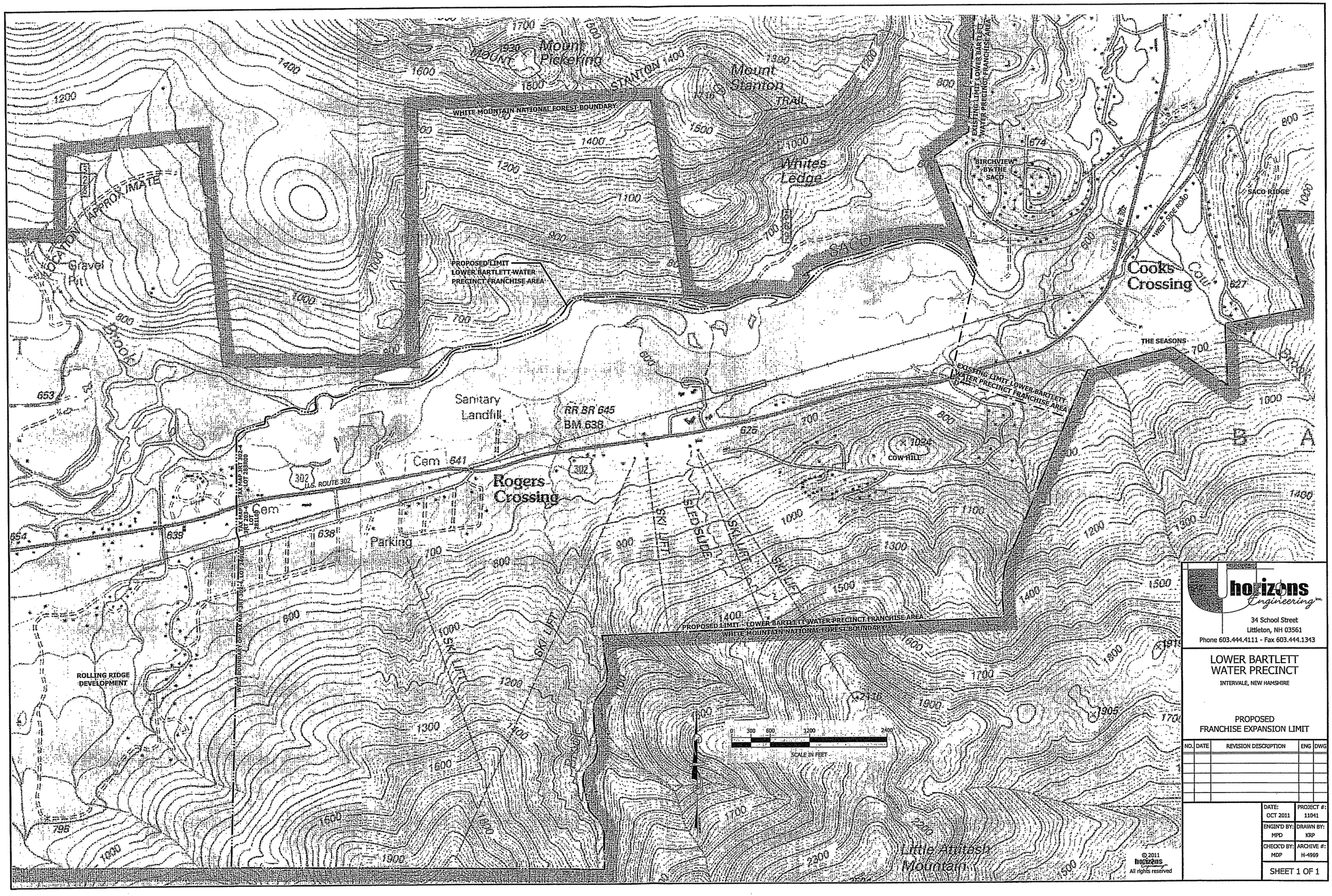
EXHIBIT A



horizons engineering inc
34 School Street
Littleton, NH 03561
Phone 603.444.4111 - Fax 603.444.1343

LOWER BARTLETT WATER PRECINCT
INTERVALE, NEW HAMSHIRE

PROPOSED FRANCHISE EXPANSION LIMIT

NO.	DATE	REVISION DESCRIPTION	ENG	DWG

DATE: OCT 2011	PROJECT #: 11041
ENGIN'D BY: MPD	DRAWN BY: KRP
CHECK'D BY: MDP	ARCHIVE #: H-4969

SHEET 1 OF 1

X:\11041 LBWP - General Engineering Services\DWGS\PRANCHISE_LIMITS\PFranchiseLimit-02.dwg, PFranchiseLimit, 10/20/2011 3:16:03 PM, SyncAdmin

EXHIBIT B-1

HISTORICAL PRECINCT TAX

YEAR	VALUATION	TOT.TAX $	RATE/M
1991	25,280M	110,978	4.39
1992	25,366M	96,897	3.82
1993	39,787M	96,286	2.42
1994	40,142M	116,411	2.90
1995	40,646M	110,962	2.73
1996	40,706M	113,164	2.78
1997	40,651M	113,011	2.78
1998	40,524M	113,063	2.79
1999	41,880M	110,144	2.63
2000	42,681M	113,530	2.66
2001	50,733M	114,657	2.26
2002	56,343M	131,279	2.33
2003	67,660M	135,320	2.00
2004	78,392M	135,566	1.73
2005	108,761M	140,303	1.29
2006	112,582M	140,729	1.25
2007	118,769M	143,710	1.21
2008	117,698M	147,572	1.26
2010			1.43

LOWER BARTLETT WATER PRECINCT

RATES AND CHARGES 2011

Lower Bartlett Water Precinct
PO Box 315
Intervale, NH 03845
(603) 356-6738

Rev. 02/01/11

RATES AND CHARGES

Lower Bartlett Water Precinct provides water service to properties within the Precinct boundaries and to properties within its PUC-approved Franchise Area. The charges for water service include a minimum charge (Base Charge) and a metered water usage charge. In addition, properties within the Precinct are assessed a tax, which is included on the real estate tax bill. Properties in the Franchise Area are not taxed but pay an equivalent charge (Semi-Annual Charge), which is included on the water bill. Tax rates are set by New Hampshire Dept. of Revenue Administration based on the Annual Budget voted by the Precinct. 2010 = $1.43 per $1,000 of assessed valuation. Following is a breakdown of the allocation of Precinct charges.

BASE CHARGE: *Covers meter operation and maintenance, meter reading, system operator, water quality testing and compliance, miscellaneous general operations, office expenses, treatment chemicals, supplies, and telecommunications. Included in Base Charge is 15,000 gallons of water.*

WATER USAGE: *Covers electricity and pump house repair and maintenance.*

PRECINCT TAX/ SEMI ANNUAL CHARGE: *Covers balance of principal and interest, hydrant repair and maintenance, distribution system and other repair and maintenance, capital expenditures, legal, zoning and professional services, insurance, executive and miscellaneous general government, financial administration.*

WATER RATE =	BASE CHARGE	+	USAGE @ $2.25/1,000 Gallons (M GA.)
5/8 METER	$ 140.00YR.	+	$2.25/M GA.
3/4 METER	$ 160.00YR.	+	$2.25/M GA.
1.0 METER	$180.00/YR.	+	$2.25/M GA.
1.5 METER	$230.00/YR.	+	$2.25/M GA.
2.0 METER	$230.00/YR.	+	$2.25/M GA.

RESIDENTIAL AND COMMERICAL (BILLED SEMI-ANNUALLY)

CAPACITY FEES: *In addition to the above charges, a Capacity Fee is charged for new connections. Payment of this fee provides water availability. These fees offset major capital improvement costs associated with water supply, including principal and interest on debt. Within the Precinct Boundaries, Capacity Fees are assessed for new construction of a dwelling or commercial facility as a condition of granting a building permit. Customers served within the Franchise area pay a capacity fee with the application for service as follows: for new construction, the Capacity Fee is paid in full in advance; for existing homes, the Capacity Fee may be financed until the property is sold or transferred*

5/8 METER	$4,000	Residential and Commercial
3/4 METER	$4,000	Residential and Commercial
1.0 METER	$4,500 +	COST OF METER & BACKFLOW - Commercial
1.5 METER	$5,500 +	COST OF METER & BACKFLOW - Commercial
2.0 METER	$6,500 +	COST OF METER & BACKFLOW - Commercial
OVER 2"	Rate Set after Engineering Review	- Commercial

SERVICE LINE INSTALLATIONS/REPLACEMENTS: Service lines must be installed in accordance with Precinct specifications in either K copper or 200# CTS polyethylene tubing. An Excavation/Construction Permit is required before digging at or near water lines. Contact the Precinct office for detailed specifications and a permit application. All costs associated with the installation of the service line from the water main to the building are the responsibility of the property owner. The property owner is also responsible for repair or replacement of existing service lines. A representative of the Precinct must witness and approve the installation and must perform the wet tap connection to the water main. All labor and materials (including corporation and curb stop) provided by the Precinct will be billed to the owner.

WATER METERS: All meters remain the property of the Precinct. Any repair or removal must be done by a Precinct representative. The owner will be billed for any repair or replacement of the meter caused by neglect, freezing, etc. **Residential** – cost of a 3/4" or 5/8" meter and installation is included in the Capacity Fee. **Commercial** – For meters one inch and over, the cost of the meter and installation is added to the Capacity Fee.

OTHER CHARGES AND SERVICES:

- BUILDING PERMIT (Precinct only) — $1,000-$30,000: $25.00; OVER $30,000: $50.00
- EXCAVATION/CONSTRUCTION PERMIT — NO CHARGE
- SPRINKLER CHARGE — $75.00/INCH OF RISER
- BULK WATER
  - PRECINCT CUSTOMER — $2.25/1000 GALLONS
  - NON-CUSTOMER — $25.00/1000 GALLONS
- RECONNECTION/WATER SHUT OFF FOR NON-PAYMENT — $75.00
- CERTIFIED NOTICE OF PENDING SHUT OFF NON-PAYMENT — $15.00
- RETURNED CHECK CHARGE — $20.00
- COPIES OF PRECINCT RECORDS — $.25/PAGE
- ALL LABOR SERVICES AT CUSTOMER SITE (1 HR. MIN.) — $60.00/HR + MATERIALS (OVERTIME* @ $90.00/HR)

*5pm – 7am weekdays and all day weekends and holidays.

THE DATES OF THE MEETINGS FOR THE COMMISSIONERS AND THE PLANNING BOARD OF THE LOWER BARTLETT WATER PRECINCT CAN BE OBTAINED BY CALLING THE PRECINCT OFFICE AT 356-6738 OR VIEWING THE WEB SITE AT www.lbwpnh.org

EXHIBIT B-2

TABLE OF CONTENTS

	Section	Page	APPLICABLE PUC RULE
I.	Franchise Service Area	2	
II.	RATES FOR SERVICE		
	1. Rate GUS: General Service	3	
	2. Miscellaneous Utility	4	
	Service Charges	5	
III	Line Extensions	6	

I. FRANCHISE SERVICE AREA

LOWER BARTLETT WATER SERVICE
II. RATES FOR SERVICE

1. APPLICATION;

This schedule is applicable to all water service

2. CHARACTER OF SERVICE;

Service shall consist of the production, treatment, and distribution of water for all residential, commercial and industrial requirements of customers whose premises abut any public street, road or way in which the Company has mains: provided, however, that such service shall only be rendered pursuant to the Terms and Conditions prescribed in other sections of this Tariff and the rules of the NH public Utilities Commission for Water Service.

3. RATE

Rates charged in the Franchise Service Area will not exceed the rates charged for service in the Lower Bartlett Water Precinct.

The following charges is effective with all service rendered on and after February, 2011.

WATER RATE =	**BASE CHARGE (includes 15,000 ga.)**	**+**	**USAGE @ $2.25/1,000 Gallons (over 15,000 GA.)**
5/8 METER	$ 140.00YR.	+	$2.25/M GA.
3/4 METER	$ 160.00YR.	+	$2.25/M GA.
1.0 METER	$ 180.00/YR.	+	$2.25/M GA.
1.5 METER	$ 230.00/YR.	+	$2.25/M GA.
2.0 METER	$ 230.00/YR.	+	$2.25/M GA.

ISSUED:

ISSUED BY: Richard R. Glines

EFFECTIVE:

TITLE: Chairman Board of Commissioners

1. **BASE CHARGE:** *Covers meter operation and maintenance, meter reading, system operator, water quality testing and compliance, miscellaneous general operations, office expenses, treatment chemicals, supplies, and telecommunications. Included in Base Charge is 15,000 gallons of water.*

2. **WATER USAGE:** *Covers electricity and pump house repair and maintenance.*

3. **PRECINCT TAX SEMI ANNUAL CHARGE:** *Covers balance of principal and interest, hydrant repair and maintenance, distribution system and other repair and maintenance, capital expenditures, legal, zoning and professional services, insurance, executive and miscellaneous general government, financial administration.*

4. ***CAPACITY FEES:*** *In addition to the above charges, a Capacity Fee is charged for new connections. Payment of this fee provides water availability. These fees offset major capital improvement costs associated with water supply, including principal and interest on debt. Within the Precinct Boundaries, Capacity Fees are assessed for new construction of a dwelling or commercial facility as a condition of granting a building permit. Customers served within the Franchise area pay a capacity fee with the application for service as follows: for new construction, the Capacity Fee is paid in full in advance; for existing homes, the Capacity Fee may be financed until the property is sold or transferred*

ISSUED:

EFFECTIVE:

ISSUED BY: Richard R. Glines

TITLE: Chairman Board of Commissioners

CAPACITY FEES: WITHIN THE PRECINT CAPACITY FEES ARE ASSESSED WHETHER OR NOT BUILDING IS TO BE PROVIDED WATER BY THE PRECINCT WITHIN THE FRANCHISE, CAPACITY FEES ARE ONLY ASSESSED WHEN CUSTOMER SIGNS UP FOR WATER SERVICE.

5/8 METER	$4,000	Residential and Commercial
3/4 METER	$4,000	Residential and Commercial
1.0 METER	$4,500 +	COST OF METER & BACKFLOW - Commercial
1.5 METER	$5,500 +	COST OF METER & BACKFLOW - Commercial
2.0 METER	$6,500 +	COST OF METER & BACKFLOW - Commercial
OVER 2"	Rate Set after Engineering Review	- Commercial

PRECINCT TAX: *Rates are set annually by N. H. Dept. of Revenue Administration based on Budget voted by Precinct.*

2010 = $1.43 PER $1,000 VALUATION
(Customers outside Precinct municipal boundaries will pay a special charge (Annual Charge) equivalent to annual Precinct tax).

OTHER CHARGES AND SERVICES:

- BUILDING PERMIT (Precinct only) — $1,000-$30,000: $25.00; OVER $30,000: $50.00
- EXCAVATION/CONSTRUCTION PERMIT — NO CHARGE
- SPRINKLER CHARGE — $75.00/INCH OF RISER
- BULK WATER
  - PRECINCT CUSTOMER — $2.25/1000 GALLONS
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- RECONNECTION/WATER SHUT OFF FOR NON-PAYMENT — $75.00
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- RETURNED CHECK CHARGE — $20.00
- COPIES OF PRECINCT RECORDS — $.25/PAGE
- ALL LABOR SERVICES AT CUSTOMER SITE (1 HR. MIN.) — $60.00/HR + MATERIALS (OVERTIME* @ $90.00/HR)

*5pm – 7am weekdays and all day weekends and holidays.

ISSUED:
EFFECTIVE:

ISSUED BY: Richard R. Glines
TITLE: Chairman Board of Commissioners

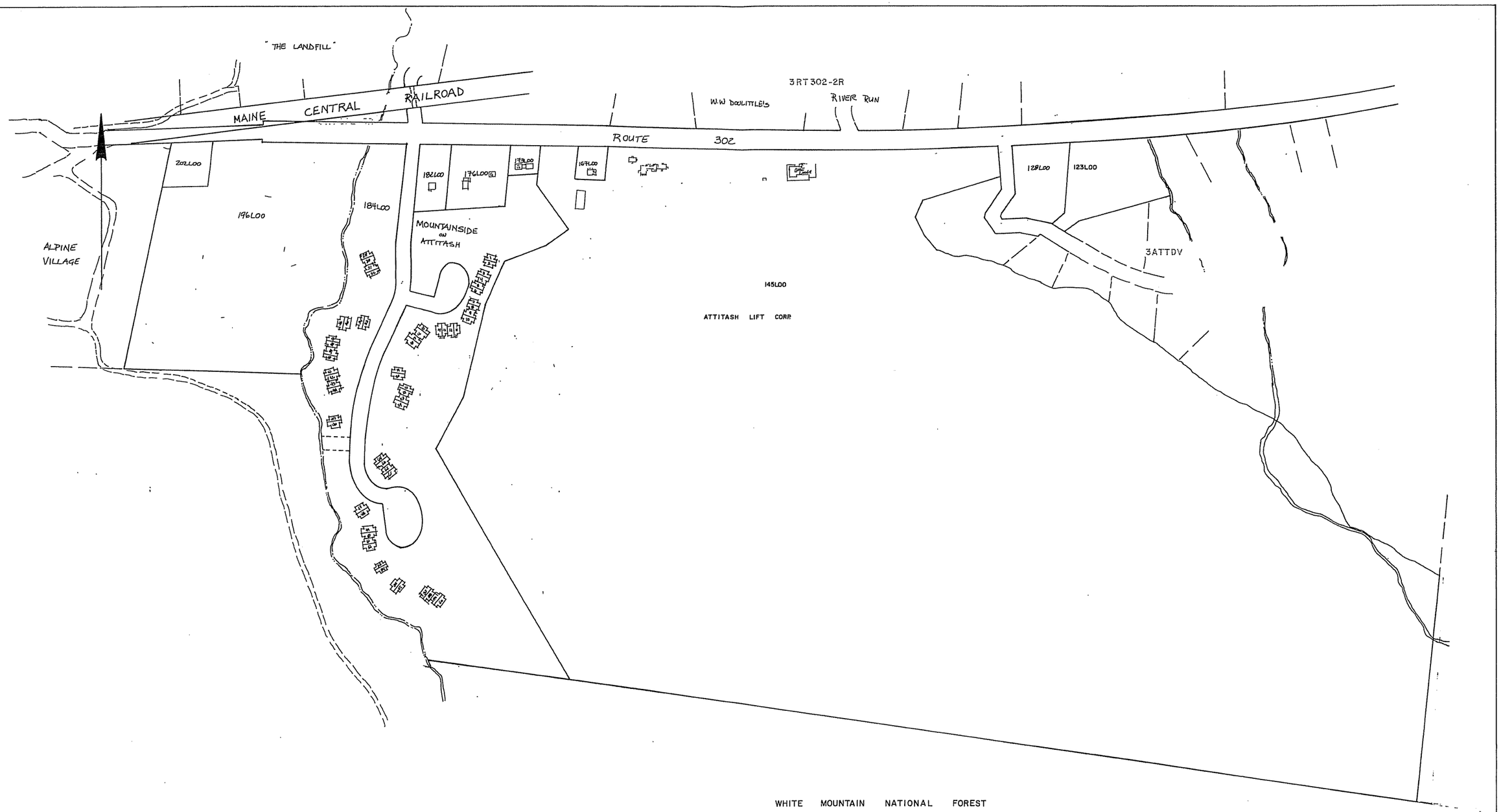
4. TERMS OF PAYMENT:

Bills under this rate schedule shall be rendered semi-annually in arrears, and shall be due and payable upon presentation. Interest shall be charged at the rate of 1.0% per month or 12% per annum on all bills where payment is not received by the company within 30 days of the postmark date of the bill.

III. LINE EXTENSIONS

All costs of line extensions will be borne by the customer requesting service.

EXHIBIT C



PROPERTY MAP

TOWN OF BARTLETT

CARROLL COUNTY NEW HAMPSHIRE

PREPARED BY

THADDEUS THORNE-SURVEYS, INC. CENTER CONWAY, NEW HAMPSHIRE

REVISED 5/49
REVISED 11/91

SCALE : 1" = 200'

PARCEL NUMBERS 001L00

ADJACENT MAPS 1RT 16-1

CEMETERIES

BROOKS

FOR ASSESSMENT PURPOSES
NOT TO BE USED FOR CONVEYANCES

BUILDING LOCATIONS ARE APPROXIMATE & SHOULD NOT BE USED FOR INTERBUILDING ACCURATE MEASUREMENTS.

3RT 302-2L 47

WHITE MOUNTAIN NATIONAL FOREST

SACO RIVER

067R01

3RT 302-1

"CHANDLER FIELD"

158R01

157R01

156R02

067R00

144R01

144R02

RIVER RUN

MAINE CENTRAL RAILROAD

115R00

115R03

115R02

3ATTDV

144R00

HORSE FUNTIONS

155R00

156R00

ROUTE 302

BLUEBERRY VILLAGE

MT. ATTITASH

PARCEL NUMBERS 001L00

ADJACENT MAPS 1RT 16-1

CEMETERIES

BROOMS

FOR ASSESSMENT PURPOSES
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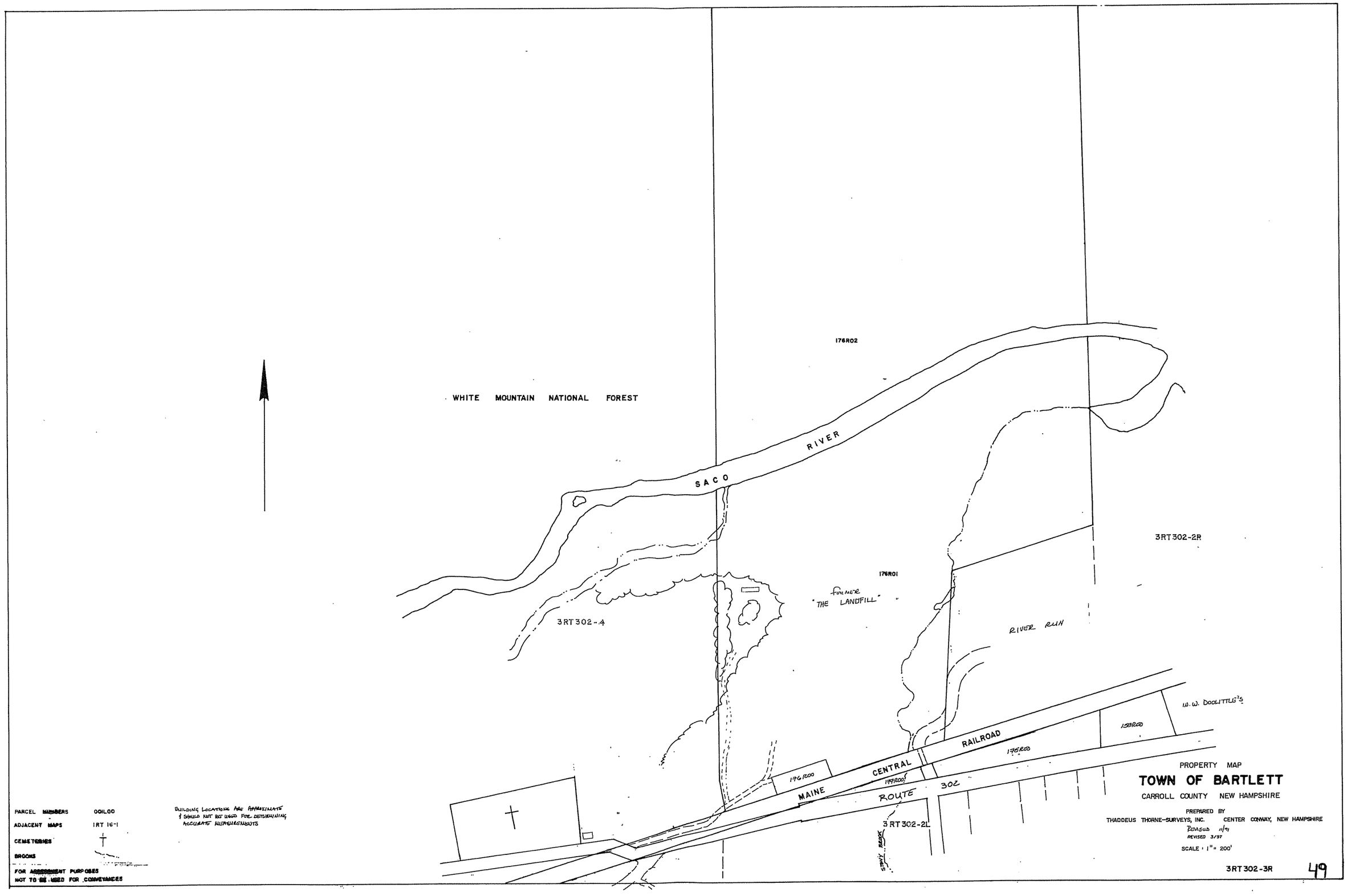
PROPERTY MAP

TOWN OF BARTLETT

CARROLL COUNTY NEW HAMPSHIRE

PREPARED BY
THADDEUS THORNE-SURVEYS, INC. CENTER CONWAY, NEW HAMPSHIRE
REVISED 5/88
REVISED 11/91
SCALE: 1" = 200'

3RT 302-2R


WHITE MOUNTAIN NATIONAL FOREST
176R02
SACO RIVER
176R01
FORMER "THE LANDFILL"
3RT302-2R
3RT302-4
RIVER RUN
W. W. DOOLITTLE'S
159R00
176R00
MAINE CENTRAL RAILROAD
177R00
175R00
ROUTE 302
3RT302-2L
STONY BROOK
PARCEL NUMBERS 001L00
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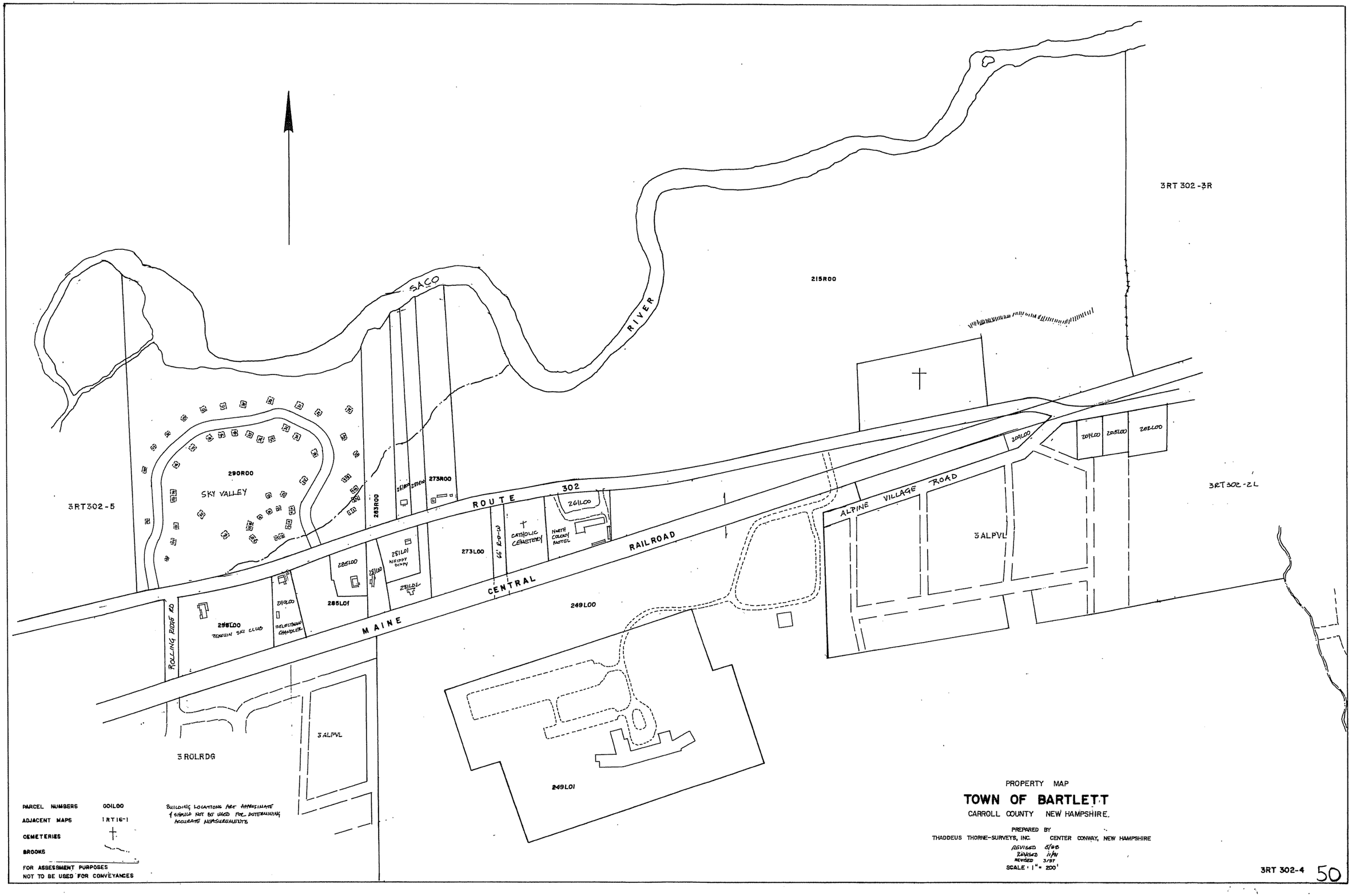
PREPARED BY
THADDEUS THORNE—SURVEYS, INC. CENTER CONWAY, NEW HAMPSHIRE
REVISED 3/97
SCALE : 1" = 200'
3RT302-3R
49


3RT 302-3R
215R00
SACO
RIVER
290R00
SKY VALLEY
3RT302-5
293R00
273R00
ROUTE 302
261L00
CATHOLIC CEMETERY
NORTH COLONY MOTEL
273L00
285L00
281L01
NORTHY DINNY
285L01
290L00
TENKILLIN SKI CLUB
SELECTMAN CHAMBER
ROLLING RIDGE RD
MAINE CENTRAL RAILROAD
249L00
249L01
3ALPVL
3RGLRDG
ALPINE VILLAGE ROAD
3ALPVL
290L00
201L00
285L00
202L00
3RT302-2L
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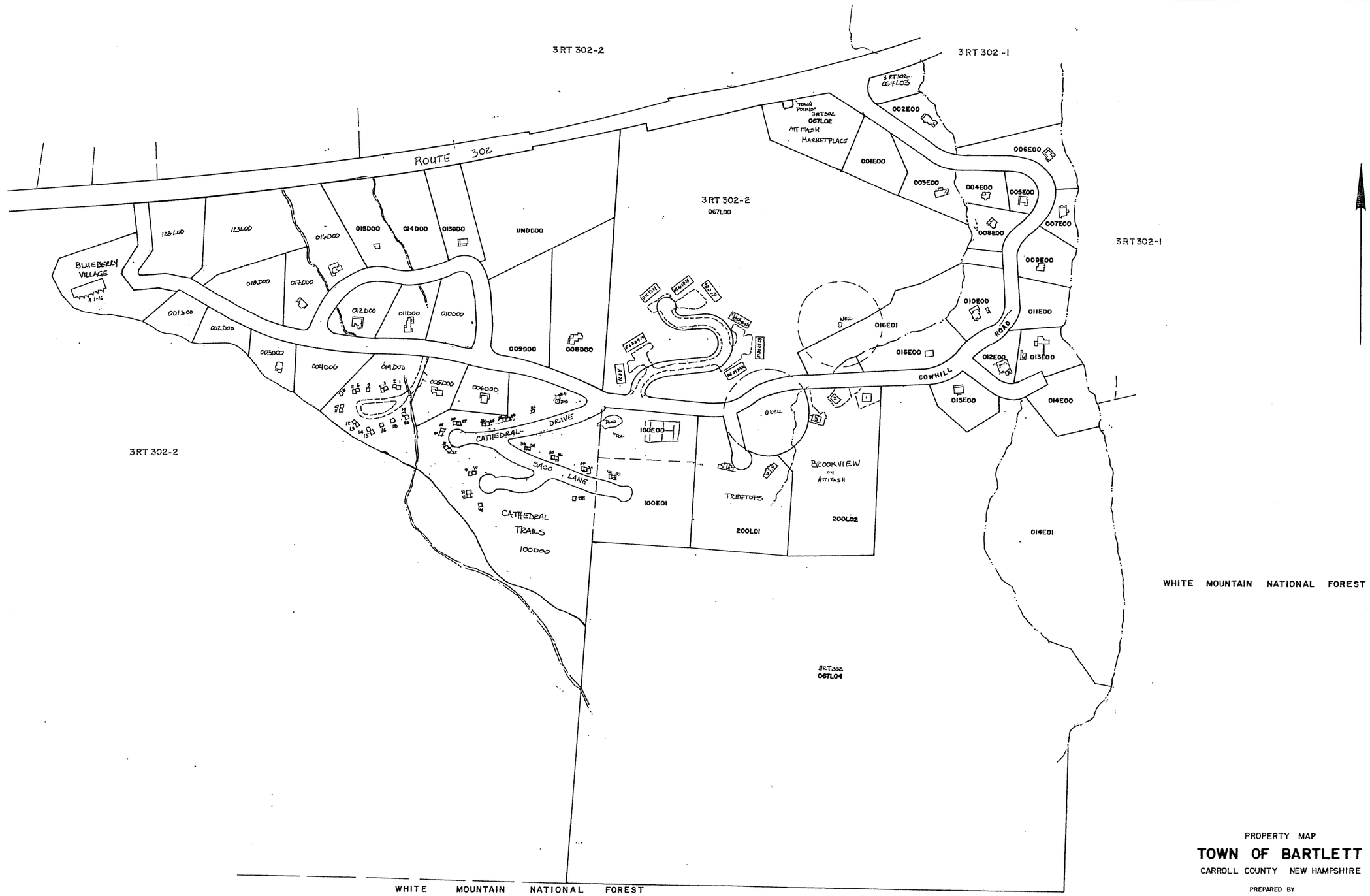
CARROLL COUNTY NEW HAMPSHIRE
PREPARED BY
THADDEUS THORNE-SURVEYS, INC. CENTER CONWAY, NEW HAMPSHIRE
REVISED 8/86
REVISED 11/84
REVISED 3/81
SCALE: 1" = 200'
3RT 302-4



PARCEL NUMBERS 001L00

ADJACENT MAPS 1RT16-1

CEMETERIES †

BROOKS

FOR ASSESSMENT PURPOSES
NOT TO BE USED FOR CONVEYANCES

BUILDING LOCATIONS ARE APPROXIMATE & SHOULD NOT BE USED FOR DETERMINING ACCURATE MEASUREMENTS.

PROPERTY MAP

TOWN OF BARTLETT

CARROLL COUNTY NEW HAMPSHIRE

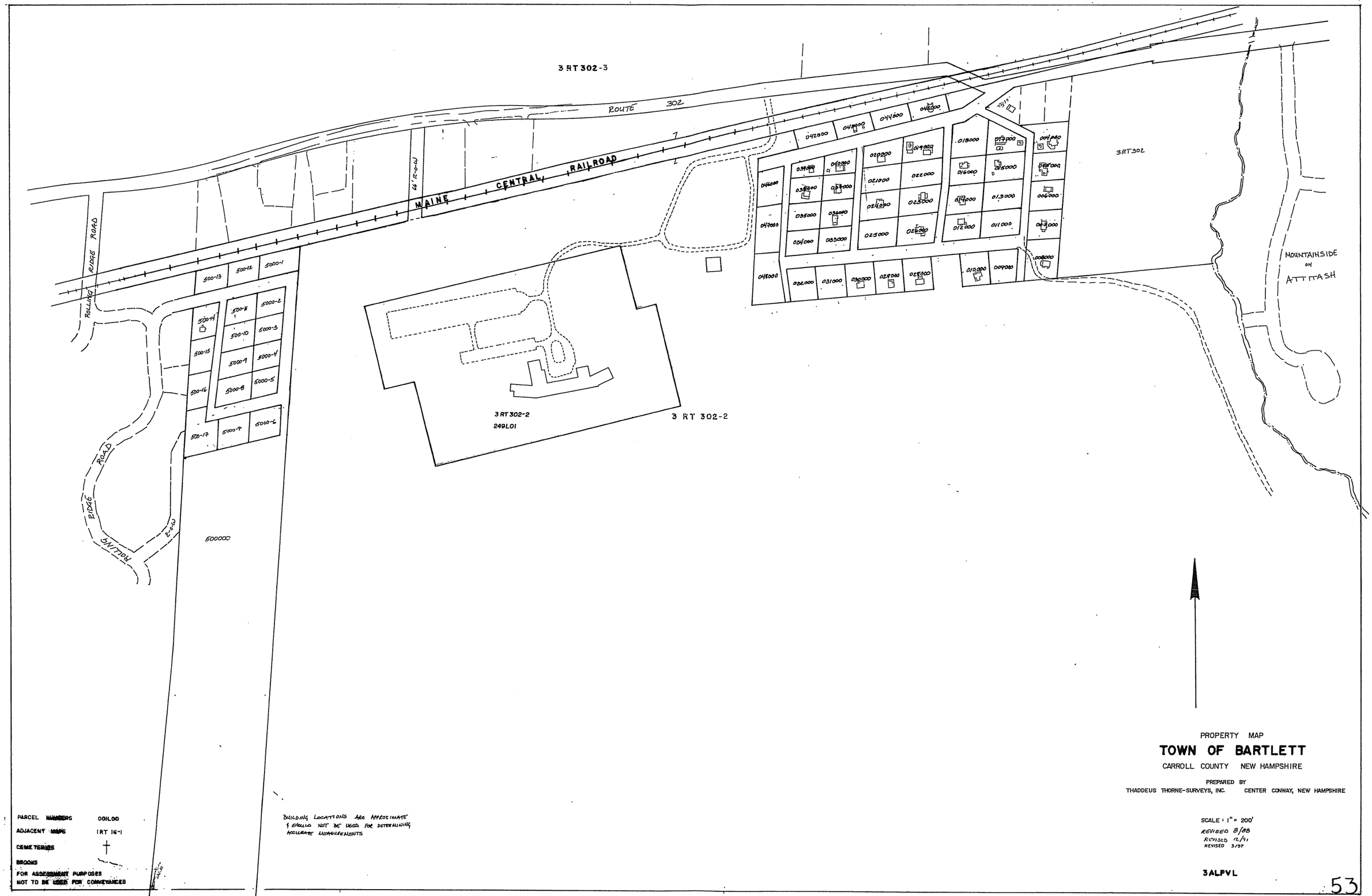
PREPARED BY

THADDEUS THORNE-SURVEYS, INC. CENTER CONWAY, NEW HAMPSHIRE

SCALE: 1" = 200'

Revised 5/89
Revised 12/1

3ATTDV


3 RT 302-3
ROUTE 302
MAINE CENTRAL RAILROAD
66' R.O.W.
ROLLING RIDGE ROAD
3RT302
MOUNTAINSIDE ON ATTITASH
3RT302-2
249L01
3 RT 302-2
500000
PARCEL NUMBERS 00ILOO
ADJACENT MAPS 1RT 14-1
CEMETERIES
BROOKS
FOR ASSESSMENT PURPOSES
NOT TO BE USED FOR CONVEYANCES
BUILDING LOCATIONS ARE APPROXIMATE & SHOULD NOT BE USED FOR DETERMINING ACCURATE LINEAGE/MEASUREMENTS
PROPERTY MAP
TOWN OF BARTLETT
CARROLL COUNTY NEW HAMPSHIRE
PREPARED BY
THADDEUS THORNE-SURVEYS, INC. CENTER CONWAY, NEW HAMPSHIRE
SCALE : 1" = 200'
REVISED 8/88
REVISED 12/91
REVISED 3/97
3ALPVL

3ALPVL

3RT302-2L

3RT302-4

249L00

3ROLRDS

3ALPVL

500000

WHITE MOUNTAIN NATIONAL FOREST

PROPERTY MAP

TOWN OF BARTLETT

CARROLL COUNTY NEW HAMPSHIRE

PREPARED BY

THADDEUS THORNE-SURVEYS, INC. CENTER CONWAY, NEW HAMPSHIRE

SCALE: 1" = 200'

REVISED 8/88

PARCEL NUMBERS 00ILOD

ADJACENT MAPS 1RT16-1

CEMETERIES †

BROOKS

FOR ASSESSMENT PURPOSES
NOT TO BE USED FOR CONVEYANCES

3ALPVL-2

EXHIBIT D-1

ARTICLE 12 - Upon motion duly made and seconded, it was voted to raise and appropriate the sum of $25,000 for capital expenditures to make various miscellaneous improvements to the Precinct's water system.

ARTICLE 13 - Upon motion duly made and seconded, it was voted to authorize the Board of Commissioners and the Precinct Treasurer to borrow a sum in anticipation of the collection of taxes and other revenues and to issue in the name of the Precinct and on the credit of same, notes therefor, such authorization to cover the period from the beginning of the 1998 financial year to the date of the 1998 Annual Meeting, and shall be limited to the amount of uncollected tax revenues from the preceding years plus 20 percent (or such larger percentage as may then be permitted by law) of the total tax levy during the preceding financial year.

ARTICLES 14, 15, and 16 - Upon motion duly made and seconded, it was voted to combine Articles 14, 15, and 16. Thereafter, upon motion duly made and seconded it was voted:

- To authorize the Board of Commissioners to apply for, accept and expend such additional sums and grants as may become available from federal, state, or other sources, and loans, to assist in the financing of the Project (Article 14).

- To accept the provisions of RSA 31:95-b permitting it at an annual meeting to adopt an article authorizing indefinitely, until specific rescission of such authority, the Board of Commissioners to apply for, accept and expend, without further action by any Precinct meeting, unanticipated money from state, federal, and/or other governmental units or private source(s) which becomes available during the fiscal year. (Article 15)

- To authorize the Board of Commissioners pursuant to the authority of New Hampshire RSA 31:95-e and in compliance with its conditions, to accept gifts of personal property, other than money, offered to the Precinct for any public purposes, such authorization to remain in effect until specific rescission of such authority by a vote at a Precinct meeting. (Article 16).

After the polls were closed at 8:45 P.M. and the ballots were tallied for Articles 3 and 4, there being no other business, upon motion duly made and seconded it was voted to adjourn the meeting at 9:00 P.M.

Elizabeth A. Gray

Elizabeth A. Gray, Clerk

Date: 5/14/97

A TRUE COPY ATTEST Carol Gorke

Carol Gorke, Clerk

STATE OF NEW HAMPSHIRE
CARROLL, SS

TOWN OF BARTLETT

LOWER BARTLETT WATER PRECINCT
1997 ANNUAL MEETING
TUESDAY, APRIL 15, 1997

The 1997 Annual Meeting of the Lower Bartlett Water Precinct was opened by Commissioner, Thomas M. Caughey, at 7:00 P.M. on Tuesday, April 15, 1997, at the Precinct Office in the F. X. Lyons building, Route 16/302, Intervale, Town of Bartlett, New Hampshire. The 1997 Warrant and 1997 Proposed Budget to be voted at the meeting and the 1996 Annual Report were distributed. There were eight voters in attendance. Mr. Caughey started the meeting with a tribute to the Precinct's late Moderator William Paine. He then announced that the Commissioners had appointed Gail Paine as Moderator Pro Tem until legislative action was taken with respect to Article 1 of the 1997 Warrant.

Moderator Pro Tem Gail Paine read the Notice of Meeting. The Commissioners attested that said notice had been duly posted in accordance with RSA 39:5 and RSA 33:8 and further had been published in the Conway Daily Sun on six dates from March 31 through April 15, 1997. The Moderator Pro Tem declared the Polls open for ballot voting on Articles 3 and 4 at 7:05 p. m. After motion duly made and seconded, it was voted to waive reading of the entire Warrant with each Article to be read as considered. The meeting then proceeded to consider the several warrant articles in their sequence as provided by the Warrant.

ARTICLE 1 - Upon motion duly made and seconded, the following slate of officers were nominated. There being no other nominations, the Moderator Pro Tem declared the nominations closed. Thereafter, upon motion duly made and seconded, the following officers were elected:

Gail F. Paine	- Moderator for a one-year term.
Elizabeth A. Gray	- Clerk for a one-year term.
Nancee Caughey	- Treasurer for a one-year term.
Elizabeth A. Gray	- Assistant Treasurer for a one-year term.
Gail F. Paine	- Auditor for a one-year term.
Thomas M. Caughey	- Commissioner for a three-year term.

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

ARTICLE 2 - After reading of the Article by the Moderator, motion was made and seconded that this Article be passed over. The Planning Board and Commissioners explained that the project to Amend the Land Use Ordinance to adopt comprehensive zoning changes has been moving ahead, but that it is not yet ready for consideration. Once completed, public hearings, as required by law, regarding those amendments will be scheduled in advance of a Special Meeting or next year's Annual Meeting when the Amended Ordinance would be presented for consideration. The meeting thereupon voted in favor of passing over Article 2.

ARTICLE 3 - (Ballot Vote). The Moderator read Article 3 as posted in the Warrant and as printed on the Ballot as follows:

To see if the Precinct will vote to increase that part of the $1,500,000 appropriation adopted pursuant to Article 5 of the Warrant for the Precinct's 1996 Annual Meeting for the 1996/97 Waterworks Improvement Project (Phases I and II) which is to be financed by borrowing from $787,000 to $837,000, and in connection therewith to authorize the issue and sale of bonds or notes of the Precinct up to the said increased aggregate amount of $837,000 under and in compliance with the provisions of the New Hampshire Municipal Finance Act (RSA Chapter 33:1 et seq., as amended) and all other applicable statutory authority, to authorize the Board of Commissioners to issue and negotiate such bonds or notes, to determine the rate of interest thereon and the maturity and other terms and conditions thereof, and to pass any other vote relative thereto, to authorize the Board of Commissioners to apply for, accept and expend such additional sums and grants as may become available from federal, state or other sources. (2/3 Ballot Vote Required) (The Board of Commissioners recommends this appropriation.) And further that this Article be considered by ballot vote with the polls to remain open for a period of not less than one hour.

Commissioner Caughey explained the purpose for seeking additional borrowing authorization in the amount of $50,000 was that the Grant Funds approved by U. S. Department of Agriculture, Rural Development, were $44,000 less than what was anticipated when the Project was presented for vote at the 1996 Annual Meeting. The balance of the increased borrowing authorization would be available, if needed, to cover any delay in receipt of connection fees. Ballots were distributed to the eight voters present. The polls remained open for at least one hour. At 8:45 P.M., the eight voters present having cast their votes and no additional votes having been cast, the Moderator declared the polls closed, and the ballots were tallied:
YES: 7; NO: 1. Article 3 was passed by 2/3 Vote.

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

ARTICLE 4 - (Ballot Vote). The Moderator read Article 4 as posted in the Warrant and as printed on the Ballot as follows:

To see if the Precinct will vote to enlarge the scope of the original 1996/97 Waterworks Improvement Project to add a further Phase III thereto for the purpose of extending water service to persons and businesses, both within the Precinct Franchise Area as well as to persons and businesses within the proposed Expanded Franchise Area (as defined in Article 6 of this Warrant below), and to raise and appropriate the sum of $350,000 for capital expenditures for said Phase III (bringing the total authorization for the said original Project, as supplemented by Phase III, to $1,850,000), and in connection with said Phase III to authorize the issuance of not more than $350,000 of bonds and/or notes of the Precinct under and in compliance with the provisions of the New Hampshire Municipal Finance Act (RSA Chapter 33:1 et seq., as amended) and all other applicable statutory authority, to authorize the Board of Commissioners to issue and negotiate such bonds and/or notes, to determine the rate of interest thereon and the maturity and other terms and conditions thereof, and to pass any other vote relative thereto, to authorize the Board of Commissioners to apply for, accept and expend grants from the United States Department of Agriculture, Rural Development in an amount up to the total cost of Phase III, and further to authorize the Board of Commissioners to apply for accept and expend such additional sums and grants as may become available from federal, state or other sources for this purpose. (2/3 Ballot Vote Required) (The Board of Commissioners recommends this appropriation.) And further that this Article be considered by ballot vote with the polls to remain open for a period of not less than one hour.

Commissioner Caughey described the proposed expanded scope of the Project (Phase III), which would extend the Precinct's water lines to the Holiday Ridge development (57 homes) and to the Rocky River Resort condominiums. In attendance at the meeting were 3 representatives of the Rocky River Resort Association. Several questions were raised and answered. Other questions from the Rocky River representatives were deferred to a subsequent work session.

Ballots having been previously distributed to the eight voters present, the polls remained open for at least one hour. At 8:45 P.M., the eight voters present having cast their votes and no additional votes having been cast, the Moderator declared the polls closed, and the ballots were tallied:
YES: 7; NO: 1. Article 4 was passed by 2/3 Vote.

ARTICLE 5 - Upon motion duly made and seconded, it was voted to raise and reappropriate the sum of up to $56,000 toward the total authorized $1,500,000 capital cost of the Project (Phases I and II), such sum to be provided as required from capacity fees on water connections to new customers, water bills, or private sources, after consideration of all other funds available for the Project from other sources as referred to under Article 3 of this Warrant above.

A TRUE COPY ATTEST Carol Gorke

Carol Gorke, Clerk

ARTICLE 6 - Upon motion duly made and seconded, it was voted to authorize the Board of Commissioners to apply to the New Hampshire Public Utilities Commission (the "PUC") to expand the Precinct Franchise Area as granted to the Precinct by Order No. 21,951 of the PUC effective January 18, 1996, to enable the Precinct to operate in additional areas outside the municipal boundaries of the Precinct and the existing boundaries of the Precinct Franchise Area (including, without limitation, the Holiday Ridge and Rocky River Resort developments) (the "Expanded Franchise Area"), in accordance with New Hampshire RSA 362:4.

ARTICLE 7 - Upon motion duly made and seconded it was voted to authorize the Commissioners to sell and deliver water to persons and businesses within the Expanded Franchise Area, in compliance with the terms and conditions of the Precinct's Franchise, as amended by the PUC, and to enter into such agreements and set such fees and charges relating to the sale and delivery of water to such customers within the Expanded Franchise Area as the Commissioners deem appropriate, provided such fees and charges shall be substantially equivalent to the rates such customers would be required to pay for the sale and delivery of water if such customers were located within the Precinct's municipal boundaries.

ARTICLE 8 - Upon motion duly made and seconded, it was voted to raise and appropriate the sum of $27,300 for general government operations for the ensuing year to include: executive, financial administration, office expenses, legal and professional services, insurance, and miscellaneous general government expenses.

ARTICLE 9 - Upon motion duly made and seconded, it was voted to appropriate the sum of $67,850 for water distribution and treatment for the ensuing year to include: general operations, maintenance and repairs, electricity, telecommunications, treatment chemicals, supplies, tools and propane.

ARTICLE 10 - Upon motion duly made and seconded, it was voted to authorize the Board of Commissioners and the Precinct Treasurer, pursuant to the authority of New Hampshire RSA 33:7, II and III, to borrow a sum in anticipation of the collection of taxes and other revenue of the current financial year to pay current maintenance and operation expenses and to extend, renew or refund any currently outstanding tax anticipation note or notes of the Precinct issued subsequent to January 1, 1997, such amount not exceeding the total tax levy of the Precinct in 1996 and any such renewal notes to mature not later than one year from the date of the original loan so refunded, and upon such terms and conditions as the Precinct Board of Commissioners and Treasurer may determine, and to issue an appropriate note or notes of the Precinct therefor.

ARTICLE 11 - Upon motion duly made and seconded, it was voted to raise and appropriate the sum of $75,673 for payments of principal and interest on any Precinct bonds or notes.

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Carol Gorke, Clerk

ARTICLE 12 - Upon motion duly made and seconded, it was voted to raise and appropriate the sum of $25,000 for capital expenditures to make various miscellaneous improvements to the Precinct's water system.

ARTICLE 13 - Upon motion duly made and seconded, it was voted to authorize the Board of Commissioners and the Precinct Treasurer to borrow a sum in anticipation of the collection of taxes and other revenues and to issue in the name of the Precinct and on the credit of same, notes therefor, such authorization to cover the period from the beginning of the 1998 financial year to the date of the 1998 Annual Meeting, and shall be limited to the amount of uncollected tax revenues from the preceding years plus 20 percent (or such larger percentage as may then be permitted by law) of the total tax levy during the preceding financial year.

ARTICLES 14, 15, and 16 - Upon motion duly made and seconded, it was voted to combine Articles 14, 15, and 16. Thereafter, upon motion duly made and seconded it was voted:

- To authorize the Board of Commissioners to apply for, accept and expend such additional sums and grants as may become available from federal, state, or other sources, and loans, to assist in the financing of the Project (Article 14).

- To accept the provisions of RSA 31:95-b permitting it at an annual meeting to adopt an article authorizing indefinitely, until specific rescission of such authority, the Board of Commissioners to apply for, accept and expend, without further action by any Precinct meeting, unanticipated money from state, federal, and/or other governmental units or private source(s) which becomes available during the fiscal year. (Article 15)

- To authorize the Board of Commissioners pursuant to the authority of New Hampshire RSA 31:95-e and in compliance with its conditions, to accept gifts of personal property, other than money, offered to the Precinct for any public purposes, such authorization to remain in effect until specific rescission of such authority by a vote at a Precinct meeting. (Article 16).

After the polls were closed at 8:45 P.M. and the ballots were tallied for Articles 3 and 4, there being no other business, upon motion duly made and seconded it was voted to adjourn the meeting at 9:00 P.M.

Elizabeth A. Gray

Elizabeth A. Gray, Clerk

Date: 5/14/97

A TRUE COPY ATTEST Carol Gorke

Carol Gorke, Clerk

EXHIBIT D-2

STATE OF NEW HAMPSHIRE
CARROLL, SS

TOWN OF BARTLETT

LOWER BARTLETT WATER PRECINCT
1998 ANNUAL MEETING
TUESDAY, APRIL 14, 1998

The 1998 Annual Meeting of the Lower Bartlett Water Precinct was opened by Commissioner, Thomas M. Caughey, at 7:00 P. M. on Tuesday, April 14, 1998, at the Precinct Office in the F. X. Lyons building, Route 16/302, Intervale, Town of Bartlett, New Hampshire. The 1998 Warrant and 1998 Proposed Budget to be voted at the meeting and the 1997 Annual Report were distributed. There were fourteen voters present plus one resident of the Holiday Ridge development and five residents of Birchview by the Saco. Mr. Caughey introduced the Precinct Officers, then turned the meeting over to Moderator, Gail Paine.

The Moderator read the Notice of Meeting. The Commissioners attested that said notice had been duly posted on March 28, 1998, in accordance with RSA 39:5 and RSA 33:8 and further had been published in The Conway Daily Sun on seven dates from March 28, 1998 through April 14, 1998. After motion made and seconded, it was voted to waive the reading of the entire Warrant with each Article to be read as considered. The meeting then proceded to consider the several Warrant Articles in their sequence as provided by the Warrant.

ARTICLE 1 - Upon motion duly made and seconded, the following slate of officers were nominated. There being no other nominations, the Moderator declared the nominations closed. Thereafter, upon motion duly made and seconded, the following officers were elected:

Gail F. Paine	- Moderator for a one-year term.
Nancee Caughey	- Clerk for a one-year term
Nancee Caughey	- Treasurer for a one-year term
Peter G. Bragan	- Assistant Treasurer for a one-year term
Gail F. Paine	- Auditor for a one-year term
Maurice H. Allan	- Commissioner for a three-year term
Elizabeth A. Gray	- Commissioner for a one-year term

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Carol Gorke, Clerk

ARTICLE 2 - After reading of the Article by the Moderator, a motion was made and seconded that this Article be passed over. Commissioner Caughey explained that the project to amend the Land Use Ordinance to adopt comprehensive zoning changes has been underway for two years and is nearing completion. The Planning Board has devoted considerable time to update the Ordinance and to make it consistent in organization with the Town of Bartlett Zoning Ordinance. Once completed, public hearings, as required by law, regarding those amendments will be scheduled and subsequently the revised Ordinance will be presented for vote at a later Meeting. The voters present thereupon voted in favor of passing over Article 2.

ARTICLE 3 - Upon motion duly made and seconded and following discussion, it was voted to authorize, ratify and confirm the actions of the Board of Commissioners in 1995, as an incident to improving the delivery of water within the Precinct, in acquiring title to and taking over the operation of the water systems serving the Birchlea and Fox Run developments, which systems are located within the Precinct's municipal boundaries.

ARTICLE 4 - Upon motion duly made and seconded and following discussion, it was voted to authorize, ratify and confirm the actions of the Board of Commissioners in 1997, as an incident of the 1996/1997 Waterworks Improvement Project, in acquiring title to and taking over the operation of the water system serving the Holiday Ridge Development, which system is located within the existing boundaries of the Precinct's Franchise Area.

ARTICLE 5 - Upon motion duly made and seconded and following discussion, it was voted to re-authorize, ratify and confirm the authority of the Board of Commissioners to set and revise rates, fees and tariffs for the sale and delivery of water within the Precinct and Precinct Franchise Area, and to enter into special agreements and contracts for the sale and delivery of water on such terms and conditions as the Commissioners deem appropriate.

ARTICLE 6 - Upon motion duly made and seconded and following discussion, it was voted to authorize the Board of Commissioners to apply to the New Hampshire Public Utilities Commission (the "PUC") to again expand the Precinct Franchise Area, as originally granted to the Precinct by Order No. 21,951 of the PUC effective January 18, 1996, and as previously expanded by Order No. 22,581 of the PUC effective May 1, 1997, to enable the Precinct to operate in additional areas outside the municipal boundaries of the Precinct and the existing boundaries of the Precinct Franchise Area, as follows: to extend the westerly boundary of the existing Precinct Franchise Area to the easterly boundary of the Bartlett Village Water System and to extend the southerly boundary of the existing Precinct Franchise Area to the Bartlett/Conway town line or to the boundary of the North Conway Water Precinct (which expanded area will include, without limitation, the Birchview by the Saco development) (hereinafter, the "Expanded Franchise Area), in accordance with New Hampshire RSA 362:4.

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Carol Gorke, Clerk

ARTICLE 7 - Upon motion duly made and seconded and following discussion, it was voted to authorize the Commissioners to sell and deliver water to persons and businesses within the Expanded Franchise Area, in compliance with the terms and conditions of the Precinct's Franchise, as amended by the PUC, and to enter into such agreements and set such fees and charges relating to the sale and delivery of water to such customers within the Expanded Franchise Area as the Commissioners deem appropriate, provided that such fees and charges shall be substantially equivalent to the rates such customers would be required to pay for the sale and delivery of water if such customers were located within the Precinct's municipal boundaries.

ARTICLE 8 - Upon motion duly made and seconded and following discussion, it was voted to authorize the Board of Commissioners to acquire title to and take over the operation of the water systems within the Precinct, including without limitation, Woodland Pines Condominium, Eastbranch Development, Farm at New England Inn, Meadowwood, Pumpkin Hollow, and to acquire title to and take over the operations of water systems within the Precinct Franchise Area, as amended by the PUC, including, without limitation, Birchview by the Saco, Rocky River Resort, and Linderhof Motor Inn.

ARTICLE 9 - Upon motion duly made and seconded and following discussion, it was voted to raise and appropriate the sum of **$28,800** for general government operations for the ensuing year to include: executive, financial administration, office expenses, legal and professional services, insurance, and miscellaneous general government expenses.

ARTICLE 10 - Upon motion duly made and seconded and following discussion, it was voted to appropriate the sum of **$83,750** for water distribution and treatment for the ensuing year to include: general operations, maintenance and repairs, electricity, telecommunications, treatment chemicals, supplies, tools and propane and operation of the Holiday Ridge water system.

ARTICLE 11 - Upon motion duly made and seconded and following discussion, it was voted to raise and appropriate the sum of **$23,000** for the operation, repair and maintenance of the Birchview by the Saco Water System, such sum not to exceed the revenues generated from fees and charges to customers presently served by the Birchview by the Saco Water System.

ARTICLE 12 - Upon motion duly made and seconded and following discussion, it was voted to raise and appropriate the sum of **$30,000** for capital expenditures to upgrade the facilities of the Birchview by the Saco Water System, such sum to be raised and appropriated through the issuance of bonds and/or notes, in compliance with the provisions of the New Hampshire Municipal Finance Act (RSA Chapter 33:1 et seq., as amended) from the balance of funds authorized pursuant to Article 5 of the Warrant for the Precinct's 1996 Annual Meeting and Articles 3 and 4 of the Warrant for the Precinct's 1997 Annual Meeting for Phases II and III of the 1996/1997 Waterworks Improvement Project.

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Carol Gorke, Clerk

ARTICLE 13 - Upon motion duly made and seconded and following discussion, it was voted to raise and appropriate the sum of **$128,053** for payments of principal and interest on any Precinct bonds or notes and in connection therewith to authorize the application of the sum of $30,000 from the balance of the Unreserved Fund existing on December 31, 1997 for this purpose.

ARTICLE 14 - Upon motion duly made and seconded and following discussion, it was voted raise and appropriate the sum of **$20,000** for capital expenditures to make various miscellaneous improvements to the Precinct's water system.

ARTICLE 15 - Upon motion duly made and seconded and following discussion, it was voted to authorize the Board of Commissioners and the Precinct Treasurer, pursuant to the authority of New Hampshire RSA 33:7, II and III, to borrow a sum in anticipation of the collection of taxes and other revenue of the current financial year to pay current maintenance and operation expenses and to extend, renew or refund any currently outstanding tax anticipation note or notes of the Precinct issued subsequent to January 1, 1998, such amount not exceeding the total tax levy of the Precinct in 1997 and any such renewal notes to mature not later than one year from the date of the original loan so refunded, and upon such terms and conditions as the Precinct Board of Commissioners and Treasurer may determine, and to issue an appropriate note or notes of the Precinct therefor.

ARTICLE 16 - Upon motion duly made and seconded and following discussion, it was voted to authorize the Board of Commissioners and the Precinct Treasurer to borrow a sum in anticipation of the collection of taxes and other revenues and to issue in the name of the Precinct and on the credit of same, notes therefor, such authorization to cover the period from the beginning of the 1999 financial year to the date of the 1999 Annual Meeting, such sum to be limited to the amount of uncollected tax revenues from the preceding years plus 20 percent (or such larger percentage as may than be permitted by law) of the total tax levy during the preceding financial year.

ARTICLE 17 - Upon motion duly made and seconded and following discussion, it was voted to authorize the Board of Commissioners to apply for, accept and expend such additional sums and grants as may become available from federal, state or other sources, and loans, to assist in the financing of the 1996/1997 Waterworks Improvement Project.

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Carol Gorke, Clerk

ARTICLE 18 - There being no further business, Commissioner Caughey thanked those in attendance for their participation and interest and asked for volunteers to serve on the Planning Board to assist with the completion of the revised Ordinance. He explained that in the event any issues need to be resolved by vote with respect to the Precinct's take over of the Birchview by the Saco Water System that the Commissioners were recommending that this Meeting be re-convened at a later date, with notice of the re-convened date to be posted and published in advance of said re-convened meeting. Upon motion made and seconded, it was voted to continue the Annual Meeting until 7:00 P. M. on Thursday, August 13, 1998, at the Precinct Office in the F. X. Lyons building, Route 16/302, Intervale, Town of Bartlett, New Hampshire, at which date and hour the Annual Meeting would re-convene as a continuation of the April 14, 1998, session. The meeting then so adjourned at 8:35 P. M.

Nancee Caughey

Nancee Caughey, Clerk

A TRUE COPY ATTEST Carol Gorke

Carol Gorke, Clerk

LOWER BARTLETT WATER PRECINCT
ADDENDUM TO MINUTES OF 1998 ANNUAL MEETING
TUESDAY, APRIL 14, 1998

The following voters were in attendance: Thomas M. Caughey, Maurice H. Allan, Elizabeth A. Gray, Nancee Caughey, Gail F. Paine, Peter G. Bragan, Kyler H. Drew, Roberta J. Grimmer, Wolfgang H. Grimmer, James P. McGonigle, Andre A. Nadeau. The following residents registered to vote at the meeting: Robert D. Mellen, James M. Porter, Rachelle L. Porter. Non-residents in attendance were as follows: Francis X. Lyons, Marilyn C. Lyons, James Sheehan (Holiday Ridge), and from Birchview by the Saco, Thurston and Barbara Egbert, Paul and Sandra Hanaway, Phil Lawson.

Highlights of questions raised during the meeting:

Mr. Hanaway asked whether the Commissioners have authority to set rates and charges without PUC approval. Commissioner Caughey answered that the Precinct is not regulated by the PUC, but that our franchise with the PUC requires that we not charge rates within the franchise area any higher than those charged within the Precinct.

Mr. Porter asked why Precinct should want to expand. Mr. Caughey explained the background of the Precinct's expansion in 1987, and that when the real estate market fell shortly thereafter and new construction disappeared, the Precinct was left with a tremendous water capacity and a large debt. Very little building has occurred within the Precinct since that time. The recent and projected expansion into areas outside the Precinct provides the opportunity to broaden our customer base to spread our costs over a larger population.

Mr. Porter asked if there is going to be enough capacity to serve the expanded area. Mr. Caughey explained that our engineers have prepared a Master Plan which confirms we are pumping only a fraction of existing capacity. He added, however, that we will need to add storage.

Mr. Egbert asked is there a possibility that by expanding the customer base, the rates will go down. Mr. Caughey replied that is the hope. We need to add sufficient numbers of customers to cover the new debt being added. Our current tax rates is $2.78 per $1,000 assessment. The goal is to bring it down to $2.00.

With regard to the boundaries of the proposed Expanded Franchise Area (Article 6), Mr. Nadeau asked if we planned to take over Bartlett Village water system. Mr. Caughey replied that we do not plan to take over Bartlett Village as that is a separate municipality. In applying to the PUC for the expansion, we want to expand the franchise as far as Bartlett Village, so we do not have to keep going back to them if any systems beyond Birchview look to join Lower Bartlett. We have already had inquiries from Seasons at Attitash.

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Carol Gorke, Clerk

Mr. Hanaway asked with respect to Article 7 what "substantially" equivalent rates meant. Commissioner Caughey responded that by terms of the Precinct's PUC franchise and approved tariff that customers within the franchise areas will be charged rates that are "no higher than" those charged within the Precinct. He added that the Precinct property owners pay a Precinct real estate tax, but customers in the franchise cannot be taxed so there is an equivalent rate defined as "Annual Charge." Although the total amounts paid will be equivalent, the manner of collection will be somewhat different.

Mr. Hanaway asked twice with respect to Articles 11 and 12 whether the amounts being authorized included covering any outstanding Accounts Payable of the current Birchview by the Saco water system. Mr. Caughey responded, no they did not.

A question was also raised concerning Article 11 to confirm that the amounts being authorized were covered by revenue from Birchview by the Saco. Commissioner Caughey confirmed that the amount of $23,000 was what had been projected in revenue for six months of operation of Birchview at the Precinct rates. The Commissioners are proposing to spend all revenue collected to operate, maintain, and improve (if there is anything available) the system. However, they will not spend any more than can be expected in revenue.

With respect to Article 12, the $30,000 for capital expenditures on the Birchview by the Saco water system, will be allocated from the previously authorized, but uncommitted, bonds/notes for the 1996/1997 Waterworks Improvement Project. If the owner of Birchview and Commissioners decide to go forward with the transfer and assuming PUC approves, some of this money will go to developing an engineering plan which is required before we can apply to Rural Development for the funding necessary to construct the over a mile and a half of water mains to connect Birchview.

It was asked if the Birchview system will be metered. Commissioner Caughey explained that meters will be installed after the pipeline construction to interconnect Birchview with the Precinct. The follow-up question was how would the Precinct charge Birchview customers for water usage in the meantime. Mr. Caughey replied that Precinct would estimate water usage.

It was also asked about voting rights for customers in the franchise. Mr. Caughey explained that franchise customers would not have voting rights, but that their interests were in some way protected since the rates charged within the franchise areas can be no higher than those rates within the Precinct, where customers do have voting rights. He explained that expanding Precinct boundaries to include a system as far removed as Birchview would not be possible unless all the intervening land between the Precinct and Birchview were to be included. Holiday Ridge does share a common boundary with the Precinct, so residents in Holiday Ridge, if they wished, could petition the Selectmen to include Holiday Ridge within the Precinct. He mentioned that the Precinct zoning, separate from the Town's, would have to apply to any Precinct expansion area.

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Carol Gorke, Clerk

It was recommended that since there may be some issues that will require re-consideration with respect to expanding the Precinct's franchise and taking over the Birchview by the Saco water system, that this meeting not be closed but be adjouned to a future date. It was agreed to re-convene the meeting at 7:00 p. m. on Thursday, August 13, 1998, at the Precinct Office.

At the conclusion of the meeting, Peter Bragan, a N.H. Justice of the Peace, swore in those officers elected (excluding himself), and thereafter, Elizabeth Gray, a N. H. Notary Public, swore in Peter Bragan.

Nancee Caughey

Nancee Caughey, Clerk

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Carol Gorke, Clerk

STATE OF NEW HAMPSHIRE
CARROLL, SS

TOWN OF BARTLETT

Both Hwy

LOWER BARTLETT WATER PRECINCT
1998 ANNUAL MEETING
RECONVENED, THURSDAY, AUGUST 13, 1998

The 1998 Annual Meeting of the Lower Bartlett Water Precinct was reconvened on Thursday, August 13, 1998, at the Precinct Office in the F. X. Lyons building, Route 16/302, Intervale, Town of Bartlett, New Hampshire. The meeting was opened at 7:05 P.M. by Moderator Gail Paine. Commissioners Thomas Caughey, Maurice Allan and Elizabeth Gray were present. In the absense of the Clerk, Commissioner Caughey asked that the minutes of the meeting be taken by Marilyn Lyons as Clerk pro-tem.

The Moderator read the Notice of Meeting. The Commissioners attested that said Notice of Meeting together with copy of the 1998 Warrant and Budget had been duly posted at the Precinct Office, Hill's Florist, and Intervale Post Office on July 28, 1998, and published in The Conway Daily Sun on July 29, 1998, August 11, 12 and 13, 1998. There were five (5) voters in attendance and two (2) residents of the Birchview by the Saco development.

Commissioner Caughey referred to Article 2 of the 1998 Warrant, to amend the Land Use Ordinance to adopt comprehensive zoning changes, which had been passed over at the previous session of the 1998 Annual Meeting on April 14, 1998. He explained that the project still had not been completed, and thereupon, upon motion made and seconded, it was voted not to bring up Article 2 for consideration at this meeting.

He stated that the reason for voting in April to reconvene the Annual Meeting on this date was to be able to address any issues that might have arisen in the interim concerning the possible takeover of the Birchview by the Saco water system or in regards to the ongoing Waterworks Improvement Project. He then stated that the Commissioners have no Articles to recommend for re-consideration at this meeting no new issues to bring forward. He asked the voters present if there were any motions for Articles to be re-considered and there were none.

Mr. Caughey then asked for questions. Philip and Edward McKenna of Birchview by the Saco asked for an update of what was going on with regards to their water system. They were given a copy of the minutes of the meeting of the Precinct Commissioners with the Board of Directors of the Birchview by the Saco Homeowners Association held on Friday, August 7, 1998. System Superintendent, Francis Lyons, gave an overview of the hearing at the P.U.C. in July. He explained that the P.U.C. had placed the Birchview water system in Receivership and that he had been named as Receiver. He stated that the system was in poor financial condition with significant outstanding bills and was in need

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Carol Gorke, Clerk

of major repairs and upgrades to bring it into compliance with requirements of NHDES. The current rate of $135 per year per household has not been enough to run the water system, and at the P.U.C. meeting in July a rough estimate of approximately $375 per year was developed which took into consideration only a very minimum upgrade.

Mr. Caughey stated that the Precinct was willing to take the system over, operate it as an independent system making necessary repairs and improvements, while it developed and funded a Project to interconnect the Birchview system to the Precinct. He stated that the P.U.C. would be holding hearings to determine whether or not the Precinct would receive authorization to take over Birchview. Some property owners and members of the Board of Directors are opposed to this action, while others are in favor. Mr. McKenna asked about the deeded rights to receive water which many property owners have. Mr.Caughey stated that the Precinct will require easements and releases of those deeded rights and that all property owners will be required to sign a 30-year Contract with the Precinct. The McKennas were given copies of the Contract and the estimate of Precinct water rates. Mr. Caughey recommended that the McKennas write to the P.U.C. and/or attend the hearings and stay involved.

There being no further business upon motion made and seconded, it was unanimously voted to adjourn the meeting at 7:30 p. m.

Marilyn C. Lyons

Marilyn C. Lyons, Clerk pro-tem

Reviewed and Entered into Clerk's record:

Nancee Caughey

Nancee Caughey, Clerk

A TRUE COPY ATTEST Carol Gorke

Carol Gorke, Clerk

EXHIBIT D-3

STATE OF NEW HAMPSHIRE
CARROLL, SS

TOWN OF BARTLETT

LOWER BARTLETT WATER PRECINCT
2005 ANNUAL MEETING
TUESDAY, APRIL 12, 2005

The year 2005 Annual Meeting of the Lower Bartlett Water Precinct was opened by Moderator Gail Paine at 7:00 P.M. on Tuesday, April 12, 2005, **at the Bartlett Town Hall, Town Hall Road,** Intervale, Town of Bartlett, New Hampshire. Moderator Paine welcomed those present and introduced and thanked the Checklist Supervisors, Board of Commissioners, and other Precinct Officers. Commissioners Secretary, Marilyn Lyons, was present to take minutes of the meeting.

The 2005 Budget/2004 Annual Report package which contained copy of the 2005 Warrant and 2005 Posted Budget was distributed to the 30 registered voters and numerous other attendees. Also distributed was a copy of the Proposed Amendment No. 1 to the Precinct's Land Use Ordinance - Groundwater Protection District which will be considered as Article 2.

The Moderator asked if anyone present who was not registered wished to do so. No one came forward and the meeting proceeded.

The Moderator read Notice of Meeting from the 2005 Warrant, and upon motion made and seconded, it was voted to dispense with reading the entire Warrant at this time with each Article to be read in sequence as it was considered.

The Moderator announced that Articles 2, 3 and 4 would be voted by ballot with the polls to remain open for a minimum of one hour. She declared the polls open at 7:05 p.m. The Moderator requested that voters wait to vote until following discussion on the Articles, but added that if anyone has to leave beforehand, they may vote at any time.

Commissioner Gray attested that (in accordance with RSA 39:5 and RSA 33:8) a Notice of Meeting together with the 2005 Warrant and 2005 Budget had been posted at two public places within the Precinct, namely the Precinct Office and Hill's Florist, on March 25, 2005, and also at the Intervale Post Office and Bartlett Town Hall on the same date, and further that notice of meeting was published in The Conway Daily Sun on six occasions beginning March 25, 2005, and ending on April 11, 2005.

ARTICLE 1 The Moderator read the Article: "To see if the Precinct will vote to choose the following Precinct officers: Moderator, Clerk, Treasurer, Assistant Treasurer, and Auditor for one (1) year terms, and Commissioner for a three (3) year term." Commissioner Caughey announced that Commissioner Elizabeth Gray had decided not to stand for re-election. He thanked her for her service as Commissioner since 1998 and as Clerk in 1996 and 1997. Ms. Gray has also served on the Planning Board since 1996 and will continue on that Board. Upon motion duly made and seconded, Commissioner Caughey nominated Janice Spinney to the three year term as Commissioner. The Moderator introduced Ms. Spinney who spoke of her willingness and interest to serve as Commissioner having served on the Planning Board for the past two years.

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

Article 1 (Continued)

The Moderator asked if there was anyone else interested in the Commissioner's position or any other nominations. There being none, the Moderator declared the nominations closed. A vote was taken. Janice Spinney was elected by voice vote to a three-year term as Commissioner. Upon motion duly made by Commissioner Glines and seconded, the following slate of officers was nominated for one year terms:

Gail Paine	- Moderator
Barry McGinn	- Clerk
Nancee Caughey	- Treasurer
Peter Bragan	- Assistant Treasurer
Robert Beatty	- Auditor

The Moderator asked for discussion. There being no further discussion, Moderator declared the nominations closed and called for a vote. The foregoing slate of officers was thereupon elected by voice vote to one year terms in their respective positions.

ARTICLE 2 - The Moderator read the Article:
"To see what action the Precinct will take with respect to the following proposed amendment to the Lower Bartlett Water Precinct Land Use Ordinance by ballot vote upon the following question:

> Are you in favor of the adoption of Amendment No. 1, as proposed by the Planning Board (by vote 5-0), to amend the Lower Bartlett Water Precinct Land Use Ordinance to add a new Section, Article XII, entitled "Groundwater Protection District" to establish a groundwater protection district. This proposed amendment is designed to protect the existing and future utilization of the aquifers within the boundaries of the Precinct and to prevent development and land use practices that would increase the risk of contamination to, or reduce the recharge of, those aquifers. The Groundwater Protection District would be a zoning overlay district applicable to all zoning districts within the Precinct. The proposed amendment includes provisions that establish a standard lot size of not less than one acre, regulates the maximum impervious site coverage of a lot, requires the design and construction of drainage facilities in accordance with best management practices, and seeks to minimize the use of deicing chemicals on public and private roads within the Precinct. The proposed amendment also prohibits various land uses that pose a risk of groundwater contamination and establishes new regulations regarding nonconforming earth, sand, and gravel excavations. *(The Planning Board recommends this amendment.) (The Board of Commissioners recommends this amendment.) (Majority Vote Required.)"*

Sean McCarthy, Chairman of the Planning Board, came forward and explained that the Planning Board had worked on the proposed Groundwater Protection District Ordinance for two years and had held several Public Hearings, which had been attended by many of the voters. The purpose of the Ordinance is to protect our water supply. Everyone present had received a copy of the Ordinance. The Article will be considered by Ballot Vote with vote to be called following discussion of Articles 3 and 4.

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

ARTICLE 3 - The Moderator read the Article.
"To see if the Precinct will vote to raise and appropriate an amount up to the sum of $8,500,000 for a waterworks improvement project for capital expenditures to improve and extend the Precinct's Waterworks system within the Precinct and franchise areas, to include watermain extensions, water storage tanks, pumps and pump houses and acquisition of easements, land and improvements to provide service to Linderhof, Christmas Mountain and other community systems and an emergency interconnection with the Jackson Water Precinct (collectively the "2005 Waterworks Improvement/Extension Project"); and in connection therewith to authorize the issuance of not more than $4,675,000 of bonds or notes of the Precinct under and in compliance with the provisions of the New Hampshire Municipal Finance Act (RSA Chapter 33:1 et seq, as amended) and all other applicable statutory authority, to authorize the Board of Commissioners to issue and negotiate such bonds or notes, to determine the rate of interest thereon and the maturity and other terms and conditions thereof, and to pass any other vote relative thereto, to authorize the Board of Commissioners to apply for and accept grants from the United States Department of Agriculture Rural Development in an amount up to the total cost of the 2005 Waterworks Improvement/Extension Project (but presently anticipated to be $3,825,000), and further to authorize the Board of Commissioners to apply for, accept and expend such additional sums and grants as may become available from federal, state or other sources, including interconnection grants, with the balance (if any) to be raised by capacity fees on connections to new customers or from private sources. And further that this Article be considered by ballot vote with the polls to remain open for a period of not less than one hour.
(The Board of Commissioners recommends this appropriation)
(Two-Thirds Ballot Vote Required)"

Commissioner Caughey explained that the Precinct Commissioners had first looked at the possibility of suppplying Linderhof in the early 1990s when they obtained the PUC franchise. This year the Linderhof Board of Directors came in to discuss Precinct water as one of the alternatives they were considering to address water quality and quantity problems with their system. Linderhof had engaged engineering services to evaulate options and after all options were considered, the decision was made to join the Precinct with all our standard charges and fees for service. Linderhof has contributed over $11,000 to help fund the engineering necessary to develop costs so that the Warrant Article could be presented. The revenue from Linderhof and the abutting system, Christmas Mountain, which has also decided to connect would be sufficient to offset the costs. Mr. Caughey went on to explain that the project would include two storage tanks at Linderhof, one at an elevation of 1000 feet. These new tanks would provide operational security to the Precinct to have water available for repairs and would enhance the fire flows and pressure.

The proposed project also includes running a 12 inch main to interconnect with the Jackson Water Precinct, providing alternate source to both Precincts for emergency needs. In answer to a question, the land on which the new tanks are to be constructed is now owned by the Linderhof Association but would be turned over to the Precinct. In answer to a question, Commissioner Caughey stated that the project is self-funding, revenue from new services would be sufficient to cover both the cost of debt and operating costs. Bud Clark of Riversbend Association located between Linderhof and the Jackson line spoke of their interest in connecting the 19 homes in the Association to the Precinct. They have water quality issues and have exhaused a number of options. Gerry Savitkas of Linderhof Property Owners Association spoke and thanked the Commissioners and System Operator for their assistance and would be very appreciative of voter support of this Project.

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

ARTICLE 4 The Moderator read the Article.
"To see if the Precinct will vote to raise and appropriate an amount up to the sum of $2,500,000 for a waterworks improvement project for capital expenditures to improve and extend the Precinct's Waterworks system within the Precinct and franchise areas, to include watermain extensions west on Route 302 in conjunction with State of New Hampshire road/bridge reconstruction to provide service to community systems and other residential and commercial properties (collectively the "2005 Route 302 Project"); and in connection therewith to authorize the issuance of not more than $1,375,000 of bonds or notes of the Precinct under and in compliance with the provisions of the New Hampshire Municipal Finance Act (RSA Chapter 33:1 et seq, as amended) and all other applicable statutory authority, to authorize the Board of Commissioners to issue and negotiate such bonds or notes, to determine the rate of interest thereon and the maturity and other terms and conditions thereof, and to pass any other vote relative thereto, to authorize the Board of Commissioners to apply for and accept grants from the United States Department of Agriculture Rural Development in an amount up to the total cost of the 2005 Route 302 Project (but presently anticipated to be $1,125,000), and further to authorize the Board of Commissioners to apply for, accept and expend such additional sums and grants as may become available from federal, state or other sources, including interconnection grants, with the balance (if any) to be raised by capacity fees on connections to new customers or from private sources. And further that this Article be considered by ballot vote with the polls to remain open for a period of not less than one hour.
(The Board of Commissioners recommends this appropriation) ***(Two-Thirds Ballot Vote Required)"***

Commissioner Caughey explained that this Project would be done in conjunction with the State Project to rebuild two bridges on Route 302. By working within a State Project, the Precinct can save considerable money in running water lines. In order to be included in the State Project, we would have to have the engineering work done this year. He is optimistic that we can get sufficient customers to make this a self-funding project. The water systems along Route 302, including Seasons, Bartlett Place, and Saco Ridge have water qualtiy problems which cannot be resolved with the water on site in the area. We haven't got the commitments yet, however he is confident that by the time of construction we will have. As in the past, the Commissions will not commit to go forward unless it can be financially justified. Other benefits to this expansion on the long term would be an interconnection with Bartlett Village Water Precinct. In answer to a question, he stated that Bartlett Village plans to extend as far as Mountainside, but this would be a long range plan.

At present Bartlett Village doesn't have the capacity to supply from their single source. This Project puts Lower Bartlett at the base of Cow Hill. There would be a great opportunity to sell bulk water to Bartlett Village which would further expand our tax base and hold rates. There are several other systems in the Cow Hill area and at the base of Attitash which could be supplied.

Upon duly made and seconded, it was voted to accept Articles 2, 3 and 4 as read and to proceed to Ballot Votes. Ballots having been distributed to the 30 voters in attendance, voters marked their ballots and brought them forward to the Moderator who deposited them in ballot boxes. The Moderator announced that the polls will remain open until 8:05 p.m.

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

ARTICLE 5 The Moderator read the Article.
"To see if the Precinct will vote to authorize the Board of Commissioners to acquire title to and take over the operations of the Linderhof and Christmas Mountain water systems, which systems are located within the Precinct'sfranchise area, as incident to and in advance of the construction of permanent interconnections to those systems.

(The Board of Commissioners recommends this authorization.)
(Majority Vote Required.)"

Upon motion duly made and seconded, discussion followed. A question was raised concerning the Precinct's liability if we take over these systems. Commissioner Caughey explained that this Article gives Commissioners authority to negotiate with these systems to determine whether or not we take over the systems in advance of the permanent interconnection in order to address Linderhof's immediate need for additional water supply. If we take them over, we would assume responsibility for operating and repair. Their current water quality problem would be alleviated by introducing the Precinct supply. There being no further discussion, a vote was taken and the Article passed.

ARTICLE 6 The Moderator read the Article. Following motion made and seconded, Commissioner Glines referred to page 1 of the Financial Summary and read the various line items to the proposed budget for General Government. Following discussion, it was voted to raise and appropriate the sum of **$59,000** for general government operations for the ensuing year to include: executive, financial administration, office expenses, legal and professional services, insurance, and miscellaneous general government expenses.

ARTICLE 7 - The Moderator read the Article. Following motion duly made and seconded, Commissioner Caughey referred to page 2 of the Financial Summary and reviewed the various line items to the proposed budget for Water Distribution and Treatment. Following discussion, it was voted to raise and appropriate the sum of **$168,000** for water distribution and treatment for the ensuing year to include: general operations, maintenance and repairs, electricity, telecommunications, treatment chemicals, supplies, tools and propane, and including charges in the foregoing categories for operation of the Linderhof and Christmas Mountain water systems.

ARTICLE 8 - The Moderator read the Article. Following motion duly made and seconded, it was voted to raise and appropriate the sum of **$203,600** for payments of principal and interest on any Precinct bonds or notes

ARTICLE 9 - The Moderator read the Article. Following motion duly made and seconded, Commissioner Caughey explained that capital expenditures are items that have a 30-50 year life, such as water pipe and hydrants, short line extensions, etc. He explained that the sum proposed to be raised in 2005 was set at an amount that would keep tax rates level with $15,000 from prior year's surplus to be applied. There being no further discussion, it was voted to raise and appropriate the sum of **$27,000** for capital expenditures and to authorize the application of the sum of $15,000 from the balance of the Unreserved Fund existing on December 31, 2004 for this purpose.

At 8:07 p.m. the Moderator asked if there was anyone present who had not voted. There being no response, she announced the polls for Articles 2, 3 and 4 were closed.

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Carol Gorke, Clerk

ARTICLE 10 - The Moderator read the Article. Following motion duly made and seconded, Commissioner Caughey explained that this article was included to provide authority to accept additional sums, grants, and loans as may become available to assist (a) in the financing of authorized Waterworks Improvement Projects, (b) for emergency purposes, and (3) for interconnections of community water systems, including but not limited to Jackson Water Precinct and North Conway Water Precinct. He further explained that there are State grants available of 25% for interconnections. There being no further discussion, it was voted to authorize the Board of Commissioners to apply for, accept and expend such additional sums, grants and loans as may become available from federal, state or other sources for the aforementioned purposes.

ARTICLE 11 - "To transact such other business as may legally come before the meeting." Commissioner Caughey again thanked Elizabeth Gray for her years of service and voters responded with applause. Elizabeth Gray, a Justice of the Peace, then swore in the officers who were elected.

The ballots having been counted on Articles 2, 3, and 4, the Moderator announced the results:

Article 2 - Groundwater Protection District - Majority Vote required:
Yes - 25
No. - 5 Article passed.

Article 3 - 2005 Waterworks Improvement/Extension Project - 2/3 Vote required
Yes - 28
No - 2 Article passed.

Article 4 - 2005 Route 302 Project - 2/3 Vote required.
Yes - 26
No - 4 Article passed.

There being no further business, upon motion duly made and seconded, it was voted to adjourn the 2005 Annual Meeting at 8:12 p.m.

Minutes By: Marilyn Lyons
Marilyn Lyons, Commissioners Secretary

Barry D. McGinn
Barry D. McGinn, Clerk

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

EXHIBIT D-4

RB GS JF

STATE OF NEW HAMPSHIRE
CARROLL, SS

TOWN OF BARTLETT

LOWER BARTLETT WATER PRECINCT
2007 ANNUAL MEETING
TUESDAY, APRIL 10, 2007

The year 2007 Annual Meeting of the Lower Bartlett Water Precinct was opened by Commissioner Richard Glines at 7:00 P.M. on Tuesday, April 10, 2007, **at the Bartlett Town Hall, Town Hall Road,** Intervale, Town of Bartlett, New Hampshire. Commissioner Glines announced the polls for Article 3 open at 7:02 p.m. The Article is to be considered by ballot vote with the polls to remain open for not less than one hour. Commissioner Glines informed the voters that the Moderator would call for them to pick up and cast ballots after discussion of the Article, but they could pick up and cast their ballot at any time during the next hour.

Mr. Glines welcomed those present and introduced and thanked the Checklist Supervisors, Board of Commissioners, and other Precinct Officers. He explained that Moderator Gail Paine was unable to attend, and Sean McCarthy will act as Moderator. Commissioners' Secretary, Elizabeth Gray, was present to take minutes of the meeting.

Commissioner Glines announced that former Commissioner Tom Caughey has moved from the Precinct, and Jim Rockett was appointed to fill the vacancy until tonight's election, when a Commissioner will be voted to serve the remaining two years of Mr. Caughey's term. Mr. Glines acknowledges Mr. Caughey's service of more than twenty years.

The 2007 Budget/2006 Annual Report package which contained copies of the 2007 Warrant and 2007 Budget was distributed to the 14 registered voters and 11 non-voters.

The Moderator asked if anyone was present who was not registered and wished to do so. No one came forward, and the meeting proceeded.

The Moderator read the Notice of Meeting from the 2007 Warrant, and upon motion made and seconded, it was voted to dispense with reading the entire Warrant at this time with each Article to be read in sequence as it was considered.

Commissioner Spinney attested that (in accordance with RSA 39:5 and RSA 33:8) a Notice of Meeting together with the 2007 Warrant and 2007 Budget had been posted at two public places within the Precinct, namely the Precinct Office and Hill's Florist, on March 22, 2007, and also at the Intervale Post Office and Bartlett Town Hall on the same date, and further that notice of meeting was published in The Conway Daily Sun on three occasions beginning March 23, 2007.

ARTICLE 1 The Moderator read the Article: "To see if the Precinct will vote to choose the following Precinct officers: Moderator, Clerk, Treasurer, Assistant Treasurer, and Auditor for one (1) year terms, Commissioner for a two (2) year term and Commissioner for a three (3) year term." The Moderator asked for a nomination for the two-year term as Commissioner. Upon motion duly made and seconded, Commissioner Spinney nominated James Rockett to the two-year term as Commissioner. The Moderator asked if there was anyone else interested in the two-year Commissioner's position or if there was any discussion. There being none, the Moderator declared the nominations closed. A vote was taken. James Rockett was elected by voice vote to a two-year term as Commissioner.

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

The Moderator asked for a nomination for the three-year term as Commissioner. Upon motion duly made and seconded, Commissioner Spinney nominated Richard Glines to the three-year term as Commissioner. The Moderator asked if there was anyone else interested in the three-year Commissioner's position or if there was any discussion. There being none, the Moderator declared the nominations closed. A vote was taken. Richard Glines was elected by voice vote to a three-year term as Commissioner. The Moderator stated the other offices to be voted to one-year terms are: Moderator, Clerk, Treasurer, Assistant Treasurer, and Auditor. Commissioner Glines stated that Bob Beatty, who has served as Auditor, will be moving out of the Precinct. David Gorke is willing to serve as the Precinct's Auditor. Incumbents who are willing to serve another term are: Gail Paine, Moderator; Barry McGinn, Clerk; Sheila Glines, Treasurer; and Peter Bragan, Assistant Treasurer. Upon motion duly made by Commissioner Spinney and seconded, the following slate of officers was nominated for one-year terms:

Gail Paine	- Moderator
Barry McGinn	- Clerk
Sheila Glines	- Treasurer
Peter Bragan	- Assistant Treasurer
David Gorke	- Auditor

The Moderator asked for other nominations and discussion. There being none, the Moderator declared the nominations closed and called for a vote. The foregoing slate of officers was thereupon elected by voice vote to one-year terms in their respective positions.

ARTICLE 2 The Moderator read the Article, "To see if the Precinct will vote to change the size of the Planning Board from the present seven (7) member Board to a five (5) member Board." Following motion duly made and seconded, the Moderator asked for discussion. Commissioner Glines announced that the Board of Commissioners supports this Article. He stated the Precinct is having a hard time finding people to sit on the Board. By downsizing, it will allow the Planning Board to have a quorum and conduct business. David Gorke identified himself as a member of the Planning Board. He explained that there are usually four available members on the Board. If one of the members cannot make a meeting, there is not a quorum, and no votes can be taken. Commissioner Glines stated that he has just been appointed ex-officio member to the Planning Board. Having no further discussion, the Article was voted, and the motion passed.

ARTICLE 3 The Moderator announced the polls were opened on this Article at 7:02 p.m. and will remain open until at least 8:02 p.m. The Moderator read the Article, "To see if the Precinct will vote to raise and appropriate an amount up to the sum of **$2,500,000** for capital expenditures to improve and extend the Precinct's waterworks system within the Precinct and franchise areas, to include water main extensions, water storage tanks, pumps and pump houses and acquisition of easements, land and improvements to provide service to community systems and other properties on Glen Ledge Road and West Side Road and to other community systems (the "2007 Waterworks Improvement/Extension Project"); and in connection therewith to authorize the issuance of not more than **$2,050,000** of bonds or notes of the Precinct under and in compliance with the provisions of the New Hampshire Municipal Finance Act (RSA Chapter 33:1 *et seq*, as amended) and all other applicable statutory authority, to authorize the Board of Commissioners to issue and negotiate such bonds or notes, to determine the rate of interest thereon and the maturity and other terms and conditions thereof, and to pass any other vote relative thereto, to authorize the Board of Commissioners to apply for and accept grants from the United States Department of

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Carol Gorke, Clerk

Agriculture Rural Development in an amount up to the total cost of the 2007 Waterworks Improvement/Extension Project (but presently anticipated to be **$450,000**), and further to authorize the Board of Commissioners to apply for, accept and expend such additional sums and grants as may become available from federal, state or other sources, including interconnection grants, with the balance (if any) to be raised by capacity fees on connections to new customers or from private sources.

And further that this Article be considered by ballot vote with the polls to remain open for a period of not less than one hour.

(The Board of Commissioners recommends this appropriation.)
*(Two-Thirds **Ballot** Vote Required.)*

Following motion duly made and seconded, the Moderator asked for discussion. Commissioner Glines announced that the Board of Commissioners strongly supports this Article. The Precinct has been approached by many systems in need of clean drinking water. Before committing to a project, it must be determined to be cost effective. He stated that the Precinct needs to pursue a backup plan in case something happens to the wells. Francis Savard had several questions about the feasibility of having other water systems identify alternate sources. Mr. Glines replied that, before these water systems approach Lower Bartlett, they have exhausted their other options. The Precinct is the best viable resource for good, clean water. Mr. Rockett affirmed that the Precinct is looking to identify additional sources for future needs. Having no further discussion, the Moderator instructed the voters to pick up their ballots and cast their votes. He announced that the polls would be open until 8:02 p.m.

ARTICLE 4 The Moderator read the Article. Following motion duly made and seconded, and following discussion, it was voted to raise and appropriate the sum of **$79,400** for general government operations for the ensuing year to include: executive, financial administration, office expenses, legal and professional services, insurance, and miscellaneous general government expenses.

ARTICLE 5 The Moderator read the Article. Following motion duly made and seconded, and following discussion, it was voted to raise and appropriate the sum of **$255,000** for water distribution and treatment for the ensuing year to include: general operations, maintenance and repairs, electricity, telecommunications, treatment chemicals, supplies, tools and propane.

ARTICLE 6 - The Moderator read the Article. Following motion duly made and seconded, and following discussion, it was voted to raise and appropriate the sum of **$286,671** for payments of principal and interest on any Precinct bonds or notes, and in connection therewith to authorize the application of the sum of $75,000 from the balance of the Unreserved Fund existing on December 31, 2006, for this purpose.

ARTICLE 7 - The Moderator read the Article. Following motion duly made and seconded, and following discussion, it was voted to raise and appropriate the sum of **$50,000** for capital expenditures to make various miscellaneous improvements, including enhancements to the Precinct's telemetry system, distribution system and water storage tanks.

ARTICLE 8 - The Moderator read the Article. Following motion duly made and seconded, and following discussion, it was voted to authorize the Board of Commissioners to apply for, accept and expend such additional sums, grants and loans as may become available from federal, state or

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

other sources, (a) to assist in the financing of authorized Waterworks Improvement Projects, (b) for emergency purposes, and (c) for interconnections of community water systems.

ARTICLE 9 - "To transact such other business as may legally come before the meeting." Commissioner Glines recognized Henry Allan, who served as Commissioner from 1986 to 2004, and passed away last year. He said there is Boy Scout working on a project at the Precinct's Flat Rocks site to clean it up and restore it. The site will be dedicated to Henry Allan.

Lee Beatty and Bob Beatty will be moving to Dundee Road, which is in the Franchise Area. While they will continue to receive water from the Lower Bartlett Water Precinct, they expressed concern because they will not be able to vote. Commissioner Glines said that the Precinct boundaries are set by the Town, and anyone wishing to adjust them would be required to petition the Selectmen.

At 8:03 p.m., the Moderator asked if everyone has cast their ballot on Article 3. He announced that the polls have been open for over one hour as required, and he declared them closed. The ballots were counted. The results were: 13 Yes; 1 No. This being more than two-thirds, the Moderator declared the Article passed.

There being no further business, upon motion duly made and seconded, it was voted to adjourn the 2007 Annual Meeting at 8:10 p.m.

Following the adjournment of the meeting, Elizabeth Gray, a Justice of the Peace, then swore in the officers who were elected.

Minutes By: Elizabeth A. Gray
Elizabeth A. Gray, Commissioners Secretary

Barry D. McGinn
Barry D. McGinn, Clerk

A TRUE COPY ATTEST Carol Gorke
Carol Gorke, Clerk

EXHIBIT E

The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

Thomas S. Burack, Commissioner

August 6, 2010

Mark A. Naylor
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429

Subject: **Lower Bartlett Water Precinct**, EPA ID 0161020
Petition of Lower Bartlett Water Precinct for Expansion of Franchise

Dear Mr. Naylor:

The New Hampshire Department of Environmental Services, Drinking Water and Groundwater Bureau is writing this letter in support of the proposed expansion of the Lower Bartlett Water Precinct (EPA ID 0161020) Franchise.

The Department's records indicate the Precinct's two wells are capable of producing 1,123,200 gallons per day, and the current monthly use records indicate a daily maximum use of 210,000 gallons per day (2010 data).

Based on a July 2010 sanitary survey of the system the Lower Bartlett Water Precinct was found to have the managerial, legal, technical and financial expertise to provide water services in the current precinct, and employs a system operator licensed by the State of New Hampshire. We believe the Precinct will be capable of providing the same level of service in the requested location.

If you have any questions, you may contact me at 271-1168 or by email at Sarah.Pillsbury@des.nh.gov.

Sincerely,

Sarah Pillsbury, Administrator
Drinking Water and Groundwater Bureau

EXHIBIT F

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

LOWER BARTLETT WATER PRECINCT
(Franchise)

DOCKET NO. _____

PRE-FILED TESTIMONY OF RICHARD R. GLINES

Q. PLEASE STATE YOUR NAME AND BUSINESS ADDRESS.

A. I am Richard R. Glines. My business address is in care of the Lower Bartlett Water Precinct which has an office in the F.X. Lyons Building, and a mailing address of P.O. Box 315, Intervale, New Hampshire 03845.

Q. WHAT IS THE PURPOSE OF YOUR TESTIMONY?

A. To explain the reasons for the Petition filed by the Lower Bartlett Water Precinct (the "Precinct") for the expansion of its franchise rights in Bartlett, New Hampshire to include the areas described in our Petition. I will also describe the Precinct and its ability to provide water service to the requested area in Bartlett, New Hampshire.

Q. WHAT IS YOUR POSITION WITH THE LOWER BARTLETT WATER PRECINCT?

A. I am the Chairperson of the Board of Commissioners of the Precinct.

Q. WHY HAS THE PRECINCT SOUGHT TO EXPAND ITS FRANCHISE WITHIN THE TOWN OF BARTLETT?

A. The Lower Bartlett Water Precinct is a municipal district incorporated in 1915 to provide water service within its boundaries. Over the last several years, the Precinct established and expanded a franchise outside its municipal boundaries to provide water service to several areas surrounding the municipal boundaries of the Precinct as described below (the "Existing Franchise Areas"). In December 1995, by Order No. 21,951, this Commission granted the Precinct a franchise to serve an area to the North of the Precinct. Later, in May 1997, by Order No. 22,581, the Commission granted the Precinct's petition to serve the Holiday Ridge Subdivision to the West of the Precinct. In 1999, by Order No. 23,253, as clarified by Order No. 23,414, the Commission modified the Precinct's franchise to include the Birchview by the Saco Subdivision, which is also located to the West of the Precinct. In 2000, by Order No. 23,562, dated September 25, 2000, as supplemented by Order No, 23,926, dated March 4, 2002, Order No. 23,938, dated March 18. 2006, and Commission letter dated November 15, 2002 (Docket No. DW 99-166 - permitting service along Route 302 to the westerly boundaries of lot numbers 028R01, 053R00, 053L00 and 041L00 as depicted on Tax Map 3RT 302-1, (but excluding the Saco Ridge subdivision), which westerly limit is near the base of Cow Hill. Most recently, the Commission granted the Precinct franchise authority to serve the Saco Ridge subdivision, by Order No. 24,811 dated December 28, 2007 (Docket No. DW 07-084). The Precinct now seeks to expand its franchise Westerly along Route 302, and

Northerly to the Saco River and Southerly to the White Mountain National Forest, as more particularly described in the Petition and as shown on the plan prepared by Horizons Engineering entitled "Proposed Franchise Expansion Limit" dated October 2011 (the "Plan"), and attached as Exhibit A to the Petition (the "New Franchise Area").

In order to serve the New Franchise Area, the Precinct needs to extend its water distribution system by laying a new water main approximately two miles along Route 302 to the access road for the Bear Peak Ski Area and along adjoining town roads. The Precinct has received notice from Rural Development of the United States Department of Agriculture, of the availability of grant and loan funds for this project.

Q. PLEASE DESCRIBE THE FRANCHISE AREA REQUESTED IN THIS PROCEEDING.

A. The Precinct now seeks to expand its franchise area Westerly, and Southerly from its existing westerly franchise line to the westerly line shown on the Plan and further described below. As shown on the Plan, the limits of the New Franchise Area will be (a) the thread of the Saco River, on the North, (b) the Westerly line lines of Lots 283R00, 281L00 and 249L00 of Town of Bartlett Tax Map 3RT 302-4, and as shown on the Plan, on the West, and (c) the White Mountain National Forest, on the South, as further shown on the Plan. The New Franchise Area will

include the Cathedral Trails and Cow Hill developments, the Attitash Ski Area, Rogers Crossing and all of the land between the Saco River and the White Mountain National Forest.

Q. WHY HAS THE PRECINCT SOUGHT TO EXTEND ITS FRANCHISE TO SERVE THE NEW FRANCHISE AREA?

A. The Precinct has received numerous requests by the owners of residences and businesses within the proposed New Franchise Area to provide water service to this area. There are approximately five hundred (500) potential new customers in this area. In keeping with existing practice, the Precinct will have each new customer sign a water contract with the Precinct.

Q. ARE THERE ANY WATER UTILITIES CAPABLE OF SERVING THE NEW FRANCHISE AREA?

A. In 2001, the Bartlett Village Water Precinct ("BVWP") considered and later abandoned plans to expand its service area. It would appear that BVWP either (1) has no interest in serving outside their municipal boundaries, (2) lacks the ability to create a contiguous municipal boundary in which to include these areas or (3) does not have the necessary infrastructure in place to serve the New Franchise Area.

Q. HAS ANY STATE AGENCY ENCOURAGED THE PRECINCT TO PROVIDE ADDITIONAL SERVICE IN THE TOWN OF BARTLETT?

A. Yes. The Department of Environmental Services has contacted the Precinct a number of times over the past several years requesting the Precinct to explore expanded service outside of its municipal boundaries and existing franchise area to serve the New Franchise Area.

Q. DOES THE PRECINCT HAVE THE ABILITY TO PROVIDE WATER TO THE NEW FRANCHISE AREA?

A. Yes. The Precinct is fortunate to be located atop an exceptionally bountiful aquifer. The Precinct has two wells. Each well has the capacity to pump more than one million gallons per day. Our highest usage in one week occurred in July, 2010 when we pumped 2.9 million gallons in one week. [Should we describe recent upgrades/] I am confident we can meet the demand for water in the Water Precinct, the Existing Franchise Areas and the New Franchise Area. Our engineers have reviewed our demand and potential demand of new areas and report we are within the design standards to serve the New Franchise Area provided the proper infrastructure and equipment is put in place.

Q. IS LOWER BARTLETT AUTHORIZED TO PETITION THE COMMISSION FOR THE PROPOSED FRANCHISE AREA?

A. Yes. At the 1997, 1998, 2005 and 2007 Annual Meetings of the Precinct, the Precinct voters approved the requested expansion. The minutes from those meetings are attached to the Petition.

Q. WHAT RATES WILL THE PRECINCT CHARGE IN THE PROPOSED FRANCHISE AREA?

A. The Precinct will charge rates that are no higher than 15 percent above the rates charged to customers within the municipal boundaries of the Precinct, and requests permission from the Commission to do so. Historically, however, the Precinct charges the same rates to municipal and franchise customers and has no immediate plans to change that practice.

Q. DOES THE PRECINCT HAVE THE MANAGEMENT SKILLS NECESSARY TO PROVIDE SERVICE TO THE PROPOSED FRANCHISE AREA?

A. Yes. Attached to my testimony is a list of the Precinct's principal officials and retained professionals. The Precinct engages Francis X. Lyons of F.X. Lyons, Inc. as it's System Superintendent. Mr. Lyons holds the New Hampshire Certified Operator and Treatment Licenses for the system. A review of the list shows that the Precinct has the necessary technical, organization and managerial resources to serve this additional franchise area.

Q. WILL THERE BE ANY DIFFERENCE BETWEEN THE QUANTITY AND QUALITY OF WATER PROVIDED TO CUSTOMERS IN THE PROPOSED FRANCHISE AREA AND WHAT IS PROVIDED TO EXISTING CUSTOMERS WITHIN THE PRECINCT?

A. No. All customers of the Precinct, including customers within the New Franchise Area, will receive the same quantity and quality of water.

Q. DOES THE PRECINCT INTEND TO SERVE ALL BUSINESSES AND HOMES IN THE PROPOSED FRANCHISE AREA?

A. No. No one will be required to take service, but the Precinct is willing to discuss the feasibility of serving any customer who requests service.

Q. WILL THE PRECINCT BECOME A REGULATED PUBLIC UTILITY BY VIRTUE OF A FRANCHISE OUTSIDE OF ITS MUNICIPAL BOUNDARIES?

A. No. The Precinct is asking the Commission to permit the Precinct to serve the New Franchise Area pursuant to RSA 362:4, III-a, which recognizes that municipal corporations may furnish water in a franchise area and not be regulated as a public utility.

Q. HAS THE DEPARTMENT OF ENVIRONMENTAL SERVICES ADDRESSED THE SUITABILITY AND AVAILABILITY OF WATER FROM THE PRECINCT?

A. Yes. Attached to the Petition is a letter from Sarah Pillsbury of the Water Division of the Department of Environmental Services dated August 6, 2010 that supports the Precinct's ability to serve the New Franchise Area with suitable water.

Q. HAVE THE SELECTMEN IN THE TOWN OF BARTLETT INDICATED WHETHER THEY SUPPORT OR OPPOSE THE FRANCHISE PETITION?

A. We have asked the Selectmen to support the franchise petition, but they have not told us whether they will support or oppose the Petition. To be sure they are aware

of the Petition, we asked our lawyers to send copies of the Petition to the Selectmen by certified mail and by regular mail.

Q. IN ADDITION TO SERVING THE NEEDS OF BUSINESSES AND HOMES, ARE THERE OTHER BENEFITS TO THE PEOPLE IN BARTLETT THAT WILL RESULT FROM GRANTING THE FRANCHISE PEITION?

A. Absolutely. Any extension of the Precinct's water mains would include fire hydrants to provide water for fire protection to residences and businesses in the area of the mains whether or not those properties received domestic water from the Precinct. Properties within certain distances from fire hydrants generally qualify for reduced fire insurance rates. The Fire Chief for the Town has previously indicated his support for having additional hydrants in the Town. A significant portion of the Town is not served by a water system(s) with hydrants. Water for firefighting in these areas is limited to that carried to the scene in fire tank trucks filled from rivers or fireponds. These areas include large residential/vacation communities, condominium developments and commercial establishments. The relatively unlimited quantity and pressure of water from the additional hydrants either directed to a fire or to fill tank trucks would be a major advantage to the Town.

Q. IN CONNECTION WITH THE PROVISION OF SERVICE TO THE NEW FRANCHISE AREA, WHAT ARE THE PRECINCT'S PLANS WITH RESPECT

TO EXISTING WATER SYSTEMS?

A. The Precinct will construct new water lines, as stated earlier, and then connect its system to existing distribution systems within the New Franchise Area. Substandard piping will be replaced and upgraded as necessary.

Q. DOES THIS CONCLUDE YOUR TESTIMONY?

A. Yes, it does.

LOWER BARTLETT WATER PECINCT

PRINCIPAL OFFICIALS
AND
RETAINED PROFESSIONALS

Board of Commissioners:	Richard R. Glines, Chairman James Rockett Dennis Egan
Treasurer:	Sheila Glines
Assistant Treasurer:	Mary Ellen Szetela
Clerk:	Carol Gorke
System Superintendent:	Francis X. Lyons F.X. Lyons Inc. PO Box 280 Intervale, NH 03845
Attorney:	Timothy Britain, Esq. Cleveland, Waters and Bass P.A Two Capital Plaza Box 1137 Concord, NH 03302
Engineer:	Horizons Engineering, P.L.L.C. 34 School St. Littleton, NH 03561
Auditor:	Roberts and Greene, PLLC 47 Hall Street Concord, NH 03301

EXHIBIT G

Lower Bartlett
Water Precinct
Box 315 • Intervale, NH 03845 • 603-356-6738

October 24, 2011

Town of Bartlett
Board of Selectmen
56 Town Hall Rd.
Intervale, NH 03845

Dear Board Members,

Due to the emergency at Cow Hill the Lower Bartlett Water Precinct is moving ahead with their Franchise Expansion to the driveway of the Grand Summit. We have enclosed a revised map showing the expansion area. The Board of Commissioners would appreciate your support.

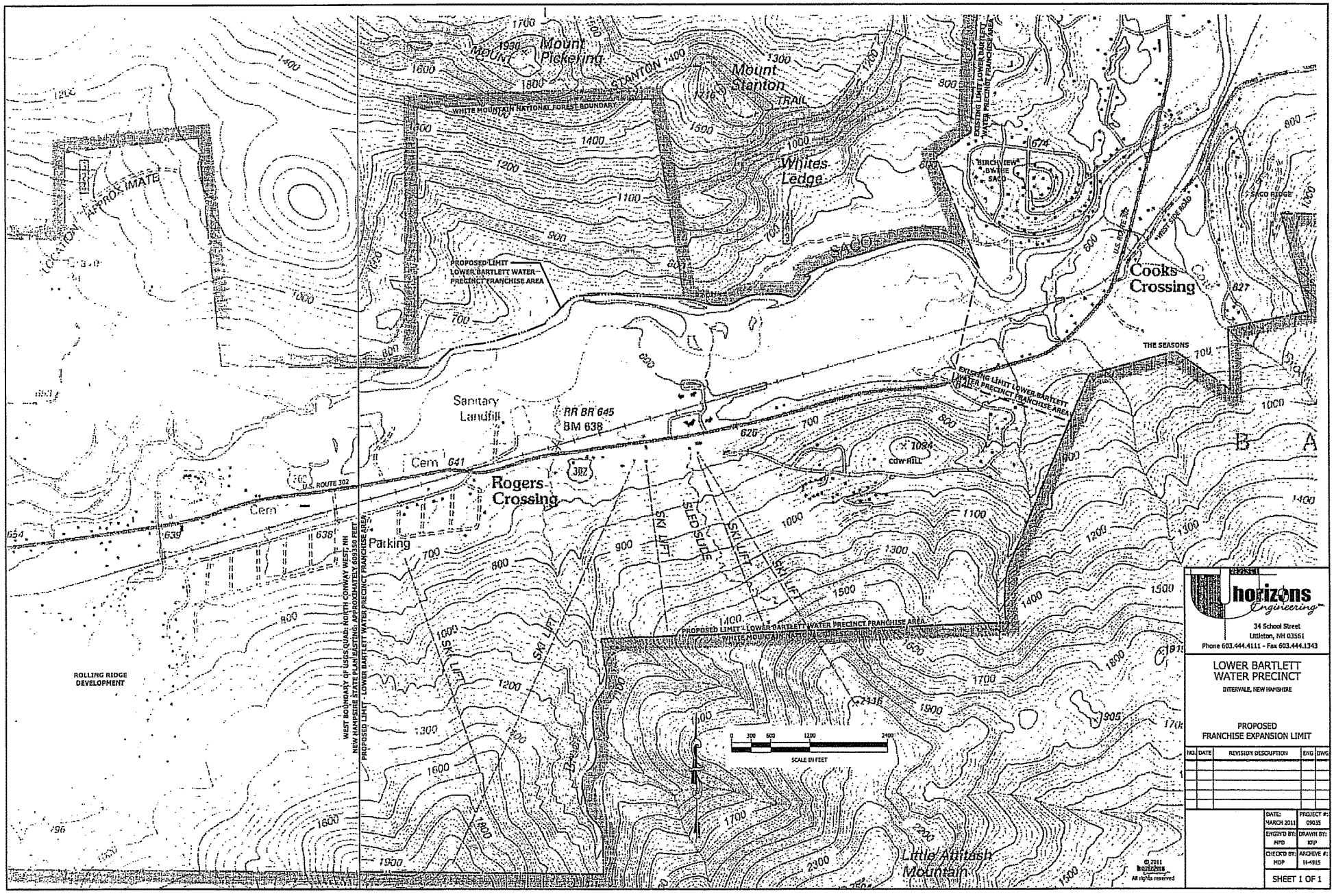
Sincerely,

Richard R. Glines

Lower Bartlett Water Precinct
Board of Commissioners
Richard R. Glines, Chairman

Fax (603) 356-5107 • www.lbwpnh.org • lbwpnh@hotmail.com

THE LOWER BARTLETT WATER PRECINCT PROHIBITS DISCRIMINATION ON THE BASIS OF RACE, COLOR NATIONAL ORIGIN, SEXUAL ORIENTATION, RELIGION, AGE, DISABILITY, MARITAL OR FAMILY STATUS.



Horizons Engineering
34 School Street
Littleton, NH 03561
Phone 603.444.4111 - Fax 603.444.1343

LOWER BARTLETT WATER PRECINCT
INTERVALE, NEW HAMPSHIRE

PROPOSED FRANCHISE EXPANSION LIMIT

NO.	DATE	REVISION DESCRIPTION	ENG	DWG

DATE: MARCH 2011	PROJECT #: 09035
ENGIN'D BY: MPD	DRAWN BY: KRP
CHECK'D BY: MDP	ARCHIVE #: H-4915

SHEET 1 OF 1