

41 Wood Street
Nashua, N.H. 03060

May 12, 1970

Hon. Robert H. Whittaker, Commissioner
New Hampshire Public Works and Highways Department
State House Annex
Concord, New Hampshire 03301

Dear Mr. Whittaker:

On behalf of the Property Owner's Association of Stocker Pond in
Grontham, New Hampshire, I am again writing to you regarding the
condition of this Pond.

If you will recall, the construction of Interstate #89 two years
ago caused pollution of this Pond, which partially cleared up last
year. On Monday, July 7, 1969 you and Mr. John Palazzi, along with
several members of both of your staff, met with our Association at
my cottage on the Pond to discuss this problem. I am attaching a
copy of the minutes of that meeting, which I believe are self-
explanatory and will give you the past history of the situation.

We are sorry to report that the condition has not improved this
year. Last weekend Mr. Cole and I toured the various inlets to the
Pond and found that the water flow coming from the large embankment
below the Information Booth on Interstate #89 was now running
perfectly clear. This was the big problem last year.

However, we are getting a turbid condition from the overflow from
the so-called Palazzi Pond, which was constructed on the Pillsbury
property last year. This Pond is extremely muddy and was overflowing
greatly and directly into Stocker Pond. In the attached minutes,
I have noted several paragraphs which are pertinent to this condition.
The Pond which John Palazzi made was to catch the silt before it
flowed into our Pond, and basically, this was a good idea. However,
Mr. Palazzi did not fulfill all of the work commitments he made with
regards to that Pond. You will note on the second page of the attached
minutes there is a statement from Mr. Palazzi that said "come fall we
are going to plant pine trees and seed the Pillsbury property."
There was also a statement made that if any washouts occurred, that
re-seeding would be done within one day.

Some seeding was done on the Pillsbury property. However, it was not
nearly as extensive as it should have been. The embankments around
the Pond appear this spring to be completely dirt with no signs of
any grass. Also, we have not noticed any activity this spring to
re-seed any of these areas.

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We feel that the Palazzi Construction Company has been negligent in adhering to their agreement regarding this Pond and that the State has also been negligent in not following up this matter to see what has been done.

We are now going into our third year with a polluted Pond. We have been very patient through the first two years, even though this has cost a number of the property owners hard cash in lost rentals and has caused other owners considerable disadvantage in having to look at a muddy lake.

We suggest that you get together with John Palazzi to see what can be done regarding this condition immediately and reply to us as to your intentions by return mail.

We are very upset with the condition and are contemplating legal action if satisfaction is not forthcoming.

Sincerely yours,

Warren Heinzelmann, President
Property Owners' Association
of Stocker Pond

WH:dss

cc:
Mr. John Palazzi
Palazzi Construction Co
Henniker Road
Concord, N.H. 03301

cc -- D. Cole
J. DeSaro
J. Heine
T. Rowell