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VIA EMAIL – jtourangeau@dwmlaw.com

July 14, 2025

Joanna B. Tourangeau, Esq.
Drummond Woodsum
84 Marginal Way, Suite 600
Portland, ME 04101-2480

Re: DEP Consolidated Petition for Release from Dam Ownership related to Silver Lake, Alamoosook Lake, and Toddy Pond, 38 M.R.S. §§ 901, et seq (the “Petition”).

Dear Attorney Tourangeau:

Bucksport Mill, LLC (“Bucksport Mill”) hereby responds to Bucksport Generation LLC’s (“BuckGen”) May 14, 2025 letter (“Letter”). The Letter identifies several categories of information Bucksport Mill is required to provide to BuckGen in connection with its easement (the “Water Easement”) over the water supply system comprised of Toddy Pond, Alamoosook Lake, Silver Lake and associated dams and infrastructure (each a “Dam” and, along with appurtenant infrastructure, collectively, the “Water Supply System”).

Bucksport Mill acknowledges its obligation under the Water Easement to provide periodic information to BuckGen regarding the Water Supply System. As the Letter recognizes, Bucksport Mill has already provided some of the required information publicly in its October 18, 2024 petition for release of dam ownership (“Petition”) and in subsequent document productions, all of which are available at the Maine DEP webpage related to the Petition.¹

Specifically, Bucksport Mill has already produced:

- Maine Emergency Management Administration (“MEMA”) dam condition reports dated November 3, 2021 for each Dam. *See* Petition materials submitted on October 18, 2024;
- October 2024 Operation & Maintenance Manual for each Dam prepared by third-party engineering firm Haley Ward. *See* Petition Exhibits A, B, C;

¹ <https://www.maine.gov/dep/ftp/projects/bucksport-mill/>

- A register of maintenance and repair expenses incurred in connection with the Dams from January 2023 through October 2024. *See* Petition materials submitted on October 18, 2024;
- Capital Expenditure Plan and Operations and Maintenance Budget for fiscal years 2025 -2029 produced by Haley Ward dated January 29, 2025. *See* February 2025 Production – Bucksport, Attachment 4; February 2025 Production – Towns, Attachments 4.1, 4.2;
- Expenditures related to the Water Supply System from 2018 through 2024. *See* Petition; February 2025 Production – Bucksport, Attachment 6; February 2025 Production – Towns, Attachment 6;
- Dam inspection reports provided by third-party engineering firm Kleinschmidt dated November 19, 2015. *See* February 2025 Production – Bucksport, Attachment 10; February 2025 Production – Towns, Attachments 10.1, 10.2;
- Annual five-year capital expenditure forecasts (2021-2023), annual budgets (2021-2022), R&M Account information (2020-2021), and actual expenditures for fiscal year ending June 30, 2021. *See* February 2025 Production – Bucksport, Attachment 13; February 2025 Production – Towns, Attachment 15;
- Commercial Diver Inspection Reports for each Dam dated June 12, 2024 and a series of 2024 dam inspection checklists for each Dam. *See* May 2025 Production - Bucksport, Attachments 3 and 3B.

Bucksport Mill acknowledges that the Water Easement requires the provision of triennial reports regarding the condition of the Water System, as well as annual budgets, five-year expenditure projections, annual expenditure reports for the past year, and repair and maintenance (“R&M”) account information. For the sake of good order, Bucksport Mill hereby encloses the following information in connection with its maintenance and reporting obligations under the Water Easement, some of which is duplicative of information previously produced in this Petition:²

- Third-party engineering assessments of the downstream and upstream infrastructure prepared by Foresight Engineering P.C. dated May 12, 2019 and October 30, 2022;³
- Annual infrastructure budgets (maintenance expenses, capital repairs, and improvements) for fiscal years 2021-2026;

² Bucksport Mill will also upload this response and enclosures onto the public Maine DEP webpage established for this Petition.

³ Foresight Engineering will perform 2025 assessments later this year and Bucksport Mill will produce those assessments when they are available.

- Annual summary of maintenance and capital repairs/ improvement expenditures for fiscal years 2020-2025;⁴
- Five-year capital repair and improvement forecasts prepared annually 2020-2025;⁵
- An annual accounting of expenditures and remaining balance of the R&M Account for fiscal years 2020-2025;
- MEMA Inspection Report on Toddy Pond Dam dated May 12, 2025; and
- MEMA summary of June 26, 2025 workshop held to review the existing emergency action plans for the Dams.

Please do not hesitate to contact me if you have any questions or require additional information.

Sincerely,



Katherine Joyce

Enclosures

Copy to:

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⁴ In these reports, fiscal year 2025 “ends” on May 31, 2025, because the fiscal year had not yet ended when these reports were generated.

⁵ Note that references to and forecasts of expenditures to repair or rehabilitate any piping related to Alamoosook Lake or the pipeline or pumping system between Alamoosook Lake and Silver Lake have been removed. This system is obsolete and will not be preserved or maintained.