

**STATE OF NEW HAMPSHIRE**  
**before the**  
**PUBLIC UTILITIES COMMISSION**

**CONSOLIDATED COMMUNICATIONS OF NORTHERN NEW ENGLAND  
COMPANY, LLC D/B/A CONSOLIDATED COMMUNICATIONS**

**DOCKET NO. DT 21-xxx**

**PETITION OF CONSOLIDATED COMMUNICATIONS FOR A LICENSE TO  
CONSTRUCT AND MAINTAIN CABLE LINES OVER AND ACROSS LANDS OWNED  
BY THE STATE OF NEW HAMPSHIRE IN THE TOWNS OF PETERBOROUGH AND  
TEMPLE, NEW HAMPSHIRE**

Pursuant to RSA 371:17 and RSA 371:17-a, as applicable, Consolidated Communications of Northern New England Company, LLC (“Consolidated”), an Excepted Local Exchange Carrier license to conduct business in the State of new Hampshire (the “State”), hereby petitions the Public Utilities Commission (the “Commission”) for license(s) to construct and maintain cable lines over and across lands owned by the State of New Hampshire in the Towns of Peterborough and Temple, New Hampshire. In support of this petition Consolidated states as follows:

1. This Petition relates to work being completed in the area of Peterborough and Temple, New Hampshire, in Miller State Park in land owned by the State of New Hampshire. The project has been described in detail by Public Service Company of New Hampshire (“Eversource”) in Docket DE 20-115. Eversource’s work was the subject of a similar Petition for License (the “Eversource Petition”) granted by the Commission in its Order *Nisi* 26,465 dated March 31, 2021.<sup>1</sup>

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<sup>1</sup> Consolidated respectfully requests that the Commission take administrative notice of the Eversource proceedings in Docket DE 20-115 for purposes of Consolidated’s request for the Commission’s issuance of a license in the present proceedings.

2. As with the Eversource facilities, and in order to meet the reasonable requirements of service to the public, Consolidated's predecessors had installed the telecommunications and data transmission based cable facilities currently on these State lands. The Consolidated facilities traverse over and across six parcels of land owned by the State of New Hampshire (Peterborough Map R00 1-015-000; Peterborough Map R001-017-001; Temple Map 1-11; Temple Map 1-12; Temple Map 1-1A; and Peterborough Map R001-019-000). The Eversource Petition contains information related to the construction of the power line and related utility poles. *See* Eversource Petition at p. 1. At some point in time, New England Telephone and Telegraph Company ("NET") jointly owned the utility poles with Eversource's predecessor, Greenville Electric Company. During February 1960, it appears NET sold its fifty percent (50%) interest in those utility poles to the State of New Hampshire "Forestry Department". From historical records, it appears copper cables had been installed during 1972 and a fiber cable had been installed during 2013. NET had obtained from the Highway Commissioner of the State of New Hampshire on October 25, 1972 a license "...for the purpose of making connections with such poles and buildings for distribution purposes as said Company deems necessary on Pack Monadnock Mountain...", including buried cable on Miller Park Road, as well as buried cable from the "Temple/Peterborough Town Line" to various buildings.

3. Pursuant to the Commission's license granted in Docket DE 20-115, Eversource has commenced a project rebuilding the infrastructure on the existing Eversource 3155x9 circuit to update the line to current codes and to continue to meet current, as well as future, projected electricity demands, which will impact the crossing locations which are the subject of this Petition. As of the date of this Petition, Consolidated understands that the new Eversource poles have been installed and that the poles are ready for Consolidated to install its cable facilities on the poles.

4. Consolidated is proposing to attach its facilities to the newly erected poles, installed by Eversource, in the above referenced lands. Consolidated proposes to attach a steel strand .306 inches in diameter to the poles and lash a 50-pair copper cable (BKMA) to the strand. That copper cable will be overlashed with a 72-Fiber cable. The proposed facilities are depicted in the attached Exhibit 1, design drawings labeled CONSOLIDATED COMMUNICATIONS - MILLER STATE PARK – STATE OWNED LAND CROSSING PETERBOROUGH AND TEMPLE, NH, prepared by Leidos Engineering, dated May 13, 2021.

5. As with Eversource’s aforementioned license, Consolidated does not anticipated that abutters on either side of the State owned land crossings will be affected by this Petition as the closest abutters outside the Miller State Park are considerably distant from the new license area with the interior of the Miller State Park, excepting Pinnacle Towers Inc. (“Pinnacle”). Upon information and belief, Pinnacle owns a parcel of land at the summit and whose infrastructure located thereon shall be served by the upgraded Eversource circuit. The Nature Conservancy also owns property in close proximity to the utility corridor. However, as noted in the Eversource Petition in Docket DE 20-115, a representative from their organization participated in the initial design of this project.

6. Consolidated submits that the license petitioned for herein may be exercised without substantially affecting the rights of the public in the State owned land parcels. Minimum safe line clearances above the land surfaces will be maintained at all times and the newly installed Consolidated facilities will improve safety for the public, particularly with respect to the removal of the existing surface conduit conditions. The use and enjoyment of the public of the State owned lands will not be diminished in any respect that Consolidated can identify as a result of the new Consolidated pole mounted overhead facilities.

**WHEREFORE**, Consolidated respectfully requests that the Commission:

1. Find that the license(s) petitioned for herein may be exercised without substantially affecting public rights in the state owned lands which are the subject of this petition;

2. Grant Consolidated a license to construct and maintain telecommunications and data transmission cable lines over and across the State's land parcels as identified and described in this Petition; and

3. Issue an Order *Nisi* and an order for its publication.

Respectfully submitted 20<sup>th</sup> day of May 2021

**CONSOLIDATED COMMUNICATIONS OF  
NORTHERN NEW ENGLAND COMPANY, LLC  
D/B/A CONSOLIDATED COMMUNICATIONS**

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## **EXHIBIT 1**

CONSOLIDATED COMMUNICATIONS - MILLER STATE PARK – STATE OWNED  
LAND CROSSING PETERBOROUGH AND TEMPLE, NH, prepared by Leidos Engineering,  
dated May 13, 2021.