

**BURNS, DAY & PRESNELL, P. A.**

ATTORNEYS AT LAW  
2626 GLENWOOD AVENUE, SUITE 560  
RALEIGH, NORTH CAROLINA 27608

KENDRA K. BADER  
JAMES M. DAY  
DANIEL C. HIGGINS  
ANDREA L. HINSHAW  
GREG L. HINSHAW  
EMILY D. IVERSON  
JULIA Y. KIRKPATRICK  
JAMES J. MILLS

LACY M. PRESNELL III - *RETIRED*  
F. KENT BURNS (1929 – 2022)

MAILING ADDRESS:  
POST OFFICE BOX 10867  
RALEIGH, NORTH CAROLINA 27605  
  
TELEPHONE (919) 782-1441  
FACSIMILE (919) 782-2311  
www.burnsdaypresnell.com

August 16, 2023

**Filed Electronically**

Ms. A. Shonta Dunston  
Chief Clerk  
North Carolina Utilities Commission  
430 N. Salisbury Street  
Raleigh, N.C.

Re: Application for Transfer of Meadowlands Development to Red Bird Utility Operating  
Company, LLC, d/b/a Red Bird  
Docket Nos.: W-1259, Sub 5 and W-1328, Sub 6

Dear Ms. Dunston:

Pursuant to the Public Staff's comments in its letter filed in this docket on August 14, 2023, on behalf of Red Bird I submit the following response and documents.

1. Four property interests were listed: (1) Tract 1 (Lift Station); (2) Tract 2 (Lift Station); (3) Tract 3 (Lift Station); and (4) Sewer Easement set forth in Declaration of Easement recorded in Book 1581, Pages 1625-1627 of the land records of Davidson County, North Carolina. Red Bird did not provide a deed or other document recorded with the Davidson County Register of Deeds showing the seller's ownership of the real property on which the three lift stations are situated or a copy of the Sewer Easement.

**RESPONSE:** Please see the attached Deed recorded at Book 1413, Pages 685 - 694 in the Davidson Country Registry; the attached Deed of Easement recorded at Book 2538, Pages 741 – 744 in the Davidson Country Registry; and the attached Declaration of Easement recorded at Book 1581, Pages 1625 - 1627 in the Davidson Country Registry.

As always, please contact me if you or the Commission have any questions regarding this filing.

OFFICIAL COPY

Aug 16 2023

With best regards, we remain

Sincerely yours,

BURNS, DAY & PRESNELL, P.A.

A handwritten signature in black ink, appearing to read "Daniel C. Higgins", written over the printed name.

Daniel C. Higgins

Email: [dhiggins@bdppa.com](mailto:dhiggins@bdppa.com)

DCH/krs

cc: Public Staff (w/encl.)