

THE STATE OF NEW HAMPSHIRE



**PUBLIC UTILITIES COMMISSION**

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March 2, 2010

Debra A. Howland, Executive Director  
New Hampshire Public Utilities Commission  
21 S. Fruit St., Suite 10  
Concord, New Hampshire 03301

Re: DW 09-177 Bow Lake Estates Water Works

Dear Ms. Howland:

A hearing was held on February 25, 2010 in this docket, and Staff is writing as a follow-up on certain matters which were addressed at the hearing. With respect to Bow Lake Estates Water Works' (Bow Lakes) compliance with filing its Annual Reports, on February 16 the Commission received the 2007 and 2008 Annual Reports for Bow Lakes. These reports are currently being reviewed by Audit Staff, and follow-up questions have been submitted to Bow Lakes for review and response. Copies of the reports as submitted are attached.

As to the matter of Bow Lakes being assessed for a share of the Commission's operating expenses per RSA 363-A, it is my understanding after discussion with the Commission Business Office that Bow Lakes was not assessed for the 2007 and 2008 fiscal years due to the failure to file Annual Reports. The last year Bow Lakes was assessed was 2006. The annual revenues of Bow Lakes exceeds \$10,000 and thus this utility should be assessed annually per RSA 363-A:5. I have spoken to the Commission's Business Office and it plans to include the '07 and '08 assessment amounts in Bow Lakes' 2009 assessment.

Finally, Staff also followed up with the Department of Environmental Services (DES) on the Administrative Order (AO) that DES issued to the company on February 8, 2010, regarding an emergency plan for the utility. Staff introduced the AO at the February 25 hearing. The company had indicated that it had recently complied with the AO. Staff has learned from DES that Bow Lakes has submitted a revised emergency plan and that DES Staff expects to issue a Notice of Compliance in the near future.



If there are any questions regarding these matters, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Mark A. Naylor". The signature is written in a cursive style with a large initial "M" and "N".

Mark A. Naylor  
Director, Gas & Water Division

Attachments  
Cc: service list

STANLEY OLIVER  
BOW LAKE ESTATES WATER WORKS I  
PO BOX 180  
BARRINGTON NH 03825

Docket #: 09-177      Printed: March 02, 2010

**FILING INSTRUCTIONS:    PURSUANT TO N.H. ADMIN RULE PUC 203.02(a),**

**WITH THE EXCEPTION OF DISCOVERY, FILE 7 COPIES (INCLUDING COVER LETTER) TO:**

DEBRA A HOWLAND  
EXEC DIRECTOR & SECRETARY  
NHPUC  
21 SOUTH FRUIT STREET, SUITE 10  
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