

August 28, 2003

Charlie Padilla
Taos County
105 Albright St. Suite C
Taos, NM 87571

CERTIFIED MAIL
RETURN RECEIPT
REQUESTED

Reference: Filbert Vigil Crusher/Screening Plant

Dear Mr. Padilla:

The Office of the State Engineer (OSE) has reviewed the development proposal for the Filbert Vigil Crusher /Screening Plant. It is the opinion of this office that the developers' water supply proposal is acceptable to the OSE. In accordance with this finding, we hereby issue a **positive** opinion.

The proposal is a request to add a crusher/screening plant onto Filbert Vigil's asphalt plant. The developer presently uses non-potable water purchased from the Town of Taos. He would like to purchase more potable water to provide for the needs of the additional facilities.

The OSE has no objection to this use of potable water; the developer should be made aware; however, that should water shortages occur wherein this water is no longer available, the developer will not be allowed to use water from his domestic well. Commercial water rights would have to be transferred in.

If you have any questions regarding this opinion, please feel free to call me at (505) 827-6790.

Sincerely,

Patrick J. Romero
Water Resource Engineer

Cc: Brian C. Wilson, P.E., Water Use and Conservation Bureau
Filbert Vigil