

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



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

Sam Brownback, Governor

June 23, 2015

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
Closure of Drill Pit - Extension of Time Unavailable**

Operator:

A review of your recent correspondence and/or our files indicates that the referenced pit remains open, and that a further extension of time to close the pit is not available to you. The pit is or was required to be closed by January 28, 2015.

If you wish to obtain an exception to K.A.R. 82-3-602, you will need to file a formal application and publish notice under K.A.R. 82-3-100. Note that the application may or may not be granted. You may contact our legal department if you have questions about that process.

If the referenced pit is not closed along with a Surface Pit Closure ("CDP-4") Form submitted, or alternatively if a formal application has not been filed, by **July 23, 2015**, staff may make a penalty recommendation to the Commission, which may result in a monetary fine.

You are welcome to contact me with any questions, by either calling the phone number at the top of the page or emailing me at k.haynes@kcc.ks.gov.

Sincerely,

A handwritten signature in cursive script that reads "Kathy Haynes".

Kathy Haynes
Conservation Division
Kansas Corporation Commission