

McLane

McLane, Graf,
Raulerson &
Middleton

Professional Association

100 MARKET STREET • SUITE 301 • P.O. BOX 459 • PORTSMOUTH, NH 03802-0459

TELEPHONE (603) 436-2818 • FACSIMILE (603) 436-5672

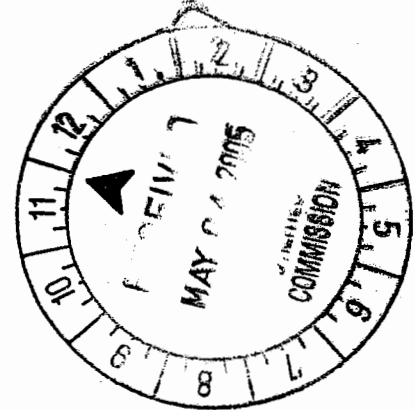
SARAH B. KNOWLTON
(603) 334-6928
sarah.knowlton@mcclane.com

OFFICES IN:
MANCHESTER
CONCORD
PORTSMOUTH

May 4, 2005

By Hand Delivery

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



Re: DW 04-048; City of Nashua—Taking of Pennichuck Water Works, Inc.

Dear Ms. Howland:

I am writing in follow up to the Commission's April 22, 2004 order in the above-captioned docket in which it granted the intervention of the Pennichuck Intervenors. The Commission indicated in its order that it would address issues regarding the scope of testimony by the Pennichuck Intervenors in a subsequent order. Pennichuck Water Works, Inc. and the Pennichuck Intervenors believe that issues regarding the scope of any damages they may seek, and the testimony relating thereto, depend upon what the valuation experts will conclude after discovery, and will become clearer in the context of the facts developed. Therefore, any questions about scope should be decided at the time of the hearing. However, if the Commission were inclined to decide this issue prior to then, Pennichuck Water Works and the Pennichuck Intervenors request the opportunity to submit a legal memorandum and present oral argument on the issue.

Very truly yours,

Sarah B. Knowlton

cc: Service List
Donald L. Correll