



**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 11-237 Public Service Company of New Hampshire  
Petition for License to Construct and Maintain Electric  
Lines Over and Across the Ashuelot River in the City of Keene**

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 City of Keene, New Hampshire Attorney General, New Hampshire Department of Environmental Services, New Hampshire Department of Transportation, Office of Secretary, U.S. Department of Commerce and to the following owners of the lands bordering the public waters at the crossing: City of Keene as to Court Street Right-of-way.

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

598490

# 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 11-237/25,349 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



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 March 29, 2012.

FEDERAL NATIONAL MORTGAGE ASSOCIATION

By its Attorneys,

Adam F. Faria, Esquire,

HARMON LAW OFFICES, P.C.

150 California Street

Newton, MA 02458

(603) 669-7963

201011-0702 - GRY

(UL - April 5, 12, 19)

## Legal Notice

### NOTICE OF FORECLOSURE SALE

Pursuant to a power of sale contained in a certain mortgage deed given by **AIDA NUNEZ AND ANASTACIO VALENTIN** to **BANK OF AMERICA, N.A.**, its successors and assigns, as lender, dated August 18, 2006, recorded in the Belknap County Registry of Deeds at Book 2330, Page 982, assigned to **FEDERAL NATIONAL MORTGAGE ASSOCIATION**, by assignment(s) recorded or to be recorded in said Registry, said assignee, in execution of said power, for mortgage conditions broken, will sell on the mortgaged premises (street address: 71 Brook Road) in Sanbornton, Belknap County, New Hampshire, at

#### PUBLIC AUCTION

on May 30, 2012 at 10:00 AM., local time, all of said holder's right, title and interest in and to the real estate described in said mortgage deed.

This foreclosure sale will be made for the purpose of foreclosure of all rights of redemption of the said mortgagor(s) therein possessed by them and any and all persons, firms, corporations or agencies claiming by, from, or under them.

Said premises will be sold subject to any unpaid taxes, liens, or enforceable encumbrances entitled to precedence over the said mortgage.

Said premises will be sold "as is" in all respects, including but not limited to, the physical condition of the premises and the rights, if any, of any occupants of the premises.

To the mortgagor(s) and any and all persons, firms, corporations, or others claiming by, from or under them: **YOU ARE HEREBY NOTIFIED THAT YOU HAVE THE 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.**

Terms of sale will be Five thousand and 00/100 Dollars (\$5,000.00) cash or certified check satisfactory to the said holder, to be paid at the time of the sale, and the balance to be paid on delivery of foreclosure deed within thirty (30) days thereafter. The said holder reserves the right to waive any of the above terms at

## Legal Notice

STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION  
DE 11-237

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

Petition for a License to Construct and Maintain Electric Lines Over and Across the Ashuelot River in the City of Keene  
Order Nisi Granting License  
ORDER NO. 25,349  
April 13, 2012

### I. SUMMARY OF THE PETITION

On October 25, 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 over and across the public waters of the Ashuelot River in the City of Keene, New Hampshire. The project proposed in PSNH's petition will involve rebuilding a line crossing over the Ashuelot River in its original location parallel to the Court Street bridge.

PSNH states that it previously constructed and currently operates and maintains a three-phase 12.47 kV distribution line, designated as the W14 circuit, an integral part of PSNH's electric distribution system in the Keene area. As originally constructed, the W14 line crossed over the Ashuelot River parallel to the Court Street bridge. To the best of PSNH's knowledge, the original water crossing at this location was never licensed by the Commission. According to PSNH, the W14 line crossing needed to be temporarily relocated in 2009 approximately 250 feet north of the Court Street bridge location to accommodate a New Hampshire Department of Transportation (NHDOT) bridge replacement project. The project was completed recently, and PSNH now proposes to rebuild the W14 line crossing in its original position.

### Crossing Location and Construction

PSNH states that the proposed crossing will occur between two wood structures with a span length of approximately 217 feet. The structure on the north side of the Ashuelot River, number 192/103, is a tangent structure, constructed with a single class 2, 45-foot tall pole. The structure on the south side of the river, number 192/104, is also a tangent structure, constructed with a single class 2, 45-foot tall pole. 1/0 ACSR cable with 6/1 stranding will be used for all three conductors and the neutral. The conductors and neutral wire will be sagged using National Electrical Safety Code (NESC) Heavy Loading conditions (0° F, 4 pounds psf wind loading, 1/2-inch radial ice) at a maximum tension of 2,000 pounds. Structure 192/104 will also have a single phase tap for Starling Street, but this tap does not affect the crossing.

### Clearance and Sag Requirements

PSNH states that the affected area of the Ashuelot River at the design flood level, as defined by the NESC, is approximately 74 acres. For the purposes of calculating surface area for clearance, the 100-year flood elevation was used since it is readily available. According to PSNH, 100-year flood elevation is higher than the 10-year elevation level required by the NESC and provides a conservative clearance requirement. PSNH states that the maximum sags of the phase and neutral wires and minimum clearances for the crossing were determined and designed using the above design criteria.

### Regulatory Requirements

According to the petition, a New Hampshire Department of Environmental Services (NHDES) wetlands permit is not required for this project. PSNH also states that the poles associated with this crossing are located within the Court Street right of way administered by the City of

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/2011/11-237.html>.

Based upon the foregoing, it is hereby **ORDERED NISI**, 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 over 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, if any, 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 permits, if any, 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 (i) the Town Clerk of Keene, (ii) the 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) the New Hampshire Department of Environmental Services, and (iv) pursuant to RSA 422-B:13, the New Hampshire Department of Transportation and the Office of Secretary, U.S. Department of Commerce 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 Nisi to be published once in a statewide newspaper of general circulation or of circulation in those portions of the state where operations are conducted, such publication to be 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 all persons interested in responding to this Order Nisi be notified that they may submit their comments or file a written request for a hearing which states the reason and basis for a hearing no later than April 27, 2012 for the Commission's consideration; and it is

**FURTHER ORDERED**, that any party interested in responding to such comments or request for hearing shall do so no later than May 4, 2012; and it is

**FURTHER ORDERED**, that this Order Nisi shall be effective May 11, 2012, unless the Petitioner fails to satisfy the publication obligation set forth above or the Commission provides otherwise in a supplemental order issued prior to the effective date.

By order of the Public Utilities Commission of New Hampshire this thirteenth day of April, 2012.

Amy L. Ignatius, Chairman  
Michael D. Harrington, Commissioner  
Robert R. Scott, Commissioner  
Attested by: Lori A. Davis  
Assistant Secretary

(UL - April 19)

the right to cancel or postpone the sale to such subsequent date or dates as the holder may deem necessary or desirable.

#### FEDERAL NATIONAL MORTGAGE ASSOCIATION

By its Attorneys,  
HAUGHEY, PHILPOT &  
LAURENT, P.A.

By Mark H. Lampert, Esquire  
Haughey, Philpot & Laurent, P.A.  
816 North Main Street  
Laconia, NH 03246  
(603) 524-4101  
April 17, 2012

L - April 19, 26; May 3)

## NOTICE

### PUBLIC HEARING - 14154

On 230-14, RSA 227-M:13 and the Non-Assistance Act of 1987, have been designated and will be constructed, maintained and operated by PSNH in accordance with the applicable requirements of the NES.

By Mark H. Lampert, Esquire  
Haughey, Philpot & Laurent, P.A.  
816 North Main Street  
Laconia, NH 03246  
(603) 524-4101  
April 17, 2012

### BUILDING WILL BE OPEN TIME OF HEARING FOR THE ED PERSONS.

Executive Council appointed: Rowley as the Commission to be the occasion for the laying

1 Council on February 22, 2012 of the owners of land over which stilled by posting a like copy in at will, and leaving a like copy with Haverhill at least fourteen (14)

each owner or tenant whose this project based on their say users are welcome and will be relative to the location. The ns and will have an effect on ed for advertising for bid

other, pertinent information Views received as a result ble at the Department of 7 Hazen Drive, Concord, suggested you call Ronald 6198 in advance for an

submitted to the Chairman of Project Development, NH ord, NH 03302-0483 up to ion in the official record, communication equipment D, Box 483, Concord, NH 44. Notification of the need before the hearing. This tents of Title VI of the Civil

discrimination. ller D. Clement, Sr. ller D. Clement, Sr. Commissioner nt of Transportation

Executive Council: ment, Sr., Commissioner ion, propose to make the Town of Haverhill, at

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the eastern side of the western side of the cracked and showing (ic) pasture for grazing the area of the project.

Keene. A pole license for the poles has been issued to PSNH by the City. PSNH been designed and will be constructed, maintained and operated by PSNH in accordance with the applicable requirements of the NES.

#### Public Rights in the Public Waters of the Ashuelot River

PSNH submits that the license for which it has petitioned may be exercised without substantially affecting the rights of the public in the public waters of Ashuelot River. PSNH further states that minimum sale line clearances above the river surface and affected shorelines will be maintained at all times, and that the use and enjoyment by the public of the river will not be diminished in any material respect as a result of the line crossing.

In a memorandum filed on April 10, 2012, the Commission's Safety Division concluded, based on its review of the petition and existing field conditions, that a license is required for the proposed crossing under RSA 371:17, and that the proposed construction and sagging design conform with the applicable sections of the NES.

Staff further determined that the sag of the neutral wire and the clearance from the bridge exceeds NES requirements. Finally, Staff found that PSNH has demonstrated a public need for the proposed crossing and that approval of the petition for a license is consistent with the public interest.

The Safety Division recommended approval of PSNH's petition for a license to construct and maintain electric lines over and across Ashuelot River, subject to the following conditions:

1) All future alterations to the crossing that may affect the public must conform to the requirements of both the 2002 and 2007 editions of the NES and be submitted to the Commission 60 days prior to any such alteration(s); and

2) PSNH should be required to maintain and operate the crossings in conformance with the NES or risk future revocation of the license.

III. COMMISSION ANALYSIS RSA 371:17 requires utilities and corporations to petition the commission for a license to construct and maintain cable, conduit or poles and associated wires and fixtures over, under or across any public waters of the state whenever such facilities are necessary to meet the reasonable requirements of service to the public.

Public waters, as defined in RSA 371:17, means all ponds of more than 10 acres, tidalwater bodies, and such streams or portions thereof as the Commission may prescribe. The NHDES is assigned responsibility under RSA 271:20 for preparing, maintaining, and publishing an official list of all public waters in the state. The Ashuelot River in Keene is included in the official list, which is maintained at <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 nisi basis, subject to the conditions recommended by the Safety Division. Our decision is issued on a nisi 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 given NHDOT's jurisdiction over the bridge replacement project, we determine that notice of the proposed crossings to the

463-989-2000  
www.unionleader.com  
See more public notices at  
www.unionleader.com

## Legal Notice

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

By virtue and in execution of the Power of Sale contained in a certain mortgage given by Timothy A. Donahue and Francis Clement to Mortgage Electronic Registration Systems, Inc. dated August 10, 2005 and recorded with the Belknap County Registry of Deeds in Book 2209, Page 0235 of which mortgage Saxon Mortgage Services, Inc. is the present holder, for breach of the conditions of said mortgage and for the purpose of foreclosing, the same will be sold at Public Auction at 11:00 AM on April 26, 2012, on the mortgaged premises located at 23 Wink Road, Meredith, NH 03253, all and singular the premises described in said mortgage.

A certain parcel or tract of land, with any improvements or buildings thereon, shown as Lot #6 on plan of proposed subdivision land of Peter DeJager, Meredith, New Hampshire, dated August, 1975, prepared by Harold E. Johnson, Inc., which plan is recorded in the Belknap County Registry of Deeds at Plan Book 53, Pages 3 and 4, to which plan reference is hereby made for a more complete and accurate description.

Meaning and intending to convey the premises conveyed by Deed dated August 10, 2005 and recorded with the Belknap Registry of Deeds herewith in Book 2209, Page 234.

For mortgagee's title see deed recorded with Belknap County Registry of Deeds, Book 1599, Page 736. See also deed recorded with said Registry Book 2209, Page 234.

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 MORTGAGED PREMISES ARE SITUATED WITH SERVICES UPON THE MORTGAGEE, AND UPON SUCH BOND AS THE COURT MAY REQUIRE TO ENJOIN THE SCHEDULED FORECLOSURE SALE.

These premises will be sold and conveyed subject to and with the benefit of all rights, rights of way, restrictions, easements, covenants, liens or claims in the nature of liens, improvements, public assessments, any and all unpaid taxes, and any other municipal assessments or liens or existing encumbrances of record which are in force and are applicable, having priority over said mortgage, whether or not reference to such restrictions, easements, improvements, liens or encumbrances is made in the deed.

TERMS OF SALE: A deposit of TEN THOUSAND (\$10,000.00) DOLLARS by certified or bank check will be required to be paid by the purchaser at the time and place of sale. The balance is to be paid by certified or bank check at Abitibi/Scottblair, P.C., 304 Cambridge Road, Woburn, MA 01801, other terms and conditions will be provided at the place of sale. The description of the premises contained in said mortgage shall control in the event of an error in this publication.

OTHER TERMS, IF ANY, TO BE ANNOUNCED AT THE SALE.

Present holder of said mortgage Saxon Mortgage Services, Inc. By its Attorneys, Abitibi/Scottblair, P.C., 304 Cambridge Road, Woburn, MA 01801 Telephone: 781-246-8895 Fax: 781-246-8894 Date: March 30, 2012 C182.0570

Present holder of said mortgage Saxon Mortgage Services, Inc. By its Attorneys, Abitibi/Scottblair, P.C., 304 Cambridge Road, Woburn, MA 01801 Telephone: 781-246-8895 Fax: 781-246-8894 Date: March 30, 2012 C182.0570

Present holder of said mortgage Saxon Mortgage Services, Inc. By its Attorneys, Abitibi/Scottblair, P.C., 304 Cambridge Road, Woburn, MA 01801 Telephone: 781-246-8895 Fax: 781-246-8894 Date: March 30, 2012 C182.0570

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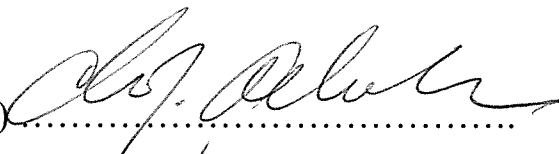
Present holder of said mortgage Saxon Mortgage Services, Inc. By its Attorneys, Abitibi/Scottblair, P.C., 304 Cambridge Road, Woburn, MA 01801 Telephone: 781-246-8895 Fax: 781-246-8894 Date: March 30, 2012 C182.0570

Present holder of said mortgage Saxon Mortgage Services, Inc. By its Attorneys, Abitibi/Scottblair, P.C., 304 Cambridge Road, Woburn, MA 01801 Telephone: 781-246-8895 Fax: 781-246-8894 Date: March 30, 2012 C182.0570

## AFFIDAVIT

I hereby certify that a copy of the foregoing Order Nisi No. 25,349, Docket No. DE 11-237 was mailed by First Class, U.S. Mail postage prepaid, on April 23, 2012 to the Clerk's Office of the City of Keene; The New Hampshire Attorney General; the NH Department of Transportation; the New Hampshire Department of Environmental Services; the U.S. Department of Commerce and to the following owners of the land bordering the public waters at the location of the subject crossings as follows:

City of Keene, Court Street Right-of-Way


(Signed).....  
(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,

  
.....  
Notary Public

