

February 12, 2007

PUBLIC UTILITIES COMMISSION
21 Fruit Street Suite 10
Concord, NH 03301-2429



Marcia A. B. Thunberg
Staff Attorney/Hearings Examiner

RE: Lakeview Water Company, Inc. / Batchelor Mountain Subdivision
Commission Docket No. DW 06-075
Request for Information

Dear Utilities Commission:

In your letters dated November 28, 2006 and again in this letter you mention several RSA's that are supposed to be complied with. It appears that this situation has not been completely researched as to why these wells were drilled.

You stated that this subdivision was approved only with a community water system.

There are several homes that took Mr. Mobilia to court and were allowed to drill their own wells when they built their homes.

There have been several homes constructed in the last few years that Lakeview Water Company Inc. would not allow to connect to the system and had to drill wells for water.


Are these residents being asked to provide to comply with the RSA's and provide the information mentioned in your letters?

There was also an order from the Belknap County Superior Court for the lot owners of this subdivision to form their own association into which the by-laws stated that each lot owner could drill their own well. This was agreed to by Mr. Mobilia as a condition to rid himself and others of the original association and the responsibilities that went with it.

It should also be noted that some of these homes have changed hands several times and some of this information that you are requesting has to be researched which could be very time consuming and at a cost the home owner.

It should also be noted that in the summer of 2005 that Hermit road residents

went for 7 days with out water as the operator would not repair the line. This was caused by an illegal connection to a new home being constructed. In the winter of 2005 we went without water 11 days without water during which time Mr. Mobilia was notified and as he was in Florida we were told to call the operator. The operator would not repair the line or correct the problem because the wells were not accessible and the land adjacent to the wells has been sold as well as the right of way. The new land owner gated and locked all access to the wells and pointed out that the new right of way was on the other side of the road and not accessible with equipment. I personally called the Utilities Commission several times that week and was told that there was nothing they could do. I, acting as spokesman form the residents contacted another operator to repair the system and guarantee payment. A section of line had to be repaired and the company had to use snowmobiles to access the well and pump controls which were inaccessible at the time. (Gilford Well repaired the system) With all these conditions considered I drilled my own well as did several others. I am under the impression that all well drillers are licensed in the State of New Hampshire and that there are regulations concerning the installation of wells that do not comply with set backs and other conditions and that such forms are on record at DES. If this is true everyone should be in compliance and the information requested is available. With all this being said just exactly what do you want without all the RSA talk and what expense is this going to generate and do you want this information or Mr. Mobilia? I believe that if he has to have the survey done that that is what these people (surveyors) do and should be done at his time and expense. It would seem that all this information is available at DES or the Town of Alton. Would you kindly explain what compliance issues that we are violating and what would have to be done to be in compliance.

Sincerely,

Guy Constant

Guy Constant
38 Hermit Road
Alton Bay, NH 03810