

SULLOWAY JONES HOLLIS & GODFREY

FRANK J. SULLOWAY  
 CARL C. JONES  
 FRANKLIN HOLLIS  
 JAMES B. GODFREY

IRVING H. SODEN  
 GUY A. SWENSON, JR.  
 STUART P. FRENCH

Read	Assigned	File
✓	Secty	NEW HAMPSHIRE SAVINGS BANK BUILDING
	Davison	✓
	Thornton	
	Laraba	
Docket No. D-E3231		

CONCORD, N. H.

TELEPHONE 90



February 2, 1953

James W. Doon, Secretary  
 Public Utilities Commission  
 State House Annex  
 Concord, New Hampshire

Re: Public Service Company of New Hampshire v. Bernice D. Kelley

Dear Mr. Doon:

I enclose herewith affidavit of service in the above matter.

Very truly yours,

*Irving H. Soden*  
 Irving H. Soden

IHS:erc  
 Enclosure

THE STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

v.

BERNICE D. KELLEY

AFFIDAVIT OF SERVICE

Vincent P. Leary, being duly sworn,  
deposes and says:

I reside at Northfield, New Hampshire. I  
am a Deputy Sheriff in and for the County of Merrimack.

On the 29th day of January, 1953, at six o'clock in the after  
noon, I served an attested copy of the petition and Order of Notice thereon,  
which is attached hereto and made a part hereof, on Bernice D. Kelley by:

(a) Giving her said copy in hand (b) ~~bringing said copy to her last and usual~~  
~~place of abode in~~ \_\_\_\_\_, New Hampshire.

Fees: \$3.20

Vincent P. Leary  
Deputy Sheriff

Subscribed and sworn to before me this 30th day of January, 1953.

Thorne E. Chandler  
Justice of the Peace

STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION

"Comes now Public Service Company of New Hampshire, a corporation organized under the laws of The State of New Hampshire, and having its principal place of business in Manchester, New Hampshire, engaged in the generation, distribution and sale of electric energy to the public in Manchester and elsewhere in The State of New Hampshire, and respectfully represents to this Commission as follows:

(1) In order to meet the reasonable requirements of service to the public, it is necessary for the Company to construct one or more lines for the transmission of electric energy between the City of Franklin, New Hampshire, and the Town of Woodstock, New Hampshire.

(2) The Company is informed and believes and therefore alleges that Bernice D. Kelley is the owner of a certain tract of land, in the Town of New Hampton, County of Belknap, said State, more particularly described in deed of Lucy M. Farnsworth, Guardian of Edward E. Tilton and Bertha May Tilton to Bernice D. Cummings (now Bernice D. Kelley), dated May 6, 1927, recorded in Belknap County Registry of Deeds, Book 182, Page 139, and more particularly described therein as follows:

Northerly by the Richard Wallace place; easterly by the highway leading from Bristol to Hill; Southerly by lands of John S. Chase and W. B. Cavley and westerly by the Pemigewasset River, containing 80 acres more or less.

(3) The Company desires to acquire a right of way One Hundred Twenty-five (125) feet in width across a portion of the premises described in the preceding paragraph, said One Hundred Twenty-five (125) foot strip to be Seventy-five (75) feet westerly and Fifty (50) feet easterly of a line described as follows:

Beginning at a point in the northerly boundary line of Bernice D. Kelley's land at land of Wheeler Arnold Jr., said point of beginning being 292 feet measured westerly along said property line from the southwesterly side of the River Road; South  $6^{\circ} 05'$  W, a distance of 42 feet to an angle point; thence turning and running South  $35^{\circ} 10'$  W, a distance of 960 feet to an angle point; thence turning and running South  $44^{\circ} 15'$  W, a distance of 348 feet to a point in the westerly boundary of Bernice D. Kelley's land at land of the United States of America.

(4) The Company is unable to agree with said Bernice D. Kelley either as to the necessity of said right of way, or as to the price to be paid therefor.



WHEREFORE, Public Service Company of New Hampshire prays:

- (1) That the Commission grant it permission to take the right of way as above set forth in paragraph 3;
- (2) That the Commission determine the price to be paid for said right of way.

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

By Salloway Jones Hollis & Godfrey  
Its Attorneys"

Upon the foregoing petition, filed January 19, 1953; it is ORDERED, that a hearing be held before said Public Utilities Commission in the Draper Room of the City Hall at Franklin, in said State, on the twenty-fifth day of February, 1953, at eleven o'clock in the forenoon; and it is

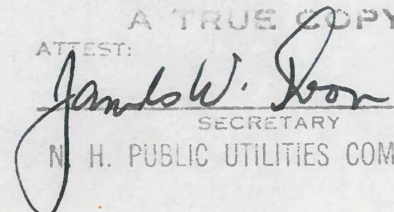
FURTHER ORDERED, that said Public Service Company of New Hampshire give public notice thereof to the owners of the lands described in said petition, to appear at said hearing, when and where they may be heard relative to the necessity of the rights prayed for, and the compensation to be paid therefor, if said petition shall be granted, by causing an attested copy of this order of notice, and of said petition herein incorporated, to be given in hand to each of said persons, or left at the last and usual place of abode of each, not less than fourteen days before the date of said hearing.

By order of the Public Utilities Commission of New Hampshire this twenty-third day of January, 1953.

JAMES W. DOON

Secretary

A TRUE COPY  
ATTEST:

  
SECRETARY  
N. H. PUBLIC UTILITIES COMMISSION