

BY E-MAIL ONLY

October 27, 2016

Ms. Debbie Kerluke

Email: renejeep91@yahoo.ca

**APPLICATION NO. 1858864 FROM TIDEWATER MIDSTREAM AND
INFRASTRUCTURE LTD. (TIDEWATER)**

STATEMENT OF CONCERN NO. 30354

Dear Ms. Kerluke,

You are receiving this letter because you filed a Statement of Concern (SOC) on the application listed above. The Alberta Energy Regulator (AER) has reviewed your SOC along with the application, the applicable requirements, and other submissions or information about the application and has decided that a hearing is not required under an enactment or otherwise necessary to consider the concerns outlined in your SOC.

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

- You do not own the lands upon which the well has been proposed, and the well will be located approximately 1,303 m from the nearest boundary of your lands;
- Regarding your concerns about health and safety, the AER has numerous requirements with which Tidewater must comply that are protective of human health and safety. The AER has confirmed that the applied for well will meet or exceed these requirements, and it is satisfied that these requirements address your safety concerns. The incidents that you have cited do not relate to Tidewater or the applied for well and are outside of the scope of the subject application.
- Regarding your concerns about water quality, the AER has specific environmental requirements regarding the drilling and operation of wells which are protective of the environment, including surface and ground water sources, and with which Tidewater must comply. This includes setting and cementing casing in accordance with Directive 008: *Surface Casing Depth Requirements*

and Directive 009: *Casing Cementing Minimum Requirements*. In operating its injection well, Tidewater must also comply with the requirements pertaining to gas injection and storage in Directives 051, 055, and 065. It must also comply with limits on injected volumes of gas and reservoir pressures and the monitoring and reporting requirements set out in its gas storage scheme approval. The AER has reviewed the application and related submissions, has determined that the application meets all regulatory requirements, and is satisfied that these requirements address your concerns.

- You have not provided information to support your assertion that the value of your property will or may be impacted by the application.
- A number of your other concerns relate to a facility proposed by Tidewater that was recently approved by the AER. You filed a statement of concern in relation to that application, which was previously considered by the AER prior to its approval. Concerns about that facility are outside the scope of the current application.

Based on the above, you have not demonstrated that you may be directly and adversely impacted by the applications. The AER has issued the applied-for license and this is your Notice of that decision. A copy of the license 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*. 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 www.aer.ca under Applications & Notices: Appeals.

Regarding the questions in your statement of concern about the AER's process for Regulatory Appeal requests relating to Tidewater, as indicated in the AER's January 21, 2016 letter to you the AER intends to consider the project in its entirety, which entails consideration of all of the regulatory appeals on each licensed component of the facility

at the same time. Tidewater has agreed not to construct the facility or pipeline until while these regulatory appeals are being held in abeyance.

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

Regarding your question about Tidewater's stakeholder notification practices, subsequent to your SOC, the AER conducted a review of the related applications submitted by Tidewater and has determined that the applications were submitted within the requirements of the AER regulations.

If you have any questions about the Application, please contact Mr. David Miles at 403-297-3582 or e-mail david.miles@aer.ca.

Sincerely,

[Original Signed By]

Shelley Youens
Director, Infrastructure Authorizations

Enclosure (1): Licence No. 0480964

cc: Scott Aycock, Tidewater Midstream and Infrastructure
Ltd., saycock@tidewatermidstream.com
AER Grande Prairie Field Centre, grandeprairie.fieldcentre@aer.ca
AER Authorizations Review & Coordination, ARCTeam@aer.ca



WELL LICENCE

Licence No. 0480964
Well Name TIDEWATER DIMSD 13-25-71-7
Licensee TIDEWATER MIDSTREAM AND INFRASTRUCTURE LTD.
Well Type STORAGE
Substance Name GAS
Formation Name PADDY MBR

Surface Location LSD 05-36-071-07 W6M

Surface Co-ordinates 744.9 metres North 40.0 metres East

(As measured or calculated from the exterior boundaries of the quarter section)

Unique ID	100/13-25-071-07W6/0	Surface Rights	FREEHOLD
Field	DIMSDALE	Mineral Rights	ALBERTA CROWN
Lahee / Confidential Status	OTH(NC)	Projected Depth	1675 metres
Field Centre	GRANDE PRAIRIE	Terminating Zone	PADDY MBR
	1-800-222-6514 (toll free)	Ground Elevation	665.6 metres
Emergency Planning Zone	N/A km		

Number of occupied dwellings, public facilities, and/or places of business inside the EPZ N/A

This licence expires on 27th day of October 2017 if well has not been spudded.

Dated at Calgary, Alberta this

27th day of October 2016.

Application Number 1858864

For Alberta Energy Regulator