

# MAINE STATE LEGISLATURE

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NEW DRAFT

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EIGHTY-FIRST LEGISLATURE

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HOUSE

NO. 92

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House of Representatives, Feb. 13, 1923.

Reported by Mr. O'Connell from Committee on Inland Fisheries and Game and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND TWENTY-THREE

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AN ACT to Amend Section Thirty-two of Chapter Two Hundred and Nineteen of the Public Laws of 1917, as Amended by Chapter One Hundred and Seventy-four of the Public Laws of 1919, and Chapter One Hundred and Seventy-eight of the Public Laws of 1921, Relating to the Pollution of Certain Waters with Sawdust and Other Mill Waste.

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

Section thirty-two of chapter two hundred and nineteen of  
2 the public laws of nineteen hundred and seventeen, as  
3 amended by chapter one hundred and seventy-four of the  
4 public laws of nineteen hundred and nineteen and chapter  
5 one hundred and seventy-eight of the public laws of nine-

6 teen hundred and twenty-one, is hereby amended by insert-  
7 ing after the word "Piscataquis," in the thirty-seventh line  
8 thereof the words 'Main stream, a tributary to Great Moose  
9 Lake, in Hartland and Harmony, said Main stream being  
10 situated in the counties of Penobscot, Piscataquis and  
11 Somerset, or in any of the tributaries to said Main stream,'  
12 and by striking out the words "Ellis stream, in Waldo,  
13 Brooks and Belfast," in the fortieth and forty-first lines  
14 of said section and by inserting in place thereof the words  
15 'Passagassawaukeag river, or any of its tributaries, in the  
16 county of Waldo,' so that said section, as amended, shall  
17 read as follows:

'Sect. 32. No person or corporation shall place or deposit  
2 in any of the lakes or ponds of the state, or into any of the  
3 following named rivers, brooks and streams, to wit: in  
4 Aroostook county, the Aroostook river or any of its tribu-  
5 taries above the mouth of Beaver brook, in Sheridan planta-  
6 tion, except sawdust made by gang saws, main rotaries, up  
7 and down saws in water mills in use prior to nineteen  
8 hundred and three; Fish river and all of its tributaries  
9 down as far as the foot of Eagle lake, except Sly brook;  
10 Wallagrass river for a distance of three miles from its  
11 mouth; Little Madawaska river or any of its tributaries; in  
12 Cumberland county, in any of the rivers, brooks or streams  
13 lying wholly or in part in the towns of Sebago, Naples,  
14 Casco and Raymond; Breakneck brook and its tributaries;  
15 in any of the tributaries to Highland lake; Mill brook in

16 Westbrook; in Franklin county, in any of the tributaries to  
17 Lake Webb; in Kennebec county, in any of the tributaries  
18 to McGraw, Ellis, East, North, Great, Long, Little and  
19 Snow ponds; in Potter Mill stream, in Litchfield; in any  
20 of the tributaries to any of the lakes or ponds lying wholly  
21 or partly in the towns of Vienna and Mount Vernon; in  
22 Knox county, in any of the tributaries to Crawford pond,  
23 in Union and Warren; in Lincoln county, in Jackson Mill  
24 stream, or in Joe Weeks' Mill stream, tributaries to Dama-  
25 riscotta lake; in Oxford county, Bog brook and its tribu-  
26 taries, in Oxford and Hebron (and in Minot and Mechanic  
27 Falls in Androscoggin county); Swift river and its tribu-  
28 taries, in the counties of Oxford and Franklin; Carrabasset  
29 river, in Kingfield and New Portland, in the counties of  
30 Franklin and Somerset; the outlet of Worthley pond in  
31 Peru; in Ellis river and its tributaries; Cambridge river, in  
32 Upton and Grafton; Bear river, in Newry and Grafton;  
33 Cold river and its tributaries, in Stow; the tributaries to  
34 Upper Kezar pond in Lovell; in Penobscot county, the west  
35 branch of Mattawamkeag stream and its tributaries; Kim-  
36 ball brook, Shin brook and Seboeis river, tributaries to East  
37 branch of the Penobscot river; Fish stream, a tributary to  
38 Mattawamkeag river; Olamon stream; in Piscataquis  
39 county, Ferguson stream; Alder stream; Piscataquis river;  
40 the south branch of the Piscataquis river and its tributaries  
41 in Abbot and in Kingsbury plantation; Thorn brook and  
42 its tributaries in the towns of Abbot and Blanchard and in

43 Kingsbury plantation; Higgins stream and its tributaries in  
44 the counties of Somerset and Piscataquis; Main stream, a  
45 tributary to Great Moose lake, in Hartland and Harmony,  
46 said Main stream being situated in the counties of Penobscot,  
47 Piscataquis and Somerset, or in any of the tributaries to  
48 said Main stream; Jimmie brook in the town of Cambridge,  
49 in Somerset county; in Waldo county, Half Moon or Sandy  
50 stream and its tributaries; the tributaries to Seven Tree  
51 pond; the tributaries to Unity pond; St. George's river, in  
52 Montville and Searsmont; Passagassawaukeag river, or any  
53 of its tributaries, in the county of Waldo; Medomak stream,  
54 in Liberty; in Washington county, Baskahegan stream, in  
55 the town of Danforth; in York county, Heath brook, in the  
56 town of Acton; Little Ossipee river, within the limits of  
57 the towns of Shapleigh, Newfield, Waterboro, Limerick and  
58 Limington; Norton and Brown brooks and their tributaries,  
59 in Shapleigh and Limerick, or allow the same to be done  
60 by anyone in their employ, any slabs, edgings, sawdust,  
61 chips, bark, mill waste, shavings or fibrous material created  
62 in the manufacture of lumber, or place or deposit the same  
63 on the banks of any of the above-named waters in such  
64 negligent or careless manner that the same shall fall or be  
65 washed into said waters, or with the intent that the same  
66 shall fall or be washed into said waters. Whoever violates  
67 any provision of this section shall pay a fine of not less  
68 than five nor more than one hundred dollars and costs for  
69 each offense.

Provided, further, that the commissioner of inland fisheries and game and the forest commissioner shall have authority, upon petition of twenty-five citizens of this state, and after due notice and public hearing in the locality of the waters to be affected, at which hearing all parties interested may be heard, to promulgate rules and regulations prohibiting the pollution of any of the brooks, streams or rivers in this state with slabs, edgings, sawdust, chips, bark, mill waste, shavings, or any fibrous material created in the manufacture of lumber. A copy of any regulations promulgated by virtue of this section shall be filed in the office of the clerk of courts, in the county in which the waters are situated, and shall be published three times in a newspaper printed in the county wherein the waters are situated. Whoever violates any provision of any rules and regulations of the commissioner of inland fisheries and game and the forest commissioner promulgated by virtue of this section, shall be subject to a fine of not less than five nor more than one hundred dollars and costs for each offense.