

December 15, 2023

VIA ELECTRONIC FILING

REDACTED

Ms. A. Shonta Dunston
Chief Clerk
North Carolina Utilities Commission
Mail Service Center
Raleigh, North Carolina 27699-4300

Re: Docket No. W-1328, Sub 11 – Application by Red Bird Utility Operating Company, LLC d/b/a Red Bird Water for a Certificate of Public Convenience and Necessity for Pine Mountain Lakes in Burke County, North Carolina, and for Approval of Rates

Dear Ms. Dunston:

On behalf of Red Bird Utility Operating Company, LLC (“Red Bird Water” or the “Company”) and pursuant to the Commission’s Second Order Finding Application Incomplete and Request for Additional Information issued in this docket on November 2, 2023, I submit Red Bird Water’s response to the items listed in Public Staff’s Recommendation Letter dated November 2, 2023, as follows:

1. Red Bird’s Confidential Attachment 3 includes the information required by pages 1 and 2 of the Commission’s Addendum to Application for Certificate of Public Convenience and Necessity and for Approval of Rates. However, Red Bird failed to provide the “written detailed narrative explanation of all assumptions underlying the information and data contained in the addendum” as required by Item 3 of the instructions on the last page of the Addendum.

RESPONSE: Please see Confidential Attachment 1 for an updated Attachment E.1 and all assumptions underlying the information and data contained therein.

2. The Public Staff believes Red Bird failed to provide original DEQ approvals, including the approval under Serial No. 9386, as required by Item 4 on the Application Form Exhibits list for all water system components including the two wells and three booster pump stations summarized in approval in Serial No. 9386-R, one 79,000-gallon and two approximately 29,500-gallon ground storage tanks, and one 5,600- gallon hydropneumatic storage tank. In addition to demonstrating official DEQ approval of these water system

components, original DEQ approvals contain additional information such as well yields and well pump sizes that is not contained in Attachments 6 or 7 to Red Bird's October 19 letter, or in Attachment A to this letter. The Public Staff needs this additional information to complete its review of Red Bird's application and ensure that Red Bird will be able to adequately serve customers.

RESPONSE: Please see Attachment 2 for the original DEQ approval letter dated August 9, 1973. The Seller received this letter from a representative from the NC DEQ who indicated that no additional information was attached to the letter. The same NC DEQ representative searched the North Carolina State Archives and was able to locate over 100 microfiche images relating to the system that Red Bird will provide the Public Staff via file share.

Attachment 1 to this response is marked "CONFIDENTIAL" and filed under seal as it contains confidential and proprietary information and are exempt from public disclosure under N.C. Gen. Stat. § 132-1.2. This exhibit will be filed separately.

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

Sincerely yours,

/s/ Molly M. Jagannathan
Molly M. Jagannathan

Encl.

Burke/Pine Mt Lakes

Attachment 2

DEPARTMENT OF HUMAN RESOURCES

STATE BOARD OF HEALTH

RALEIGH

RECEIVED

AUG 17 1973

OFFICIAL COPY

Dec 15 2023

August 9, 1973

Mr. Roger P. Hussey, Executive Vice President
Pine Mountain Lakes Development
P. O. Box 197
Connelly Springs, North Carolina 28612

RE: Water Supply System
Pine Mountain Lakes Development-Phase I
Burke County

Dear Mr. Hussey:

Plans and specifications for the referenced project prepared by Wilbur Smith and Associates have been reviewed by engineers of this Section. The plans call for a well, well house, chlorination apparatus, 10,000 gallon hydropneumatic storage facilities, 8-inch, 6-inch, 4-inch and 2-inch piping, hydrants, valves and other appurtenances. This approval is for the first 50 connections and the second well must be developed and approved prior to exceeding 50 connections. On request our Asheville Regional Office will assist in the start up and adjustment of the chlorination apparatus. These plans and specifications are approved under State Board of Health serial number 9386, dated August 9, 1973.

One copy of the "Application for Approval..." is enclosed together with one copy of the plans and specifications bearing the State Board of Health stamp of approval. One copy of each is being forwarded to the Burke County Health Department. The third copy is being retained in our permanent files.

If we can be of further service, please call on us.

Very truly yours,

Marshall Staton
Marshall Staton, Chief
Sanitary Engineering Section

Enclosure

cc: Mr. E. D. Herndon
Burke County Health Dept.
Wilbur Smith & Associates
Mr. Dave Greasy