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Docket No. <u>D-F 3231</u>		

THE STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION

PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

v.

BERNICE D. KELLEY



Petition for Condemnation

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. Cawley 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

*Sullivan James Hellis*  
By *H. Cawley*  
Its Attorneys