

June 17, 2020

www.aer.ca

By Email Only

Dan Turnbull

Statement of Concern No. 31668
Tamarack Acquisition Corp.
Application No. 1700956
Location: 01-04-032-03W5M

Dear Mr. Turnbull

You are receiving this letter because you filed a statement of concern (SOC) about Application No. 1700956. The Alberta Energy Regulator (AER) has reviewed your SOC, along with the application, and all applicable requirements and other submissions or information about the application. The AER has decided that a hearing is not required to consider the concerns outlined in your SOC.

In our review of your concerns, we considered the following:

- Tamarack Acquisition Corp. has applied for a reclamation certificate for a well at 01-04-032-03W5M. The well in question was spud in May 2005 and abandoned in October 2005.
- A Detailed Site Assessment (DSA) was conducted by TerraLogix Solutions Inc. on May 27, 2019, for soil and landscape, and August 3, 2019 for vegetation. The DSA showed that the conditions of the vegetation, landscape and soil were comparable both onsite and offsite. The DSA indicated that all parameters of the *2010 Reclamation criteria for Wellsites and Associated Facilities for Cultivated Lands* (Reclamation Criteria) were met.
- The historical well notes indicate that the pit was never lined, and waste was not disposed of on site. The DSA did not find any evidence of ripped poly at the site, furthermore the AER staff conducted a site inspection on May 25, 2020 and your concerns regarding plastic liners were considered. The site inspection and borehole sampling did not reveal any evidence of plastic liners.

- Operators have a 25-year liability for surface reclamation issues (topography, vegetation, soil texture, drainage, etc.) and a lifetime liability for contamination. If future issues arise, you may contact the AER's Red Deer Field Centre.

Based on the above, the AER has concluded that it is not necessary to hold a hearing before making a decision on the application. The AER has issued the applied-for reclamation certificate and this is your notice of that decision. A copy of the reclamation certificate is attached.

All AER-regulated parties must comply not only with the conditions of their authorizations, but with all of the AER's regulatory requirements. To ensure industry compliance the AER has developed its *Integrated Compliance Assurance Framework*, which embodies the three main components of all effective compliance assurance programs, those being education, prevention, and enforcement. You can find out more about how the AER verifies industry compliance and responds to noncompliance here: <https://aer.ca/regulating-development/compliance/compliance-assurance-program>.

You may file a regulatory appeal on the AER's decision to issue the reclamation certificate if you meet the criteria within section 36 of the *Responsible Energy Development Act*. Filing instructions and forms are located here: <https://www.aer.ca/regulating-development/project-application/regulatory-appeal-process>.

If you have any questions please contact SOC@aer.ca.

Sincerely,

<Original signed by>

Andrew MacPherson
Director, In Situ
Regulator Applications
/as

Attachment 1: Reclamation Certificate

cc: Carol Ann Bateman, Tamarack Acquisition Corp.
SOC Inbox, AER
Brad Dunkle, Reclamation Assessor, AER
AER Red Deer Field Centre, AER