



# PENNICHUCK WATER

25 Manchester Street  
Merrimack, NH 03054  
603-882-5191 (phone)  
603-913-2305(fax)

SENT VIA CERTIFIED MAIL

June 16, 2010

Debra A. Howland  
Executive Director and Secretary  
N. H. Public Utilities Commission  
21 S. Fruit Street, Suite 10  
Concord, NH 03301-2429



Re: Order of Notice Publication Affidavits  
DW 10-091

Dear Ms. Howland:

Please find enclosed original affidavits of publication for Order of Notice 25,107 dated June 4, 2010 for your records:

1. Manchester Union Leader
2. Nashua Telegraph

I trust you will find this satisfactory.

Sincerely,

Bonalyn J. Hartley  
Vice President, Administration & Regulatory Affairs

Enclosures

cc: Sarah B. Knowlton, Esq., McLane, Graf, Raulerson & Middleton

## Legal Notice

**STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION  
DW 10-091  
PENNICHUCK WATER WORKS, INC.  
Permanent and Temporary Rate  
Increase Proceeding  
Order Suspending Proposed Tariffs  
and  
Scheduling Prehearing Conference  
ORDER NO. 25,107  
June 4, 2010**

Pennichuck Water Works, Inc. (PWW) provides water service through its core system to approximately 24,000 customers in Nasau in the towns of Amherst, Hollis, Merrimack and Milford. PWW also serves an additional 2,095 customers in the towns of Bedford, Derry, Epping, Plaistow, Newmarket, and Salem. On April 7, 2010, PWW filed a notice of intent to increase its rates. On May 7, 2010, PWW filed its schedules, pursuant to N.H. Code Admin. R. Chapter Puc 1600, as well as materials supporting its proposed rate increase and a petition for temporary rates.

PWW seeks a permanent increase in its annual gross operating revenues of \$3,916,175, an increase of 16.23%. In addition to the permanent increase in revenues, PWW is requesting a step adjustment to recover plant additions to be placed in service during 2010. The proposed additional revenues for the step increase total \$886,639, which would bring the combined increase to 19.91%. PWW proposes to collect revenues from each customer class in accordance with its most recent Cost of Service Study, dated April 2010. The proposed combined permanent and step rate increases would result in a 20.01% increase for general metered

customers, a 21.79% increase for private protection customers, an 8.23% increase for municipal hydrants, a 63.72% increase for its Anheuser-Busch contract, a 29.23% increase for the Milford contract volumetric charges, and a reduction of 2.4% for the Hudson Contract volumetric charges. As a result of the total proposed increase in revenue, PWW projects that an average residential customer's water bill with annual usage of 94.56 hundred cubic feet, or approximately 193 gallons per day, will increase from \$492.36 per year to \$608.40, or \$9.67 per month.

PWW also seeks approval of a Water Investment and Conservation Adjustment (WICA) surcharge to cover the replacement and rehabilitation of water main, water services, water gate valves, fire hydrants, and water meters. This WICA charge, if approved, would allow PWW to increase its rates annually up to a maximum of 2% per year, and no more than 7.5% between rate cases. PWW proposes that the first year of the WICA program be 2011.

PWW's filing also requests recovery of costs related to its defense of the City of Nashua's eminent domain action. PWW seeks to amortize into rates approximately \$5.3 million over a ten-year period, with a pro forma adjustment in this rate case of \$536,101.

PWW also seeks a temporary increase to its rates during the investigation of its proposed permanent rate increase which, if approved, would result in a temporary increase in operating revenues of \$2,604,524, or an overall increase of 10.80%. Approval of temporary rates would result in an effective increase of 10.17% for general metered customers, private fire protection would see a 17.95% increase, municipal hydrants would decrease by 0.24%, the Anheuser-Busch contract would increase by 61.26%, the Milford volumetric charges would increase by 20.43%, and the Hudson volumetric charges would decrease by 9.12%. The proposed temporary increase

Consumer Advocate on or before July 9, 2010, such Petition stating the facts demonstrating how its rights, duties, privileges, immunities or other substantial interests may be affected by the proceeding, as required by N.H. Code Admin. R. 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 July 14, 2010; and it is

**FURTHER ORDERED**, that, pursuant to N.H. Code Admin. R. Puc 203.12(a)(5), each party has the right to have an attorney represent them at their own expense.

By order of the Public Utilities Commission of New Hampshire this fourth day of June, 2010.

Thomas B. Getz, Chairman  
Clifton C. Below, Commissioner  
Amy L. Ignatius, Commissioner  
Attested by: Lori A. Davis  
Assistant Secretary

(UL - June 14)

## Legal Notice

### LEGAL NOTICE OF FORECLOSURE SALE

Pursuant to a power of sale contained in a certain mortgage granted by **BRAEMOOR, L.L.C.** ("Mortgagor") dated June 23, 2005 and recorded in the Rockingham County (NH) Registry of Deeds at Book 4502, Page 2649 (the "Mortgage"), **BANK OF NEW ENGLAND f/k/a Southern New Hampshire Bank and Trust Co.**, with offices at 31 Pelham Road, Salem, NH 03079 ("Mortgagee"), as holder of the Mortgage, and in execution of said power, for conditions broken, will foreclose upon and sell the property described in the Mortgage, at public auction, as specified below.

Time and Place of Sale; Premises to be Sold

On Tuesday, June 22, 2010 at 12:30 p.m. EST, Mortgagee will offer for sale, at public auction, certain land and approvals situated in Salem, New Hampshire, as described in the Mortgage and as delineated on Rockingham County Registry of Deeds Plan No. D-32787. The mortgaged premises (collectively, the "Premises") are believed to include previously-granted Town of Salem approvals, subject to any required extensions, for 22 market/luxury condominium units and 10 age-restricted condominium units, together with appurtenant open space, portions of which may be subject to conservation easements. The Premise shall be offered subject to all utility easements of record. The foreclosure auction (the "Sale") will be conducted at the Premises. A legal description of the Premises is included in the Mortgage, which is available for inspection either on-line or in hard copy at the Rockingham County Registry of Deeds. In the event of any discrepancy between the description of the Premises contained in this notice and the Premises as described in the Mortgage, the terms of the Mortgage, as affected by partial releases granted by Mortgagee, shall control.

The Premises shall be offered with all personal property at the Premises (if any) and referenced in and included under the Mortgage, together with all rights to and contracts, plans, permits, and approvals concerning the Premises as granted to Mortgagee under the Collateral Assignment of Contracts, Plans, Permits, and Approvals and Collateral Assignment of Leases and Rents recorded at Rockingham County Registry of Deeds Book 4502, Pages 2671 and 2664.

The Sale will be conducted to foreclose all rights of redemption of the Mortgagor and any and all persons, firms, corporations, entities, or agencies claiming by, from, or under the Mortgage.

make successive bids on, and purchase the Premises at the Sale, and may reject, disqualify, or accept bids at its sole discretion. In the event that a successful bidder fails to execute the Memorandum or to timely complete the purchase of the Premises on the terms set forth in the Memorandum, Mortgagee shall have the right to (i) convey the Premises to the next highest bidder at the Sale, then agreeing to purchase, for the highest price bid thereby, with such purchase to be otherwise in accordance with the terms of the Memorandum, or (ii) at Mortgagee's election, and without obligation, purchase the Premises for itself at the price bid by the bidder who failed to close. Any such alternate disposition of the Premises shall in no way waive or limit Mortgagee's right to retain the Deposit or pursue its other rights and remedies against a non-closing successful bidder.

**NOTICE TO THE MORTGAGOR AND ANY OTHER PERSON CLAIMING UNDER THE MORTGAGOR OR CLAIMING AN INTEREST IN OR A LIEN OR OTHER ENCUMBRANCE ON THE PREMISES: YOU ARE HEREBY NOTIFIED THAT YOU HAVE A RIGHT TO PETITION THE SUPERIOR COURT FOR THE COUNTY IN WHICH THE MORTGAGED PREMISES ARE SITUATED, WITH SERVICE UPON THE MORTGAGEE, AND UPON SUCH BOND AS THE COURT MAY REQUIRE, TO ENJOIN THE SCHEDULED FORECLOSURE SALE.**

Prospective bidders should contact James R. St. Jean Auctioneers, 250 Commercial Street, Suite 1011, Manchester, NH 03101 at (603) 624-1818 or [www.jsjauctions.com](http://www.jsjauctions.com) for further information.

Dated this 25th day of May, 2010.

**BANK OF NEW ENGLAND**

By its Attorneys,

/s/ Daniel P. Luker

**DANIEL P. LUKER, ESQUIRE**

Preti, Flaherty, Beliveau &

Pachios, PLLP

P.O. Box 1318

Concord, New Hampshire 03302-1318

Phone (603) 410-1500

Fax (603) 410-1501

(UL - May 31; June 7, 14)

## Legal Notice

### LEGAL NOTICE OF FORECLOSURE SALE

Pursuant to a power of sale contained in a certain mortgage granted by **CASTLE RIDGE, LLC** ("Mortgagor") dated November 14, 2006 and recorded in the Rockingham County (NH) Registry of Deeds at Book 4732, Page 2875 (the "Mortgage"), **BANK OF NEW ENGLAND f/k/a Southern New Hampshire Bank and Trust Co.**, with offices at 31 Pelham Road, Salem, NH 03079 ("Mortgagee"), as holder of the Mortgage, and in execution of said power, for conditions broken, will foreclose upon and sell the property described in the Mortgage, at public auction, as specified below.

Time and Place of Sale; Premises to be Sold

On Tuesday, June 22, 2010 at 11:00 a.m. EST, Mortgagee will offer for sale, at public auction, the real estate and improvements thereon in Salem, NH as described in the Mortgage, also known as Lots 5, 6, 7, 9, 10, 11, and 15 on "Eagles Nest Ridge" and designated as Town of Salem Tax Map 109, Lots 12298, 12299, 12300, 12302, 12303, 12304, and 12308, all as shown on Rockingham County Registry of Deeds Plan D 33089 (collectively, the "Premises"). The foreclosure auction (the "Sale") will be conducted at the Premises. A legal description of the Premises is included in the Mortgage, which is available for inspection either on-line or in hard copy at the Rockingham County Registry of Deeds. In the event of any dis-

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NEW HAMPSHIRE  
**UNION LEADER**

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I hereby certify that the attached notice 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 the following dates 6/14/10

Signed: Phyllis E. Gilbert  
Union Leader Corp.

State of New Hampshire  
Hillsborough County

Subscribed and sworn by the above said Phyllis Gilbert

on this 15 day of June, 2010.

Nathalie Lavalley  
Notary Public



**UNION LEADER CORPORATION**

00 William Loeb Drive • PO Box 9555 • Manchester, NH 03108-9555 • 603-668-4321 • 800-562-8218 • unionleader.com

# entered around cows

and New Hampshire cattle are now synthetic hormone free. People are drinking less milk, Taylor said, and a lot of that excess milk now goes into the popular pizza: all of that cheese on top. With the improved health of cows, there is a return to

drinking raw milk, Taylor said, with advocates saying it is healthier. A number of farms have been licensed by the state to sell locally. Cows are not apt to go away very soon. Jessie Salisbury can be reached at 654-9704 or jessies@tellink.net.

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[www.showtimepc.com](http://www.showtimepc.com)



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To Place a Notice: contact Monique Savoie  
603.594.6550 • [msavoie@nashuatelegraph.com](mailto:msavoie@nashuatelegraph.com)

Public Notice Website:  
[www.NHPublicNotices.com](http://www.NHPublicNotices.com)

**STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION  
DW 10-091**

**PENNICHUCK WATER WORKS, INC.  
Permanent and Temporary Rate Increase Proceeding  
Order Suspending Proposed Tariffs  
and  
Scheduling Prehearing Conference  
ORDER NO. 25.107  
June 4, 2010**

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TELEGRAPH PUBLISHING COMPANY

PUBLISHERS OF

**The Telegraph**

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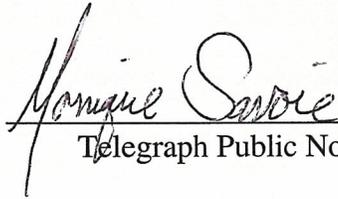
17 Executive Drive

Hudson, NH 03051

(603) 882-2741

**AFFIDAVIT OF PUBLICATION**

I, Monique Savoie, Telegraph Public Notice Representative, hereby certify that the Advertisement/Notice for Pennichuck Water Works was inserted in The Telegraph, a daily newspaper, published in Hudson, County of Hillsborough, State of New Hampshire on June 14, 2010 with Insertion Order Number 1139348 and 1139351 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,   
\_\_\_\_\_

this 14TH day of JUNE, 2010.

THOMAS A. D'ALESSANDRO, Notary Public  
My Commission Expires December 15, 2010

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