

Conservation Division  
266 N. Main St., Ste. 220  
Wichita, KS 67202-1513



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Shan Feist Albrecht, Chair  
Jay Scott Emler, Commissioner  
Pat Apple, Commissioner

Sam Brownback, Governor

October 17, 2014

Benjamin Giles  
346 S. Lulu  
Wichita, KS 67211

Re: Varner Diemart 2 OWWO  
NW/4 Sec. 35-25S-03E  
Butler County, Kansas  
15-015-01389-00-01

Dear Sir or Madam:

This letter is to inform you that you have been granted an extension of time in which to close the drilling pits associated with the Varner Diemart 2 OWWO well.

The original 365 days for closure expired on 08/28/2014. This extension will expire on 1/28/2015. We urge you to make every effort to close these pits within this time frame. In the event there is water standing in these pits, please dewater and dispose of fluids in an authorized disposal facility to expedite closure. Extension of this time frame automatically extends the time period for filing the closure of surface pit form, **but not the time period for filing the waste transfer form (CDP-5).**

*Failure to close the pit or request an additional extension prior to the expiration date shall result in a monetary penalty in accordance with K.A.R. 82-3-602(a). An additional pit extension may be renewed upon request, but **no pit permit extension shall be extended beyond six months after the original deadline.***

Please complete the pit closure form (CDP-4) through Kolar (Kansas On-Line Automated Reporting) at <https://kolar.kgs.ku.edu>.

If you have any questions in this regard, please do not hesitate to contact Kathy Haynes at (316) 337-6243.

Sincerely,

Ryan A. Hoffman  
Director

Cc: File  
District

## Kathy Haynes

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**From:** Jonelle Rains  
**Sent:** Thursday, October 16, 2014 2:32 PM  
**To:** Kathy Haynes  
**Subject:** FW: Varner Diemart 2 OWWO Surface Pit Closure  
**Attachments:** Varner\_Diemart\_2\_OWWO\_Violation\_Letter.pdf

Ben Giles is requesting a pit extension on a well he rec'd an NOV on.

**Jonelle Rains**, Supervisor  
Environmental Protection and Remediation  
Kansas Corporation Commission  
266 N Main, Ste 220 | Wichita, KS | 67202-1513  
Phone (316) 337-6226 | Fax (316) 337-6211

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**From:** Tauni Raney [<mailto:tauni@bengiles.kscoxmail.com>]  
**Sent:** Thursday, October 16, 2014 2:23 PM  
**To:** Jonelle Rains  
**Subject:** Varner Diemart 2 OWWO Surface Pit Closure

Hi Janelle,

Attached is a notice of violation that I received regarding the closure of the Varner Diemart #2 OWWO pit due by October 16, 2014. We are getting ready to plug this well. Since we may need the pit to plug the well, I am requesting a 15 day extension to close the pit and file the form.

Thank you for your help in this matter.

Very truly yours,

Ben Giles

by:  
Tauni Raney  
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346 S. Lulu  
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