MAINE STATE LEGISLATURE

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1	L.D. 1717
2	(Filing No. S-500)
3	STATE OF MAINE
4	SENATE
5	112TH LEGISLATURE
6	SECOND REGULAR SESSION
7 8 9	SENATE AMENDMENT "B" to H.P. 1210, L.D. 1717, Bill, "AN ACT Relating to the Passamaquoddy Indian Reservation."
10 11	Amend the Bill by inserting at the beginning of the first line after the enacting clause (page 1,
12	line 22 in L.D.) the following: 'Sec. 1.'
13	Further amend the Bill in subsection 5 by insert-
14	ing at the end after the underlined symbol and figure
15	"\$350,000" the following: ', provided that the con-
16	sent of the Town of Perry would be voided unless the
17 18	payment of the \$350,000 is made within 120 days of
19	the effective date of this section. Any commercial development of those lands must be by approval of the
20	voters of the Town of Perry with the exception of
21	land development currently in the building stages.'
22 23	Further amend the bill by inserting at the end before the statement of fact the following:
24	'Sec. 2. 30 MRSA §6205, sub-§1, ¶B, as amended
25	by PL 1983, c. 660, §§1 and 2, is further amended to
26	read:
27	B. The first 150,000 acres of land acquired by
28	the secretary for the benefit of the
29	Passamaquoddy Tribe from the following areas
30	lands to the extent that those lands are acquir
31	by the secretary prior to January 1, 1986 Apr.
32 33	1, 1988, are not held in common with any other
34	person or entity and are certified by the secretary by January 1, 1986 April 1, 1988, as held
35	for the benefit of the Passamaquoddy Tribe:
36	The lands of Great Northern Nekoosa Corporation
37	located in T.1, R.8, W.B.K.P. (Lowelltown), T.6,

N 18 4

SENATE AMENDMENT "B" to H.P. 1210, L.D. 1717

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1
            R.1, N.B.K.P. (Holeb), T.2, R.10, W.E.L.S. and
 2
            T.2, R.9, W.E.L.S.; the land of Raymidga Company
 3
            located in T.1, R.5, W.B.K.P. (Jim Pond), T.4,
 4
            R.5, B.K.P.W.K.R. (King and Bartlett), T.5, R.6,
            B.K.P.W H.R. and T.3, R.5, B.K.P.W.K.R.; the land
 5
 6
                     heirs of David Pingree located in T.6,
 7
            R.8, W.E.L.S.; any portion of Sugar Island in
 8
            Moosehead Lake; the lands of Prentiss and Car-
 9
            lisle Company located in T.9, S.D.; any portion
10
                T.24, M.D.B.P.P.; the lands of Bertram C.
            Tackeff or Northeastern Blueberry Company,
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12
                T.19, M.D.B.P.P.; any portion of T.2, R.8,
            N.W.P.; any portion of T.2, R.5, W.B.K.P. (Alder
13
            Stream); the lands of Dead River Company in T.3,
14
            R.9, N.W.P., T.2, R.9, N.W.P., T.5, R.1, N.B.P.P.
15
           and T.5, N.D.B.P.P.; any portion of T.3, R.1, N.B.P.P.; any portion of T.3, N.D.; any portion of T.4, N.D.; any portion of T.4, N.D.; any portion of T.39, M.D.; any portion
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            tion of T.40, M.D.; any portion of T.41, M.D.;
            any portion of T.42, M.D.B.P.P.; and the lands of
20
21
            Diamond International Corporation, International
22
            Paper Company and Lincol Pulp and Paper Company
23
            located in Argyle; and the lands of the Dyer In-
           terests in T.A.R.7 W.E.L.S., T.3 R.9 N.W.P., T.3 R.3 N.B.K.P. (Alder Brook Township), T.3 R.4 N.B.K.P. (Hammond Township), T.2 R.4 N.B.K.P. (Pittston Academy Grant), T.2 R.3 N.B.K.P.
24
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28
            (Soldiertown Township), and T.4 R.4
                                                             N.B.K.P.
29
            (Prentiss Township).
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SENATE AMENDMENT "B " to H.P. 1210, L.D. 1717

1 STATEMENT OF FACT

Section 1 of the amendment adds language requested by the Town of Perry. This language insures payment within 120 days and requires that the tribe receive approval from the voters of the Town of Perry for commercial development not yet in the building stages.

Section 2 of the amendment describes an additional land trust purchase initiated after the printing of the original legislative document and adds certain parcels in the unorganized territories to the list of areas designated as eligible for inclusion in Passamaquoddy Indian Territory in the Maine Revised Statutes, Title 30, section 6205, subsection 1, paragraph B. The tribe is in the process of purchasing these lands in a "package," together with 4,124 acres in T.3. N.D., which is currently eligible for inclusion in Passamaquoddy Indian Territory.

The 4,124 acres in T.3. N.D. are part of the Bottle Lake Complex, the proposed high-level nuclear waste repository site. An increase in the portion of the site held in trust for the tribe is the best strategy for preventing its final designation as a potentially acceptable site. The United States partment of Energy may not, as a practical matter, obtain use of trust land for its site studies, and can only proceed with the Bottle Lake site if the nontrust portion of the site is adequate for Roughly 27% of the site is presently held in needs. This acquisition will increase that portion trust. to roughly 34% of the total site. More significantly, it reduces the contiguous area of land available for the site to less than 1/2 of the originally defined site. See attached maps. Since Bottle Lake was already one of the 2 smallest potential sites and will become by far the smallest with this reduction, it is likely that this is important to blocking the United States Department of Energy selection of Bot-

SENATE AMENDMENT "B" to H.P. 1210, L.D. 1717

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1	tle Lake.
2 3 4 5 6 7	While the parcel of land within the Bottle Lake complex is already trust-designated land and does not need legislative approval, the other 4 parcels do not lie within the currently-designated land and therefore require legislative as well as Tribal-State Commission recommendation.
8 9 10 11 12	The remaining parcels are near or adjoining existing trust lands and will not result in any increased dispersal of tribal ownership. The lands have been offered to the tribe as a single purchase, and the tribe is therefore concerned about the inclusion of the other parcels in Indian territory.
14 15 16	The attached maps show the location of these proposed purchases; map 1 shows the parcel within the Bottle Lake Area; map 2 shows the other 4 parcels.
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18 19	
20	
	(Sen. Pearson) SPONSORED BY: COUNTY: Penobscot
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(Filing Number S-500)

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MAIDM

River Lake

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a (TS RIS TS RIS WELS	TS R17 Russell WELS Pond Twp	TS RIS TS RIA WELS WELS	Twp	T5 RTI Nesourd - WELS nahunk Twp	TS R9 TS R8 WELS WELS	TS R7 Mou WELS Cha
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Dennistown	Mouse Thorndike B	Twp Twp	Spent Spent	WELS WELS	TI RII II RIO WELS WELS	TI RY WELS	Grindstone F1 Twp WEI
Gore Forsyth Plt Twp 43 Attean Tw	Long Pund p Jackman Twp	Rock wisdo TRI TRI Tauniun & Sandwith Raynham Academy Academy Coant Misery Gore Sapling	Sandba Twp	French Shawtown Twp Twp	TA RIT TA RIU WELS	Indian Porcha Milli	Milling Medw
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