



**Public Service  
of New Hampshire**

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

April 30, 2012

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



**Re: DE 11-187 Public Service Company of New Hampshire  
Petition for License to Construct and Maintain Electric  
Lines Under and Across Perkins Pond in the Towns of  
Jaffrey and Troy, NH**

Dear Secretary Howland:

As directed by the Commission's Order *Nisi*, in the above docket Public Service Company of New Hampshire has caused to be published a copy of said Order in The Union Leader on April 19, 2012.

As also directed by the Order *Nisi*, on April 23, 2012, PSNH mailed a copy of the Order by first class U. S. Mail postage prepaid, to the Clerk's office of the Towns of Jaffrey and Troy, New Hampshire Attorney General, New Hampshire Department of Environmental Services, New Hampshire Department of Transportation, and to the following owners of the lands bordering the public waters at the crossing: Donald Upton, as to easements along Route 124 in Jaffrey and Troy.

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

598494

# UNION LEADER CORPORATION

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 PUBLIC UTILITIES,  
PO number:DE 11-187/25,350 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 :

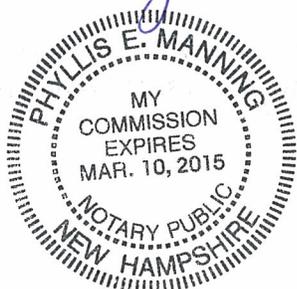
04/19/2012

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

19th day of April, 2012

*Phyllis E Manning*

Notary Public



# Notices

## Legal Notice

STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION  
DE 11-187

PUBLIC SERVICE COMPANY OF  
NEW HAMPSHIRE

Maintain Electric Lines  
Under and Across Perkins Pond in the  
Towns of Jaffrey and Troy, NH  
Order Not Granting License  
ORDER N.O. 25,950  
April 13, 2012

### 1. SUMMARY OF THE PETITION

On August 26, 2011, Public Service Company of New Hampshire (PSNH) filed a petition pursuant to RSA 371:17 requesting a license to construct and maintain electric lines under and across the public waters of Perkins Pond in the Towns of Jaffrey and Troy, New Hampshire.

PSNH states that it previously constructed and currently operates and maintains two separate three-phase 7.2 KV distribution lines, designated as the 3120 and W15 circuits, in Troy and Jaffrey, respectively. PSNH asserts that the lines are an integral part of PSNH's electric distribution system in the area. The circuits currently terminate on either side of Perkins Pond, along Route 124. PSNH states that there is no existing water crossing at that location.

According to PSNH, load growth in the section of Marlborough near the Jaffrey/Troy town line resulted in fuses melting under load in two different locations during a heat wave in July 2010. The project proposed in PSNH's petition is intended to relieve the potential overload and improve reliability by feeding a portion of the load from the 3120 line near Perkins Pond, which will involve extending the 3120 line across the Pond. As proposed, both existing lines will be expanded to include new riser poles and the 3120 line will be extended via an underground cable under and across Perkins Pond to complete a connection between the 3120 and W15 circuits.

### Crossing Location and Construction

According to the petition, the proposed underground crossing will be installed via directional drilling below the bottom bed of the Pond. The length of line between the proposed pull box on the north side of the crossing and the riser pole on the south side of the crossing is approximately 832 feet. There is an additional 292 feet of underground line from the pull box to proposed riser pole number 102B/3 on the north side of the crossing. The pull box structure on the north side is identified as structure number 102B/PBOX, and is constructed out of a precast concrete box set below grade. The structure on the south side of the river, number 102B/2, is a dead end riser pole structure, constructed with a single class 2, 45-foot tall pole. Three phase 1/0 35 KV Hendrix cable will be installed in a 5-inch conduit for the length of the underground water crossing. The typical depth of the line will be 15 feet below the bottom bed of the Pond.

### Regulatory Requirements

PSNH states in its petition that a New Hampshire Department of Environmental Services (NHDES) wetlands permit is currently pending. The poles associated with this crossing are located within the roadway right-of-way for Route 124, and PSNH asserts that it has obtained licenses from the New Hampshire Department of Transportation (NHDOT) for the installation and maintenance of the poles and underground conduit and wires. PSNH maintains that the project has been reviewed with the Conservation Commission for both municipalities. PSNH also states that the proposed crossing has

responsibility under RSA 271:20 for preparing, maintaining, and publishing an official list of all public waters in the state. Perkins Pond in the Towns of Jaffrey and Troy is included in the official list, which is maintained at [http://des.nh.gov/organization/divisions/water/dam/public\\_waters/index.htm](http://des.nh.gov/organization/divisions/water/dam/public_waters/index.htm).

Based on the information presented in PSNH's petition and Staff's memorandum, we find the proposed crossing necessary 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 license may be exercised without substantially affecting the public rights in the affected public waters, as required for approval under RSA 371:20. We find the crossing is in the public good and therefore approve the petition on a *riist* basis, subject to the conditions recommended by the Safety Division. Our decision is issued on a *riist* basis in order to provide any interested party the opportunity to submit comments on PSNH's petition or to request a hearing. Finally, inasmuch as NHDES is responsible by statute for maintaining the official list of public waters and is considering a pending wetlands permit application for the proposed project, and given NHDOT's jurisdiction over the affected roadway right-of-way, we determine that notice of the proposed crossing to the NHDES and the NHDOT is warranted.

The petition and subsequent docket filings, other than information for which confidential treatment is requested or granted by the Commission, is posted to the Commission's website at <http://www.puc.nh.gov/Regulatory/Docket-bk/2011/11-187.html>.

### Based upon the foregoing, it is hereby

**ORDERED** that subject to the effective date below, PSNH is authorized, pursuant to RSA 371:17 et seq., to construct, maintain and operate electric and other lines under and across the public waters described in its petition and depicted in its filing; and it is

**FURTHER ORDERED**, that all construction and future alterations 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 it is

**FURTHER ORDERED**, that PSNH submit any future proposed alterations to the crossing license granted herein at least 60 days prior to any such alteration(s); and it is

**FURTHER ORDERED**, that copies of all permits required by the New Hampshire Department of Environmental Services for this crossing be filed with this Commission; and it is

**FURTHER ORDERED**, that copies of all licenses required by the New Hampshire Department of Transportation for this crossing be filed with this Commission; and it is

**FURTHER ORDERED**, that PSNH shall provide a copy of this order to the (i) Town Clerks of Jaffrey and Troy, New Hampshire, (ii) New Hampshire Attorney General and owners of the land bordering on said public waters at the location of the crossing, pursuant to RSA 371:19, (iii) New Hampshire Department of Environmental Services, and (iv) New Hampshire Department of Transportation by first class mail, no later than April 23, 2012, and to be documented by affidavit filed with this office on or before May 11, 2012; and it is

**FURTHER ORDERED**, that the Petitioner shall cause a copy of this Order

The mortgaged premises are located 18 Polans Way, a/k/a 282 Granite Ethingham, Carroll County, New Hampshire.

### IV. Terms of Sale:

A Deposit of Five Thousand (\$5,000.00) in the form of certified or bank treasurer's check, or other satisfactory to the Mortgagee will be required to be delivered at or before the bid is offered ("Satisfactory Funds" means funds of unsecured bidders returned at the conclusion of the auction. The successful bidder(s) is required to sign a Memorandum immediately after the close of the bid. The balance of the purchase price will be paid in Satisfactory Funds within (30) days from the date of sale.

The premises to be sold at sale is sold "AS IS" and subject to all taxes, prior liens, or other encumbrances of record, if any, or to precedence over the Mortgagee. The premises will be sold subject to any of facts which an accurate ground survey may reveal, and to all federal, state and local ordinances, regulations, statutes and rules, including, but not limited to, regulations, rules, and ordinances pertaining to or relating to zoning, subdivision, environmental matters, building. The Mortgagee makes no representations or warranties with respect to the accuracy of any statement as to boundaries, acreage, footage, or matters contained in the description of the premises contained in the Mortgage. In the event of an error in this putation, the description of the premises contained in the Mortgage shall control.

### V. Right to Petition:

You are hereby notified that you have the right to petition the Superior Court of the county in which the mortgaged premises are situated, with service upon Mortgagee, and upon such bond as Court may require, to enjoin the scheduled foreclosure sale. Failure to file such petition and complete service on the foreclosing party, or its agent, thereafter bar any action or right of action of the Mortgagee based upon the value of the foreclosure.

### VI. Reservation of Rights:

The Mortgagee reserves the right (i) continue the foreclosure sale to a subsequent date or dates as the Mortgagee may deem necessary or desirable; (ii) upon and purchase the premises; reject any and all bids for the premises; and (iii) amend or change the terms of sale set forth herein by announcement written or oral, made before or during the foreclosure sale and such change or amendment(s) shall be binding on bidders.

### VII. Further Information:

For further information with respect to the sale, contact Harv Levin, Auctioneer at (603) 436-8488.

Dated this 17th day of April, 2012.  
RCS CITIZENS, N

Present holder of said mortgage  
By its attorney

DAVID C. GREEN, P  
127 Main Street, Suite 7, PO Box 10  
Nashua, NH 03061-10  
(603)882-491  
By: David C. Green, Esq  
(UL - April 19, 26, May 3)

## Legal Notice

### MORTGAGEE'S NOTICE OF SALE OF REAL PROPERTY

By virtue of a Power of Sale contained in a certain mortgage given by **Rid and Freeman** to Mortgage Election Registration Systems, Inc., dated July 31, 2006 and recorded with the



**AFFIDAVIT**

I hereby certify that a copy of the foregoing Order Nisi No. 25,350, Docket No. DE 11-187 was mailed by First Class, U.S. Mail postage prepaid, on April 23, 2012 to the Clerk's Office of the Towns of Jaffrey and Troy; The New Hampshire Attorney General; the NH Department of Transportation; the New Hampshire Department of Environmental Services, and to the following owners of the land bordering the public waters at the location of the subject crossings as follows:  
Donald Upton, 1024 Mountain Road, Jaffrey, NH, Easements along Route 124, Perkins Road, in Jaffrey and Troy.

(Signed) *Christopher J. Allwarden*  
(Dated) 4/30/12

State of New Hampshire,  
Hillsborough, SS

(Dated) April 30, 2012

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

Before me,  
*Melissa J. Price*  
Notary Public

