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**McLane, Graf,
Raulerson &
Middleton**

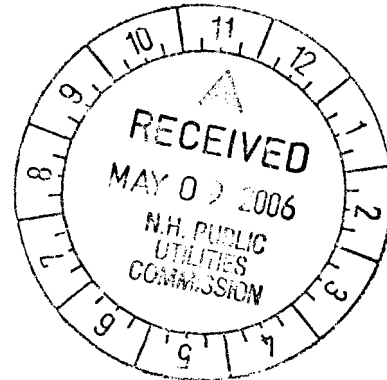
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OFFICES IN:
MANCHESTER
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PORTSMOUTH

May 8, 2006



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:

Enclosed for filing with the Commission are an original and eight copies of Pennichuck Water Works, Inc. and Pennichuck Corporation's Objection to the Town of North Hampton Water Commission's request for intervention in the above docket. I have e-mailed electronic copies of the Objection to Ann Guinard, as well as served the Town of North Hampton Water Commission and the parties by e-mail and first class mail.

Thank you for your assistance with this matter. Please call me with any questions.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Sarah B. Knowlton".

Sarah B. Knowlton

Enclosures

cc: Service List
Town of North Hampton Water Commission
Hannah McCarthy, CEO and President

**STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION**

City of Nashua: Taking Of Pennichuck Water Works, Inc.

Docket No. DW 04-048

**PENNICHUCK WATER WORKS, INC. AND PENNICHUCK CORPORATION'S
OBJECTION TO THE TOWN OF NORTH HAMPTON WATER COMMISSION'S
REQUEST FOR INTERVENTION**

Pennichuck Water Works, Inc. and Pennichuck Corporation (collectively, "Pennichuck") object to the Town of North Hampton Water Commission's ("North Hampton") request for intervention in this docket. In support of this objection, Pennichuck states as follows:

1. On March 30, 2006, North Hampton filed a letter with the Public Utilities Commission requesting to intervene in this docket. In its intervention request, North Hampton states that "[t]he Water Commissioners believe it would be in the best interest of the Town of North Hampton to be aware of the process involved in the matter." North Hampton did not serve a copy of its intervention request on any parties in this docket.

2. RSA 541-A:32, I(b) requires intervention petitions to "...state[] facts demonstrating that the petitioner's rights, duties, privileges, immunities or other substantial interests may be affected by the proceeding or that the petitioner qualifies as an intervenor under any provision of law."

3. North Hampton's intervention request fails to meet this statutory standard. It does not identify any right, duty or privilege that would be affected by the proceeding. For example, North Hampton is not a customer of Pennichuck Water Works or any other Pennichuck entity, and is not even within Pennichuck Water Works' service territory. North Hampton also has no right as a matter of law to intervene.

4. Moreover, there is no reason to allow North Hampton to intervene merely to “become aware of the process involved in this matter.” The process for an RSA 38 taking is set forth in the statute, and to the extent that North Hampton wanted to understand the process as it applied to an actual case, it could review the Commission’s orders in this docket. Thus, there are other means available to North Hampton to learn about the process.

5. Finally, North Hampton’s intervention request is extremely late. This docket was opened in March 2004 and under the procedural schedule, interventions were due on July 23, 2004. This case is currently scheduled for a final hearing in January 2007. To allow North Hampton to intervene at this late stage of the proceeding would be burdensome to the parties and disruptive to the proceeding, particularly where North Hampton has no right, duty, privilege or interest that is affected by the outcome of the docket. The interests of justice and the orderly and prompt conduct of this proceeding will also be impaired by allowing North Hampton to intervene.

6. For these reasons, Pennichuck requests that the Commission deny North Hampton’s intervention request.

WHEREFORE, Pennichuck respectfully requests that the Commission:

- A. Deny North Hampton’s intervention request; and
- B. Grant such other and further relief as the Commission deems necessary and just.

Respectfully submitted,

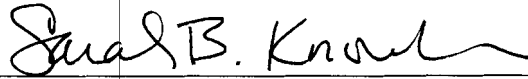
Pennichuck Water Works, Inc.
Pennichuck Corporation

By Their Attorneys,

McLANE, GRAF, RAULERSON & MIDDLETON,
PROFESSIONAL ASSOCIATION

Date: May 8, 2006

By:

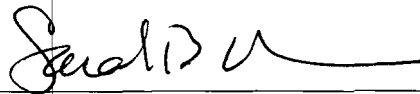


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Chattanooga, TN 37450

Certificate of Service

I hereby certify that on this 8th day of May, 2006, a copy of this Objection to the Town of North Hampton Water Commission's request for intervention has been forwarded to the Town of North Hampton Water Commission and the parties listed on the Commission's service list in this docket.



Sarah B. Knowlton