

ALBERTA ENVIRONMENTAL APPEALS BOARD

2023 ABEAB 3

Appeal Nos. 22-041 - 042 & 22-050 - 065

Cite: *Rock et al. v. Director, Alberta Environment and Protected Areas, re: Lone Pine Hutterian Brethren* (19 January 2023), Appeal Nos. 22-041 - 042 & 22-050 - 065 (A.E.A.B.), 2023 ABEAB 3

Appellants – Stephen and Janie Rock, Brett Penosky, Gwenda Gravely, Grant Wahl, Tyrell Carstairs, Danny and Debbie Tschritter, Nadine Maxwell, Dean Payne, and Todd Payne, **Operator** – Lone Pine Hutterian Brethren, **Location** – Stettler County, **Type of Decision and Date** – Discontinuance January 19, 2023

Eighteen Notices of Appeal were received between September 2 and 21, 2022 from Stephen and Janie Rock, Brett Penosky, Gwenda Gravely, Grant Wahl, Tyrell Carstairs, Danny and Debbie Tschritter, Nadine Maxwell, Dean Payne, and Todd Payne, with respect to the August 10, 2022, decisions of the Director, Alberta Environment and Protected Areas, to issue *Water Act* Preliminary Certificate Nos. 00466648-00-00 and 00466649-00-00 to Lone Pine Hutterian Brethren. Preliminary Certificate No. 00466648-00-00 states Lone Pine Hutterian Brethren will receive a licence to divert a total of 2,090 cubic metres of water annually for agricultural purposes (confined feeding operation) from well ID 1240223 (PW1-12) in SW 23-039-18-W4M, point of uses NW 06 and SW 07-039-18-W4M, in Stettler County, upon compliance with the conditions in the Preliminary Certificate. Preliminary Certificate No. 00466649-00-00 states Lone Pine Hutterian Brethren will receive a licence to divert 2,245 cubic metres of water annually for agricultural purposes (watering and cleaning), from well ID 1240224 (PW2-12) in SW 23-039-18-W4, points of use NW 06 and SW 07-039-18-W4M, in Stettler County, upon compliance with conditions in the Preliminary Certificate.

In consultation with the parties, a mediation meeting was held in Stettler on January 16, 2023.

On January 19, 2023, as a result of a fulfilled resolution reached in mediation, the Board advised the appeals were considered withdrawn. The Board discontinued its proceedings and closed its file on January 19, 2023.