

Paul J. Phillips, Esq.

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Admitted in New Hampshire and Vermont

December 19, 2018

NHP1IC 19DEC'18px3:50

Ms. Debra Howland Executive Director and Secretary New Hampshire Public Utilities Commission 21 South Fruit Street Concord, NH 03301

Re: DT 18-175 (Petition of Dixville Telephone Company)
DT 14-240 (Petition of Dixville Telephone Company)
DT 12-263 (Joint Petition of Dixville Telephone Company and Balsams View, LLC)

Dear Ms. Howland:

Enclosed for filing, on behalf of Dixville Telephone Company ("Dixville") in Docket DT 18-175, are an original and six (6) written copies of an "Affidavit of Publication" submitted in compliance with the Commission's Order of Notice dated December 12, 2018, in the aforesaid Docket. This letter and its enclosure are also being transmitted to you via electronic mail.

Dixville has also received and reviewed the Memorandum dated December 18, 2018, from Kath Mullholand, Director of Regulatory Innovation and Strategy, on behalf of Staff in Dockets DT 12-263 and DT 14-240, recommending the closure of those dockets in light of Dixville's commencement of proceedings in DT 18-175. By this letter, Dixville states that it has no objection to the Commission's adopting the Staff's recommendation and closing the two earlier dockets.

Please let me know if you have any questions.

Paul J. Phillips

Very truly yours

Counsel for Dixville Telephone Company

Enclosure

cc: Commission's Service List for DT 18-175

#### STATE OF NEW HAMPSHIRE

#### BEFORE THE PUBLIC UTILITIES COMMISSION

#### DT 18-175

#### Petition of Dixville Telephone Company For Approval to Discontinue Operations

#### **AFFIDAVIT OF PUBLICATION**

NOW COMES Paul J. Phillips, upon oath, being duly sworn, and states as follows:

- 1. I represent Dixville Telephone Company, a Division of Tillotson Corporation ("Dixville"), in the above-captioned docket, which involves Dixville's proposed discontinuance of utility operations in New Hampshire.
- 2. On December 12, 2018, the New Hampshire Public Utilities Commission ("the Commission") issued an Order of Notice in this proceeding, which, *inter alia*, directed Dixville to publish a copy of said Order of Notice "not later than December 21, 2018, in a newspaper with general circulation in those portions of the state in which its operations are conducted..."
- 3. On behalf of Dixville, I caused a copy of the said Order of Notice to be published on December 17, 2018 in the *New Hampshire Union Leader*, a newspaper with statewide and general circulation in New Hampshire.
- 4. A true and accurate copy of the above-referenced publication, which appeared in the Union Leader on December 17, 2018, is attached hereto as **EXHIBIT "A"**.
- 5. On December 17, 2018, Dixville also provided actual notice of this proceeding to all Dixville customers by transmitting a copy of the Commission's Order of Notice to each current Dixville customer via electronic mail to the customer's most current known email address.
- 6. In its email notice to the principal and managers of Dixville Capital, LLC, the present owner of Balsams Resort Properties, LLC ("Balsams"), Dixville asked that the

Commission's Order be posted in a place visible to any Balsams employees presently living in Dixville so as to ensure that any person who may desire telephone service from Dixville knows about this proceeding.

- 7. The Commission directed Dixville to document its compliance with the Order of Notice by filing an affidavit of publication with the Commission on or before January 11, 2019. As indicated by the date below, this Affidavit complies with said Order.
- 8. A copy of this Affidavit is being provided via e-mail to the persons named on this docket's Service List.

Dated at Manchester, New Hampshire, this 19th day of December, 2018.

Respectfully submitted,

DIXVILLE TELEPHONE COMPANY, A Division of Tillotson Corporation

By: Primmer Piper Eggleston & Cramer PC,

Its Attorneys

By: Paul J. Phillips (N.H. Bar # 20788)

Primmer Piper Eggleston & Cramer PC

900 Elm Street, 19th Floor Manchester, NH 03101

(603) 626-3300

pphillips@primmer.com

# STATE OF NEW HAMPSHIRE COUNTY OF HILLSBOROUGH

At Manchester, County of Hillsborough, State of New Hampshire, this 19th day of December, 2018, the above-named, Paul J. Phillips, personally appeared before me and

subscribed and swore to the foregoing.

Notary Public/Justice of the Peace

My Commission Expires: 5

3655797.1

#### SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

Executive.Director@puc.nh.gov amanda.noonan@puc.nh.gov david.wiesner@puc.nh.gov jh7452@att.com kathryn.mullholand@puc.nh.gov Mary.Schwarzer@puc.nh.gov ocalitigation@oca.nh.gov pphillips@primmer.com

Docket #: 18-175-1 Printed: December 19, 2018

By virtue and in execution of the Power of Sale contained in a certain mortgage given by **Elizabeth A. Clow,** (the "Mortgagor") to Mortgage Electronic Registration Systems, Inc. as nominee for Fidelity Mortgage of NY and now held by HSBC Bank USA, N.A., as Indenture Trustee for the registered Noteholders of Renaissance Home Equity Loan **Trust 2007-2** (the "Mortgagee"), said mortgage dated March 16, 2007, and recorded with the Carroll County Registry of Deeds in Book 2614 at Page 918 (the "Mortgage"), pursuant to and for breach of the conditions in said Mortgage and for the purpose of foreclosing the same will be sold

Public Auction

On February 11, 2019 at 10:00 AM Said sale to be held on the mortgaged premises described in said mortgage and having a present address of 15 Birch Tree Lane, Center Ossipee, Carroll County, New Hampshire.

NOTICE
PURSUANT TO NEW HAMPSHIRE RSA 479:25, YOU ARE
HEREBY NOTIFIED THAT YOU
HAVE A RIGHT TO PETITION THE SUPERIOR COURT FOR THE COUNTY IN WHICH THE MORT-GAGED PREMISES ARE SITU-ATED, WITH SERVICE UPON THE MORTGAGEE, AND UPON SUCH BOND AS THE COURT MAY REQUIRE TO ENJOIN THE SCHEDULED FORECLOSURE

YOU ARE ALSO NOTIFIED THAT THE ADDRESS OF THE MORTGAGEE FOR SERVICE OF PROCESS IS: 8 EAST 40TH STREET CTLA-STRUCTURED FI-NANCE, NEW YORK, NY 10016. THE NAME OF THE MORTGA-GEE'S AGENT FOR SERVICE OF PROCESS IS: HSBC BANK USA,

For information on getting help with housing and foreclosure issues, please call the foreclosure information hotline at 1-800-437-5991. The hotline is a service of the New Hampshire banking department. There is no charge for this call. The contact information for the New Hampshire banking department is 53 Regional Drive, Suite 200, Concord, NH 03301, with an email address of <a href="mailto:nh.gov">nhbd@banking.nh.gov</a>.

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. Notwithstanding any title information contained in this notice, the Mortgagee 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".

TERMS OF SALE

A deposit of Five Thousand (\$5,000.00) Dollars in the form of a certified check, 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 sixty (60) 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 announcement made before or during the foreclosure sale.

Dated at Plainville, Massachusetts, on December 5, 2018 HSBC Bank USA, N.A., as Indenture Trustee for the registered Noteholders of Renaissance Home Equity Loan Trust 2007-2 By its Attorney, /s/ Mark Lamper Mark H. Lamper, Esq. Bendett & McHugh, P.C. 270 Farmington Avenue, Ste. 151 Farmington, CT 06032 (860) 677-2868 (UL - Dec. 10, 17, 24)

## **Legal Notice**

MORTGAGEE'S NOTICE OF SALE OF REAL PROPERTY

By virtue of a Power of Sale contained in a certain mortgage given by Gregory M. Mcevoy, Stephanie A. Mcevoy ("the Mortgagor(s)") to Mortgage Electronic Registration Systems, Inc. as nom-inee for WMC Mortgage Corp., dated June 10, 2005 and recorded in the Strafford County Registry of Deeds in Book 3204, Page 378, (the "Mortgage"), which mortgage is held by U.S. Bank National Association, as Trustee for J.P. Morgan Mortgage Acquisition Corp. 2005-WMC1, Asset Backed Pass-Through Certificates, Series 2005-WMC1, the present holder of said Mortgage, pursuant to and in execution of said power and for breach of conditions of said Mortgage and for the purposes of foreclosing the same will sell at: Public Auction

February 13, 2019 at 1:00 PM

Said sale being located on the mortgaged premises and having a present address of 11 Chamberlin Way, New Durham, Strafford County, New Hampshire. The premises are more particularly

described in the Mortgage.

For mortgagor's(s') title see deed recorded with the Strafford County Registry of Deeds in Book 3204, Page 0376. NOTICE

PURSUANT TO NEW HAMP-SHIRE RSA 479:25, YOU ARE HEREBY NOTIFIED THAT YOU HAVE A RIGHT TO PETITION THE

SUPERIOR COURT FOR THE COUNTY IN WHICH THE MORT-GAGED PREMISES ARE SITU-ATED, WITH SERVICE UPON THE MORTGAGEE, AND UPON SUCH BOND AS THE COURT MAY REQUIRE TO ENJOIN THE SCHEDULED FORECLOSURE

The address of the mortgagee for service of process is 10 Ferry Street Suite 313, Concord, NH and the name of the mortgagee's agent for service of process is Corporation Service Company d/b/a Lawyers Incorporating Service.

You can contact the New Hampshire Banking Department by e-mail at nhbd@banking.nh.gov. For information on getting help with housing and foreclosure issues, please call the foreclosure information hotline 1-800-437-5991. The hotline is a service of the New Hampshire Banking Department. There is no charge for this call.

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. Notwithstanding any title information contained in this notice, the Mortgagee 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

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TERMS OF SALE

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of an error in this publication. Dated at Newton, Massachusetts, on December 13, 2018.

U.S. Bank National Association, as Trustee for J.P. Morgan Mortgage Acquisition Corp. 2005-WMC1, Asset Backed Pass-Through Certificates, Series 2005-WMČ1 By its Attorney, Elena Peterson Harmon Law Offices, P.C. PO Box 610389 Newton Highlands, MA 02461 603-669-7963 13395-11808 (UL - Dec. 17, 24, 31)

# **Legal Notice**

Notice of Flood Mapping Update for Tributary O to Beaver Brook in Londonderry

The Londonderry Building/Zoning Enforcement Office, in accordance with National Flood Insurance Program regulation 65.7(b)(1), is hereby giving notice of the Town of Londonderry, New Hampshire's intent to revise the flood hazard information, generally located from just downstream of Londonderry Road to the limits of Special Flood Hazard Area (SFHA) mapping at the outlet of a 60" culvert carrying the brook under I-93. The flood hazard revisions are being proposed as part of Conditional Letter of Map Revision (CLOMR) Case No. 18-01-0804R for a proposed project along Tributary O to Beaver Brook, Unnamed Tributary to Tributary O to Beaver Brook, and Commerce Center Channel. NH Department of Transportation is proposing to enclose approximately 1,000 feet of Tributary O to Beaver Brook in the vicinity of the Pillsbury Road crossing, as part of the I-93 Widening Project from Salem to Manchester. Once the project has been completed, a Letter of Map Revision (LOMR) request should be submitted that will, in part, revise the following flood hazards along Tributary O to Beaver Brook, Unnamed Tributary to Tributary O to Beaver Brook, and Commerce Center Channel.

1. The floodway will be revised from approximately 90 feet up-stream of Londonderry Road to the limits of detailed study on Tributary O to Beaver Brook. The floodway will increase and decrease within the revised area.

2. Base Flood Elevations (BFEs) will decrease along Tributary O to Beaver Brook.

3. BFEs will be established along Unnamed Tributary to Tributary O to Beaver Brook and Commerce Center Channel.

4. The SFHA will increase and decrease along Tributary O to Beaver Brook.

5. The SFHA will be established along Upper Tributary to Tributary O to Beaver Brook and Commerce Center Channel.

Maps and detailed analysis of the floodway and floodplain revisions can be reviewed at the Building and Zoning Enforcement Office, Town of Londonderry, 268B Mammoth Road, Londonderry, NH. If you have any questions or concerns about the proposed project or its effects on your property, you may contact JoAnn Fryer, PE, Fuss & O'Neill, 540 North Commer cial Street, Manchester, NH 03101, (603)668-8223x2117 between December 17, 2018 and January 1,

2019. (UL - Dec. 17)

## **Legal Notice**

THE STATE OF NEW HAMPSHIRE **PUBLIC UTILITIES** DT 18-175

Going Online? See more public notices at www.unionleader.com

#### **DIXVILLE TELEPHONE COMPANY Petition of Dixville Telephone** Company for Approval to Discontinue Operations ORDER OF NOTICE

On November 15, 2018, Dixville Telephone Company (Dixville) filed a Petition for Approval to Discontinue Operations (Petition). Dixville is an incumbent local exchange carrier (ILEC) that has to be classified as an excepted local exchange carrier (ELEC) under RSA 362:7, I (c) (2). Dixville serves a single telephone exchange (603-555, Dixville) in New Hampshire. Dixville is also a "rural telephone company" as defined in 47 U.S.C. §153(44). Dixville is the only wireline company designated as an eligible tele-communications carrier (ETC) in its rural study area. Dixville currently serves one active resi-dential access line.

Dixville requests authority to discontinue operations because its declining customer base and deteriorating financial condition make its continued operation not viable Dixville asserts that the public good would not be adversely affected by its discontinuance of operations because there exist acceptable third party alternatives to its local exchange service that are comparable to, or exceed, the quality of regulated communications service that it currently provides or can reasonably hope to provide in the future. In addition, Dixville maintains that the charitable nature of its present ownership should be taken into account when evaluating the public benefits of its proposed discontinuance of operations, because the operatlosses it has incurred for several years have resulted in a depletion of its charitable resources and its continued operation would result in a further wasting of charitable resources that could be better directed to charitable

The Petition and subsequent docket filings, other than any information for which confidential treatment is requested of or granted by the Commission, will be posted to the Commission's website at <u>www.puc.nh.gov/Regulator</u> y/Docketbk/2018/18-175.html.

The filing raises, inter alia, issues related to the voluntary discontinuance of public utility service to members of the public and what restrictions should be placed on such voluntary discontinuance; whether the obligation for an ILEC to provide basic service under RSA 374:22-p can be terminated so long as there is a reasonable substitute for such service available to its existing and potential customers; how such a reasonable substitute should be defined and whether such a reasonable substitute exists; whether Dixville's proposed discontinuance of residential basic service in its franchise area will adversely affect the public good under RSA 374:22-p, VIII (a); and the termination of an ILEC's ETC status and how that termination affects the availability of Lifeline and other services to members of the public.

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, pursuant to N.H. Code Admin. Rules Puc 203.15, be held before the Commission located at 21 South Fruit Street, Suite 10, Concord, New Hampshire, on January 14, 2019 at 10:00 a.m., at which each party will provide a preliminary statement of its position with regard to the Petition and any of the issues set forth in N.H. Code Admin. Rules Puc

203.15; and it is **FURTHER ORDERED,** that, immediately following the Prehearing Conference, Dixville, the Staff the Commission, and any Intervenors hold a Technical Session to review the Petition; and it

FURTHER ORDERED, that, pursuant to N.H. Code Admin. Rules Puc 203.12, Dixville shall notify all persons desiring to be heard at this hearing by mailing a copy of this Order of Notice to each of its current and known prospective customers and by publishing a copy of this Order of Notice in a newspaper with general circulation in those portions of the state in which operations are conducted, in each case no later than December 21, 2018, with such notification and publication to be documented by affidavit filed with the Commission on or before

January 11, 2019; and it is **FURTHER ORDERED,** that, consistent with N.H. Code Admin. Rules Puc 203.17 and Puc 203.02, any party seeking to intervene in the proceeding shall submit to the Commission seven copies of a petition to intervene with copies sent to Dixville on or before January 11, 2019, such petition stating the facts demonstrating how its rights, duties, privileges immunities, or other substantial interest may be affected by the proceeding, consistent with N.H. Code Admin. Rules Puc 203.17 and RSA 541-A:32, I (b); and it is

FURTHER ORDERED, that any party objecting to a petition to intervene make said objection on or before January 14, 2019.

By order of the Public Utilities Commission of New Hampshire this twelfth day of December,

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 - Dec. 17)

## **Public Notices**

They're how you know! Public Notices help citizens to stay alert to what is happening in the community.

## **Legal Notice**

MORTGAGEE'S NOTICE OF SALE OF REAL PROPERTY

By virtue and in execution of the Power of Sale contained in a certain mortgage given by AR-VARD L. WORSTER AND MOL-**LY F. MOORE** (the "Mortgagors") to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS NOMINEE FOR TD BANK, N.A., as lender, its successors and assigns (the "Mortgagee"), said Mortgage dated October 29, 2015 and recorded in the Strafford County Registry of Deeds in Book 4335, Page 0395, and assigned to TD BANK N.A., by Assignment of Mortgage dated February 20, 2018 and recorded in the Strafford County Registry of Deeds in Book 4552, Page 0326, in execution of said power, pursuant to and for breach of the conditions in said Mortgage and for the purpose of foreclosing the same will be sold

### **Public Auction**

on January 8, 2019 @ 2:00 P.M. Said sale to be held directly on

the mortgaged premises hereinafter described and having a present address of **8 Water** Street, Farmington, Strafford County, New Hampshire. The premises are more particularly described in the mortgage.

NOTICE
PURSUANT TO NEW HAMPSHIRE RSA 479:25, II(c) YOU ARE
HEREBY NOTIFIED THAT YOU HAVE A RIGHT TO PETITION THE SUPERIOR COURT FOR THE COUNTY IN WHICH THE MORT-GAGED PREMISES ARE SITU-ATED. WITH SERVICE UPON THE MORTGAGEE. AND UPON SUCH BOND AS THE COURT MAY REQUIRE TO ENJOIN THE SCHEDULED FORECLOSURE SALE.

PURSUANT TO NEW HAMP-SHIRE RSA 479:25, II(b)(1), THE ADDRESS OF THE MORTGAGEE FOR SERVICE OF PROCESS AND THE NAME OF THE MORTGA-GEE'S AGENT FOR SERVICE OF PROCESS ARE AS FOLLOWS: TD Bank, N.A.

Agent for Service of Process: Brett L. Messinger c/o Duane Morris LLP 30 South 17th Street
Philadelphia, PA 19103-4196
Pursuant to New Hampshire

RSA 479:25, II(b)(2), the New Hampshire Banking Department can be contacted by mail at: New Hampshire Banking Department, 53 Regional Drive, Suite 200, Concord, NH 03301; by email at: nhbd@banking.nh.gov; by phone at (603) 271-3561 or (603) 271-8675; or by fax at (603) 271-1090 or (603) 271-0750. For information on getting

help with housing and foreclosure issues, please call the foreclosure information hotline at 1-800-437-5991. The hotline is a service of the New Hampshire banking depart-ment. There is no charge for

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. Notwithstanding any title information contained in this notice, the Mortgagee expressly disclaims any representations as to the state of the title to the Property involved as of the date of notice of the date of sale property to be sold at the sale is "AS IS WHERE IS"

TERMS OF SALE

A deposit of \$5,000.00 in the form of a certified check, bank treasurer's check or other check satisfactory to the 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 forty (40) days from the sale date in the form of a certified check, bank treasurer's check or other check satisfactory to the Mortgagee's attorney. The Mortgagee reserves the right to bid at the sale, to reject any and all bids, to cancel or continue the sale and to amend the terms of the sale by written or oral announcement made before or during the foreclo-

Dated at Hartford, CT, Thursday, October 18, 2018 TD BANK, N.A. By its Attorney, Elizabeth M. Lacombe DUANE MORRIS LLP 100 Pearl Street, Suite 1415 Hartford, CT 06103 (UL - Dec. 10, 17, 24)

## **Legal Notice**

THE STATE OF **NEW HAMPSHIRE** JUDICIAL BRANCH

NH CIRCUIT COURT 9th Circuit - Family Division Manchester 35 Amherst St. Manchester NH 03101-1801 Telephone: 1-855-212-1234

TTY/TDD Relay: (800) 735-2964 http://www.courts.state.nh.us CITATION BY PUBLICATION **TERMINATION OF** PARENTAL RIGHTS
TO: DEVIN WACHENFELD UNKNOWN

656-2018-TR-00149 and 656-2018-TR-00151 Preliminary Hearing

A petition to terminate parental rights over your minor child(ren) has been filed in this Court. You are hereby cited to appear at a Court to show cause why the same should not be

Date: January 29, 2019 Time: 8:30 AM Time Allotted: 30 Minutes 35 Amherst Street Manchester, NH 03101 Courtroom 101 9th Circuit-Family Division-Manchester

A written appearance must be filed with this Court on or before the date of the hearing, or the respondent may personally appear defaulted.

**CAUTION** 

You should respond immediately to this notice to prepare for trial and because important hearings will take place prior to trial. If you fail to appear personally or in writing, you will waive your right to a hearing and your parental rights may be terminated at the above hearing.

IMPORTANT RIGHTS

OF PARENTS
THIS PETITION IS TO DETERMINE WHETHER OR NOT YOUR PARENTAL RIGHTS OVER YOUR CHILD(REN) SHALL BE TERMINA-TED. TERMINATION OF THE PA-RENT/CHILD RELATIONSHIP MEANS THE TERMINATION SHALL DIVEST YOU OF ALL LEGAL RIGHTS, PRIVILEGES, LEGAL RIGHTS, PRIVILEGES, DUTTIES AND OBLIGATIONS, INCLUDING BUT NOT LIMITED TO THE LOSS OF ALL RIGHTS TO CUSTODY, VISITATION AND COMMUNICATION WITH YOUR CHILD(REN). IF TERMINATION IS GRANTED, YOU WILL RECEIVE NO NOTICE OF FUTURE LEGAL PROCEEDINGS. CONCERNING PROCEEDINGS CONCERNING YOUR CHILD(REN). You are hereby notified that

you have a right to be represented by an attorney. You also have the right to oppose the proceedings, to attend the hearing and to present evidence. If you desire an attorney, you may notify this Court within ten (10) days of receiving this notice and upon a finding of indigency, the Court will appoint an attorney without cost to you. If you enter an appearance, notice of any future hearings regarding this child(ren) will be by first class mail to you, your attorney and all other interested parties not less than ten (10) days prior to any scheduled hearing. Additional informa-tion may be obtained from the Family Division Court identified in the heading of this Order of

If you will need an interpreter or other accommodations for this hearing, please contact the court

immediately.

Please be advised (and/or advise clients, witnesses, and others) that it is a Class B felony to carry a firearm or other deadly weapon as defined in RSA 625.11, V in a courtroom or area used by a

BY ORDER OF THE COURT Mary A. Barton, Clerk of Court November 28, 2018 (656608) C: Julianne Marie Desmet, ESQ

(UL - Dec. 10, 17)

### **Legal Notice**

MORTGAGEE'S NOTICE OF SALE OF REAL PROPERTY

By virtue of a Power of Sale contained in a certain mortgage given by **Thomas A. Horgan** ("the Mortgagor(s)") to Wells Fargo Bank, N.A., dated April 30, 2010 and recorded in the Rockingham County Registry of Deeds in Book 5108, Page 1139, (the "Mortgage"), which mortgage is held by Wells Fargo Bank, N.A., the present holder of said Mortgage, pursuant to and in execution of said power and for breach of conditions of said Mortgage and for the purpo-ses of foreclosing the same will sell Public Auction

on February 6, 2019 at 3:00 PM

Said sale being located on the mortgaged premises and having a present address of 16 Lane Road, Derry, Rockingham County, New Hampshire. The premises are more particularly described in the Mortgage.

For mortgagor's(s') title see deed recorded with the Rocking-ham County Registry of Deeds in Book 4791, Page 1045.

NOTICE
PURSUANT TO NEW HAMPSHIRE RSA 479:25, YOU ARE
HEREBY NOTIFIED THAT YOU HAVE A RIGHT TO PETITION THE SUPERIOR COURT FOR THE COUNTY IN WHICH THE MORT-GAGED PREMISES ARE SITU-ATED, WITH SERVICE UPON THE MORTGAGEE, AND UPON SUCH BOND AS THE COURT MAY REQUIRE TO ENJOIN THE SCHEDULED FORECLOSURE

The address of the mortgagee for service of process is 14 Centre Street, Concord, NH 03301 and the name of the mortgagee's agent for service of process is Corporation Service Company d/b/a Law-yers Incorporating Service.

You can contact the New Hampshire Banking Department by e-mail at <a href="mailto:nhbd@banking.nh.gov">nhbd@banking.nh.gov</a>. For information on getting help with housing and foreclosure is sues, please call the foreclosure information hotline at 1-800-437-5991. The hotline is a service of the New Hampshire Banking Department. There is no charge for this call.

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. Notwithstanding any title information contained in this notice, the Mortgagee 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".

TERMS OF SALE

A deposit of Five Thousand (\$5,000.00) 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 announce-

on the date of hearing or be ment 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.

Dated at Newton, Massachu-

setts, on December 13, 2018. Wells Fargo Bank, N.A. By its Attorney, Elena Peterson Harmon Law Offices, P.C. PO Box 610389 Newton Highlands, MA 02461 603-669-7963 14417-18443

(UL - Dec. 17, 24, 31)

### **Legal Notice**

MORTGAGEE'S NOTICE OF SALE OF REAL PROPERTY

By virtue of a Power of Sale contained in a certain mortgage given by Derek A. Cole ("the Mortgagor(s)") to Mortgage Electronic Registration Systems, Inc., as nominee for Schaefer Mortgage Corporation, dated April 22, 2010 and recorded in the Merrimack County Registry of Deeds in Book 3190, Page 160, (the "Mortgage"), which mortgage is held by Lakeview Loan Servicing, LLC, the present holder of said Mortgage, pursuant to and in execution of said power and for breach of conditions of said Mortgage and for the purposes of foreclosing the same will sell at: Public Auction

on January 30, 2019

at 4:00 PM Said sale being located on the mortgaged premises and having a present address of 5 Highland St, Allenstown, Merrimack County, New Hampshire. The premises are

more particularly described in the Mortgage. For mortgagor's(s') title see deed recorded with the Merrimack County Registry of Deeds in Book 3190, Page 158.

NOTICE
PURSUANT TO NEW HAMPSHIRE RSA 479:25, YOU ARE
HEREBY NOTIFIED THAT YOU HAVE A RIGHT TO PETITION THE SUPERIOR COURT FOR THE COUNTY IN WHICH THE MORT-GAGED PREMISES ARE SITU-ATED, WITH SERVICE UPON THE MORTGAGEE, AND UPON SUCH BOND AS THE COURT MAY REQUIRE TO ENJOIN THE SCHEDULED FORECLOSURE

The address of the mortgagee for service of process is 10 Ferry Street S313, Concord, NH 03301 and the name of the mortgagee's agent for service of process is

Lawyers Incorporating Service. You can contact the New Hampshire Banking Department by e-mail at <a href="mailto:nhbd@banking.nh.gov">nhbd@banking.nh.gov</a>. For information on getting help with housing and foreclosure issues, please call the foreclosure information hotline at 1-800-437-5991. The hotline is a service of the New Hampshire Banking Department. There is no charge for this call.

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. Notwithstanding any title information contained in this notice, the Mortgagee 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".

TERMS OF SALE

A deposit of Five Thousand (\$5,000.00) 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 announcement 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.

Dated at Newton, Massachusetts, on December 5, 2018.

Lakeview Loan Servicing, LLC By its Attorney, Erika L Vogel Harmon Law Offices, P.C. PO Box 610389 Newton Highlands, MA 02461 603-669-7963 14358-18056

(UL - Dec. 10, 17, 24)

# **Public** Notices...

your right to know!

Read them in

New Hampshire **Union Leader** 

and

EXHIBIT "A"

**New Hampshire Sunday News** and

> online at

www.unionleader.com