

MAINE STATE LEGISLATURE

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N I N E T Y - S E C O N D L E G I S L A T U R E

Legislative Document

No. 988

S. P. 387

In Senate, March 16, 1945.

Reported by Senator Gould of Androscoggin from Committee on Interior Waters and laid on table to be printed under joint rules.

CHESTER T. WINSLOW, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-FIVE

AN ACT Relating to Diverting Water by Canals for Mills.

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

R. S., c. 166, § 1-A, additional. Chapter 166 of the revised statutes is hereby amended by adding thereto a new section to be numbered 1-A, to read as follows:

‘Sec. 1-A. Right to divert water by canal by owner of all riparian rights. Any person, authorized to erect and maintain a water-mill and dams on a stream not navigable and to divert the water of such stream from its natural channel by a canal not exceeding 1 mile in length for the purpose of propelling mills or machinery under the provisions of section 1, may so divert such waters without said limitation to 1 mile, provided he is the owner of the land on which the canal is to be located or has the consent of the owners thereof, and provided he is the owner of all riparian rights on said stream between the point of diversion and the point at which the waters are returned to the stream, upon the terms and conditions, and subject to the regulations under the provisions of this chapter. Under the provisions of this section, canal shall include excavations in the ground and closed flumes, penstocks, pipe lines and other appropriate means of conveying water from the point of diversion to the point of return to the stream.’