gray
Fred Beck
Paul Venno
Robert Dow

The meeting was brought to order by Chairman Albert Sandecki.

Those present were introduced by the chairman to the public. The introduction was followed by a brief summary of the reasons for forming the committee. This was followed by a reading of the Callahan - Maine Mining Bureau lease, Section 23.

Mr. Sandecki mentioned that he had condensed the recommendations received from various sources to date and would read these to the audience after the regular meeting. He stressed that these recommendations were only those received from outside sources and were not necessarily those of the committee.

The chairman called for a reading of the minutes. Mr. Beck read the minutes of the July 30 meeting. Mr. Sandecki mentioned that there were some amendments to the minutes. These were described as those in a letter from Robert Dow and others, which follow. From Mr. Dow's letter:

- 1) The U. S. Government spent \$47,000 on shellfish monitoring, not \$46,000.
- 2) The testing by the federal government yielded a report issued by the Department of Interior.
- 3) Mr. Dow said there is no discrepancy in his or Dr. Patrick's view with that of Mr. Staley.

John Gray said that the words "the town" used in the three items cited by him on page 2 should be changed to read "the people in town who have talked with me." Mr. Rogers, who was in the audience said that on page 2 at the bottom the last sentence should be crossed out; there are no extension funds available.

Mr. Sandecki remarked that Dr. Patrick had agreed at the meeting to give her recommendations in writing rather than orally and she subsequently did this.

The amendments as read were accepted by the committee and approved. Mr. Beck moved that the business meeting adjourn, seconded by Mr. Gray and passed. The informal meeting with the public was begun and no minutes were kept.

Respectfully submitted,



F. M. Beck
Secretary

CALLAHAN MINING CORPORATION

TO: F. M. Beck

DATE: August 10, 1971

FROM: F. J. Clemens, Jr.

COPIES: C. D. Snead, Jr.

SUBJECT: Penobscot Reclamation Formation of Legal Entity

The following will set forth the procedure, as outlined in our phone conversation of this date, required to form a Maine corporation without capital stock to engage in the activities necessary to reclaim the area on Cape Rosier disturbed by mining operations. Such an organization would be an alternative to your suggestion of using the present informal Goos Pond Reclamation Committee as a consultant to the Maine Mining Commission, which would be the working entity. This, as you stated, would both force the involvement of state people and provide an already existing entity.

Procedure:

The statute requires that 7 or more persons must desire to incorporate as a local citizens group to encourage and assist in the reclamation.

These seven people must then apply in writing to a justice of the peace of Hancock County. I have already prepared such a Petition and the corresponding Warrant and Return. The Warrant is signed by the justice of the peace and is directed to one of the seven. I suggested John Gray and you concurred. The Warrant also sets forth the time and place of the first meeting of the entity. John Gray must give each of these seven persons (including himself) 14 days advanced notice of the meeting. I suggest that as soon as John receives the Warrant, a meeting be held at which time he notifies those present and a convenient meeting date is set. John then signs the Return before the justice of the peace.

At this meeting, called pursuant to the Warrant, the seven members may organize themselves into a corporation, adopt a corporate name seal and by laws, elect officers, discuss the purposes of the corporation and sign a Certificate of Organization setting forth the foregoing. I have drafted such a certificate and a proposed set of by laws.

This Certificate of Organization must be examined, approved and certified to by the attorney general of Maine, then recorded in the Hancock County recorders office and then a copy certified to by such county recorder must be filed with the Secretary of State. The aforementioned must be completed within 60 days of the first meeting set by the Warrant.

The whole procedure could be expedited by having the seven people waive the 14 day notice and have the meeting immediately and by using our best efforts to push the Certificate of Organization through the Attorney General's Office and the County recorder. This could conceivably be done in ten days.

In accordance with your instructions, copies of the Petition, Warrant, Return and Certificate of Organization will not be sent to you until a decision is reached concerning the use of the Maine Mining Commission.

If you have any questions or decide that you want me to proceed further, please call.

PC
EJCjr/mcb

what if we just make it.

6/30/79
H

Harborside,
Maine 04642
August 4, 1971

John:

One or two other points I failed to mention in my note of the 1st. Carl Rogers made the suggestion that an evening hour be the time of the public meeting to facilitate a better attendance, I think this is a good idea. The other point you might consider is to "officiate" at this meeting in consideration of the flack I have drawn from the Packet. I have no qualms about playing the role of chairman, but, you might see my point about the situation. You are the town's selectman and might be able to foster a more progressive meeting than an outsider would ?

Sincerely,


Albert Sandecki
Chairman GPRC

Harborside,
Maine 04642
August 1, 1971

Maine Mining Bureau
State House
Augusta, Maine 04330

Mr. Robert G. Doyle
Administrator

Dear Mr. Doyle:

I have checked on the whereabouts of the document sent to the town of Brooksville in late May by the States Attorney in regard to the town's authorized representatives for the reclamation committee.

I understand that the necessary information has been filled in and sent to the State's Attorney as of Saturday the 31st of July. I called John Gray in reference to this and he assured me that this has been done.

Enclosed is a copy of Dr. Ruth Patrick's statement. Necessarily brief and not too detailed, although her recommendations were discussed in great detail at the committee meeting of the 30th. Her recommendations coincided with those of Robert Dow for the most part and she had a few others as we had discussed later that same day.

Hopefully you will be able to attend the public meeting to be scheduled for sometime the week of the 16th of August. As soon as this date is firm I will let you know of the time and place.

Sincerely,

Albert E. Sandeck
Chairman GPRC

cc:

Mr. John Gray
2nd Selectman
Town of Brooksville

August 1, 1971

Dear John:

Enclosed are copies of Dr. Patrick's evaluation of the situation at the Callahan mine-site and the letter sent to Mr. Doyle in regard to the letter from the State's Attorney.

I think this public meeting should be given the priority of the committee, would you look into a place for such a meeting. As I understand it Fred Beck will be at the mine the week of, the 9th to go into a detailed study of this and his firm's reclamation plans.

I'm sure it is his intention to bring all the information together and after this have a public meeting, so anything that you might be able to do to smooth the way for the public meeting would be greatly appreciated.

As I recall the dates from the 16th thru the 20th seemed to be available with the majority of the people in attendance at the meeting of the 30th.

P.S. I wouldn't recommend the date of Friday the 13th for the ^{PUBLIC} meeting

Sincerely,

Albert
Albert Sandeck