

MAINE STATE LEGISLATURE

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EIGHTY-FIRST LEGISLATURE

HOUSE

NO. 227

House of Representatives, March 1, 1923.

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

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Curtis of Brewer.

STATE OF MAINE

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

AN ACT to Amend Chapter Two Hundred and Six of the Private and Special Laws of Nineteen Hundred and Seven Entitled, "An Act Additional to Chapter One Hundred Seventy-four of the Private and Special Laws of Nineteen Hundred Three, Relating to the West Branch Driving and Reservoir Dam Company."

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

Section one of chapter two hundred and six of the private
2 and special laws of nineteen hundred and seven entitled,
3 "An act additional to chapter one hundred seventy-four of
4 the private and special laws of nineteen hundred three,
5 relating to the West Branch Driving and Reservoir Dam

6 Company," is hereby amended by striking out the word
7 "four" in the eighth line of said section one and substi-
8 tuting in the place thereof the word 'eight,' so that said
9 section as amended shall read as follows :

'Sect. 1. The West Branch Driving and Reservoir Dam
2 Company, incorporated under chapter one hundred seventy-
3 four of the private and special laws of nineteen hundred
4 and three, is hereby authorized and empowered to rebuild
5 and raise its present dam at Ripogenus falls or to build and
6 maintain a new dam at said falls at some point within
7 fifty feet below and five hundred feet above its present dam
8 to such a height as will raise the water eight and one-half
9 feet above the maximum level of the surface of Chesun-
10 cook lake as flowed by the present Chesuncook dam, for
11 the purpose of facilitating the driving of logs and lumber
12 and of storing water for the use of any mills or machinery
13 which may use west branch water. If in rebuilding or in-
14 creasing the height of the present Ripogenus dam or in
15 building the dam authorized by this act the said West
16 Branch Driving and Reservoir Dam Company shall take
17 or flow out any water power belonging to private individ-
18 uals below Chesuncook dam or below the dam authorized
19 by this act, the owner or owners of said power shall receive
20 full compensation therefor, and if the parties cannot agree
21 upon said compensation then the same may be recovered in
22 an action on the case by said owner or owners in the
23 supreme judicial court for the county of Penobscot. Said

24 West Branch Driving and Reservoir Dam Company shall
25 not have the right to use the water at said dam for any
26 other purpose than that of driving logs and supplying
27 water to any mills or machinery which may use west
28 branch water and cannot generate electricity for any per-
29 son or corporation to the detriment of private owners of
30 power privileges below or above said dam.'