

TELEGRAPH PUBLISHING COMPANY

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**The Telegraph**

ESTABLISHED 1832

MEMBER OF THE ASSOCIATED PRESS

Main Office

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Hudson, NH 03051

(603) 882-2741

**AFFIDAVIT OF PUBLICATION**

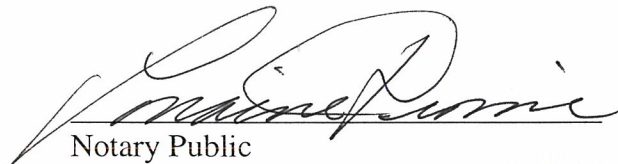
I, Monique Savoie, Telegraph Public Notice Representative, hereby certify that the Advertisement/Notice for Rath, Young, & Pignatelli was inserted in The Telegraph, a daily newspaper, published in Hudson, County of Hillsborough, State of New Hampshire on Monday, February 14th with Insertion Order Number 1164737 and was distributed to the Publication's full circulation.

  
\_\_\_\_\_  
Telegraph Public Notice Representative

STATE OF NEW HAMPSHIRE, Hillsborough, ss.

Subscribed and sworn to before me, Monique Savoie

this 14<sup>th</sup> day of February, 2011.

  
\_\_\_\_\_  
Notary Public

LORRAINE DIONNE, Notary Public  
My Commission Expires 06-03-2014

NHPUC FEB24/11 AM 9:48

## THE STATE OF NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DW 04-048

DW 11-026

### Acquisition of Pennichuck by the City of Nashua

#### ORDER OF NOTICE

On February 4, 2011, the City of Nashua (Nashua), Pennichuck Corporation, Pennichuck Water Works, Inc. (PWW), Pittsfield Aqueduct Company, Inc. (PAC), and Pennichuck East Utility, Inc. (PEU) (together, Joint Petitioners) filed a Joint Petition for Approval of Nashua's Acquisition of Pennichuck Corporation (Joint Petition) pursuant to the terms of an Agreement and Plan of Merger (Merger Agreement) filed with the Commission on November 16, 2010 in DW 04-048 (the eminent domain docket). The petition and other docket filings, other than information for which confidential treatment is requested or granted by the Commission, may be viewed on the Commission's website at <http://www.puc.nh.gov/Regulatory/Docketbk/2011/11-026.htm>.

The Merger Agreement would allow Nashua to acquire all outstanding shares of Pennichuck Corporation, which would include indirect acquisition of its regulated subsidiaries, PWW, PAC, and PEU. According to the Joint Petitioners, the acquisition is subject to a number of conditions including approval of financing by at least two-thirds of the Nashua Board of Aldermen, approval by at least two-thirds of the shareholders of Pennichuck Corporation, the completion of Nashua's financing of the transaction, and approval by the Commission. Once the acquisition occurs, Nashua intends to operate all Pennichuck Corporation businesses using the companies' current operating employees and to appoint an independent board of directors to oversee operations.

The Joint Petitioners also request that the Commission approve a ratemaking structure designed to establish rates that balance customer interests with Nashua's need to obtain sufficient cash flow to meet its debt service obligations on the general obligation bonds it intends to issue to finance the costs of the proposed merger transaction. The Joint Petitioners state that the rates sought by PWW and PAC in their current rate proceedings, Docket Nos. DW 10-091 and DW 10-090, will likely be sufficient to meet the cash requirements associated with their operations including their share of the debt service on the City of Nashua's anticipated bond financing.

The Joint Petitioners also filed a Motion to Consolidate the Joint Petition for Approval of the Acquisition of Pennichuck Corporation by the City of Nashua with the eminent domain docket, DW 04-048 (Motion). In its Motion, the Joint Petitioners represent, among other things, that the Merger Agreement contemplates the settlement of all issues raised in the eminent domain docket and that consolidation of the two dockets would allow for a more efficient review of the Merger Agreement. For administrative efficiency, this Order of Notice will be issued in both DW 04-048 and DW 11-026, with a prehearing conference in DW 11-026 to be held concurrently with the procedural conference currently scheduled in DW 04-048.

The filing raises, inter alia, issues related to RSA 374:22 and 30 and whether the stock acquisition by Nashua results in the transfer of the PWW, PAC and PEU franchises to Nashua; RSA 369:8 and whether the stock acquisition by Nashua is subject to review and approval; whether Nashua's indirect ownership and operation of PWW, PAC and PEU results in Nashua's provision of water service within those franchises and if so whether such indirect ownership and operation will be for the public good; RSA 374:4 and the Commission's oversight of the management of utility operations as well as the safety, adequacy, and accommodation of the utility service provided; RSA 38:8 relative to the proposed transactions and settlement agreement; RSA 38:13 relative to ratification; and RSA 38:9 relative to Commission expenses for the proceeding; and whether the Merger Agreement should be considered in the eminent domain docket, separately or the two should be consolidated. Each party has the right to have an attorney represent the party at the party's own expense.

Based upon the foregoing, it is hereby

ORDERED, that a Prehearing Conference in DW 11-026, pursuant to N.H. Code Admin. Rules Puc 203.15, and a Procedural Conference in DW 04-048 be held before the Commission located at 21 S. Fruit St., Suite 10, Concord, New Hampshire on February 24, 2011, at 10:00 a.m., at which each party will provide a preliminary statement of its position regarding the petition and any of the issues set forth in N.H. Code Admin. Rules Puc 203.15 shall be considered; and it is

FURTHER ORDERED, that any party objecting to a Petition to Intervene make said Objection on or before February 24, 2011.

By order of the Public Utilities Commission of New Hampshire this February 9, 2011.

Debra A. Howland  
Executive Director

Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2429; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.

525119

# UNION LEADER CORPORATION

P O BOX 9513  
MANCHESTER, NH 03108

RATH, YOUNG & PIGNATELLI, PA  
ONE CAPITAL PLAZA  
PO BOX 1500  
CONCORD NH 03302-1500

I hereby certify that the legal notice of PENNICHUCK/CITY OF NASHUA,  
PO number:DEBORAH J KEEFE 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 :

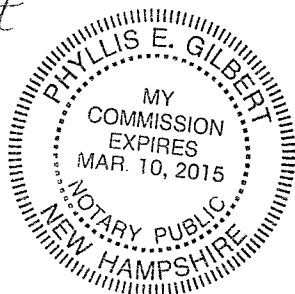
02/14/2011

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

14th day of February, 2011

*Phyllis E. Gilbert*

Notary Public



## Legal Notice

THE STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION  
DW 04-048  
DW 11-026

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**FURTHER ORDERED**, that, immediately following the Prehearing Conference and Procedural Conference, the Joint Petitioners, Staff, parties, and any intervenors hold a Technical Session to review the petition and allow the Joint Petitioner to provide any amendments or updates to the petition; and it is

**FURTHER ORDERED**, that pursuant to N.H. Code Admin. Rules Puc 203.12, the Joint Petitioners shall notify all persons desiring to be heard at this hearing by publishing a copy of this Order of Notice no later than February 14, 2011, in a newspaper with general circulation in those portions of the state in which operations are conducted, publication to be documented by affidavit filed with the Commission on or before February 24, 2011; and it is

**FURTHER ORDERED**, that pursuant to N.H. Code Admin. Rules Puc 203.17, any party seeking to intervene in DW 11-026 shall submit to the Commission seven copies of a Petition to Intervene with copies sent to the Joint Petitioners and the Office of the Consumer Advocate on or before February 21, 2011, such Petition stating the facts demonstrating how its rights, duties, privileges, immunities or other substantial interest may be affected by the proceeding, as required by N.H. Code Admin. Rule Puc 203.17 and RSA 541-A:32,1(b); and it is

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Debra A. Howland  
Executive Director

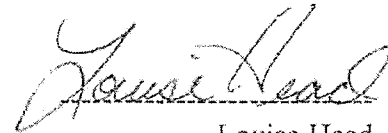
Individuals needing assistance or auxiliary communication aids due to sensory impairment or other disability should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2429; 603-271-2431; TDD Access: Relay N.H. 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.  
(UL - Feb. 14)

# The Conway Daily Sun

P.O. Box 1940, Seavey Street  
North Conway, N.H. 03860  
603-356-3456

I hereby certify that a notice The State of New Hampshire Public Utilities Commission DW- 04-048, DW 11-026 Acquisition of Pennichuck by the City of Nashua was published in The Conway Daily Sun; a newspaper of general distribution in Conway, New Hampshire, the County of Carroll and that it was published on *February 12<sup>th</sup>, 2011*.

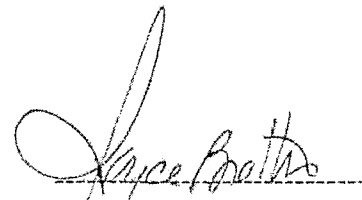
Dated the *23rd* day of *February*, 2011



Louise Head

STATE OF NEW HAMPSHIRE, ss.

Subscribed and sworn to by Louise Head,  
This *23rd* day of *February*, 2011. Before me.



Notary Public

My Commission Expires April 9<sup>th</sup>, 2013

## THE STATE OF NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DW 04-048

DW 11-026

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## MWVSC to play indoors tomorrow

U11-U14 boys and girls to play at middle school, 5-7 p.m.

Mount Washington Valley Soccer Club will hold open indoor soccer fun skills and game play tomorrow from 5-7 p.m. at Kennett Middle School for U11-U14 boys and girls.

Players who will be 11, 12, 13 or 14 on July 31 are eligible to attend, and to learn about team opportunities with MWVSC during this February vacation and into the spring season.

MWVSC will enter teams into U11B

and U12B divisions of the Gorham Indoor Sports February vacation jam-boree on Feb. 24. The following day, MWVSC U14Girls and U14Boys will take to the turf.

All age groups will be exploring opportunities for spring League and tournament play. At 6:30 this Sunday, the Club Registrar, Director and coaches will be presenting plans at the KMS gym lobby.

## Registration for jr. tennis league begins

CONWAY — Registration is now open for the Spring Jr. Team Tennis League for seventh and eighth graders. The League will meet on Wednesdays starting March 2 from 4:30 to 6 p.m. at Cranmore Fitness Center and end on March 30.

The cost for the five-week program is \$41 and includes a Nike Dri-Fit Uniform.

Participants must be current members of the United States Tennis Association (USTA). Players who participated in the summer 2010

JTTL are still current members of the USTA. Membership can be obtained on-line at [www.usta.com](http://www.usta.com) for the low cost of \$19 for the year. This includes a subscription to the young players' magazine Smash.

Players will have one lesson followed by a match play each week. Lessons will be taught by CTA volunteers, and will include instruction in singles and doubles. No previous skills are necessary: Quick Start method of teaching will be used for beginners.

Scholarships are available.



**Now's the time!**

KUBOTA BUYER DAYS

**\$0 Down & 0% A.P.R. Financing for 4 Years\***

Time flies when you work with top-quality equipment like Kubota B Series compact tractors. And right now, time is on your side with long-term, low-rate financing through March 31, 2011.

Equipment	Down Payment	Monthly Payments	A.P.R.	Monthly Payments (at 4.99% interest)
All New Kubota B Series Models	\$0	48 Months	0.00%	\$29.89
	10% Down	60 Months	2.49%	\$18.19
	\$0	60 Months	3.99%	\$19.41

**Wescott and Sons, Inc.**

500 Ossipee Trail  
Gorham, ME 04038  
(207) 839-4500

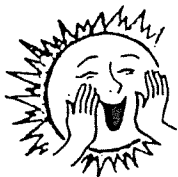
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\*0% down, 0% A.P.R. financing for 4 years is available on the purchase of select new Kubota equipment from a dealer inventory of participating dealers through 3/31/2011. Example: a 48-month monthly installment equipment loan at 0% A.P.R. required 48 payments of \$29.89 per \$1,500 borrowed. 0% A.P.R. interest is equivalent to customers financing their purchases through a bank. Dealer charge to customer preparation included in all equipment with title loan. Only Kubota and select Kubota performance-related Land Tractor equipment is eligible. Installation of eligible equipment may result in a higher loaned A.P.R. Not available for Periodic National Accounts or Government customers. 2% A.P.R. and credit financing may not be available with customer credit ratings of 20-30 (FICO). Financing is available through Kubota Credit Corporation, c/o J.A. JACOBI & CO., Inc., 10000, CA 95020. Subject to credit review. Some restrictions apply. Offer expires 3/31/2011. See us for details on lease and other financing options or go to [www.kubota.com](http://www.kubota.com) for more information.





The  
Sun  
uncook Valley

ELSIE MORSE, *Editor*  
ARTHUR MORSE, *Publisher*

21 Broadway St., Pittsfield, N.H. 03263

Tel. (603) 435-6291 FAX (603) 435-7383

This is to affirm that the Suncook Valley Sun, Inc. of 21 Broadway, Pittsfield, N.H. 03263 published  
**Order of Notice: Acquisition of Pennichuck by the City of Nashua; DW 04-048, DW 11-026** on  
February 16, 2011.

Signed,

Ross R. Morse, Managing Editor  
The Suncook Valley Sun, Inc.

subscribed and sworn to before me, in my presence, this 15<sup>th</sup> day of FEBRUARY  
2011, a notary Public in and for the county of Merrimack, state of New Hampshire.

My comission expires FEB. 2 2014

## Barnstead

Happy Birthday to Jacob Beaudet, February 16

Attention: BYESA Raschall and Softball signups will be a little earlier this year! Please note the following dates:

• Saturday, February 19, 2011 9:00 am to 12:00 noon at the School (DESS)  
Any questions about signups feel free to email - [sivt@metrocast.net](mailto:sivt@metrocast.net)  
Please bring back any uniforms you have from prior years.

Thank you!

• The Pittsfield Area Senior Center will be holding Bingo, beginning at 10:00 am on Tuesday, February 22nd. Also, the same day, from 10:00 am to 1:00 pm you can get Free Volunteer Income Tax Preparation assistance, but you must call the Center at 435-8482 for an appointment.

On Thursday, February 24th, if enough interest is shown, there will be a trip to the McAdiff-Shepard Discovery Center. For more information call 435-8582 or come to the Senior Center and look

through brochures

Congratulations to Nicholas Fegley who recently graduated from NHTI Concord's Community College with an Associate of Science in General Studies.

### SALTY DOG POTTERY VACATION WORKSHOPS

Clay workshops for children will be offered each day at Salty Dog Pottery during February School Vacation.

For information and registration call or email: Teresa Taylor 435-6014

[taylor@metrocast.net](mailto:taylor@metrocast.net)  
Salty Dog Pottery  
Barnstead, NH

Congratulations to Ashley Hubbard of Barnstead, N.H., who has been named to the dean's list at Paul Smith's College for the fall 2010 semester. Hubbard, who is majoring in baking and pastry arts, is enrolled in the college's School of Hospitality, Resort and Culinary Management and earned a semester average of 3.3 or higher to receive this distinction.

## Barnstead Parade Congregational Church

Box 57 Barnstead Parade, N.H. 03218  
Sunday Worship & Jr. Church - 9 AM  
Pastor Rev. Sandy Pierson - 483-2846

## LOUDON BUILDING SUPPLY

798-3200

94 Bee Hole Rd., Loudon, N.H.  
(off 129 - 1 mi. from intersection of Rte. 106)  
M-F 7-5 • Sat. 8-1

FREE DELIVERY

### REQUEST FOR PROPOSAL TOWN OF BARNSTEAD, NH POLICE STATION ROOF REPAIR

The Town of Barnstead is accepting proposals to replace a portion of the roof at the Barnstead Police Station at 119 So. Barnstead Road, Center Barnstead, NH.  
All proposals must be submitted in a sealed envelope marked:

"Police Department Roof" and addressed to:

Town of Barnstead

Office of Selection

PO Box 11

108 South Barnstead Road

Center Barnstead, NH 03225

Proposals must be received no later than 4:30 PM on Tuesday, February 22, 2011. Proposals cannot be withdrawn for a period of (90) days. The Town reserves the right to reject any or all proposals and take such action as may be deemed necessary in the best interest of the Town.  
Specifications can be obtained from the Selection's Office (Town Hall). To arrange a site inspection of the property, please contact the Selection's Office at (603) 269-4071 ext. 104 or the Police Department (603) 259-8100.

### Barnstead Library Sponsors Meet The Candidates Night

Meet the Candidates Night will be held on Wednesday, February 23rd at 7:00 p.m. at the Barnstead Town Hall. The Oscar Foss Memorial Library in Center Barnstead is pleased to sponsor this event again this year.

All candidates for Town and School offices have been invited to attend and be on the panel. There are several different Town and School positions open this year. Come and talk with the candidates. Bring along your questions and have a chance to hear the candidates speak on the issues.

Please note that there is NO snow date for this program. If the weather conditions are so terrible that we cannot travel safely, then the program will be cancelled. Parking may be a little difficult this year, so please remember that there is parking behind the library. Any questions, please call the library at 269-3900.

### Jim Wickcliffe Of Children's Bible Fellowship To Speak At CBCC

Jim Wickcliffe, President/CEO of Children's Bible Fellowship of New York, will be speaking this Sunday, February 20th at the Center Barnstead Christian Church.

Jim is a graduate of Philadelphia College of the Bible. His major was Christian Education. After graduating in 1968, Jim spent many years in "part time" ministries. These ministries included Interim Pastor, Sunday School Teacher, Bus Ministry, Youth Director, Vacation Bible Schools and work with homeless teenage boys.

In 1978 God led Jim and his wife to full time service with Children's Bible Fellowship of New York, Inc. Since then Jim has worked in many areas: Street Evangelism, Bible Clubs, Rallies, Clowning, Teacher Training and he directed Camp Joy.

Jim's burden is to realize God's vision for Children's Bible Fellowship, which is "Making Disciples of New York City's Forgotten Fields". Those forgot-

ten fields include the saving of the poorest of poor, lost, hurting and broken children and their families in New York City by reaching them through all means available, so that they may know and experience the saving knowledge of Jesus Christ.

Jim will be coming to do a weekend prison seminar at the Concord State Prison through Prison Fellowship and Center Barnstead Christian Church. Jim will also be speaking at the church this Sunday during Sunday School, which begins at 9:00 AM and at our Morning Worship, which starts at 10:00 AM.

For more information please contact the church at 269-5851. The Center Barnstead Church is located on Route 126, next to the Town Hall.



40 Unit Sunday School  
Stunkley for Children's Youth

MEET THE CANDIDATES  
TOWN HALL - BARNSTEAD  
WEDNESDAY, FEBRUARY 23rd - 7 PM  
Sponsored By Oscar Foss Memorial Library

Always Advertise!

### Higher Ground Ministries

Rte. 126 - 2 miles East of Rt. 28 in Ctr. Barnstead

Sunday Service 10 AM

Independent - Spirit-Filled - Salvation Preaching

FREE LUNCHEON AFTER SERVICE

First Sunday Of Each Month, All Are Invited!

Come Experience Our Worship

Pastor John Newman • 942-8696

### B-Boys Auto Repair

Owned and Operated by

Paul Bousquet Sr. & Jeff Bousquet

19 Gray Road, Barnstead, NH

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Hours: M-F 8:00-5:00, Sat. 8:00-12:00

### Meadowbrook Returns To ACMS

The Meadowbrook U.S. Cellular Pavilion will be in attendance at the 46th Annual Academy of Country Music Awards in Las Vegas for the third year in a row. Meadowbrook has been nominated for the "Venus of the Year" by the Academy of Country Music for the fourth time in the last five years. The ACM's will broadcast live from the MGM Grand Garden Arena in Las Vegas on Sunday, April 3, 2011 at 8:00 p.m. live on CBS.

To receive a nomination, a venue must put on at least six Country concerts and be considered one of the five best venues in the country, regardless of size, by the members of the Academy of Country Music. The other venues receiving nominations are First Midwest Bank Amphitheater in Chicago, IL, BOK Center, Tulsa, OK, Sprint Center, Kansas City, MO and Ryman Auditorium in Nashville, TN.

The Meadowbrook U.S. Cellular Pavilion received its nomination following a record-setting year that included the Country Throwdown Tour, the Zac Brown Band for two dates, Jason Aldean, Reba McEntire, Sugarland and Miranda Lambert with Eric Church.

"It is humbling to be consistently considered one of the five best venues in the country," said RJ Harding, President. "We are blessed with the most amazing fans who support us and come out to the shows. The entire Meadowbrook family, the artists and agents, all of our employees, sponsors, promotional partners and fans should be honored for the part they played in this nomination."

### What I Have Learned At The Pittsfield Budget Committee Work Sessions, Part 4

Submitted By: Carol Richardson

In my last three articles I reviewed town employee contracts and agreements. This article will review school administrators and teacher contracts. The specifics of the master agreement can be found at the following website: [nh.gov/pelrh](http://nh.gov/pelrh)

The Master Agreement of the Education Association of Pittsfield effective August 23, 2010 includes

a 17-step and track salary schedule starting at \$28,947 (Step 0) with a BA through \$54,478 (Step 17) with a MA+30. Teachers receive 2 days each for professional and personal leave, 3 days emergency leave and 15 days sick leave per school year. They are eligible to receive course and workshop reimbursement, have access to any dental plan offered by NHMA Trust at their own expense, and the district pays for a \$40,000 term life insurance policy. They have various options for health insurance depending on their date of hire, and the district's cost of premiums for any of these plans are as follows:

Single: \$9,410  
2 Person: \$17,785  
Family: \$24,010  
The employee pays 5% of the cost. If an employee chooses not to take health insurance they receive a \$1,000 stipend.

Various stipends for additional duties are also paid to teachers, which are over and above their annual salary.

The Superintendent currently has a three-year contract, which ends June 30, 2011. This contract includes the following:

- Current salary of \$109,140
- 30 days vacation, 18 days sick; 3 emergency days, 2 personal days, bereavement and professional leave annually
- 2-person dental plan and a \$24,549 family health insurance plan, which 100% of the costs are born by the district
- \$3,000 per year contribution toward a tax-deferred annuity
- \$40,000 life insurance policy
- Mileage reimbursement up to \$700 annually
- Professional association dues and fees and conference reimbursement

To Be Continued 2/23/11

### School Lunch Menus

February 21 - 25, 2011

PES	PMHS
<b>Monday</b> Chicken Patty on a bun, veggie, fruit, milk	<b>Monday</b> BBQ Pork on roll, green beans, fruit, milk
<b>Tuesday</b> Chicken noodle bake, veggie, fruit, milk	<b>Tuesday</b> Chicken wraps, cheese, veggies, fruit, milk
<b>Wednesday</b> Ravioli, veggie, fruit, milk	<b>Wednesday</b> Pizza, corn, baked dessert, milk
<b>Thursday</b> Chicken fajita, tortilla, lettuce, salsa, fruit, milk	<b>Thursday</b> Grilled cheese, tomato soup, veggies, fruit, milk
<b>Friday</b> Pizza, veggie, fruit, milk	<b>Friday</b> Cold sandwich, soup, chips, fruit, milk

### Precautions To Ensure A Safe Heating Season

Submitted by Lt. Nicholas Abell, Pittsfield Fire Department Code Enforcement/Public Education Bureau

Pittsfield Fire Rescue, in addition to conducting fire inspections, also provides information to the public on how to take precautions to ensure a safe heating season and prevent Carbon Monoxide poisoning. Carbon Monoxide is an odorless, tasteless, colorless gas that is given off by gas fireplaces, oil furnaces, gas water heaters, wood, kerosene, cars, propane stoves and portable generators.

You should have these appliances cleaned annually, and kept in good operating

condition. Purchasing a Carbon Monoxide detector can decrease your exposure to this deadly gas.

Snow load on roofs in another concern. As winter storms seem to be hitting the area, on an average of every three days, snow totals keep accumulating. Heavy snow loads on low slope or flat roofs pose a greater risk of collapse.

Cleaning a roof can be very challenging and dangerous.

For more information and a snow load calculator, please visit our website at [pittsfield.nh.gov](http://pittsfield.nh.gov)

### THE STATE OF NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

DW 04-048

DW 11-026

### Acquisition of Pennichuck by the City of Nashua

#### ORDER OF NOTICE

On February 4, 2011, the City of Nashua (Nashua), Pennichuck Corporation, Pennichuck Water Works, Inc. (PWW), Pittsfield Aqueduct Company, Inc. (PAC), and Pennichuck East Utility, Inc. (PEU) (together, Joint Petitioners) filed a Joint Petition for Approval of Nashua's Acquisition of Pennichuck Corporation (Joint Petition) pursuant to the terms of an Agreement and Plan of Merger (Merger Agreement) filed with the Commission on November 16, 2010 in DW 04-048 (the eminent domain docket). The petition and other docket filings, other than information for which confidential treatment is requested or granted by the Commission, may be viewed on the Commission's website at [www.puc.nh.gov/Regulatory/Dockets/2011/11-026.htm](http://www.puc.nh.gov/Regulatory/Dockets/2011/11-026.htm). The Merger Agreement would allow Nashua to acquire all outstanding shares of Pennichuck Corporation, which would include indirect acquisition of its regulated subsidiaries, PWW, PAC, and PEU. According to the Joint Petitioners, the acquisition is subject to a number of conditions including approval of financing by at least two-thirds of the Nashua Board of Aldermen, approval by at least two-thirds of the shareholders of Pennichuck Corporation, the completion of Nashua's financing of the transaction, and approval by the Commission. Once the acquisition occurs, Nashua intends to operate all Pennichuck Corporation businesses using the companies' current operating employees and to appoint an independent board of directors to oversee operations.

The Joint Petitioners also request that the Commission approve a ratemaking structure designed to establish rates that balance customer interests with Nashua's need to obtain sufficient cash flow to meet its debt service obligations on the general obligation bonds it intends to issue to finance the costs of the proposed merger transaction. The Joint Petitioners state that the rates sought by PWW and PAC in their current rate proceedings, Docket Nos. DW 10-031 and DW 10-080, will likely be sufficient to meet the cash requirements associated with their operations including their share of the debt service on the City of Nashua's anticipated bond financing. The Joint Petitioners also filed a Motion to Consolidate the Joint Petition for Approval of the Acquisition of Pennichuck Corporation by the City of Nashua with the eminent domain docket, DW 04-048 (Motion). In its Motion, the Joint Petitioners represent, among other things, that the Merger Agreement contemplates the settlement of all issues raised in the eminent domain docket and that consolidation of the two dockets would allow for a more efficient review of the Merger Agreement. For administrative efficiency, this Order of Notice will be issued in both DW 04-048 and DW 11-026, with a prehearing conference in DW 11-026 to be held concurrently with the procedural conference currently scheduled in DW 04-048.

The filing raises, inter alia, issues related to RSA 374:22 and 30 and whether the stock acquisition by Nashua results in the transfer of the PWW, PAC and PEU franchises to Nashua; RSA 369:8 and whether the stock acquisition by Nashua is subject to review and approval; whether Nashua's indirect ownership and operation of PWW, PAC and PEU results in Nashua's provision of water service within those franchises and if so whether such indirect ownership and operation will be for the public good; RSA 374:4 and the Commission's oversight of the management of utility operations as well as the safety, adequacy, and accommodation of the utility service provided; RSA 38:3 relative to the proposed transactions and settlement agreement; RSA 38:13 relative to ratification; and RSA 38:9 relative to Commission expenses for the proceeding, and whether the Merger Agreement should be considered in the eminent domain docket, separately or the two should be consolidated. Each party has the right to have an attorney represent the party at the party's own expense.

Based upon the foregoing, it is hereby

ORDERED, that a Prehearing Conference in DW 11-026, pursuant to N.H. Code Admin. Rules Puc 203.15, and a Procedural Conference in DW 04-048 be held before the Commission located at 21 S. Fruit St., Suite 10, Concord, New Hampshire on February 24, 2011, at 10:00 a.m., at which each party will provide a preliminary statement of its position regarding the petition and any of the issues set forth in N.H. Code Admin. Rules Puc 203.15 shall be considered; and it is FURTHER ORDERED, that, immediately following the Prehearing Conference and Procedural Conference, the Joint Petitioners, Staff, parties, and any intervenors hold a Technical Session to review the petition and allow the Joint Petitioner to provide any amendments or updates to the petition; and it is FURTHER ORDERED, that pursuant to N.H. Code Admin. Rules Puc 203.12, the Joint Petitioners shall notify all persons desiring to be heard at this hearing by publishing a copy of this Order of Notice no later than February 14, 2011, in a newspaper with general circulation in those portions of the state in which operations are conducted, publication to be documented by affidavit filed with the Commission on or before February 24, 2011; and it is FURTHER ORDERED, that pursuant to N.H. Code Admin. Rules Puc 203.17, any party seeking to intervene in DW 11-026 shall submit to the Commission seven copies of a Petition to Intervene with copies sent to the Joint Petitioners and the Office of the Consumer Advocate on or before February 21, 2011. Such Petition stating the facts demonstrating how its rights, duties, privileges, immunities or other substantial interest may be affected by the proceeding, as required by N.H. Code Admin. Rule Puc 203.17 and RSA 541-A:32(b); and it is FURTHER ORDERED, that any party objecting to a Petition to Intervene make said Objection on or before February 24, 2011. By order of the Public Utilities Commission of New Hampshire this February 9, 2011.

Debra A. Howland  
Executive Director

Individuals needing assistance or auxiliary communication and due to sensory impairment or other disability should contact the Americans with Disabilities Act Coordinator, NHPUC, 21 S. Fruit St., Suite 10, Concord, New Hampshire 03301-2499. 603-271-4241. TDD Access: Relay NH 1-800-735-2964. Notification of the need for assistance should be made one week prior to the scheduled event.



# CONCORD MONITOR


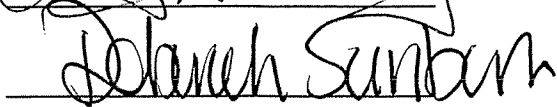
One Monitor Drive, PO Box 1177, Concord, NH 03302-1177  
P: 603-224-5301

STATE OF NEW HAMPSHIRE  
County of Merrimack, SS

I, **CATHY A VALLEY** of the MONITOR PUBLISHING COMPANY, INC., hereby certify that the following advertisement(s) were published in the Concord Monitor, a daily newspaper in Concord, in said county and state, viz-in-the issue(s) of:

Notice of Acquisition published February 14, 2011

Subscribed and sworn 14 day of February A.D. 2011

  
  
Notary Public

Commission Expires \_\_\_\_\_

DEBORAH SANBORN, Notary Public  
My Commission Expires November 4, 2014

12A Unfurnished Ads

Domestic the Monroe By Hank Melcham Bizarro

By Dan Pharo

12B Concord Townhouses 121 Landlords

# CRANMORE RIDGE

Great Living in  
1BR 1.5B  
2BR 2.5B, 3B, 4B  
3BR 3.5B, 4B, 5B  
4BR 4.5B, 5B, 6B  
5BR 5.5B, 6B, 7B  
6BR 6.5B, 7B, 8B  
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