

PSNH Energy Park 780 No. Commercial Street, Manchester, NH 03101

Public Service Company of New Hampshire P.O. Box 330 Manchester, NH 03105-0330 (603) 634-2459 Fax (603) 634-2438

The Northeast Utilities System

Christopher J. Allwarden Senior Counsel

January 14, 2011

Debra A. Howland Executive Director and Secretary New Hampshire Public Utilities Commission 21 South Fruit Street, Suite 10 Concord, New Hampshire 03301-2429

Re: Petition for License to Construct and Maintain Electric Lines, Static Wire and Fiber Optic Cable Over and Across the Public Waters of the Merrimack River in the Towns of Merrimack and Litchfield, New Hampshire Docket No. DE 10-322

Dear Secretary Howland:

As directed by the Commission's Order <u>Nisi</u>, Public Service Company of New Hampshire has caused to be published a legal notice relative to the above-captioned docket. The legal notice appeared in The Union Leader on January 11, 2011.

As also directed by the Commission Order <u>Nisi</u>, on January 10, 2010, PSNH mailed a copy of the Order <u>Nisi</u> by first class U. S. Mail to the Clerks of Towns of Merrimack and Litchfield, New Hampshire Attorney General, NH Department of Transportation, US Department of Commerce, and to the owners of the lands bordering said public waters.

Enclosed is the required affidavit of publication with a copy of the legal notice attached, and an affidavit of mailing.

Very truly yours,

Christopher J. Allwarden

Senior Counsel

CJA:mlp Enclosures

UNION LEADER CORPORATION

519122

P O BOX 9513 MANCHESTER, NH 03108

> PUBLIC SERVICE - LEGALS ATTN ANNETTE MAYO PO BOX 330 MANCHESTER NH 03105

I hereby certify that the legal notice of PUB. UTILITIES-DE10-322, PO number:ORDER #25,190 was published in the New Hampshire Union Leader and/or New Hampshire Sunday News, newspapers printed at Manchester, NH by the Union Leader Corp.
On:

01/11/2011

State of New Hampshire Hillsborough County Subscribed and sworn to before me this

13th day of January, 2011

Notary Public

Legal Notice

STATE OF NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE DE 10-322

and Fiber Optic Cable Over and Across the Public Waters of the Merrimack River in Merrimack and Litchfield Petition for License to Construct and Maintain Electric Lines, Static Wire

Order Nisi Granting License ORDER NO. 25,190

struct and maintain electric lines, static wire and fiber optic cable at one location over and across the Merrimack River in Merrimack and Litchfield. New Hampshire. According to PSNH, the Company had previously constructed and currently operates a 345 kV transmission line at this location, designated as Line 380, pursuant to licenses granted in Order No. 9,883 (1970) (licensing phase conductors and static wires) and Order No. 22,660 v. 1997) (licensing optical ground wire as a replacement for one of the static wires).

PSNH proposes to replace the existing wooden pole structure located on Company-owned land adjacent to the westerly edge of the river in Merrimack with a taller steel pole H-frame structure (designated as structure 91), and to raise the height of the existing lines across the river. The height of structure 191 would be raised from 80 to 120 feet, including a buried depth of 14 feet. The Company does not propose any changes to the wooden pole structure on the east side of the twent in Litchfield. January 7, 2011
On December 3, 2010, Public Service Company of New Hampshire [PSHH or the Company) filed a petition pursuant to RSA 371:17 requesting a license to con-

According to PSNH, the need for the project results from the planned addition of a new 115 kV transmission substation, to be named Eagle Substation, which is now being permitted and will be constructed adjacent to Line 380 on Comstructed to Substation is needed to power a new PSNH distribution substation, also currently being permitted for construction on PSNH's property in Merrimack in the same vicinity as the Eagle Substation, 115 kV interconnection lines to be run in to and account to the same vicinity as the same vicinity as the Eagle Substation, 115 kV interconnection lines to be run in to account the same vicinity as the same vicinity as the same vicinity as the Eagle Substation, 115 kV interconnection lines to be run in the same vicinity as the same v to improve reliability in the area. Several 115 kV interconnection lines to be run in to and out of these two new PSNH substations will need to cross under the existing 380 Line, as a result of which the 380 Line as a result of which the 380 Line are repaired by the National Electrical Safety Code. The project will entitle the replacement of four transmission line structures (91 through 94) and the raising of existing conductors, shield wire and optical ground wire cable for a half-mile length of line between those structures on the westerly side of the Merrimack River. A planned outage on the 380 Line to allow this project's construction is scheduled between January 10, 2011 and January 22, 2011.

PSNH calculated the flood water elevations for the crossings based on information found on FEMA flood Map #33011CO503D Panel 503 of 701 and Flood Insurance Study #33017CVO01A. PSNH states that in accordance with note 18, section 233 of the National Electrical Stefey Code Jearner is required in the

Safety Code, clearance is required to the 10-yr flood elevation standard and that the clearances will be above this level. According to PSNH, no new crossing structures will be set inside of jurisdictional wetlands or other areas that re-

other lines over and across the public waters described in its petition and depicted in its December 3, 2010 filing, as revised by its January 5, 2011 filing, and on file with this Commission; and it is **FURTHER ORDERED**, that that all pursuant to RSA 371:17 et seq., to construct, maintain and operate electric and

construction and fiture reconstruction to this approved crossing shall conform to the requirements of the National Electrical Safety Code, in accordance with N.H. Code Admin. Rules Puc 306.01 and Puc 1303.07 and all other applicable safety standards in existence at that time; and the

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shall maintain and operate this crossing in conformance with the National Electrical Safety Code, in accordance with N.H. Code Admin. Rules Puc 306.01 and Puc 1303.07; and it is

FURTHER ORDERED, that PSNH submit any future proposed alterations

submit any future proposed alterations to the crossing license granted herein at least 60 days prior to the proposed alteration; and it is

FURTHER ORDERED, that PSNH shall provide a commonfact.

shall provide a copy of this order to the (1) Itown Clerks of Mentmack and Litchfield. New Hampshire. (1) New Hampshire and the owners of the land bordering on the easterly edge of said public waters at the location of the crossing, pursuant to RSA 371:19, and (11) pursuant to RSA 422-B:13, the New Hampshire Department of Transportation and the Office of Secretary, U.S. Department of Commerce by first class mail, no later than January 11, 2011, and to be documented by affidavit filed with this of this

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shall cause a copy of this Order Nisi to be published once in a statewide newspaper of general circulation or of circulation in those portions of the state where operations are conducted, such publication to be no later than January 11, 2011 and to be documented by affidavit filed with this office on or before January 17, 2011; and it is

FURTHER ORDERED, that all persons interested in responding to this Order Nist be notified that they may submit their comments or file a written request for a hearing which states the reason and basis for a hearing which states the reason and basis for a hearing no later than January 13, 2011 for the Commission's consideration; and it is

FURTHER ORDERED, that any party interested in responding to such comments or request for hearing shall do so no later than January 14, 2011; and it is

FURTHER ORDERED, that this Order Nist shall be effective January 17, 2011, unless the Petitioner falls to satisfy the publication obligation set forth above or the Commission provides otherwise in a supplemental order issued prior to the effective date.

By order of the Public Utilities Commission of New Hampshire this seventh day of January, 2011.

Attested by:
Debra A. Howland
Executive Director Thomas B. Getz Chairman Clifton C. Below Commissioner Amy L. Ignatius

(UL - Jan. 11)

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Legal Notice

NOTICE OF MORTGAGEE'S

PUR 479: THA TION

ments, pubic assessments, any and all umpaid taxes, tax liens, water and sewer liens and any other municipal assessments or liens or existing encumbrances of record which are in force and are applicable, having priority over said mortage, whether or not reference to such restrictions, easements, improvements, liens or encumbrances is made in the deed. TERMS OF SALE: A deposit of TEN THOUSAMD DOLLARS (\$10,000.00) by certified or bank check will be required to be paid by the purchaser at the time and place of sale. The balance is to be paid by certified or bank check at Ablitt Societa. P.C. 904 Combardoes Doed Workson. 190 feet to the point of beginning Subject to a drain easement 20 feet wide along the easterly boundary of the within conveyed premises as shown on said plan. For mortgagor's title see deed recorded with the Rockingham County Registry of Deeds in Book 4690, Page 1793. NOTICE. PURSUANT TO NEW HAMPSHIRE RSA 479.25 YOU ARE HEREBY NOTIFED THAT YOU HAVE A RIGHT TO PETITION THE SUPERIOR COURT FOR THE COUNTY IN WHICH THE MORTGAGED. AND UPON SUCH BOND AS THE COURT MAY REQUIRE TO ENJOIN THE SCHEDULED PORECLOSURE SALE. These premises will be sold and conveyed subject to and with the benefit of all rights, rights of way, restrictions, easements, covenants, liens or claims in the native of them. Land in Salem, New Hampshire as prepared for Richard Edmunds, September
4,1894, Scale: I' = 50'. Andover Consultants, Inc. 213 Broadway, Methuen,
Mass, Said plan being recorded in the
Rockingham County Registry of Deeds
as Plan Number C-13013, said land being designated on said Plan as SPM101-6
more particularly bounded and described
as follows: Commencing at a point on
the westerly side of Lawrence, Road at
the Southeasterly corner of the within
conveyed premises and running North
85° 26' 10' West a distance of 281.77
feet to a point; thence turning and runinconvents. the same will be sold at Public Auction at 2:00 PM on January 25; 2011, on the mortgaged premises located at 146-148 Lawrence Road, Salem, NH 03079, all and singular the premises described in said mortgage, TO WIT: A certain parcel of land as shown on a Plan of Land in Salem, Rockingham County, State of New Hampshire entitled "Subdivision Plan of Land in Collage New Hampshire entitled "Subdivision Plan of Land in Salem, Rockingham County, State of New Hampshire entitled "Subdivision Plan of Land in Salem, Rockingham County, State of New Hampshire entitled "Subdivision Plan of Land in Salem, Rockingham County, State of New Hampshire entitled "Subdivision Plan of Land in Salem, New feet to a point; thence turning and running North 02° 58' 00" East a distance of 131.74 feet to a point on Durham Street at shown on said plan; thence turning and running 87° 02' 00" East a distance of 253.73 feet along said Durham Street to a point; thence continuing a long said Durham Street to Lawrence Road along and recorded with the Rockingham County Registry of Deeds in Book 4690, Page 1795, of which mortgage Wells Fargo Bank, N.A. as Trustee for ABFC 2006-OPT2 Trust, Asset Backed Funding Corporation Asset Backed Certificates, Series 2006-OPT2 is the present holder, for breach of the conditions of said mortgage and for the purpose of foreclosing, the same will be sold at Public Auction of the condition of the conditi By virtue and in execution of the Power of Sale contained in a certain mortgage given by **Amy Walkup Cynthia Wright**, and **Philip Wright** to Option One Mortgage Corporation, dated July 31, 2006 and recorded with the Rockingham or claims in the nature of liens, improve-SALE OF REAL ESTATE

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protected shoreland of the Merrimack River as defined by RSA 483-B. N.H. Code Admin. Rules Env.Wq 1406.04(d)[7] exempts from NHDES shoreland permitting requirements the replacement of utility poles and guy wires using mechanized equipment, provided that appropriate siliation and erosion controls are used vironmental Services (NHDES) permitting or any other regulatory agency permitting at the location of the crossing. In addition, PSNH states that although replacement of structure 91 will occur within the

and all temporary impacts are restored. PSNH commits to comply with this rule in the installation of replacement structure 91. PSNH further affirms that because the project only increases wire and cable clearances over those presently in place, no United States Army Corps of Engineers permit modifications are required. Finally, PSNH commits to maintain and operate the proposed crossing in accordance with the applicable requirements of the National Electrical Statety Code.

In summary, PSNH states that the requisements of the National Electrical Statety Code.

In summary, PSNH states that the requise many as the public without substantially affecting the rights of the public in the public material respect as a result of the overhead line and cable crossings. Accordingly, PSNH requests that the Commission approve the license petition and, by means of an order ruisi, grant PSNH; a license to construct and maintain electric lines, static wire and fiber optic cable over-and across the public waters of the Merimanck River as spectified in the petition.

On January 5, 2011, PSNH filed certain revisions to its Exhibit 2 plan and profile drawing originally filed with its petition. Subsequently, on January 5, 2011, based on its review of the filing and communications with the Commission 60 days prior to the proposed alteration and second that PSNH's petition be approved subject to two conditions, first, that all future alterations that may impact the public waters of the Merimack River as spectified in the petition.

On January 5, 2022 and 2007 editions of the National Electrical Safety Code and be submitted to the Commission 60 days prior to the proposed alteration and, second that PSNH's petition be approved subject to the original petition of the license.

PSA 371:17 provides in relevant part that "whenever it is necessary in order or across any of the public waters of health and the submitted to the Commission 60 days prior to the proposed alteration the construct and maintain the same." "Public waters," as defined i

Based on the information presented by PSNH and the review and recommendation of Staff, we find that this crossing is incessary for PSNH to meet the reasonable requirements of reliable service to the public within PSNH's authorized franchise area as required by RSA 371:17, and that the requested itemse may be exercised without substantially affecting the public rights in the affected public waters, as required for approval under RSA 371:20. We find that the crossing is for the public good and we approve the petition on a nisi basis in order to provide any interested party the opportunity to submit comments on said petition or to request a hearing.

The petition and subsequent docket filtings are noted to the formulisation's web-

request a nearing.
The petition and subsequent docket flings are posted to the Commission's website at http://www.puc.nh.gov/Regulatory/Docketbk/2010/10-322.htm

Based upon the foregoing, it is hereby
ORDERED NISI, that subject to the effective date below. PSNH is authorized.

Legal Notice

By virtue of a Power of Sale contained in a certain mortgage given by Michele M. Carey and Donald R. Carey ('the Mortgagories)') to National City Mortgage Co. dha Accubanc Mortgage, dated April 8, 2004 and recorded with the Rockingham County Registry of Deeds at Book 4267, Page 2412 (the "Mortgage"), which mortgage is held by PNC Bank, N.A. successor by merger to National City Bank successor in interest by operation of law to National City Real Estate Services, LLC, successor by merger to National City Mortgage, Inc. ffk/a National City Mortgage, Inc. of Mortgage Co. the present holder of said Mortgage and for the purposes of foreclosing the same will sell at:

Wednesday, January 26, 2011

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Said sale being located on the mortgaged premises and having a present
address of 27 Brentwood Road, Fremonit,
Rockingham County, New Hampshire.
The premises are more particularly described in the Mortgage.

For mortgagors(s) title see deed recorded with the Rockingham County Registry
of Deeds in Book 3074, Page 1261.

NOTICE

PURSUANT TO NEW HAMPSHIRE ISA
479:25, YOU ARE HEREBY NOTIFIED
THAT YOU HAVE A RIGHT TO PETITION THE SUPERIOR COURT FOR THE
COUNTY IN WHICH THE MORTGACEE, AND
PREMISES ARE SITUATED, WITH SERVICE UPON THE MORTGACEE, AND
UPON SUCH BOND AS THE COURT MAY
REQUIRE TO ENJOIN THE SCHEDULED
FORECLOSURE SALE.

The Property will be sold subject to all
unpaid real estate taxes and all other
liens and encumbrances which may be
entitled to precedence over the Mortgage,
Norwithstanding any title information
contained in this notice, the Mortgage's
expressly disclaims any representations
as to the state of the title to the Property
involved as of the date of the notice of the
date of sale. The property to be sold at
the sale is "AS IS WHERE IS."

A deposit of Five Thousand (85,000.00)
Dollars in the form of a certified check or bank treasurer's check or other-check satisfactory to Mortgagee's attorney will be required to be delivered at or before the time a bid is offered. The successful bidder(s) will be required to execute a purchase and sale agreement immediately after the close of the bidding. The balance of the purchase price shall be paid within thirty (30) days from the sale date in the form of a certified check, bank treasurer's check or other check satisfactory to Mortgagee's attorney. The Mortgagee reserves the right to bid at the sale, to reject any and all bids, to continue the sale and to amend the terms of the sale by written or oral amouncement made before or during the foreclosure sale. The description of the premises contained in said mortgage shall control in the event of an error in this publication.

Danter 28, 2010.

December 28, 2010.

December 28, 2010.

PNC BANK, N.A. SUCCESSOR BY MERGER TO NATIONAL CITY BANK, SUCCESSOR IN INTEREST BY OPERATION OF LAW TO NATIONAL CITY REAL ESTATE SERVICES, LLC, SUCCESSOR BY MERCER TO NATIONAL CITY MORTGAGE, INC. F/K/A NATIONAL CITY MORTGAGE CO. By its Attorneys, Matthew W. Johnson, Esquire, HARMON LAW OFFICES, P. C. 150 California Street Newign, MA 02458 (603) 669-7963 201012-0643 - GRY ITI -- Jan 4 1 1 181

conditions will be provided at the place of sale. The description of the premises contained in said mortgage shall control in the event of an error in this publication OTHER TERMS, IF ANY, TO BE ANY, NOUNCED AT THE SALE. Present holder of said mortgage, Wells Fargo Bank, NA, as Trustee for ABFC 2006-OFT2 Trust Asset Backed Funding Corporation Asset Backed Funding Corporation Asset Backed Funding Corporation asset Backed Certificates. Series 2006-OFT2. By its Attorneys, Abilit (Scofield, P.C., 304 Cambridge Road, Woburn, Massachusetts 01801 Telephone. 781-246-8995 Fax. 781-246-8994 1/4/2011 1/1/1/2011-1/18/2011 C96.0057-F

FOREX
The unpaid liens e entitle Notwit contait express as to t any other the sale to the

Legal Notice

By vithe and in execution of the Power of Sale contained in a certain mortgage (Coporation, dated December; 17, 2004 and recorded with the Hillsborrough County Registry of Deeds at Book 7380, Page 673, of which mortgage Wells Fagp Bank, N.A. as Trustee for MASTR Asset Backed Sociations of the conditions of said mortgage; and for the purpose of foreclosing, the same will be sold at Public Auction at 3:00 PM on February 1, 2011, on the mortgage and for the purpose of secolosing, the same will be sold at Public Auction at 3:00 PM on February 1, 2011, on the mortgage and for the purpose of secolosing, the same will be sold at Public Auction at 3:00 PM on February 1, 2011, on the mortgage and for the purpose of secolosing the same will be sold at Public Auction at 3:00 PM on February 1, 2011, on the mortgage and for the purpose of foreclosing, the same will be sold at Public Auction at 3:00 PM on February 1, 2011, on the mortgage and for the purpose of foreclosing the same will be sold at Public Auction at 3:00 PM on February 1, 2011, on the mortgage and for the purpose of foreclosing the same will be sold at Public Auction at 3:00 PM on February 1, 2011, on the mortgage and for the purpose of foreclosing the same will be sold at Public Auction at 3:00 PM on February 1, 2011, on the mortgage and for the Purpose of foreclosing the following in the February 1, 2011, on the mortgage and for the Purpose of foreclosing the following in the February 1, 2011, on the mortgage and for the Purpose of foreclosing the Harris Pond Condominium until the February 1, 2012, and shown as Unit No. 126. Building 13, at 15 Swiff Lane, Merimack, New Hampshire, as defined, described in the Harris Pond Sa97, Page 188, as amended by Fourth Amendment recorded at said Registry in Book 3362, Page 788, as amended by Fourth Amendment recorded at said Registry in Book 3562, Page 788, as amended by Fourth Amendment recorded at said Registry in Book 3562, Page 788, as amended by Fourth Amendment recorded at said Registry in Book 3563, 18732, 18867, NOTICE OF MORTGAGEE'S SALE
OF REAL ESTATE

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AFFIDAVIT

I hereby certify that a copy of the foregoing Order *Nisi* No. 25,190, Docket No. DE 10-322 was mailed by First Class, U.S. Mail postage prepaid, on January 10, 2011 to the Clerk's Office of the Towns of Merrimack and Litchfield; The New Hampshire Attorney General; the NH Department of Transportation; the Office of Secretary, US Department of Commerce, and to the following owners of the land bordering the public waters at the location of the subject crossings as follows:

Illg Family Trust, Julia L. Illg Map 9 lot 3 along the Merrimack River in Litchfield

Margaret A. Parent, Map 9 lot 1 along the Merrimack River in Litchfield

(Signed)

(Dated)

State of New Hampshire, Hillsborough, SS

Dated) ///

Subscribed and sworn to by the said Christopher J. Allwarden.

Before me,

Notary Public