

MAINE STATE LEGISLATURE

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DECEMBER SPECIAL SESSION

E I G H T Y - S I X T H L E G I S L A T U R E

Legislative Document

No. 193

HOUSE AMENDMENT B TO S. P. 11—L. D. 16

House of Representatives, Dec. 15, 1933.

Read and adopted. Sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mr. Collins of Caribou.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND
THIRTY-THREE

AN ACT to Empower the United States of America to Acquire Lands in the State of Maine by Purchase or Gift for National Forests, and Granting to the United States all Rights Necessary for Establishment, Control and Administration of Such Forests.

Sec. 1. Federal Government authorized to acquire land for forestry purposes. The consent of the state of Maine is hereby given to the acquisition by the United States of America by purchase or gift, but not by condemnation, of such lands in the state of Maine as in the opinion of the federal government may be needed for the establishment, consolidation and extension of national forests in the state; provided, that the state of Maine shall retain a concurrent jurisdiction with the United States in and over lands so acquired so far that civil process in all cases, and such criminal process as may issue under the authority of the state of Maine against any person charged with the commission of crime without or within said jurisdiction, may be executed thereon in like manner as if this act had not passed, and further provided that the state of Maine shall retain exclusive jurisdiction over all matters referred to in the proviso contained in section 2 of this act.

Sec. 2. Federal government authorized to make rules and regulations for the administration of such forests. Power is hereby conferred upon the Congress of the United States to pass such laws and to make or pro-

vide for the making of such rules and regulations, of both a civil and criminal nature, not inconsistent with any of the provisions of this act, and provide punishment therefor, as in its judgment may be necessary for the administration, control and protection of such lands as are acquired by the United States hereunder, provided, however, that such laws, rules and regulations shall not in any way supersede, invalidate, or modify any of the laws of the state of Maine respecting the storage, control, use or development of water resources in the state of Maine, or the Mill Act, so-called, or any acts amendatory thereof or in addition thereto, and said laws of the state of Maine as now existing or hereinafter enacted, are hereby made applicable to all lands acquired under this act, notwithstanding the title thereto shall be in the United States of America, nor shall such laws, rules and regulations, nor shall anything in this act, in any way limit the power of the state of Maine through its legislature to pass any legislation, either general or specific, respecting the storage, control, use or development of the water resources thereon, nor shall it prevent the flowage of lands acquired hereunder in accordance with the provisions of the Mill Act, or special charter, or other general laws of the state, upon payment of compensation therefor as therein provided, nor shall any consent of the United States of America be required to enable action to be taken under or in accordance with said laws of the state of Maine; and the state of Maine expressly reserves the jurisdiction of the courts of the state of Maine with respect to the determination of questions arising under said laws of the state of Maine respecting lands so acquired by the United States of America.