

APPENDIX J
RESPONSE TO COMMENTS

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Comment Set A:

Residents of the Rio Ruidoso/Rio Hondo Valley

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November 3, 2005

We, the undersigned of the Rio Ruidoso/Rio Hondo Valley, are concerned for our health, safety and welfare due to high pollutant levels found in these waters by the New Mexico Environment Department (NMED). According to test results recently released by the NMED, waters downstream of the Village of Ruidoso sewage treatment plant have nutrient and bacteria levels that are in violation of the State of New Mexico Water Quality Standards. The poor water quality in the Rio Ruidoso resulting from water released by the sewage treatment plant creates unacceptable odors and has contributed to algae blooms that adversely affect the diversion dams and gates of the acequia system serving the residents of the Valley. Moreover, we fear for the health of our children who play near the river and the effects on our livestock and domestic animals that drink from the river and acequia system.

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Please sign and write address legibly or your name won't be counted.

Name	Printed Name	Address	City	State	Zip	Email
1.	<i>Lidia Lytka</i>	<i>Rue P.O. Box 172</i>	<i>Chuska</i>	<i>N.M.</i>	<i>88337</i>	
2.	<i>Monterey Chavez</i>	<i>P.O. 996</i>	<i>Ruidoso Downs</i>		<i>88346</i>	
3.	<i>Josiah Chavez</i>	<i>P.O. Box 1142</i>	<i>Ruidoso</i>	<i>N.M.</i>	<i>88346</i>	
4.	<i>Tuben Chavez</i>	<i>P.O. Box 1142</i>	<i>Ruidoso</i>	<i>N.M.</i>	<i>88346</i>	
5.	<i>Beth Keenan</i>	<i>Beth Keenan P.O. Box 69</i>	<i>Picacho</i>	<i>NM</i>	<i>88343</i>	
6.	<i>Gary Mendola</i>	<i>Box 69</i>	<i>Picacho</i>	<i>NM</i>	<i>88343</i>	
7.	<i>Kurt Goldston</i>	<i>234 Tinnie</i>	<i>NM</i>		<i>88351</i>	
8.	<i>Kim Goldston</i>	<i>Kim Goldston 234 Tinnie</i>	<i>NM</i>		<i>88351</i>	
9.	<i>Aimee Hobbs</i>	<i>Aimee Hobbs</i>	<i>PO Box 94</i>	<i>Lincoln</i>	<i>NM 88338</i>	
10.	<i>Lloyd Hobbs</i>	<i>Lloyd Hobbs</i>	<i>PO Box 94</i>	<i>Lincoln</i>	<i>NM 88338</i>	
11.	<i>Cherie Hobbs</i>	<i>PO Box 4</i>	<i>Lincoln</i>	<i>NM</i>	<i>88338</i>	
12.	<i>BARBY HOBBS</i>	<i>"</i>	<i>"</i>	<i>"</i>	<i>"</i>	
13.	<i>Tredor Stokes</i>	<i>PO Box 33</i>	<i>Lincoln</i>	<i>NM</i>	<i>88338</i>	

Water meeting 6:00-6:30

November 3, 2005

Hondo School 11-10

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Name	Printed Name	Address	City	State	Zip	Email
1. <i>[Signature]</i>	ERISES LEFFERON	123 LA MANSERA	SAN PATRICIO	NM	88348	
2. <i>[Signature]</i>	Priscilla Chavez	P.O. Box 122	San Patricio	NM	88348	
3. <i>[Signature]</i>	David Sanchez	P.O. 104	San Patricio	NM	88348	
4. <i>[Signature]</i>	Jennifer Chavez	144 Manfordd.	San Patricio	NM	88348	
5. <i>[Signature]</i>	Blodia St Olmague	PO Box 216	San Patricio	NM	88348	
6. <i>[Signature]</i>	John & Jane Rosegard	P.O. Box 68	SAN PATRICIO	NM	88348	
7. <i>[Signature]</i>	Bertha H Sanchez	27792 Calle de Cipriana	San Patricio	NM	88348	
8. <i>[Signature]</i>	Elizabeth Torres	27788 Calle de Cipriana	San Patricio	NM	88348	
9. <i>[Signature]</i>	Patrick Sanchez	27797 Highway 70	San Patricio	NM	88348	
10. <i>[Signature]</i>	Stella Herrera	PO Box 115	San Patricio	N.M.	88348	
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Jackie Howell
653-7072

November 3, 2005

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Name	Printed Name	Address	City	State	Zip	Email
1.	LINNY MONTES	PO Box 213	Hondo	NM	88336	
2.	L. Montes	794 S. R. 1st Rd. N.	Portales	NM	88130	cera-84@hotmail.com
3.	Jackie McFarlane	Box 228	Hondo	NM	88336	
4.	Alice Seely	P O Box 166	Hondo	NM	88336	
5.	David Stevens	PO Box 55	Cincoln	NM	88356	
6.	Deborah Abingdon	Deborah Abingdon	Helix	NM	88341	
7.	Ann Marie	PO Box 209	Portales	NM	88130	
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Name	Printed Name	Address	City	State	Zip	Email
1.	Edwin Prudencio	Box 52	Hondo	NM	88336	
2.	Mark [unclear]	Box 146	Glencoe	NM	88324	
3.	LEONARD [unclear]	Box 188 El Vallejo	SAN PATRICK	N.M.	88346	
4.	Ervin Brady	P.O. BOX 154	Hondo	N.M.	88336	
5.	Jesse Boatright	PO BOX 176	Tennic	NM	88351	
6.	LOE GUTIERREZ JR	Box 162	Hondo	NM	88336	
7.	[unclear]	B 157	Seibert	NM	88346	
8.	Mary E. Prudencio	Box 92	Glencoe		88324	
9.	Calando Monte	Box 56	Glencoe	N.M.		
10.	Jay Leland J.R.	Box 5	Hondo	N.M.	88336	
11.	Robert Billingslea	P.O. Box 151	Hondo	N.M.	88336	
12.	Rafael M. Lopez	Box 1272	SAN PATRICK	N.M.	88346	
13.	Joe Hernandez		Hondo	N. Mex	88336	

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Name	Printed Name	Address	City	State	Zip	Email
14.	Craig Curlett	PO Box 311	Hondo	NM	88336	
15.	Emmanuel	Lernandez	P.O. BOX 82	San Patricio	NM 88348	
16.	Sandra	Chacon	P.O. BOX 82	San patricio	NM. 88348	
17.	Martin	Lopez	P.O. Box 211	San Patricio	NM 88348	
18.	Dorothy	Lopez	P.O. BOX 271	"	" " "	
19.	Monica	Alvarez	Hondo	N.M	88336	
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Name	Printed Name	Address	City	State	Zip	Email
1. Geni Campbell	Geni Campbell	Highway 70 MM 288	Tinnie	NM	88351	
2. Christina Brink	Christina Brink	P.O. Box 214	Hondo	NM	88336	
3. Kaul Polaco	Kaul Polaco	HC 73 Box 80	Tinnie	NM	88351	
4. Kevin Gomez	Kevin Gomez	HC 73 Box 83	Tinnie	NM	88351	
5. Tom Buehler	Tom Buehler	Box 151	HONDO	NM	88336	
6. Alice Romo	Alice Romo	HC 73 Box 80	Tinnie	NM	88351	
7. Mark Smith	Mark Smith	11095 E. Wilce				
8. Amy (Maeba)	Amy (Maeba)	P.O. Box 1105	Tinnie	NM	88351	
9. Sandra Kowicz	Sandra Kowicz	P.O. Box 194	Tinnie	NM	88351	
10. Curtis Miller	Curtis Miller	P.O. Box 112	Hondo	NM	88348	
11. Gerardine N. Steigler	Gerardine N. Steigler	P.O. Box 234	Hondo	NM	88336	
12. JET Tucker	JET Tucker	188 EL VALLE	San Pablos	NM	88348	
13. Krista Billings	Krista Billings	Rx 24	Dexter	NM	88250	

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Name	Printed Name	Address	City	State	Zip	Email
14.	Andrew Garcia	P.O. Box 25	Hondo	NM	88336	
15.	Mary Laine	401 N 26 #57	Artesia	NM	88210	
16.	JACOB	SANCHEZ P.O. Box 104	SAN PATRICIO		88348	
17.	Vivetta Montano	P.O. Box 147	San Patricio		88348	
18.	Angel Prady	2906 Lora Dr.	Roswell	NM	88205	
19.	CHARLES SOTO	PO BOX 17A	SAN PATRICIO	NM	88348	
20.	Judy Haun	P.O. 112	San Pat			
21.	Wilis Gramais	PO Box 225	Hondo	NM	88336	
22.	Eli + Lindy Salcido	PO Box 63	Glenn	NM	88324	
23.	Rita Lucero	San Patricio	New Mexico		88348	
24.	Samido Sanchez	San Patricio	NM		88348	
25.	Eileen Gutierrez	Hondo	NM		88336	
26.	Rosa Serrano	Hondo	NM		88336	
27.	Sandra Padilla	Roswell	NM		88203	
28.	James Lee Terrell	Hondo	NM		88336	
29.	Godfrey Gomez	Hobbs Rd	Glenn	NM	88324	
30.	Alberto Mowley	PO Box 285	Tularosa	N.M.	88351	
31.	KAROL PRESHER	Box 1077	Tularosa	N.M.	88362	
32.	Andy [unclear]					
33.	DAVID J. HARRIS	PO 166	Hondo	NM	88336	
34.	Robert W. Blakestad	P.O. Box 175	Hondo	NM	88336	
35.	Robert Sabas	Hondo	Box 1531			
36.	Michelle Gonzalez	134 Alamo Canyon Rd.	Hondo	N.M.	88345	
37.	Chris Chung	Alamo Canyon Rd	Hondo	NM	88348	
38.	John Magallon	Box 55	Hondo	NM	88336	
39.	Fabian Prudencio	Box 55	Glenn	NM	88324	
40.	Beverly Hammond	Box 4	Picarlos		88343	
41.	Ed Smith	Box 84	Lincoln	NM	88338	
42.	Robert [unclear]	P.O. Box 152	Tularosa	N.M.	88351	
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1. Richard Montoya		PO Box 215	TINNIE	NM	88351	
2. Lucy Chavez		Hc 66 Box 20	San Patricio	NM	88348	
3. Ralph Miranda		P.O. Box 355	San Patricio		88348	
4. Nancy McCosma-Tucker		188E Valle Loop	San Patricio	NM	88348	
5. Patrick Jordan		Country rd E014	San Patricio	NM	88348	
6. Kenneth Chung		P.O. Box 194	Hondo	N. Mex	88336	
7. Israel Miranda		P.O. Box 7	San Patricio	N.M.	88348	
8. PEEE NOE		P.O. Box 220	SAN PATRICIO	NEW MEXICO		
9. Joe Sautzer		PO Box 186	Hondo	N.M.	88336	
10. Eddie Chavez		2 PO BOX 111	SAN PATRICIO		88348	
11. Phil KELLY		P.O. BOX 3	PICACHO	NM	88343	
12. Larry Owens		Hc 12 Box 2	Hondo	NM	88336	
13. Fred Sanchez		27792	Calle De Cipriana	San Patricio	88544	

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Name	Printed Name	Address	City	State	Zip	Email
3raulio ANKAR	14. Braulio Alienda	San Patricio	N.M.	88348	-0	
Peter Benson	15. Peter H Benson PhD	San Patricio	NM	88348		
Tudy Benson	16. Tudy Benson	"	"	"	"	
3raulio CRUZ	17. Braulio Cruz PhD	Box 9	San Patricio	N.M.	88348	
	18. Ted Benson	Box 181	Tinnie	NM	88355	
	19. ALBERT C Henry	Hondo	N.Mex	88336		
	20. Franklin D. Boer	Box 216	Tinnie	NM	88351	
	21. Juan Maria Chavez	H.C. 60 Box 20	San Patricio	NM	88348	
Pete Salas	22. Pete Salas	Box 5	Hondo	N.M.	88336	
Nancy Sanchez	23. Nancy Sanchez	Box 91	Hondo	NM	88336	
Bobby Sanchez	24. Bobby Sanchez	Box 91	Hondo	N.M.	88336	
	25. JAMIE SMALLING	Box 42	Glencoe	N.M.	88324	
	26. Adrienne Smalling	Box 42	Glencoe	NM	88324	
	27. Yvonne Galbraith	251 Hwy 70	San Patricio	NM	88348	
	28. Betty Miranda	P.O. Box 7	San Patricio	NM	88348	
	29. Tony Herrera	P.O. Box 73	San Patricio	NM	88348	
	30. Joe Mantaya	P.O. Box 215	Tinnie	NM	88351	
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1.	WUIS	STANLEY POB 7	Hondo	NM		
2.	PATRICK DAFFORD	HClolo Box 38	Hondo	NM	88336	
3.	Johnnie McTigue		"			
4.	Joe Sandoval		"			
5.	Guerrero	P.O. Box 8	Hondo		88336	
6.	Lucia McTigue Sanchez		Hondo		88336	
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Jimenez@putnetworks.net

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Name	Printed Name	Address	City	State	Zip	Email
1.	Cliff J. Crouch	P.O. Box 236	Tinnie	N.M.	88351	
2.	Robert L. Walker	PO BOX 41	Hondo	NM	88336	
3.	ESTER CROUCH	PO BOX 236	TINNIE	NM	88351	Sarah.E.Crouch@csps.gov
4.	MACKIE ZUMWALT	PO BOX 338	Tinnie	NM	88351	
5.	ROSEMARY SISNEROS	4273 BOLLIS	TINNIE	NM	88351	
6.	NELS ANDERSON	P.O. BOX 302	TINNIE	NM	88351	
7.	Kenneth Peabody	Arabela Pt	Tinnie	NM	88351	
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Name	Printed Name	Address	City	State	Zip	Email
1. <i>DFGordy</i>	DONAS F. GORDY	10706 US Highway 300	Hondo	NM	88336	
2. <i>Roman LaRiva</i>	ROMAN LA RIVA	PO BOX 300	Tinnie	NM	88351	
3. <i>Barbara Pendergraft</i>	BARBARA PENDERGRAFT	55	2044 Arabel Rd	Tinnie	N.M. 88351	
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Name	Printed Name	Address	City	State	Zip	Email
1.	ROBERT WHITAKER	Hwy 70 NM 288	TINNIE	NM	88351	
2.	GENI CAMPBELL	Hwy 70 NM 288	TINNIE	NM	88351	
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Name	Printed Name	Address	City	State	Zip	Email
1. <i>[Signature]</i>	LINDA CUKULE	P.O. BOX 311			88336	
2. <i>[Signature]</i>		Box 23 Hondo	N.M.		88336	
3. <i>[Signature]</i>		P.O. BOX 263,	Hondo	N.M.	88336	
4. <i>[Signature]</i>	Patterson	PO Box 333	Hondo	N.M.	88336	
5. <i>[Signature]</i>	Bill Jones	PO BOX 318	Tinnie	N.M.	88351	
6. <i>[Signature]</i>	Kurt Moot	Box 215	Hony	N.M.	88224	
<i>[Signature]</i>	William Goodman	PO BOX 303	Tinnie		88351	
8. <i>[Signature]</i>	Ursula Chavez	P.O. Box 213	Tinnie	N.M.	88351	
9. <i>[Signature]</i>	Peter Mendez	P.O. Box	N.M.			
10. <i>[Signature]</i>	GARY Mendez	P.O. Box	N.M.			
11. <i>[Signature]</i>	Glenn Mendez	P.O. Box	N.M.			
12. <i>[Signature]</i>	Antonia L. SANCHEZ	SAN PATRICK	N.M.		88308	
13. <i>[Signature]</i>	Georgia Sanchez	San Pat	N.M.		88348	

Ralph Montes

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Name	Printed Name	Address	City	State	Zip	Email	
14.	Andree Salas	PO Box 174	Hondo	NM	88343		
15.	Billy for Brady	Box 174	Hondo	NM	88336		
16.	Berjil Romero	PO Box 165	Tinnie	NM	88351		
17.	Laura Hernandez	P.O. Box 234	Florida	NM	88336		
18.	Ermilo Montoya	PO Box 155	Tinnie				
19.	Jimmy McTeague	Box 56	Hondo	NM	88336		
20.	Blonda V. Harty	Box 157	Tinnie	NM	88351		
21.	James West	Box 13	Hondo	NM	88336		
22.	Tee Westcott	PO Box 1470	Ruidoso Downs				
23.	Kevin Torres	PO Box 24	Dexter	NM	88203		
24.	JEE WESTCOTT	P.O. Box 1470	Ruidoso Downs				
25.	Ernest Silva	PO Box 25	Glencoe				
26.	William G. Zinn	2775 US Highway 70	San Patricio				
27.	Bonnie J. Jinn	Box 318	Tinnie	NM	88351		
28.	Evelyn Miranda	Box 139	San Patricio	NM	88348		
29.	Rosalee W. W. W.	Box 156	Lincoln		88338		
30.	Kathy R. W. W.	Box 156	Lincoln		88338		
31.	Rodina Locke	Box 117	Lincoln		88338		
32.	Allegra Trujillo	Box 813	Tinnie	NM	88351		
33.	Della L. Bonnell	POB 37	Glencoe	NM	88324		
34.	Amelia Candalaria	Amelia Candalaria	PO Box 85	San Patricio	NM	88348	
35.	Laura Hernandez	HER 66	Box 4	Hondo	NM	88336	
36.	Gilbert Chavez	Box 206	San Patricio	NM	88348		
37.	BARBARA BECKIE	Box 219	San Patricio	NM	88348		
38.	Leticia Bonky	Box 184	Hondo	N.M.	88336		
39.	Jean M. M.	Glencoe	NM	88324			
40.	Tammie M.	Glencoe	NM	88324			
41.	Dina Ortega	P.O. Box 110	San Patricio	NM			
42.	Naime Regan	159	Sunatal	Cay	Glencoe	N.M.	88324
43.	Virginia A. Rogan	P.O. Box 123	Glencoe		88324		
44.	Renee M. M.	Box 355	SAN Patricio	NM	88348		
45.	Victoria E. Spence	HC 73 Box 105	Tinnie	NM	88351		
46.	Elizabeth Hunter	PO Box 105	San Patricio	NM	88348		
47.	Kristi Bonnell	PO Box 8	Glencoe	NM	88324		
48.	Kristi Bonnell	PO Box 8	Glencoe	NM	88324		

Ermilo Montoya

Jimmy McTeague

Evelyn Miranda

Allegra Trujillo

BARBARA BECKIE

Tammie M.

Kristi Bonnell

88348

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Name	Printed Name	Address	City	State	Zip	Email
1	Arturo Chavez	108 E Valle Largo	San Patricio	NM	88348	
2	Esther Chava	108 E Valle Largo	San Patricio	NM	88348	
3	David Bennell	Box 37	Glenn	NM	88324	
4	Jeri Baker	SBS Woodshavings	MM 274 1/2	Glenn	NM 88324	
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David Bennell

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Name	Printed Name	Address	City	State	Zip	Email
1.	Melanie Miranda	P.O. Box 139	San Patricio	NM	88348	
2.	Ismael Miranda	P.O. Box 139	San Patricio	NM	88348	
3.	Annmarie Landau	P.O. Box 231	Jornada N. Mex.		88351	
4.	Sue Folger	P.O. Box 64	San Patricio	NM	88348	
5.	Annmarie Landau	Box 122	Glencoe	NM	88324	
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Name	Printed Name	Address	City	State	Zip	Email
1.	Raymond Sanchez	Box 545	San Felipe	NM	88548	
2.	Tamara Dawson	P.O. Box 584	Ruidoso Downs	NM	88346	
3.	Louis W. ...	P.O. Box 146	Ruidoso	NM	88346	
4.	Armando ...	Box 126	Ruidoso Downs		88346	
5.	Armando ...	Box 126	Ruidoso Downs		88346	
6.	Virginia ...	Box 126	Ruidoso Downs		88346	
7.	Albert ...	P.O. Box 153	Glencoe	N.M.	88324	
8.	Christina ...	P.O. Box 153	Glencoe	N.M.	88324	
9.	Jack ...	Box 61	Glencoe	N.M.	88324-0061	
10.	Matthew ...	Box 61	Glencoe	N.M.	88324-0061	
11.	Lillian ...	Box 96	Glencoe	N.M.	88324 0096	
12.	Catalina ...	Box 393	San Antonio		88348	
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NMED/SWQB Response: The Surface Water Quality Bureau (SWQB) understands your concern and appreciates your commitment to improving the health of the watershed in your community. The SWQB believes that the monitoring, assessment, TMDL development, and watershed protection activities should be in the best interest of the target watershed. SWQB works collaboratively with stakeholders, such as federal, tribal, state, and local governments, local businesses, and point source dischargers in the watershed, as well as local citizen and interest groups to help protect and improve the biological, chemical, and physical integrity of surface waters in the State of New Mexico.

The current designated uses for the perennial reaches of the Rio Ruidoso downstream of U.S. Highway 70 include fish culture, coldwater aquatic life, irrigation, livestock watering, wildlife habitat, and secondary contact (NMAC 20.6.4.208). The SWQB is not the ultimate decision-making authority with regards to whether or not the wastewater treatment plant (WWTP) will expand or how the Village of Ruidoso, Ruidoso Downs, or private landowners choose to develop their land. However, taking the design capacity of the WWTP into consideration, the SWQB can provide maximum allowable effluent concentrations that will be protective of the river and that ensure the river's designated uses will be supported.

The SWQB will be conducting another intensive survey of the Rio Hondo watershed in 2011 to monitor and assess multiple biological, chemical, and physical water quality parameters of the perennial surface waters in this watershed. If the data from this survey indicate impairments then new TMDLs will be written accordingly.

The National Pollutant Discharge Elimination System (NPDES) permit program is responsible for the protection of surface water quality throughout the State by regulating point source discharges, such as WWTPs, to surface watercourses. Since the program's inception, EPA Region 6 based in Dallas, TX has administered the program in New Mexico with assistance and oversight by the SWQB Point Source Regulation Section. New Mexico is currently pursuing state authorization for the program. Federal laws provide EPA with various methods of taking enforcement actions against violators of permit requirements. Equally important is how the general public can enforce permit conditions. The facility monitoring reports are public documents, and the general public can review them. If any member of the general public finds that a facility is violating its NPDES permit, that member can independently start a legal action.

Comments regarding water rights and water credits need to be directed to Office of the State Engineer (OSE) and the Interstate Stream Commission (ISC). The OSE and the ISC are separate but companion agencies charged with administering the state's water resources. The agencies have jurisdiction over the supervision, measurement, appropriation and distribution of essentially all surface and ground water in New Mexico, including streams and rivers that cross state boundaries.

**Comment Set B:
Robert L. Trimble
COE Ranch
Glencoe, NM**

(PDF of letter received inserted)

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**ROBERT L. TRIMBLE
COE RANCH
P.O. Box 5
Glencoe, NM 88324**

(505) 653-4312

October 20, 2005

RECEIVED

OCT 24 2005

SURFACE WATER
QUALITY BUREAU

NMED SWQB
Attn: Heidi Henderson
Room N2163
P.O. Box 26110
Santa Fe, NM 87502

Re: Ruidoso's Sewage Treatment Plant

Dear Ms. Henderson:

Our ranch is located approximately 15 miles northeast of the Ruidoso sewage treatment plant. We have cattle, horses and domestic animals on our ranch and approximately 1 mile of the Ruidoso River runs through there. I can testify personally that the water quality in the river is horrible. Sometimes, particularly in the dryer seasons, it is unuseable. It smells and is so polluted that we use well water to water our livestock. We have 83 acres of senior water rights which we paid dearly for and because of the actions of the Village of Ruidoso, we are often times unable to use them without going to the expense of operating electric pumps for subsurface water. I find it incredulous that the Village of Ruidoso can knowingly violate the law and continue to do so with impunity. I urge you to keep the state standards as they are and not make an exception. I also urge you to enforce the current standards and get Ruidoso in compliance with state law.

I paid a lot of money for my ranch and one of the main factors in my purchasing it and paying the price I did was having access to water. I resent being denied that access by pollution from the Village of Ruidoso. The Village of Ruidoso has been totally irresponsible in their development planning by allowing more and more development when they knew that their sewage treatment plant did not have the capacity to handle it. It is unfair for me to pay for their stupidity.

Sincerely,



Robert L. Trimble

/lh

NMED/SWQB Response: The Surface Water Quality Bureau (SWQB) understands your concern and appreciates your commitment to improving the health of the watershed in your community. Under Section 303(d)(1) of the Clean Water Act (CWA), states are required to develop a list of waters within a state that are not in compliance with water quality standards and establish a total maximum daily load (TMDL) for each pollutant. Once implemented, the nutrient TMDLs are designed to protect the stream by maintaining water quality standards and fully supporting the designated uses, such as coldwater aquatic life, irrigation, livestock watering, and wildlife habitat, throughout the stream reach.

In regards to your comment about the state standards, target nutrient loads for the Rio Ruidoso were calculated based on the critical 4Q3 low-flow values, a segment-specific numeric criterion for total phosphorus (NMAC 20.6.4.208), and a numeric translator for total nitrogen based on the algal growth potential assay and appropriate nitrogen to phosphorus ratios (see Section 5.1 for details). The maximum allowable effluent concentrations and waste load allocations calculated in the TMDL will be used to design a revised National Pollutant Discharge Elimination System (NPDES) permit for the Ruidoso/Ruidoso Downs wastewater treatment plant (WWTP).

The NPDES permit program is responsible for the protection of surface water quality throughout the State by regulating point source discharges, such as WWTPs, to surface watercourses. Since the program's inception, EPA Region 6 based in Dallas, TX has administered the program in New Mexico with assistance and oversight by the SWQB Point Source Regulation Section. New Mexico is currently pursuing state authorization for the program. Federal laws provide EPA with various methods of taking enforcement actions against violators of permit requirements. Equally important is how the general public can enforce permit conditions. The facility monitoring reports are public documents, and the general public can review them. If any member of the general public finds that a facility is violating its NPDES permit, that member can independently start a legal action.