

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# SEVENTY-FOURTH LEGISLATURE

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HOUSE.

No. 607

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MAJORITY REPORT.

## STATE OF MAINE.

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

---

AN ACT relating to the Shawmut Manufacturing Company.

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

Section 1. The Shawmut Manufacturing Company, in-  
2 corporated and existing under the public laws of the State  
3 of Maine, its successors and assigns, are hereby authorized  
4 and empowered to rebuild and raise its present dam at  
5 Shawmut, in the town of Fairfield, in the county of Somer-  
6 set and State of Maine, or to build and maintain a new dam  
7 upon the site of the present dam, to the height of seven  
8 feet above its present dam, for the purpose of facilitating  
9 the driving of logs and lumber and of storing water for the  
10 use of its mills and machinery. If in re-building or increas-

11 ing the height of its present dam, the said Shawmut Man-  
12 ufacturing Company shall take or flow out any undeveloped  
13 water power, or dam site, belonging to any person or corpo-  
14 ration situated on any stream flowing into the Kennebec  
15 River between the dam of said Shawmut Manufacturing  
16 Company and one-half mile north of the mouth of the Wes-  
17 serunnett Stream in Skowhegan, the owner or owners of  
18 said power or dam site shall receive full compensation there-  
19 for, as provided in section four of this act; but the said  
20 Shawmut Manufacturing Company shall not be restrained  
21 or prevented from the prosecution and completion of the  
22 work of rebuilding or raising its dam by reason of the own-  
23 er or owners of any such power or dam site beginning to de-  
24 velop or build upon the same after the passage of this act  
25 by this Legislature.

Sect. 2. Said Shawmut Manufacturing Company, its suc-  
2 cessors and assigns, are hereby authorized and empowered to  
3 erect and maintain in the Kennebec River, upon their present  
4 sites, piers and booms for the purpose of holding logs, pulp-  
5 wood and other lumber coming down said river and destined  
6 for use or manufacture by said corporation; also it is au-  
7 thorized and empowered to erect and maintain such other  
8 piers and booms for said purpose upon such sites in said  
9 Kennebec River above its said dam, as may be acceptable to  
10 the directors of the Kennebec Log Driving Company. Said  
11 piers and booms shall be so constructed as not to impede the

12 use or navigation of said river, and not to occasion any un-  
13 reasonable delay or obstruction in the driving of any logs or  
14 lumber owned by other parties. All other logs and lumber  
15 than those provided for by this section, if held by, or found  
16 in the booms built by this company, shall be turned out  
17 thereof by said Shawmut Manufacturing Company at its  
18 own charge, and in no case shall the delay in so turning out  
19 exceed forty-eight hours after demand made by the Kenne-  
20 bec Log Driving Company, or by the log owner. And said  
21 company shall, at its own expense, break and put through its  
22 booms any jam of logs occasioned by its said piers. Said  
23 Shawmut Manufacturing Company in rebuilding said dam  
24 shall provide a substantial logway for the safe and con-  
25 venient passage of logs and other lumber. Said logway to  
26 be built as follows: Twenty-five (25) feet wide in the clear,  
27 and the floor of said logway to be built with a slope of three  
28 (3) inches to one foot, and to extend to within about four  
29 (4) feet of the elevation of the base of the dam; said log-  
30 way to have sides four (4) feet high. At all times during  
31 the driving season there is to be not less than four (4) feet  
32 of water on a level with the entrance of said logway twenty-  
33 five feet (25) feet up stream. Said logway to be built where  
34 the present logway is now located.

Sect. 3. Said Shawmut Manufacturing Company, its suc-  
2 cessors and assigns, may enter upon, take and hold such  
3 lands as may be necessary for the erection and maintenance

4 of the piers and booms mentioned in this act, and connect-  
5 ing the same with the shores, and may, with its agents and  
6 teams, pass and repass over said shores, and to and from  
7 the same over the lands of other persons for the purposes  
8 aforesaid, and for the building, operation and management  
9 of said piers and booms, making compensation therefor as  
10 provided in the case of damages for lands taken in laying  
11 out highways.

Sect. 4. If the parties cannot agree upon the damages for  
2 flowage caused by such increased height, including damages  
3 for dam sites or water powers as provided in section one of  
4 this act, such damages shall be recovered in accordance with  
5 the provisions of chapter ninety-four of the Revised Stat-  
6 utes known as the "Mill Act."

Sect. 5. No power generated by said corporation under  
2 and by virtue of the provisions of this act, shall be transmit-  
3 ted by electric current for sale or other disposition beyond  
4 the limits of said State of Maine.

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STATE OF MAINE.

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HOUSE OF REPRESENTATIVES,

Augusta, March 12, 1909.

Reported by majority of Committee on Interior Waters and  
ordered printed on motion of Mr. BURLEIGH of Augusta.

E. M. THOMPSON, *Clerk.*

NEW DRAFT.

MINORITY REPORT.

# STATE OF MAINE.

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4 and empowered to rebuild and raise its present dam at Shaw-  
5 mut, in the town of Fairfield, in the county of Somerset and  
6 State of Maine, or to build and maintain a new dam upon  
7 the site of the present dam, to the height of seven feet above  
8 its present dam, for the purpose of facilitating the driving  
9 of logs and lumber and of storing water for the use of its  
10 mills and machinery. If in re-building or increasing the  
11 height of its present dam, the said Shawmut Manufacturing  
12 Company shall take or flow out any undeveloped water  
13 power, or dam site, belonging to any person or corporation  
14 situated on any stream flowing into the Kennebec River

15 between the dam of said Shawmut Manufacturing Company  
16 and one-half mile north of the mouth of the Wesserunnett  
17 Stream in Skowhegan, the owner or owners of said power  
18 or dam site shall receive full compensation therefor, as pro-  
19 vided in section four of this act.

Sect. 2. Said Shawmut Manufacturing Company, its suc-  
2 cessors and assigns, are hereby authorized and empowered  
3 to erect and maintain in the Kennebec River, upon their  
4 present sites, piers and booms for the purpose of holding  
5 logs, pulp-wood and other lumber coming down said river  
6 and destined for use or manufacture by said corporation;  
7 also it is authorized and empowered to erect and maintain  
8 such other piers and booms for said purpose upon such sites  
9 in said Kennebec River above its said dam, as may be ac-  
10 ceptable to the directors of the Kennebec Log Driving Com-  
11 pany. Said piers and booms shall be so constructed as not  
12 to impede the use or navigation of said river, and not to  
13 occasion any unreasonable delay or obstruction in the driving  
14 of any logs or lumber owned by other parties. All other  
15 logs and lumber than those provided for by this section, if  
16 held by, or found in the booms built by this company, shall  
17 be turned out thereof by said Shawmut Manufacturing Com-  
18 pany at its own charge, and in no case shall the delay in so  
19 turning out exceed forty-eight hours after demand made by  
20 the Kennebec Log Driving Company, or by the log owner.  
21 And said company shall, at its own expense, break and put

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31 times during the driving season there is to be not less than  
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7 the same over the lands of other persons for the purposes  
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10 provided in the case of damages for lands taken in laying  
11 out highways.



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