

MAINE STATE LEGISLATURE

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SEVENTY-FOURTH LEGISLATURE

SENATE.

No. 335

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND NINE.

AN ACT to prohibit the throwing of sawdust and other mill waste into Kimball brook, Shin Brook and Seboeis river, tributaries to the East Branch of the Penobscot river, also Fish Stream, a tributary to the Mattawamkeag river.

Be it enacted by the People of the State of Maine, as follows:

Section 1. No person shall put, or allow the same to be
2 done by any person within his employ, into Kimball brook,
3 so-called, Shin brook, so-called, or Seboeis river, so-called,
4 tributaries to the East Branch of the Penobscot river, or into
5 Fish stream, so-called, a tributary to the Mattawamkeag
6 river, all in the county of Penobscot, any mill waste, slabs,
7 edgings, sawdust, or any other mill waste of a fibrous nature
8 created in the manufacture of any sawn or planed lumber, or

9 shall place or deposit the same on the banks of any of said
10 waters in such negligent or careless manner that the same
11 shall fall or be washed into any of said waters, or with the
12 intent that the same shall fall or be washed into any of said
13 waters.

Whoever shall violate any of the provisions of this section
15 shall be subject to a penalty of not less than fifty dollars nor
16 more than one hundred dollars and costs of prosecution for
17 each offense.

Sect. 2. In all prosecutions arising under this act,
2 municipal and police courts and trial justices, within their
3 respective counties, shall have, upon complaint, original and
4 concurrent jurisdiction with the supreme and superior
5 courts, and all fines, forfeitures and penalties received for
6 violation of this act shall be paid forthwith by the person
7 receiving the same to the State Treasurer, and credited to
8 fines and license fees for the protection of birds and game.

STATEMENT OF FACTS.

Kimball Brook, which is mentioned in this petition, has its head waters near the town of Patten and flows west into Sebois Lake. Two years ago the American Thread Company erected a spool bar mill on the dead water near the head of this brook. They dump their sawdust into the dead water and it makes its way down the brook, driving the fish out of the same. The petitioners ask to have a law passed to prohibit the throwing of sawdust into the waters of said brook.

Fish Stream, which is mentioned in this petition, has three branches conveying before reaching the town of Patten. The stream flows through the town and the Merrill Mill Company dump sawdust and other waste material into its waters, driving the fish out of the same. The petitioners ask to have a law passed prohibiting the throwing of sawdust and other waste into the above mentioned stream.

STATE OF MAINE.

IN SENATE,

March 4, 1909.

Reported by Mr. WYMAN from Committee on Inland Fisheries and Game and laid on table to be printed under joint rules.

F. G. FARRINGTON, *Secretary*.