

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-EIGHTH LEGISLATURE

SENATE

NO. 265

In Senate, March 2, 1917.

*Reported by Mr. Lord from Committee on Interior Waters
and ordered printed under joint rules.*

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT additional to and amendatory of Chapter two hundred
six of the Private and Special Laws of nineteen hundred seven
relating to the West Branch Driving and Reservoir Dam Com-
pany.

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

Section 1. The West Branch Driving and Reservoir Dam
2 Company, a corporation organized under the laws of this
3 State, and authorized by Chapter 206 of the Private
4 Laws of the year 1907 to build and maintain a dam
5 at Ripogenus on the West branch of the Penobscot
6 River, and owning North Twin Dam, is further authorized to

7 sell or lease to the Great Northern Paper Company, a cor-
8 poration organized under the laws of this state, the right to
9 take and use water raised or stored by said dams, or either of
10 them, to be used by said Great Northern Paper Company in
11 developing power or augmenting power already developed,
12 and to contract with said Great Northern Paper Company to
13 deliver said water to it upon the lower side of said dams, or
14 to allow said Great Northern Paper Company to draw said
15 water out of the ponds raised by said dams by means of its
16 own appliances, upon such terms as the companies may agree
17 upon, and for that purpose to construct and maintain said
18 dams and their appurtenances in such a manner as to enable
19 it to deliver said water or to allow said Great Northern Paper
20 Company to construct and maintain such works and appli-
21 ances as may be necessary or convenient for it to take from
22 the ponds raised by said dams the water to which it is or may
23 become entitled according to the provisions of this act, pro-
24 vided, however, that the authority above granted shall not be
25 construed as giving said West Branch Driving and Reservoir
26 Dam Company any right to divest itself of water or rights
27 necessary for it to retain in order to perform the duties im-
28 posed upon it by its charter, and provided, further that any
29 water so taken from the pond raised by said Ripogenus Dam
30 shall be returned into the channel of the West Branch of the
31 Penobscot River at some point on said West Branch above
32 the East line of Township 3, Range 11, W. E. L. S. and pro-
33 vided further that any water so taken from the pond raised

34 by North Twin Dam shall be returned into said channel at
35 some point on said West Branch above Quakish Dam, so-
36 called.

Sect. 2. All the powers and privileges which the Great
2 Northern Paper Company has of doing a public illuminating,
3 heating or power business; or of leasing or selling electricity
4 or other power for public use; or of supplying the inhabitants
5 of any city, town or village corporation with water, lights or
6 heat; or of transmitting electricity to be leased or sold to the
7 public for manufacturing, illuminating, heating or power
8 purposes, are hereby revoked and repealed, but all other
9 powers, rights and privileges possessed by said corporation,
10 shall be and remain in full force, undiminished and un-
11 abridged by the passage of this Act.

Sect. 3. Whenever the State of Maine shall determine by
2 proper legislation to acquire, maintain and operate a system
3 of water storage at the head waters of the West Branch of
4 the Penobscot River and shall take over the property and
5 rights of the West Branch Driving and Reservoir Dam Com-
6 pany the said State shall be under no obligation to compen-
7 sate said West Branch Driving and Reservoir Dam Company
8 for the rights and franchises granted to it by this Act.