



Town of Merrimack, New Hampshire

TOWN HALL
P.O. Box 940
Merrimack, New Hampshire 03054
www.ci.merrimack.nh.us

6 Baboosic Lake Road
Tel: 603 / 424-2331
Fax: 603 / 424-0461

July 30, 2004

Debra A. Howland
Executive Director and Secretary
New Hampshire Public Utilities Commission
8 Old Suncook Road
Concord, NH 03301



Re: DW 04-048
Town of Merrimack's Petition to Intervene

Dear Ms. Howland:

I am writing on behalf of the Town of Merrimack to request that the Commission grant the Town full intervener status in DW 04-048, the eminent domain proceeding filed by the City of Nashua against Pennichuck East Utility, Inc. Pittsfield Aqueduct Company, Inc. and Pennichuck Water Works, Inc, in accordance with RSA 541-A:32 and Puc 203.02.

As the Commission is aware, Pennichuck Water Works, Inc. provides water service in the Town of Merrimack in accordance with authority granted to it by the Public Utilities Commission. Because Nashua's eminent domain petition directly affects the water service provided to the Town's citizens, the Town's rights, duties, privileges, immunities or other substantial interests may be affected by this proceeding.

I realize that the date for requesting intervention set forth in the Commission's initial order of notice has recently passed, but would request that you allow the Town to participate in this case as a full intervener. Given that this case is still in its very early stages and no substantive matters have yet been addressed, I do not believe that allowing the Town to intervene will disrupt the orderly conduct of this proceeding or otherwise delay the proceeding.

Sincerely,

William Mulligan
Interim Town Manager