

BY E-MAIL ONLY

March 16, 2018

Dale Osguthorpe

**LYNX Energy ULC (FORMERLY REGENT RESOURCES LIMITED)**

**APPLICATION NO. 122734**

**STATEMENT OF CONCERN NO. 30478**

Dear Dale Osguthorpe:

You are receiving this letter because you filed a statement of concern about Application No. 122734. The Alberta Energy Regulator (AER) has reviewed your statement of concern, along with the application, the applicable requirements, and other submissions or information about the application. The AER has decided that a hearing is not required under an enactment, or necessary, to consider the concerns outlined in your statement of concern.

In its review of your concerns, the AER considered the following:

- The wellsite and access road at 7-3-38-24 W4M (the site) were initially assessed in August 2013, during this assessment it was determined that the site failed due to an increase in soil compaction. To remedy this issue, the site was paratilled in fall 2013 and fall of 2014.
- A detailed site assessment (DSA) was conducted by the consultant for the operator in July 2015 and the consultant found soils to be in the same condition on site compared to offsite and no visual or measured differences were present in vegetation on the site compared to offsite. The DSA found conditions on the site to be satisfactory and indicated that the site meets the 2010 Reclamation Criteria for Wellsites and Associated Facilities for Cultivated Lands (Reclamation Criteria).
- A complaint inspection was completed by an AER inspector on August 17, 2017 to assess your concerns regarding plant growth and loss of crop production on the

site. The inspection results showed that the soil, contour, and vegetation parameters on the wellsite area were consistent with offsite and met Reclamation Criteria.

- The AER conducted another site inspection in September 2017. The AER did not find any significant differences when comparing on site to offsite conditions

inquiries 1-855-297-8311  
24-hour  
emergency 1-800-222-6514

Based on the above, you have not demonstrated that you may be directly and adversely affected by the issuance of the Reclamation Certificate or that the AER should hold a hearing before making its decision on the application. The AER has issued the applied-for certificate and this is your notice of that decision. A copy of the certificate is attached.

Under the *Responsible Energy Development Act* an eligible person may file a request for a regulatory appeal on an appealable decision. Eligible persons and appealable decisions are defined in section 36 of the *Responsible Energy Development Act* and section 3.1 of the *Responsible Energy Development Act General Regulation*. If you wish to file a request for regulatory appeal, you must submit your request in the form and manner and within the timeframe required by the AER. You can find filing requirements and forms on the AER website, <http://www.aer.ca/applications-and-notice/appeals>.

If you have any questions, contact Lynn Maric at 403-297-5292 or e-mail [Lynn.Maric@er.ca](mailto:Lynn.Maric@er.ca).

Sincerely,  
<Original signed by>

Tania De Silva  
Director, Oil & Gas Closure and Liability  
Enclosure (1): Reclamation Certificate

cc:  
Brad Dunkle, AER  
AER, Red Deer Field Centre  
Jeff Strem, AER Mediator  
Julia Fulford, ASE Regional Manager  
AER, [RecRemCertApplications@er.ca](mailto:RecRemCertApplications@er.ca)