

# Humane Society Stops Services To County Residents

by Doris Cherry

Beginning tomorrow, Friday, August 1, the Humane Society of Lincoln County will no longer give out spay/neuter vouchers or take unwanted animals from county residents.

Humane Society executive director Keith Atkins told that to the Ruidoso Village Council at its meeting Tuesday, July 29.

Atkins said the Humane Society board made this decision in reaction to the county commission's 3-2 vote to not fund the society's requested increase for humane shelter services.

"After August 1 there will be more than 600 animals in the county with no place to go because we have no money

to provide that service for county animals," Atkins said.

In explaining why the Humane Society wanted an increase from the county, as well as from the other entities that contract with the society, Atkins said this was his first budget cycle as humane society director. "I looked at the revenue from the

contracts with the county, Ruidoso, Capitan and Ruidoso Downs and there seemed a huge disparity in the amount of county funding in relation to the number of animals brought in from the county," Atkins added.

With these statistics the Humane Society Board of Directors decided to ask for increases for shelter

services from the county and Ruidoso Downs over a three year period to bring parity levels. "City of Ruidoso Downs accepted the first year, but the county

did not agree with our numbers (county animals taken to the shelter)," Atkins said. Instead the county sheriff at the last county commission meeting claimed only 32 animals were brought in by

(SEE PAGE 9)



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VOLUME # 98, NUMBER 31

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CARRIZOZO, NM 88301

## County Takes No Action On Domestic Partner Insurance

by Doris Cherry

Whether fair or not, Lincoln County Commissioners took no action to accept an option to provide insurance coverage to affidavit signing "domestic partners."

"Out of fairness I recommend we cover the three employees who have domestic partners," said county manager Tom Stewart to the county commissioners at their meeting July 15 in the courthouse in Carrizozo.

Stewart said he had received a newsletter from the state risk management division that included information about how Governor Bill Richardson signed an executive order that allows domestic partners to be added to the state benefit

plan effective July 1. He said he distributed the newsletter with a note that the affidavit form to declare a domestic partner was available in the manager's office.

"I distributed the newsletter to all the employees in good faith," Stewart added. To provide the coverage for the three employees domestic partners would cost the county at most \$3,000 a year, Stewart said.

County commissioner Leo Martinez made a motion to approve the domestic partner coverage, "in fairness" but got no second.

The county manager said anyone can legally sign an affidavit as domestic partner in "an exclusive committed relationship to the benefit of each other, similar to marriage, must share joint residency for 12 or more months, neither married or related by blood and 18 years old or older."

"A significant other?" asked a commissioner.

"Lesbians and gays," said an audience member.

"If they want these benefits, let them get married," Simpson commented.

Citizen Jerry Carroll asked if the state of New Mexico recognizes "common law" marriages.

County attorney Alan Morel said no.

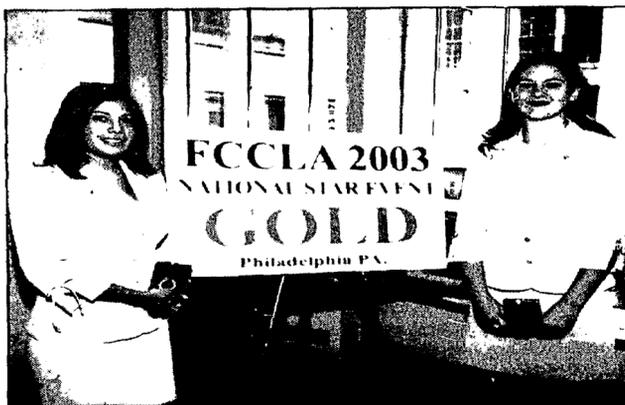
"That's why I hesitate on an executive order," Stewart said about the option to provide domestic partner coverage.

"I oppose it," said county commissioner Earl Hobbs. "I think it's wrong."

County commission chair Rex Wilson asked if they took no action would everything be "status quo"?

Stewart said if the county commission took no action it would opt the county out of the state executive order.

Again Martinez tried to make a motion to accept the option to cover domestic partners, and again he got no second to his motion. "I think we should be fair," he said.



## Capitan Students Recognized for Outstanding Skills in National Competition

Emilia Montoya (left) and Samantha McAlister (right) of Capitan and Ruidoso, NM, respectively participated in the STAR (Students Taking Action with Recognition) events competition at Family, Career and Community Leaders of America's 2003 National Leadership Meeting held in Philadelphia, PA.

Of nearly 5,000 meeting attendees, over 2,200 participated in this national level program in 14 categories: Applied Technology, Career Investigation, Chapter Service Project, Chapter Showcase, Culinary Arts, Early Childhood, Entrepreneurship, Focus on Children, Hospitality, Illustrated Talk, Interpersonal Communications, Job Interview, National Programs in Action, and Parliamentary Procedure. Members compete at the local, district/region and/or state level(s) before they advance to the national level.

Emilia and Samantha, who are freshmen at Capitan High School and are the daughters of Mr. and Mrs. Joseph Montoya and Mrs. and Mrs. Doug McAlister, received a Gold Medal with an average score of 98.6 out of 100 points. Their medals were presented at a recognition session honoring all participants at the Pennsylvania Convention Center on Thursday, July 10th.

Emilia and Sam were participants in Interpersonal Communications. This is an individual or team event that recognizes participants who use Family and Consumer Sciences and/or related occupations skills and apply communication techniques to develop a project designed to strengthen communications in a chosen category: community, employment relationships, family, peer groups or school groups.

(SEE PAGE 2)

## LCSWA Board Approves Pay Raise for Manager

by Doris Cherry

Lincoln County Solid Waste Authority board approved its final 2003-2004 fiscal year budget that includes a \$4,000 a year raise for operational supervisor Debra Ingle.

During their meeting Thursday, July 24, members of the Lincoln County Solid Waste Authority (LCSWA) board approved the budget which includes no rate increases for the year. Capitan trustee Bobbi Shearer who was sitting as proxy vote for the Capitan mayor, voted against the budget. At the end of the meeting she said she voted no to express reservations about the budget.

For fiscal year 2003-2004 LCSWA has budgeted \$2,250,892 in revenues, \$2,208,050 in expenditures, ending cash balance of \$372,128, and the state required reserve of \$162,783. The beginning cash balance is \$328,286.

The budget includes a one percent across the board cost of living increase for all employees, plus individual raises ranging from seven cents to 48 cents an hour based on each employee's evaluation.

LCSWA board chair Don Coleman from Ruidoso Downs proposed a \$4,000 raise for Ingle and \$7,200 car allowance to reimburse Ingle for use of her

personal vehicle to use for LCSWA business. The car allowance was based on the amount of mileage Ingle claimed in the last fiscal year, but at the new 32 cents per mile rate the LCSWA board approved at the same meeting. Coleman said the additional car allowance is actually a "wash" because of the higher mileage rates.

Ingle said her auto insurance agent has confirmed that her vehicle

(SEE PAGE 2)

## New Horizons Offers A \$500 Scholarship

The board of directors of New Horizons Developmental Center in Carrizozo announced there is \$500 in scholarship funds available for graduates of Lincoln County high schools. Lincoln County residents who have completed GED certificates are also eligible.

Applicants must be enrolled in a college or university and have completed the equivalent of two years of college courses with an identified major in health or human services.

Deadline to apply is August 9, 2003. For an application call 505-848-2379 or stop by New Horizons at 810 E Ave in Carrizozo.

## Capitan Accepts Shelter Concept

### See Related Article on Page 4

by Doris Cherry

Carrizozo, Capitan and the county are considering developing their own animal shelter at the county detention center.

At the special Capitan trustees meeting on Monday, July 28, Lincoln County Manager Tom Stewart presented the concept of a cooperative animal kennel to shelter animals that are seized by the county or Capitan and Carrizozo municipal ani-

mal control officers. Stewart said about two months ago the Humane Society of Lincoln County, which until now had taken all seized animals from the county and municipalities for a set yearly cost, had requested the county funding go from \$25,000 to \$40,000 a year.

"We looked at the numbers our animal control officer seized, and found it was only 32 last year," Stewart said. With those numbers of animals taken to the Humane Society, the amount the organization wanted would cost the county \$781.25 per animal, Stewart added.

In defense of the Humane Society, Stewart said that 677 animals were dropped off at the shelter by people living in the county, which he figured the society added to the annual cost to the county.

The county commission rejected the request for the increased annual subsidy and instructed Stewart to research alternatives, because the society was "emphatic about providing no services unless it received the \$40,000."

Stewart read a letter he sent to the society about the concerns for the high annual fee and how the

county is considering constructing a shelter for county seized animals at the detention center in Carrizozo. The shelter would be staffed with inmate trustees overseen by the new Carrizozo community corrections officer

The shelter would hold untagged dogs for 72 hours and tagged dogs for five days. Only animals seized by the animal control officers will be brought to the shelter.

Stewart said he had talked with the Carrizozo police chief and mayor who are very supportive of

(SEE PAGE 2)

# Capitan Accepts Shelter

(Continued from Page 1)

the concept and are willing to participate. Stewart said the Carrizozo police chief and animal control officer are to be trained by the Humane Society of NM to operate the shelter.

To construct and operate the shelter, Stewart said he will ask the county commission to earmark \$25,000 this first year. Of that \$10,000 will go to construct the facility. The facility will have 15 runs inside a building.

"I am here requesting the Village of Capitan to be included in the project," Stewart said.

The mayor of Capitan said when he talked with Carrizozo mayor and police chief they were talking about \$5,000 toward the construction and \$5,000 for shelter services. "So we know we will need about \$5,000 for the year," the mayor said.

Stewart said he hopes by the county, Capitan and Carrizozo removing its financial support of the

Humane Society, the society board will reconsider its demand for higher payment.

However, Stewart said he did not think the county will go back to the Humane Society for services.

Village clerk Kathryn Griffin said last year Capitan paid the humane society \$6,000 for kennel services for the village.

Trustee George Tippin said the concept is worth looking into and made a motion to such which all trustees approved.

Stewart said he would bring a written proposal and plans for the new shelter to the trustees at their August 12 meeting for final approval.

Trustee John Whitaker was absent.

Trustees also:  
-Approved a resolution to pay Lincoln County Solid Waste Authority \$4,000 for roll off services from the last community clean up and for an upcoming one in the fall.

-Recessed to closed session for "discussion/action regarding executive session on pending or threatening litigation." When they returned to open session, trustee Bobbi Shearer attested they only discussed pending or

threatened litigation (but did not specify on what subject or matter).

-After returning to open session after closed session unanimously voted to have the village attorney "attempt to settle this matter."

## LCSWA Board Approves

(Continued from Page 1)

will be covered if an accident occurs when she is using it for her work with LCSWA.

In addition to the increase for the operational supervisor, the budget included funds to provide eligible employees "attendance incentive pay". LCSWA members approved the new "attendance incentive pay" presented by Ingle. The pay would range from \$100 for an employee with LCSWA for one year to \$700 for an employee with LCSWA for 25 years or more.

Under the attendance incentive pay, all full time employees will be eligible to receive the pay based on years of service and work attendance during the 12 month period beginning December 1. The incentive pay will be reduced by one-twelfth for each day of absence from work for any reason other than approved vacation, catastrophe leave, jury duty or on the job injuries. The incentive pay will be one-time payment deter-

mined by the operational supervisor.

Ingle said they have a turn-over of employees as it is hard to keep someone in the trash business. "So I am asking for an incentive for the employees to stay," Ingle added.

Because of the healthy ending balance on the budget, LCSWA members authorized the capitol outlay purchases of a pickup truck, tire cutter, side-loader, residential trash collection truck and transport tractor.

LCSWA board also:

-Accepted a proposal presented by Ingle which will be presented at the LCSWA-Otero Solid Waste Authority joint meeting on August 11. Ingle's proposal is for the landfill to charge \$33 per load for transporters and compactors and \$13 per roll off dumped at the regional landfill in Otero County.

-Authorized going to request for proposals (rfp) to purchase polycarts, dumpsters and seven new roll off containers, with funds to pay for the purchases budgeted.

-Kept tabled the request for forgiveness of payment obligation from the Village of Capitan until all landfill closure costs are known.

-Heard Ingle say she and LCSWA member from Carrizozo Ray Dean are looking for a place for residents to take used oil in the Carrizozo area.

-Heard LCSWA member Leo Martinez request that the plans for the new LCSWA offices and recycling yard be simplified so local contractors can bid on the work.

-Heard the LCSWA attorney say she contacted District Attorney Scott Key about the Rick Simpson case and allegations of taking mileage funds without proper documentation. "He (Key) said he will make a decision about the case soon," Angie Schneider said.

The next LCSWA meeting is at 2 p.m. August 28.

## Nature Fest To Be Held August 2 At Ruidoso Library

A Nature-Fest will be held at Ruidoso Public Library Saturday, August 2 from 9:30 a.m. to 12:30

Presentations include a slide show *Owls of New Mexico* by the Lincoln County Bird Club, a discussion on high altitude gardening by master gardeners of the Ruidoso Garden Club, *Going Native* with Dr. Michael Clements of the Native Plant Society and a slide show of birds, plants and flowers by the Photography Society of Lincoln County.

Each club will have an exhibit table covering important information, educational materials and handouts. More information call 336-7878.



## Wedding Announcement

Paul and Twylla Wetzel of Ruidoso announce the upcoming marriage of their daughter Torrey to Michael Bellon, son of Lonnie and Patricia Bellon, also of Ruidoso.

Torrey is the granddaughter of Joc and Barbara Buchanan of Ruidoso and Larue Wetzel of Carrizozo. Torrey is a 2003 graduate.

Michael is the grandson of Ralph and Janice Bellon of Ruidoso, and Edwin Tannich of Alamogordo. Michael is currently employed at the Great Water Company.

A garden wedding is set for August 2. The couple plans to make Ruidoso their home following their honeymoon.

## In The Service

Air Force Airman Jill E. Stephens has graduated from basic military training at Lackland Air Force Base, San Antonio, TX. She is the daughter of Carol Cramer of Tempe, AZ and Virgil Stephens of Nogal.

## Free Art Workshops

The Capitan Public Library announced that there will be a series of free art workshops for adults during the next year, thanks to a grant obtained from the McCune Charitable Foundation of Santa Fe.

Every fourth Saturday of the month, beginning in July, a workshop for adults will be held at the Capitan Public Library building in Capitan.

Those attending will have the opportunity to learn something new and different. These are not just for people who know a lot about art. Enthusiastic beginners are welcome.

Some workshops may be for a morning, or all day. Tea, coffee, and water will be provided, and sodas may be bought. In the case of all day workshops, bring a sack lunch, which can be stored in the library refrigerator.

These are free workshops, but in the interests of non-abuse of this privilege, since space is limited, registration is required with a \$5 deposit per person, which will be refunded on the day of the workshop. In the case of "no-shows," the deposit will not be refunded.

Future workshops include painting and mosaic; application on furniture, oil painting, dramatic art, carving, sculpting, fiber art, ceramics, oil cloth painting, and concrete sculpture.

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## Capitan Students

(Continued from Page 1)

"Going to the National FCCLA Leadership meeting was the most awesome experience of my life. It was incredible to meet so many people from all over the United States who were committed to making a difference in their family, schools, and communities", said Emilia Montoya.

Samantha McAlister added, "Seeing how passionate members from around the nation were about FCCLA was most inspiring for me. The skills I learned in Interpersonal Communications will benefit me both in high school and in my career I chose".

Mrs. Kit Hall, advisor for Capitan Middle School FCCLA stated, "I am profoundly proud of these young ladies. As first year chapter members they exceeded even my wildest expectations. They will continue to do awesome things because of the leadership skills they have developed in FCCLA".

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# Humane Society Cancels Contract With County



## FRIDAY, AUGUST 1

--VBS Parents Day 11:30 a.m. to 12:30 p.m. at the First Baptist Church of Carrizozo. Light lunch provided. Call 648-2968 for information.

--Capitan Library First Friday Adult Lecture Series 7-8 p.m. featuring LCMC senior adult Heritage Program presenter James Martin on Depression, causes and cures. Refreshments following the program which is free.

## SATURDAY, AUGUST 2

--Nature-Fest at Ruidoso Library 9:30 a.m. to 12:30 p.m. Presentations by Lincoln County Bird Club, Ruidoso Garden Club, Native Plant Society, Photography Society of Lincoln County.

## SUNDAY, AUGUST 3

--Free Myra Green concert at Ruidoso Downs First Baptist Church 11 a.m.

## MONDAY, AUGUST 4

--Capitan Chamber of Commerce meets at 8:30 a.m. at the chamber offices on Second Street. Coffee and doughnuts provided. This is a change in time for the chamber meeting.

--Carrizozo Planning and Zoning Committee 5:30 p.m. town hall offices in Carrizozo Rec Center.

--Lincoln County Fair in Capitan begins.

## TUESDAY, AUGUST 5

--Lincoln County Fair in Capitan, exhibit hall opens at 8 a.m. with livestock shows throughout the day.

--Lincoln County Public Land Use and Rural Affairs Advisory Committee (PLURAAC) meets at 9 a.m. in the county commission chambers in the Lincoln County Courthouse in Carrizozo.

--Ruidoso Planning and Zoning Commission 2 p.m. village hall.

--Carrizozo Street Fair meeting 6 p.m. Carrizozo Joe's.

--Capitan Board of Education special meeting at 6 p.m. in the Traylor Gym Multipurpose Room to conduct the first reading of the proposed student handbooks.

--American Legion Post 57 meets at 7 p.m. at Capitan Senior Center.

--Lincoln County Republican Party meets at 7 p.m. at K-Bob's Restaurant in Ruidoso. All invited.

## WEDNESDAY, AUGUST 6

--Lincoln County Fair continues, exhibit hall open 8 a.m. to 8 p.m. livestock shows.

--Ruidoso Library Board noon, library.

## THURSDAY, AUGUST 7

--Lincoln County Fair continues 8 a.m. to 8 p.m.

--Lincoln Historic Preservation Board special meeting 6:30 p.m. community church in Lincoln for community input on proposed changes to Lincoln Historic Preservation ordinance.

--Ruidoso RSVP, noon, Ruidoso senior center.

--Ruidoso Arts Commission 4 p.m. village hall.

--Capitan School board special meeting 6 p.m. Traylor Gym multipurpose room to take action on the student handbooks.

--Capitan Ordinance Review Committee meeting 7 p.m. village hall. Anyone interested invited.

## FRIDAY, AUGUST 8

--Lincoln County Fair continues 8 a.m. to 8 p.m.

## SATURDAY, AUGUST 9

--Last day of Lincoln County Fair, junior livestock exhibitor coffee at 7:30 a.m., awards program at 10 a.m. junior livestock auction at 1 p.m. All inside entries released at 3 p.m.

--Fort Stanton Live! Historic re-enactments, displays and food at old Fort Stanton parade grounds all day.

As of July 1, the Humane Society of Lincoln County cancelled its contract with Lincoln County to shelter animals picked up by the county animal control officer.

At the special July 2 Lincoln County Commission meeting in Carrizozo, Keith Atkins, executive director of the humane society said he was there to find out what the county plans to do with animals picked up.

County manager Tom Stewart said by law the county is obligated to hold untagged animals for 72 hours and tagged animals for five days before they are euthanized.

Atkins was concerned where pet owners should call to find their pets.

Stewart said pet owners can call the sheriff's office to see if the animal has been taken into custody.

Then Atkins asked where the county plans to take strays that are picked up.

"That's your business," Stewart responded.

Then Emma Graham stepped up to the microphone to announce that she has the only "no-kill" animal sanctuary in the area. Currently she is housing unwanted animals at her home in the Lincoln area, but because of complaints from neighbors and a citation into magistrate court for this, she has purchased 160 acres in the Arabela area for her sanctuary.

"Sixty-five percent of the animals taken to the humane society are put down," Graham said. "There is no need to put these animals down."

Sheriff Tom Sullivan told Graham he was glad she was moving her sanc-

tuary out to Arabela because of the many complaints in Lincoln.

"The only animals we are responsible for are the ones the animal control officer picks up," Sullivan said. "And the ones he picks up are usually running at large, are vicious, bites someone or are chasing livestock."

"But if it is a pet someone just wants to get rid of, who do they go to? The humane society or Graham?"

Graham said it would be nice if she could get some of the county money (for animal sheltering services) so she can build new kennels at the new location.

County commissioner Leo Martinez asked Sullivan where he planned to keep the animals picked up by his officers.

Sullivan said he has talked with veterinarian Becky Washburn who said she would keep the animals for three days, try to adopt them and euthanize as a last resort.

County attorney Alan Morel said he had drafted a contract with Washburn but it has not been given to her for signing.

"I want clarification that she (Washburn) is giving a commitment," Martinez responded. "And I like Ms. Graham's no kill place."

Martinez said that two years ago the humane society cleaned house, got a new board and director who has concern for the animals.

"In the last two years the humane society has become very professional," Martinez said.

This year, the humane society requested \$40,000 to provide shelter services to the county for the next fiscal year. Because of a very tight budget, commissioners agreed to pay only \$25,000; the same amount paid the humane society for three years. That prompted the society to terminate its contract as of July 1.

"What are we going to do with the animals?" Martinez asked. "Who are we going to refer for unwanted pets?"

"If we don't have all the money now, why not give the humane society \$25,000 now and the last \$15,000 in December?" Martinez asked.

"If we don't it will come back on us," Martinez added.

Martinez requested the county utilize Graham's no kill shelter. Graham

said she will take all animals.

Martinez also asked Stewart to get with Atkins to resolve the conflict between the county and the humane society.

Stewart said \$25,000 is the maximum the com-

mission authorized for the humane society.

Martinez said it is a mandate for the county to shelter animals it picks up and the funding for the sheltering service should not be an external re-

(SEE PAGE 7)

## Secretary of State Clarifies Voter Identification Requirements

Secretary of State Rebecca Vigil-Giron has issued a memorandum to all 33 county clerks in New Mexico clarifying new voter identification requirements for voter registration taking effect under federal law.

The Help America Vote Act which took effect nationally on October 29, 2002, requires voter identification for all first-time voters registering by mail after January 1, 2003. In other words, Vigil-Giron said, "the only registrations needing identification are those with a postmark."

Citizens registering to vote in person at county clerk offices or at voter registration drive locations are not required to submit identification with voter registration.

Acceptable identification for registrations mailed in includes photocopies of current and valid photo identification, current utility bills, bank statements, government checks, paychecks or other government documents showing the name and address of the voter registering by mail.

Persons who register by mail without proper identification attached will be indicated on rosters at the polls on election day, and will be asked to submit proper identification before voting.

**SIERRA CINEMA**

AUGUST 1 thru AUGUST 7, 2003

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**TOMB RAIDER 2 (PG-13)**  
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## Santa Rita Fiesta Winners Announced

Winners of the Santa Rita horseshoe tournament were: 1st place, Vicky and Furby; 2nd place went to Buddy Hill and Jake Narvaez, and good for 3rd place was the team of Leroy Lopez and Barney Zamora.

The Football tournament was won by the team of Robert Guevara and Duane Zamora.

Winner of the Quilt raffle was Mary Hernandez, CD player winner was Jerry Aguirri, and the most tickets sold for the CD player raffle was Adam Zamora.

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**US 70 Activities Underway In August 2003**

The design for the entire roadway is finally complete. SBC and NMDOT would like to thank everyone who had input and comments during the design process. Construction over the 38-miles is now in full swing with the last 2 sections (B & C) authorized for construction in July.

Shoulder and lane closures will continue along the 38-mile project corridor through August. Finish grading, paving & bridgework will continue in Sections A & D. Excavation, drainage, wall & bridgework will continue in sections B & C. Finish grading, wall and paving work will continue in sections E & F. Various lane shifts, detours and roadway re-striping will occur as the work progresses.

Please drive alert, observe and pay attention to construction signs, flaggers and changing conditions. Please allow an extra 20-30 minutes in your travel schedule to accommodate general construction activities.

Highway closures for rock blasting will continue sporadically through the month of August on weekdays (Monday-Friday), in Sec E and B. All blasts will begin at approximately 1:00 pm, and last up to one hour.

Up-to-date blasting closure and travel information is available at the US 70 Information Center, and via the hotline, website, and roadside electronic message signs.

Toll Free Hotline: 1-866-653-4069 Website: www.us70hondovalley.com

August Calendar of Events  
US 70 Task Force Meeting  
Thursday, August 21, 2003  
Place: Hondo Valley Schools

For information call Mary Ann Wootton,  
SBC Community Relations Liaison  
toll free at 1-866-653-4069  
or main office 505-653-4396.

**THOUGHTS**

FROM THE EDITOR'S DESK

*Did spouters cause heat?*

By Ruth Hammond

Here it is the end of July and the promised monsoons have completely eluded us. It is because of El Niño or La Nina or something else? Could it be global warming? Or is it just because some people spout hot air all the time and all that hot air doesn't have time to dissipate and keeps the heat down here on terra firma, mostly here in New Mexico?

One might assume we refer to politicians when we talk about hot air, but some non-politicians spout hot air and if they had anything important to say, it would not be hot air and it would not be spouting. Intelligent conversation is not spouting, but too often the people who should converse are spouting instead. Conversation is communication between people, not one person preaching he is right all the time.

Two or more people should be present for worthwhile conversations, though we do know a few people who can talk to themselves all day without anyone else around. One person talks to her dog and another talks to his cat, and neither of those situations can be called conversations. It does keep these people from spouting, thank goodness. There are a few people who should have a dog or cat to talk to instead of spouting about their nobleness and their greatness to anyone and everyone within hearing distance.

Worthwhile conversations, the exchange of ideas, can benefit others, whereas spouting merely affirms that the speaker is capable of speaking and spouting. And spouting is more often a form of dictatorship than conversing. One example of how dictators fall has been publicized recently, and some people could learn if they paid attention to what is happening to these former dictators in other countries.

Eventually these spouters will lapse into quietness and we may have hoped for cooler weather. Don't expect it any time soon, though, because some spouters will not listen to common sense and they will continue to spout endlessly.

And what can you do in the meantime? You can watch the rain clouds that pass your area or you can start getting ready for what could be a really cold winter. Warm coats and long underwear with a trap door are not needed now, but in a couple or three months will be every day attire. You will forget this unbearable heat and try to keep warm.

This heat, which some people say is the worst weather since the 1960s, is causing many people to hibernate, that state of not going out which is common to bears in winter but not often observed by humans. More people prefer to stay inside near a cooler or air conditioner than to swelter in the heat outside. And it is discouraging to watch those rain clouds skitter by without dropping any moisture at all.

Happily, the hot weather will subside eventually and we can all talk about the summer of Ought Three as if it was a time to be totally forgotten instead of being talked about and talked about and talked about for years and years.

Existing and surviving in this heat is not unlike existing and surviving during some of those hot air speeches you will continue to hear. The main thing is to absorb only what you want and discard the rest, heat as well as spouting.

Really now, do you believe this heat is caused by global warming or by El Niño or La Nina or by hot air spouters?

*What causes the heat?*

**Another FOG Letter to AG About Capitan**

The New Mexico Foundation for Open Government (FOG) has sent a letter, dated July 25, 2003 to Assistant Attorney General Lama, Director, Civil Division, of the New Mexico Attorney General's office concerning the agenda for the Capitan Village Council special meeting of July 28, 2003.

The July 25, 2003 FOG letter to the AG's office states:

Dear Mr. Lama:

Following my letter of July 16 about the Village of Capitan's meeting and agenda procedure, the village posted an apparently timely notice of a special meeting for Monday, July 28.

However, the posted agenda contains this item:

3. Executive Session regarding pending or threatening (sic) litigation.

As I pointed out in my July 16 letter, and as the attorney general's office has advised other public bodies in the past, litigation cannot be both threatened or pending. If it's pending a lawsuit has been filed and the case number is public record that should be cited to meet the specificity requirement of the Open Meetings Act. If there is a credible threat but no petition has been filed, the agenda should state the nature of the threat in general terms so that the public will have a clue as to what is about to go on behind closed doors.

Again, the agenda lists "Discussion/Action regarding executive session on pending or threatening litigation. In regard to that item on the previous agenda, the council voted to authorize the city attorney to draft a position paper for trustee review and approval at the next meeting. This still gave the public no clue as to the nature of the problem, although, as I said, it suggests pending litigation that should have been identified by case number in the item listing the executive session.

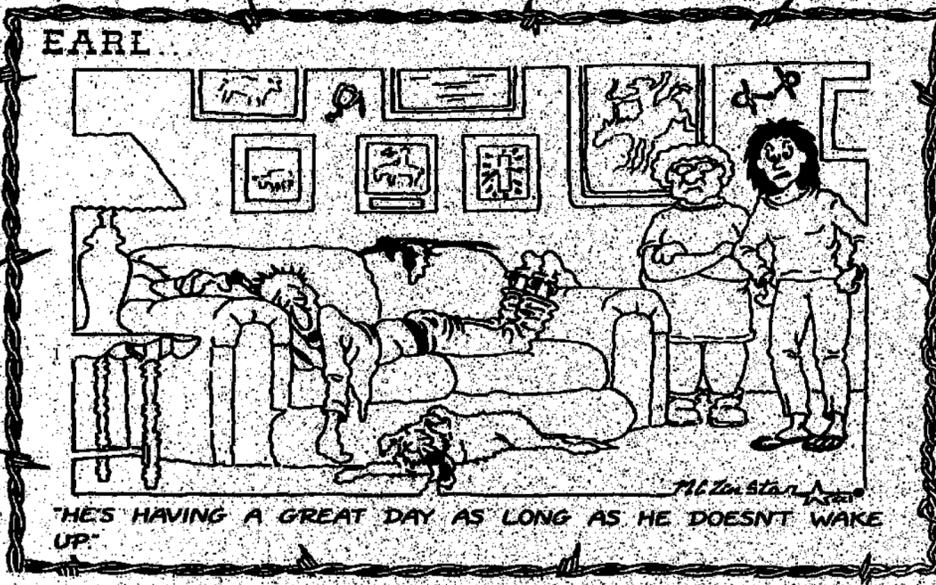
Please add this to the complaint of July 28.

Sincerely  
Robert H. Johnson

cc: Mayor Steven Sederwall  
Rose Barton  
Lincoln County News  
NMFOG Executive Committee

Copies of this FOG letter were sent to Mayor Steven Sederwall, Rose Barton, Lincoln County News, and NMFOG Executive Committee.

FOG Executive Director, Robert H. Johnson, had previously sent letters about Capitan to Mr. Lama on July 16 and July 18, 2003; see the July 24, 2003 issue of the NEWS for contents of those letters.



**INSIDE THE CAPITOL**  
by Jay Miller

**SANTA FE** — New Mexico's plan to use DNA testing on Billy the Kid and various wannabes is fraught with dangers that likely will disappoint the tourism industry.

Not that New Mexico needs to worry about any of the other claimants in Texas and Arizona turning out to be the real Billy, it's just that DNA testing of remains over 120 years old is difficult and expensive; not to mention the uncertainty of whether the remains even belong to the right person.

Southwestern cemeteries in the 1870s and 1880s, when Billy and his mother were buried, weren't secure. Soon after Billy was buried in Fort Sumner, stories of grave robbers stealing his remains already were circulating. If those stories were half as accurate as the number of times his grave marker is known to have been stolen, Billy may not be anywhere close to Fort Sumner.

Then there's the problem with two pals, Charlie Bowdre and Tom O'Folliard, being buried in the same grave, if we are to believe his current tombstone. That means a lot of remains will have to be tested.

And we can't be sure it is the right grave. In those days graves were marked by wooden crosses and no reliable records of grave sites were kept. In the early 1900s, the Pecos River flooded and washed away many markers and possibly some bodies. By the time a permanent marker was erected in the 1930s, it would have been very difficult to estimate the exact burial sites.

The location of Billy's mother's grave in Silver City also carries some questions. She was transferred from her original burial site to Memory Lane Cemetery in 1882, along with a number of other bodies. We can't be certain the people doing the transferring got everything right.

Exhumations involve legal processes, so authorities in Fort Sumner and Silver City will have to give their approval. Silver City has never made a big deal out of Catherine Antrim's grave site but Billy's grave in Fort Sumner is a big attraction. It now is generally accepted as being authentic. What will happen if no DNA from that grave site matches DNA from the Silver City site? How do we explain that? Might it be better to leave well-enough alone?

Although reopening the kid's case has its detractors, there is no denying that it can be good for tourism if handled correctly. Ideally that means



forgetting about the DNA stuff but we're probably into that too far already.

Governor Richardson says he plans to appoint a defense counsel and prosecutor to present evidence at hearings in Silver City, Mesilla, Fort Sumner and Lincoln. Billy grew up in Silver City and is said to have shot his first man there, avenging the murder of his father. Later he spent time in Mesilla where he became a good friend of Sheriff Pat Garrett, who later ambushed Billy in Fort Sumner.

The little town of Lincoln was the center of the Lincoln County War and the location of the courthouse where Billy killed two deputies. Hearings in these four locations would be sure to attract international attention because of worldwide fascination with the story. They wouldn't likely unearth any new facts but they could serve to educate all of us about the Kid's life and straighten out many misconceptions.

And our governor has found a way to tie himself into the action. Billy shot the two deputies after New Mexico's most famous governor, Lew Wallace, couldn't deliver on his promise to pardon the Kid in return for telling all he knew about the Lincoln County War in another murder trial.

I feel a certain responsibility if Lew Wallace made such a promise, Richardson says.



*Have A Good Day!!*



**PSYCHIC PREDICTIONS FOR THE NEW MILLENNIUM**

JUDITH L. CHRISTOPHER  
www.ruidoso.net/psychic  
(505) 257-2996

**Leo (July 23 - Aug 22)** Some people just don't get it! You have a big heart, and sometimes you assume they can read your mind, just because you thought it. Speak up.

**Virgo (Aug 23 - Sept 22)** Now is a good time, to find out what you want to do to make extra money. It's your life, live it the way you always wanted to. Try it, you'll like it.

**Libra (Sept 22 - Oct 22)** For now, take a look around, to see what your world has become. Ask yourself if it is what you want it to be, or are you doing it only for others.

**Scorpio (Oct 23 - Nov 21)** You're always doing for your loved ones, it's time you do something for yourself. Dream a little dream, and make it come true with your faith.

**Sagittarius (Nov 22 - Dec 21)** With the new knowledge you have collected, you'll have the power to do what needs to be done. You do not have to ask for permission from anyone.

**Capricorn (Dec 22 - Jan 19)** Oh, yeah babe! Rock and roll. Get up, Get out, get jiggy. Eat right, sleep right, and you'll do right. When you feel better, you work better. \$\$

**Aquarius (Jan 20 - Feb 18)** Set aside your pain, because you're the only one that can work through it. Others can only help you, when you let them into your heart. Have faith.

**Pisces (Feb 19 - March 20)** It's not a question of hurting someone's feelings, it's if you want to tell the truth, not only to them, but to yourself. Sleep on it before you take action.

**Aries (March 21 - April 19)** Your money isn't where it could be. Add up what is going out. Rearrange your time and money, so you'll be happier in the long run. Family first.

**Taurus (April 20 - May 20)** You may feel like you're about to come out of your skin. Good! Let the new you come out and take the world by storm. Ride the waves of life.

**Gemini (May 21 - June 20)** Take a good look inside. All work and no play will cost you your family and friends down the road. Don't let a day go by that you don't love.

**Cancer (June 21 - July 22)** Your question can be answered, by the way you act about it. Doesn't feel right? Then don't do it, until later. You're the boss of your life.

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# Sheriff's Report

The following information was taken from dispatch records in the Lincoln County Sheriff's Office in the Lincoln County Courthouse in Carrizozo.

**July 21:**

2:20 p.m. request for ambulance at Bonito Park for woman. Med 1 advanced life support ambulance responded at 2:38 p.m.

2:24 p.m. missing stuff at a business, request for deputy for missing battery from equipment.

3:59 p.m. request for deputy to take report on broken window at location in Honda.

5:49 p.m. caller from El Paso requested a deputy do a welfare check for six kids in a car with temporary Texas tag at Bonito Lake. The kids were supposed to be back by Monday, and possibly had vehicle problems. At 6 p.m. the caller advised that the kids were home.

8:14 p.m. deputy reported accident without injuries of car v. deer in Loma Grande Estates.

11:57 p.m. pit bull attack at location on Pinon in Alto area.

**July 22:**

9:05 a.m. deputy advised he was doing warrant service at location in Carrizozo.

3:25 p.m. request for ambulance for teenager bleeding from the mouth and nose. Carrizozo ambulance responded at 3:32 p.m. but was refused.

4:32 p.m. deputy reported injured deer in the middle of Mechem Drive at the north end.

4:52 p.m. deputy advised he made a traffic stop on High Mesa.

8:52 p.m. suspicious vehicle on the railroad at Ancho. Responding deputy advised it was a neighbor with asthma.

10:10 p.m. caller from Mescalero requested welfare check at location on ski run road.

**July 23:**

10:10 a.m. bear in camp at Bonito Lake campground. Game and Fish Dept. notified, deputy re-

sponded.

10:11 a.m. request for ambulance at doctor's office in Capitan to transport to Roswell. Capitan ambulance arrived in Roswell at 11:54 a.m.

10:28 a.m. gopher bite at Bonito Park.

1:11 p.m. Ruidoso police advised of a report of identity theft at location in Alto. Deputy assigned.

1:30 p.m. request for ambulance for diabetic female with no insulin for two weeks at location on F. Ave. Carrizozo ambulance at the scene at 1:44 p.m. and transported to Lincoln County Medical Center (LCMC) in Ruidoso.

2:18 p.m. father/son domestic on 3rd Street. Capitan police requested back up. Med 1 requested at 2:21 p.m., patient transported to LCMC by private vehicle at 2:48 p.m.

6:12 p.m. smoke sighted on east side of Nogal Peak. Lincoln Zone (forest service) notified, two deputies advised they saw smoke so Nogal Fire Dept. responded at 6:18 p.m. Deputy advised at 6:46 p.m. to cancel the fire department because it was a residence campfire/control burn.

8:33 p.m. driver from Albuquerque reported tire fire/suitcase at mile marker 109 on Highway

54. Corona Fire Dept. responded at 6:51 p.m. and requested the sheriff's office fire investigator at 6:54 p.m. Deputy responded to the scene at 7:37 p.m.

7:12 p.m. parent requested to meet a deputy at Ruidoso Downs police dept.

8:10 p.m. smell of smoke at gun range area on Hale Lake road.

10:56 p.m. deputy reported suspicious activity at the intersection of state roads 220 and 48.

**July 24:**

7:49 a.m. dog abuse at mile marker 13 on Arabela road, dogs in pens with no shade. Deputy responded at 8:55 a.m.

9:06 a.m. loud music at RV campground east of Ruidoso Downs. Responding deputy made no contact.

11:38 a.m. deputy advised of failure to register in Lincoln County.

12:51 p.m. fire alarm at location in Alpine Village. Bonito fire dept. responded and advised all was okay.

5:43 p.m. careless driver at mile marker 46 on Highway 380. Responding deputy advised the subject was wanted on a warrant and at 8:20 the deputy requested a wrecker and Carrizozo police transported the prisoner to Lincoln County Detention Center (LCDC).

6:49 p.m. request for ambulance at location on Pine Loop for 69 year old male who was very ill. Med 1 responded and was in service to LCMC by 7:15 p.m.

8:09 p.m. suspicious person sitting at the end of the runway at Carrizozo airport. Deputy notified.

8:21 p.m. Capitan animal control officer reported he had an altercation with his neighbor on Valley View. Deputy responded.

**July 25:**

9:07 a.m. request for ambulance at construction office at mile marker 266 on Highway 70. Med 7 ambulance responded at 9:16 a.m. but was refused.

9:45 a.m. K-9 running at large at RV park near Ruidoso.

No time; theft of car parts at location on B. Ave. in Carrizozo. Deputy assigned.

2:15 p.m. barking dogs on Broken Bow in Fawn Ridge. Deputy responded at 2:18 p.m.

3:06 p.m. four wheelers on Thompson and Franklin in Corona. Deputy responded at 3:49 p.m.

3:40 p.m. K-9 running at large at RV park. Deputy responded at 4:25 p.m. and returned dog to the owner and discussed the dog barking.

3:48 p.m. anonymous caller reported gate blocking Turkey Canyon. Forest Service advised the gate was on private land.

8:25 p.m. four wheelers tearing up the pavement at RV park east of Ruidoso Downs. Deputy responded at 9:14 p.m. but made no contact.

9:54 p.m. laceration at private campground in Bonito valley, Med 1 responded at 10:11 p.m. and transported to LCMC.

**July 26:**

8:55 a.m. caller from Cedar Creek reported vehicle not returned from location four miles east of Carrizozo on Highway 380.

9:52 a.m. Capitan ambulance advised they were in service at the rodeo grounds in Capitan and

from the  
**Lincoln County  
Sheriff's Office**  
by R.E. Virden  
Lincoln County  
Undersheriff



This service is provided to the citizens of our county in an effort to address their concerns and to better assist them in protecting their day to day way of life and an attempt to continually move in a positive direction.

## ROAD RAGE

Over the last five years, violence on the roads has increased by 51 percent. People are losing their lives on the highways by what is known as "road rage". The majority of drivers become angered by being cutoff or tailgated. It's estimated that 70 percent of drivers get irritated by slow drivers. Here are some important factors to consider in trying to reduce the anxiety of driving.

- \* Never allow yourself to be engaged in a test of wills. If someone is tailgating, pull into the slow lane and let them pass. Don't be a tailgater yourself or cut others off in traffic. Stay out of driving in the passing lane and/or slow lane (which is the left lane) when possible.
- \* Never make angry or obscene gestures. Use your horn sparingly and only as a warning.
- \* Allow yourself plenty of time to reach your destination. Being late is a major cause of stress on the road.
- \* If an aggressive driver is nearby, don't make eye contact.
- \* Don't take the challenge of driving in traffic personally.
- \* Realize that driving is one big cooperative venture. When you drive aggressively, you may feel that others are trying to slow you down or get in your way.
- \* If you witness an aggressive or out of control driver, stay out of the way. Contact the authorities if you feel an aggressive driver is being a danger to others.
- \* Don't use cell phones while driving whenever possible.

## COMPUTER REPAIR

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648-4007

# Church Directory



### MOUNTAIN MINISTRY PARISH SIERRA BLANCA PRESBYTERY

**Nogal Presbyterian Church:**  
BILL SEBRING, Pastor  
Sunday School ..... 10:00 a.m.  
Worship ..... 11:00 a.m.

**Ancho Community Presbyterian Church:**  
SCOTT KING, Pastor / 648-2024  
Worship ..... 9:00 a.m.  
Sunday School ..... 10:00 a.m.

**Corona Presbyterian Church:**  
Sunday School ..... 10:00 a.m.  
Worship ..... 11:00 a.m.

**First Baptist Church**  
HAYDEN SMITH, Pastor  
314 10th Ave., Carrizozo, NM  
648-2968 (Church) or 648-2107  
Sunday School ..... 9:45 a.m.  
Worship Service ..... 10:55 a.m.  
Sun. Evening ..... Training at 6:15 p.m.  
Evening Worship ..... 7:15 p.m.  
Wednesday Bible Study ..... 7:00 p.m.

**Carrizozo Community Church (AIG)**  
JOHNNIE L. JOHNSON, Pastor  
Corner of C Ave. and Thirteenth, 648-2186  
Children's Church ..... 10:30 a.m.  
Worship Service ..... 10:30 a.m.  
Wednesday Bible Study ..... 7:30 p.m.

**Santa Rita Catholic Community**  
FR. DAVE BERGS, Pastor  
213 Birch, Carrizozo, NM, 648-2853  
**SATURDAY:**  
Capitan Sacred Heart ..... 5:00 p.m.  
Carrizozo Santa Rita ..... 8:30 p.m.  
**SUNDAY:**  
Capitan Sacred Heart ..... 9:00 a.m.  
Carrizozo Santa Rita ..... 10:30 a.m.  
Corona St. Theresa ..... 1:00 p.m.

**Church of Christ**  
TOM POINDEXTER, Minister 354-3135  
Ave. C at 12th, Carrizozo, NM  
Sunday School ..... 10:00 a.m.  
Worship Service ..... 11:00 a.m.  
Evening Worship ..... 8:15 p.m.  
Wednesday Bible Study ..... 7:00 p.m.

**St. Matthew Episcopal Church**  
REV. RON THOMSON, Rector  
Corner of E Ave. and Sixth, Carrizozo, NM  
1-505-258-1242  
Holy Eucharist ..... Sunday 9:30 a.m.

### Glauch Community Church

TONY SCACCIA, Minister  
849-1402  
Second Sunday of Each Month ..... 9:00 a.m.

### United Methodist Churches

**JOHANNA ANDERSON, Pastor**  
1000 D. Ave. 648-2893 / 648-2846  
Carrizozo, NM 88301  
Sunday School (All Ages) ..... 10:00 a.m.  
Worship Service ..... 11:00 a.m.  
Choir Practice (Tuesday) ..... 6:30 p.m.  
United Methodist Women  
Every 3rd Wednesday ..... 2:00 p.m.  
Fellowship Dinner on  
4th Sunday of Month ..... 12:30 p.m.

**CAPITAN:**  
Adult Sunday School ..... 8:30 a.m.  
Worship Service ..... 9:15 a.m.  
Children's Sunday School ..... 9:30 a.m.  
Fellowship Time ..... 10:15 a.m.  
Adult Sunday School ..... 11:00 a.m.  
Choir Practice (Tuesday) ..... 7:00 p.m.  
Fellowship Dinner ..... Every Third Sunday  
Handmaidens (Ecumenical Women's Group)  
1st and 3rd Tuesday ..... 8:30 a.m.

**Christ Community Fellowship**  
ED VINSON, Pastor (inter-denominational)  
514 Smokey Bear Blvd., Capitan, NM  
Sunday School ..... 9:30 a.m.  
Sunday Morning Worship ..... 10:30 a.m.

**Capitan Church of Christ**  
LESLIE EARWOOD, Minister  
5th & Lincoln / 336-4627  
Sunday Bible Study ..... 10:00 a.m.  
Worship Service ..... 11:00 a.m.  
Evening Worship ..... 6:00 p.m.  
Wednesday Bible Study ..... 7:00 p.m.

**Trinity Southern Baptist Church**  
MEL GNATKOWSKI, Pastor / 648-2530  
Phone 354-2044  
Capitan (South on Hwy. 48)  
Sunday School ..... 9:30 a.m.  
Worship Service ..... 11:00 a.m.

**First Baptist Church of Corona**  
CAL WEST, Pastor / 648-7978  
Sunday School ..... 10:00 a.m.  
Worship Service ..... 11:00 a.m.  
Wednesday Bible Study ..... 7:00 p.m.  
Fellowship Dinner ..... 1st Sunday of Month.

## Judge Karen L. Parsons COURT CALENDAR

12th JUDICIAL DISTRICT  
Division III

**Monday, July 28**  
9 a.m. jury trial, SNM v. Billy Dean Gardner, CR-2002-168 (Dobbs / Rafkin)

**Tuesday, July 29**  
9 a.m. Romero v. Romero, DV-2003-55 (R.Hawthorne/ProSe) community property half day  
1 p.m. Overgard v. Overgard; DM-2001-04 (Whorton) temporary restraining order

**Wednesday, July 30**  
9 a.m. jury trial, SNM v. Randolph Martinez; CR-2003-16 (Stevens / Mitchell)  
Darrell Brantley domestic case mediator:  
10 a.m.  
Sanchez v. Wood; DV-2003-50 motions  
Reed v. Reed; DV-2003-55 motions  
10:30 a.m.  
Baker v. Surratt; DV-2003-71  
Pena v. Pena; DV-2003-72

**Thursday, July 31**  
8 a.m. Grand Jury orientation at Magistrate Court  
9 a.m. JQ-2002-01

**Friday, August 1**  
Ruidoso for Juvenile Cases  
8:15 a.m. check ins  
Casey Laymon, JR-2002-10  
Cody Vega; JR-2002-59  
Ory-Hoke; JR-2002-58  
First Appearances:  
Julian Orozco; JR-2002-19 judicial inquiry and JR-2003-45 first appearance  
Dawn Salcido; JR-2003-43  
Leonard Vigil; JR-2003-47  
Adam Schiele; JR-2003-29  
Change of Pleas:  
Glynn Enjady; JR-2003-35  
Candie Loyosa; JR-2003-39 & 40  
Buddie Hirsch; JR-2003-20  
Dispositions:  
Christina Contreras; JR-2003-20  
Brian Flowers; JR-2003-23  
Eugenia Mizquez; JR-2000-42  
Beau Hirsch; JR-2003-16  
Sonny Littleton; JR-2002-18 and 2003-37  
Brandon Lee; JR-2002-47  
Adjudicatories:  
Michael Treas-Baca; JR-2003-09  
Casey Smith; JR-2003-31

**LoGrone Funeral Chapel**  
**Jerry & Lonita Rasak**

In Memory of  
**BILL WINKLER**  
**Stearns Insurance Agency**



**Domenici Greets Capitan Grandparents**

WASHINGTON -- U.S. Senator Pete Domenici recently got a chance to visit with Joe and Patricia Ferrell of Capitan who were in Washington as part of a graduation trip for their granddaughter Shannon Sanders. Shannon graduated from Roswell High School in the spring. The Ferrell's trip for Shannon included an Atlantic coast trip, where they went to New York City, Baltimore, Philadelphia and Washington, D.C. Senator Domenici's office arranged a tour of the United States Capitol for the family.

**Poor Patients Will Be Forced to Use ER Under New State Indigent Care Rules**

by Doris Cherry County Commissioners At their July 15 meeting in Carrizozo, Lincoln postponed action on proposed state mandated

changes to the county indigent health care ordinance that make private health care providers ineligible for indigent health care funds for services outside a hospital. Last month county commissioners defied the state mandate for counties to adopt the new language because they were concerned about claims for such reimbursement already filed with the county indigent health care fund administrator Teresa Montoya. Last month they instructed county manager Tom Stewart to contact the state for clarification on the new state act. Stewart said he sent a letter on July 1 to the director of the state health policy commission in Santa Fe asking for clarification about the private provider eligibility. Patricia Larragoite, director, responded back on July 7 and acknowledged the conflict in the language of the indigent health care bill. He said omitting pri-

(SEE PAGE 9)

**Wells Fargo Launches Program; 'Team Up for Our Schools'**

During this time of budget shortfalls Wells Fargo has launched a program called, "Team Up for Our Schools", to help children, teachers, schools and communities during these challenging times. Realizing that critical school programs have been cut or minimized Wells Fargo is providing an extra level of commitment to New Mexico's public school districts. In addition to an on-going commitment to education, Wells Fargo will donate up to \$30 to local school districts for specific new accounts opened between July 14 and September 13. Through the *Team up for Our Schools* program alone, Wells Fargo hopes to donate more than \$3 million to school district across the 23 states in which the company does business. In addition, Wells Fargo bankers in New Mexico will be contacting schools in the community to develop plans for supply drives whereby Wells Fargo team members and customers can donate needed supplies to neighborhood schools. For every new Wells Fargo consumer checking account with Direct Deposit, including Free Checking, opened by a Wells Fargo office in the customer's school district from July 14 through September 13, 2003, Wells Fargo will donate \$10 to the local school district. Wells Fargo's Direct Deposit service allows payments such as payroll, expense reimbursements, dividends and tax refunds to be automatically deposited into the account. Wells Fargo will also donate an additional \$10 when customers open a consumer *Wells Fargo Package*. A *Wells Fargo Package* is a combination of a checking account plus three or more additional accounts or

services, tailored to fit the customer's needs, package products include banking accounts, credit cards, online services and more. \$10 will also be donated for Bill Pay enrollments completed between July 14 and September 13, 2003. To qualify, a minimum of one bill payment must be completed by October 12, 2003. Bill Pay enables customers to manage and pay bills online -- anytime, anywhere. Open a *Wells Fargo Package*, sign up for and use Direct Deposit and Bill Pay, and earn a \$30 donation for local schools. There's a way for everyone to contribute. Existing Wells Fargo checking customers can also earn a \$10 donation simply by enrolling in Bill Pay and completing a minimum of one payment or by opening a *Wells Fargo Package*.

**Sheriff's Report**

(Con't. from P. 5)  
 requested Med 1 to meet them. Med 1 met them at 10:12 a.m. and transported to LCMC.  
 10 a.m. Corona fire department advised they were responding to a car fire at mile marker 189.7 on Highway 54. They were back at their station by 10:31 a.m.  
 2:10 p.m. theft/larceny at country club in Alto. Deputy responded at 4:08 p.m.  
 5:30 p.m. nuisance at mile marker 92.3 on Highway 380, a subject was discharging flash grenades from 11 p.m. to midnight to scare elk.  
 7:59 p.m. drinking/pot smoke at Eagle Creek. Deputy responded at 8:28 p.m.  
 8:01 p.m. teen speeding in Corona. Deputy responded at 9:09 p.m. but made no contact.  
 9:40 p.m. LCMC emergency room reported a subject with a gun shot wound received at location near Hale Lake. Deputy responded at 9:52 p.m.  
 July 27:  
 12:27 a.m. deputy advised of a fight at Corona school.  
 12:28 a.m. loud music at location on Sierra Drive.  
 8:54 a.m. burglary at business in Corona, unknown subjects broke in and stole money. Deputy responded at 10:15 a.m.  
 9:15 a.m. drunk person at location on Crest View, male subject stopped deputy at business in Capitan to advise of a subject on his property trying to hide a car. The deputy made contact with the subject who was not drunk, rather the subject had a death in the family and he thought he was on his sister's property.  
 11:45 a.m. breaking and entering at location on Screaming Eagle, trailer broken into. Deputies responded at 11:59 a.m.  
 12:04 a.m. property dispute in Arabela. Deputy responded at 1:23 p.m.  
 1:50 p.m. Ruidoso Downs police requested assistance at business with four prisoners. Deputies responded and advised

(SEE PAGE 9)



Again monsoon rains have failed to arrive in Lincoln County, which according to some old timers makes this summer the driest since the 1980s. The following information was taken from the National Weather Service website:  
 Forecast for Carrizozo, Lincoln, Hondo Valley and other lower elevations of Lincoln County:  
 Today, Thursday, July 31:  
 Partly cloudy with 20 percent chance for showers and thunderstorms. High of 90. Tonight, mostly clear with very slight chance of showers and thunderstorms, low of 59.  
 Friday, August 1:  
 Mostly clear with slight chance of showers and thunderstorms. High of 99. Low of 80.  
 Saturday, August 2:  
 Partly cloudy with slight chance of showers and thunderstorms. Highs from upper 80s to upper 90s, lows upper 50s to mid 60s.  
 Sunday, August 3:  
 Partly cloudy with slight chance of thunderstorms and showers. Highs: upper 80s to upper 90s, lows in the upper 50s to mid 60s.  
 Monday, August 4:  
 Partly cloudy with slight chance of thunderstorms. Highs in the upper 80s to upper 90s, lows in the 60s.  
 Tuesday, August 5:  
 Partly cloudy with slight chance of thunderstorms. Highs in the upper 80s to upper 90s, lows upper 50s to mid 60s.  
 Forecast for Ruidoso, Capitan, Corona and higher elevations of Lincoln County:  
 Today, Thursday, July 31:  
 Partly cloudy with 20 percent chance of showers and thunderstorms. High of 83 in Ruidoso, 90 in Capitan. Tonight, partly cloudy with slight chance of showers and thunderstorms. Low of 53 in Ruidoso and 60 in Capitan.  
 Friday, August 1:  
 Partly cloudy with slight chance of showers and thunderstorms. High of 85 in Ruidoso and 82 in Capitan. Lows 51 to 58.  
 Saturday, August 2:  
 Partly cloudy with slight chance of showers and thunderstorms. Highs in the mid 80s to mid 90s, lows in the mid 50s to low 60s.  
 Sunday, August 3:  
 Partly cloudy with slight chance of showers and thunderstorms. Highs in the low 80s to mid 90s, lows in the mid 50s to low 60s.  
 Monday, August 4:  
 Partly cloudy with slight chance of showers and thunderstorms. Highs in the low 80s to mid 90s, lows in the mid 50s to low 60s.  
 Tuesday, August 5:  
 Partly cloudy with slight chance of showers and thunderstorms. Highs in the low 80s to mid 90s, lows in the mid 50s to low 60s.  
**Republicans Meet Aug. 5 In Ruidoso**  
 Lincoln County Republican Party meets at 7 p.m. Tuesday, August 5 at K-Bob's Restaurant in Ruidoso.  
 Everyone is invited to attend the meeting that is open to the public.

**ANTIQUES & COLLECTIBLES AUCTION**  
**RUIDOSO, NEW MEXICO**  
**DATE: SATURDAY, AUG. 9, 2003**  
**TIME: 9:00 A.M.**

LOCATION: From Ruidoso, New Mexico go 14 miles north on Hwy. 48 to Hwy. 37 (Bonito Lake Hwy), go 4.5 miles north on Hwy. 37 to Juniper Springs Rd., go 1.5 miles west on Juniper Springs Rd. to Bonita Drive, go south on Bonita Drive .25 mile to Auction Site.  
 From Capitan, New Mexico go 10 miles south on Hwy. 48 to Hwy. 37 (Bonito Lake Rd.) follow the above directions off Hwy. 37.  
 From Carrizozo, New Mexico, go 8 miles east on Hwy. 380 to Hwy. 37, go 7 miles south on Hwy. 37 to Juniper Springs Rd., go 1.5 miles west on Juniper Springs Rd. to Bonita Drive, go south on Bonita Drive .25 mile to Auction Site. Watch for signs.

**OWNER: BRYAN SWANNER**  
 Phone: 505-3543-4249  
 Bryan Swanner has commissioned Bill Johnston Auctioneers to sell the following at Public Auction.  
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 ANTIQUE TRACTOR \* TRUCKS \* MOTORCYCLE  
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 VEHICLES \* BACKHOE \* METAL LATHES \* TOOLS  
 ANTIQUE IMPLEMENTS

WEB SITE: <http://bja.uccoa.net>  
 e-mail address: [bjay@yucoa.net](mailto:bjay@yucoa.net)

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# Humane Society

(Continued from Page 3)

quest" in the county budget.

"We made all departments cut five percent," Stewart responded. "There was no motion (from commissioners) for the \$40,000."

Atkins said the humane society is offering to provide kennel services until July 15, the next regular county commission meeting.

"If I had the \$25,000 I could build a lot of kennels in Arabela," Graham responded.

Morel said there are several issues. First the Humane Society contract had been \$25,000 which by the state procurement laws can be done without a request for proposals or bid. When it goes over \$25,000 it must go out for bid, or be declared a sole provider," Morel said. "But now we have another group interested."

Morel said he was unsure if Washburn would sign a contract to take county animals, especially with the conditions required.

County commission chair Rex Wilson said any contract or arrangement should be finalized with Washburn before any animals are taken to her. "But today, the humane society is willing to work with us on the interim."

"We'll work through this," Wilson said. "It is not a negative picture and could be a fortunate situation for both groups."

"Paying \$40,000 a year to put down 60 percent of the animals we take (to the

humane society) is ridiculous," Wilson added. Morel suggested the commission do a request for proposals "since everybody wants our animals."

Atkins said the humane society will "carry on as long as needed for a smooth transition, even if it takes three months."

"We need to know where to tell our animal control officer where to take the animals he picks up," Sullivan responded.

"I will call Becky (Washburn) tonight that the Humane Society will take the animals," Sullivan said. "I had an obligation to find somewhere to take the animals."

"I thought we could work it out with the Humane Society," Martinez said. "We are getting rid of a professional outfit and they would work with Graham."

"You are losing a professional outfit because of personalities," Graham said.

County commissioners also awarded the bid for phase 1 electrical work at the livestock pavilion at the Lincoln County Fairgrounds in Capitan to McFarlin Enterprises of Ruidoso for \$15,117.80. The pavilion project had \$7,556 remaining. The shortfall of \$7,561.80 for phase 1 will be accommodated in the final budget preparation," Stewart said.

County commissioners postponed awarding the phase 2 for \$7,728.85 subject to fundraising efforts by the fair board.

# Poor Patients Will Be Forced to

(Continued from Page 6)

heard on the senate floor for passage.)

County commission chair Rex Wilson suggested the county manager "keep poking" into the conflicts with the state changes on the indigent health care act. Wilson also said they need to talk with state Sen. Tim Jennings (D-Roswell) who sponsored the original bill to make minor wording changes in the indigent health care act. "We need to talk with Sen. Jennings directly to clarify his intent with this bill," Wilson said.

"We also need to start the process with Sen. Jennings to get him to put this bill on the governor's call for the 2004 short legislative session," Wilson added.

"This plays right into the hospital's hands," said county commissioner Leo Martinez. "The amendments were done by the hospital lobbyists who

work for the hospitals." Martinez asked if the county should go ahead and pay the claims for private providers, or do nothing.

Morel said if the county pays, whoever signs the checks for the reimbursements to private providers will be personally responsible for that money.

Montoya said the county treasurer is concerned about paying the claims for the private providers.

"If indigent patients cannot go to the clinics or the doctor's offices, then they will have to go to the emergency room at the hospital at \$350 a pop," Martinez responded. "That seems like the plan from the hospital."

"Where were our lobbyists?" Martinez asked.

A representative of a private physician said some indigent people are not coming to the doctor for treatment because their

bills will not be reimbursed. Instead the indigent patients are being forced to the ER for care," she said.

"There are no quick fixes, even if we get an attorney general opinion," Morel said. "This will take months of work and can only get fixed at the legislature."

County commissioners directed Stewart and Morel to continue to work on the issue, and agreed to hold another public hearing on the ordinance at the August meeting.

# Myra Green to Present Free Concert August 3

New Mexico native & CGMA Winner, Myra Green will present a free concert at Ruidoso Downs First Baptist Church, Sunday August 3 at 11 a.m. First Baptist Church is located at 381 Hwy. 70 East, phone number 378-4611. Randy Widener is the pastor. Doors will open at 10:30 a.m.

For more information, contact Green Ridge Ministries, Cliff & Myra Green, P.O. Box 14, Glorieta, NM 87535, 505-757-8406, 505-890-2548, seagreen@cybermesa.com

# Court Calendar

(Continued from Page 5)

Ryan Baker, JR-2003-05 merits and pretrial and JR-2003-44

Other

Berson Jim, JR-2002-27 motions  
John Ward, JR-2003-25 pretrial  
Christina Contreras, JR-2002-20 judicial inquiry  
1:30 p.m. Segobia v. Segobia, DM-1998-63 (Montoya/ProSe) review hearing

# LEGALS

## LEGAL NOTICE

STATE OF NEW MEXICO  
COUNTY OF LINCOLN  
TWELFTH JUDICIAL  
DISTRICT COURT  
Case No. CV-03-150

FIRST STATE BANK N.M.,  
Plaintiff,

vs.

GROUP I: RANDY C. LYKINS

GROUP II: The following named persons, if living; if deceased, their unknown heirs: GEORGE AMABLE CHAVEZ, VERNON PETTY, GWENETH C. PETTY, FLORENCE M. LUCK, L.A. RICHARDS, MARY LOU RICHARDS, WILLIAM C. MOSS, and DORRINE A. LYKINS.

GROUP III: The unknown heirs of KIRBY C. LYKINS; and

GROUP IV: The unknown claimants of interest in the Property.  
Defendants.

## NOTICE OF PENDENCY OF SUIT

THE STATE OF NEW MEXICO TO THE ABOVE NAMED DEFENDANTS:

You and each of you are hereby notified that the above-named Plaintiff has filed a Complaint against you in the above-entitled and numbered cause in the above-designated Court.

The general object of the action is to quiet the title of Randy C. Lykins (subject to the Plaintiff's Mortgage) in and to the property more particularly described in the Complaint in said cause, which property is located in Lincoln County, New Mexico, and to foreclose a Mortgage on said property held by Plaintiff.

The property is described as follows:

LOTS 1, 2, & 3, BLOCK 87, THE TOWN OF CAPITAN, CAPITAN, LINCOLN COUNTY, NEW MEXICO AS SHOWN BY THE PLAT THEREOF FILED IN THE OFFICE OF THE COUNTY CLERK AND EX-OFFICIO RECORDER OF LINCOLN COUNTY, NEW MEXICO, MARCH 3, 1990.

You and each of you are further notified that unless you enter your appearance in the said cause on or before the 16th day of September, 2003, Judgment will be rendered against you and each of you by default, and the relief prayed for in the Complaint will be granted.

The name and post office address of the attorneys for the Plaintiffs are as follows:

Steven J. Hile, Esq.  
Victor E. Carlin, Esq.  
Moses, Dunn, Farmer & Tuhill, P.C.  
P.O. Box 27047  
Albuquerque, New Mexico 87125-7047

WITNESS my hand and the seal of the District Court of Lincoln County, New Mexico on July 17, 2003.

Signed: DISTRICT COURT CLERK

Published in the Lincoln County News on July 24 and 31, and August 7 and 14, 2003.

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Mail to: Lincoln County News, P.O. Box 459, Carrizozo, NM 88301

# LEGALS

## LEGAL NOTICE

NOTICE is hereby given that on June 10, 2003, Glenn M. & Martha L. Hawk, P.O. Box 756, Carrizozo, NM 88301, filed application number T-4347 into T-4350 with the STATE ENGINEER to Change Location of Well within the Tularosa Under-ground Water Basin Lincoln County by abandoning the use of well T-4347 located in the NW1/4SW1/4, Section 9, Township 8 South, Range 10 East, NMPM, on land owned by the applicants, and transferring 3.5 acre-feet per annum of shallow ground-water used for domestic and livestock purposes into domestic well T-4350, drill in accordance with section 72-12-1, NMSA and located in the SE1/4SW1/4, Section 9, Township 8 South, Range 10 East, NMPM, on land owned by the applicants.

Domestic well is located approximately 2 miles southwest of Carrizozo by way of Highway-54. Original well T-4347 will be plugged or capped.

Any person, firm or corporation or other entity having standing to file objections or protests shall do so in writing (legible, signed and include the writer's complete name and mailing address). The objection to the approval of the application: (1) if impairment, you must specifically identify your water rights; and/or (2) if public welfare or conservation of water within the state of New Mexico, you must show you will be substantially effected. The written protest must be filed, in triplicate, with the State Engineer, P.O. Box 729, Las Cruces, New Mexico 88004-0729 within ten (10) days after the date of the last publication of this Notice. Facsimiles (faxes) will be accepted as a valid protest as long as the hard copy is sent within 24-hours of the facsimile. Mailing post-mark will be used to validate the 24-hour period. Protests can be faxed to 505-524-6160. If no valid protest or objection is filed, the State Engineer will evaluate the application in accordance with Section 72-2-16, 72-5-6 and 72-12-3.

Published in the Lincoln County News on July 24 and 31, and August 7, 2003.

## LEGAL NOTICE

TWELFTH JUDICIAL DISTRICT COURT COUNTY OF LINCOLN STATE OF NEW MEXICO

No. CV-03-142 Division III

BILL B. BOYKIN, also known as B.B. BOYKIN, Plaintiff,

vs. GROUP I: THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED, THEIR UNKNOWN HEIRS, AND THE UNKNOWN SPOUSES OF THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED, THEIR UNKNOWN HEIRS: LORI VAN CLEAVE, TROY VAN CLEAVE, RACHEL MUELLER (formerly known as RACHEL VAN CLEAVE); CATHY WEINER, and MITCH WEINER; GROUP II: THE UNKNOWN HEIRS OF THE FOLLOWING NAMED DECEASED PERSON: B.T. VAN CLEAVE; GROUP III: ALL UNKNOWN CLAIMANTS OF INTEREST IN THE PREMISES ADVERSE TO THE PLAINTIFF;

Defendants.

## SUMMONS AND NOTICE OF PENDENCY OF ACTION

THE STATE OF NEW MEXICO TO THE FOLLOWING NAMED DEFENDANTS:

GROUP I: THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED, THEIR UNKNOWN HEIRS, AND THE UNKNOWN SPOUSES OF THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED, THEIR UNKNOWN HEIRS: LORI VAN CLEAVE, TROY VAN CLEAVE, RACHEL MUELLER (formerly known as RACHEL VAN CLEAVE), CATHY WEINER, and MITCH WEINER; GROUP II: THE UNKNOWN HEIRS OF THE FOLLOWING NAMED DECEASED PERSON: B.T. VAN CLEAVE; GROUP III: ALL UNKNOWN CLAIMANTS OF INTEREST IN THE PREMISES ADVERSE TO THE PLAINTIFF.

GREETINGS: You are hereby notified that Bill B. Boykin, also known as B.B. Boykin, Plaintiff, has filed an action in the District Court of Lincoln County, New Mexico, Civil Docket No. CV-03-142 Div. III, wherein you are named as Defendants and wherein said Plaintiff seeks to obtain constructive service upon you.

The general subject matter of said action is to quiet title to certain real estate, which is the subject matter of the above-captioned and numbered cause of action and is described as follows:

A tract of land situate within the NW1/4SW1/4 of Section 1, and the NE1/4SE1/4 of Section 2, Township 8 South, Range 10 East, N.M.P.M., Lincoln County, New Mexico, being more particularly described as follows:

Beginning at the 1/4 corner common to Sections 1 and 2, Township 8 South, Range 10 East, N.M.P.M.; thence South 89° 49' 30" West, a distance of 661.11 feet; thence South 0° 29' 18" West, a distance of 661.86 feet; thence North 89° 43' 48" East, a distance of 664.95 feet; thence South 0° 08' 18" West, a distance of 630.0 feet; thence South 89° 37' 12" East, a distance of 744.2 feet; thence North 43° 33' 48" East, a distance of 827.1 feet; thence North 0° 49' 48" East, a distance of 637.2 feet to a point in the South right of way line of U.S. Highway #380; thence following said right of way line Westerly along a 7° 09' 10" curve to the right, a distance of 370.15 feet; thence continuing Westerly along a 0° 35' 44" curve to the right, a distance of 496.56 feet; thence leaving said right of way and going South 88° 58' 12" West, a distance of 458.27 feet to the point of beginning and containing 44.768 acres, more or less;

LESS AND EXCEPTING a tract of land situate within the NW1/4SW1/4 of Section 1, Township 8 South, Range 10 East, N.M.P.M., Lincoln County, New Mexico, being more particularly described as follows: Beginning at the 1/4 corner common to Sections 1 and 2, Township 8 South, Range 10 East, N.M.P.M., thence North 88° 58' 12" East, a distance of 458.27 feet to a point on the South right of way line of U.S. Highway #380; thence following said R.O.W. line Easterly on a 0° 35' 44" curve to the left, Radius = 2965 feet, a distance of 496.56 feet to Hwy. station marker #25+29.9; thence continuing Easterly on the South R.O.W. line on a 07°

09' 10" curve to the left, a distance of 68.85 feet to the point of beginning of this tract; thence South 00° 49' 48" West, a distance of 651.5 feet; thence South 89° 37' 12" East, a distance of 300.00 feet; thence North 00° 49' 48" East, a distance of 637.2 feet to a point on the South R.O.W. line of U.S. Highway #380; thence on a 07° 09' 10" curve to the right, a distance of 301.3 feet to the point of beginning, containing 4.44 acres, more or less; TOGETHER WITH all improvements thereon; SUBJECT TO easements, reservation and restrictions of record.

You are further notified that unless you enter your appearance, plead or otherwise respond in said cause on or before August 27, 2003, judgment will be rendered against you by default and the relief prayed for in the Complaint will be granted to Plaintiff in conformity with the allegations of the Plaintiff's Complaint.

The name and address of the attorney for the Plaintiff is: Archie A. Witham, P.O. Box 83, Nogal, New Mexico 88341.

WITNESS my hand and seal of the District Court of Lincoln County, New Mexico, on this the 8th day of July, 2003.

JAN PERRY Clerk of the District Court.

(SEAL)

By: Mickie L. Vega

Published in the Lincoln County News on July 10, 17, 24 and 31, 2003.

## ADVERTISEMENT FOR RE-BID

Separate sealed bids will be received for the following three re-bid construction projects by the Owner, County of Lincoln, August 13, 2003, at the office of the purchasing agent, 300 Central Ave., Carrizozo, NM 88301-0711. Proposals will be opened publicly and read aloud. The three projects and their bid opening times are as follows:

Re-bid of Invitation For Bid #02-03-019 -- Carrizozo Health Center Additions: This project consists of the construction of the addition of a new medical office wing and the addition of new dental offices and lab space for the Carrizozo Health Clinic in Carrizozo, New Mexico. Bids will be opened at 1:30 pm, Local time. Proposals received after that time will not be accepted.

Re-bid of Invitation For Bid #02-03-020, CDBG Project #02-CNR-1-1A-28 -- Ruidoso Public Health Clinic: This project consists of the construction of a new Public Health Clinic for the Village of Ruidoso, New Mexico. Bids will be opened at 2:30 pm, Local time. Proposals received after that time will not be accepted.

Re-bid of Invitation For Bid #02-03-021 - Materials Management Warehouse, Laundry Facility, and Endoscopy Suite for the Lincoln County Medical Center: This project consists of the construction of a new Materials Management Warehouse and Laundry Facility for the Lincoln County Medical Center in Ruidoso, New Mexico. The project will also consist of interior renovations to include a new endoscopy procedure room and a new surgical recovery room. Bids will be opened at 3:30 pm, Local time. Proposals received after that time will not be accepted.

The Contract Documents for the three projects listed above may be examined at the office of the project Architect:

Rohde May Keller McNamara Architecture, P.C. Simms Tower, Studio 1100, 400 Gold Ave. SW Albuquerque, NM 87102 (505) 243-5454.

Bona fide bidders may procure copies of the Contract Documents from Albuquerque Reprographics, Inc., 4716 McLeod, Albuquerque, NM (505) 884-0862. General Contractors will be allowed a maximum of three (3) sets for a deposit of \$30.00 each for the Carrizozo Health Center Additions, \$40 each for the Ruidoso Public Health Clinic, and \$40 each for the Lincoln County Medical Center Additions. Subcontractors and material suppliers will be allowed one set for a deposit amount listed above. Extra sets can be purchased for cost of reproduction.

Published in the Lincoln County News on July 24 and 31, and August 7, 2003.

TWELFTH JUDICIAL DISTRICT COURT STATE OF NEW MEXICO COUNTY OF LINCOLN

No. CV-02-236 Div. III

RANCHO RUIDOSO CONDOMINIUM OWNERS' ASSOCIATION, INC., a New Mexico non-profit corporation, Plaintiff,

vs. EARL B. BLANN and UNKNOWN SPOUSE, RICHARD J. BRAWNER and DAWN M. BRAWNER, MICHAEL BYRUM and KATHY BYRUM, CARLOS DANIEL CASAREZ and IRENE CASAREZ, ROSE M. GOMEZ and UNKNOWN SPOUSE, JAIME CARDENAS HERMOSILLO and MARIA del CARMEN GUEVARA de CARDENAS, DANNY JOHNSON and LINDA JOHNSON, FRANCIS E. LAPSLEY and UNKNOWN SPOUSE, DAVID B. LOCKE and SANDRA J. LOCKE, JOHN ALLEN MARTINEZ and UNKNOWN SPOUSE, HECTOR MIGUEL and LAURA MIGUEL, ERNE R. MONTOYA and UNKNOWN SPOUSE, JOSE LUIS ARIAS MURILLO and MARTHA E. LIEVANO de ARIAS, DANIEL OLMEDA and LOURDES OLMEDA, and DIANA LOURDES OLMEDA GARCIA and UNKNOWN SPOUSE, JOE A. PAVAN and SONIA Z. PAVAN, HUMBERTO PERUSQUA PORTILLO and MARELA MARTINEZ de PERUSQUA, DAREN C. PIERSOL and UNKNOWN SPOUSE, DAVID RAMIREZ and MIRNA RAMIREZ, JEFFREY JAMES RICHTER and MICHELLE L. RICHTER, LUCILLE SALLEE and UNKNOWN SPOUSE, GREG A. SALLEE and UNKNOWN SPOUSE, DAIN E. SALLEE and UNKNOWN SPOUSE, and JAIME P. SALLEE and UNKNOWN SPOUSE, ROGELIO ZANELLA and MARIA de

JESUS ZANELLA, LUIS LOPEZ and MARSHA LOPEZ, and HECTOR MARTINEZ and UNKNOWN SPOUSE, DANIEL FRANCIS ZICCARELLI and MARY D. ZICCARELLI Defendants

## AMENDED SUMMONS AND NOTICE OF PENDENCY OF SUIT

THE STATE OF NEW MEXICO TO EACH AND EVERY DEFENDANT NAMED IN THE CAPTION OF THIS CAUSE:

YOU ARE HEREBY NOTIFIED that the above styled and numbered cause of action has commenced and is now pending in the Twelfth Judicial District Court of Lincoln County, New Mexico.

The general object of the action is to foreclose Plaintiff's Notice of Assessment of Lien against fractional interests in residential units owned by the Defendants at Rancho Ruidoso Condominiums in Ruidoso, New Mexico, as more particularly described in the Complaint on file.

You are further notified that unless you file an answer or responsive pleading to the Complaint, on or before August 27, 2003, judgment will be entered against you by default and Plaintiff will apply to the Court for the relief demanded in the Complaint.

Plaintiff is represented by Lee Griffin of Lee Griffin & Associates, P.C., whose address is 1096 Mechem Drive, Suite 102, Ruidoso, New Mexico 88345.

WITNESS my hand and seal this 10th day of July, 2003.

JAN PERRY CLERK OF THE DISTRICT COURT By: /s/ Jolene Biggs DEPUTY COURT CLERK

Published in the Lincoln County News on July 17, 24 and 31 and August 7, 2003.

## LEGAL NOTICE

NOTICE is hereby given that on July 18, 2003, NMSH & TD and Ford Secure Trust, P.O. Box 2, Picacho, NM 88345; filed application No. D1707, 01576, 01640, H-103 & H-387-S (T) with the STATE ENGINEER for permit to change partial point of diversion by using existing well H-387-S located in the SW1/4SW1/4 of Section 29, Township 11 South, Range 19 East, N.M.P.M., for the continued diversion of up to 59.64 acre-feet per annum for highway construction purposes.

This is a temporary application is with all rights to revert to original place and purpose of use on December 31, 2004, or upon written request from the applicant.

Well H-387-S is located approximately one and half miles west of Riverside, Lincoln County, New Mexico.

Any person, firm, corporation or other entity having standing to file objections or protests shall do so in writing (legible, signed, and include the writer's complete name and mailing address). The objection to the approval of the application: (1) if impairment, you must specifically identify your water rights; and/or (2) if public welfare or conservation of water within the State of New Mexico, you must show you will be substantially effected. The written protest must be filed in triplicate, with the State Engineer, 1900 W. Second Street, Roswell, New Mexico, 88201, within ten (10) days after the date of the last publication of this Notice. Facsimiles (fax's) will be accepted as a valid protest as long as the hard copy is sent within 24-hours of the facsimile. Mailing postmark will be used to validate the 24-hour period. Protests can be faxed to (505) 623-8559. If no valid protest or objection is filed, the State Engineer will evaluate the application in accordance with Sections 72-2-16, 72-5-6 and 72-12-3.

Published in the Lincoln County News on July 31, and August 7 and 14, 2003.

## LEGAL NOTICE

### NOTICE OF PUBLIC HEARINGS

NOTICE is hereby given that the Lincoln County Board of Commissioners shall hold Public Hearings beginning at 9:15 A.M. on Tuesday, August 19, 2003, to be held at the Lincoln County Courthouse (Commission Chambers) in Carrizozo, New Mexico, to consider the following ordinances:

A. PUBLIC HEARING TO CONSIDER PROPOSED ORDINANCE FOR THE PURPOSE OF ADOPTING THE FLOOD ZONES DESIGNATED BY THE FLOOD INSURANCE RATE MAPS AND THE FLOOD BOUNDARY AND FLOOD WAY MAPS; REGULATING FLOOD HAZARD AREA LAND USE AND PRESCRIBING CENTRAL MEASURES, ETC.

B. PUBLIC HEARING TO CONSIDER PROPOSED REVISIONS TO THE LINCOLN COUNTY INDIGENT HEALTH CARE ORDINANCE NO. 2003-11.

All parties and interested citizens will have the opportunity to be heard. Copies of the proposed ordinances may be obtained from the County Manager's Office at the Lincoln County Courthouse in Carrizozo, twenty-four (24) hours prior to the meeting.

MARTHA GUEVARA Assistant County Manager

Published in the Lincoln County News on Thursday, July 31, 2003.

## PUBLIC NOTICE

Notice is hereby given that the Lincoln Historic Preservation Board will hold a SPECIAL MEETING on Thursday, August 7, 2003. The meeting will be held in the Community Church in Lincoln beginning at 6:30 p.m.

AGENDA INPUT TO PROPOSE CHANGES TO LINCOLN HISTORIC PRESERVATION ORDINANCE 1998-9.

Published in the Lincoln County news on Thursday, July 31, 2003.

# OBITUARIES

LEONARD PADILLA

Funeral Mass for Leonard Padilla, 53, of Ruidoso Downs was July 23 at St. Eleanor's Catholic Church. Burial followed at Forest Lawn Cemetery with Rev. Alfred Galvan officiating.

Leonard died July 21 in Ruidoso. He was born November 29, 1949 at Hagerman and moved to Lincoln County in 1964. He worked in construction and was a member of St. Eleanor's Catholic Church.

He is survived by his mother Emily Padilla of Ruidoso Downs; five brothers, Frank Romero of Mission Viejo, CA; Steve Padilla of Henderson, TN; Henry Padilla of Ruidoso; J.R. Padilla of Ruidoso Downs; and Alex Padilla of Arlington, TX; seven sisters, Eva Ramirez of Farmersville, TX; Gloria Padilla of Abilene, TX; Linda Padilla of Capitan, LaLa Reynolds of Ruidoso; Rebecca Armstrong of Lovington; Veronica Padilla of Albuquerque and Mickie Gounard of Chandler, AZ; and 18 nieces and nephews.

Arrangements were under the direction of LaGrone Funeral Chapel of Ruidoso.

IRL A. WELCH

Irl A. Welch, 77, died July 7, at his home in Midland, TX. He was a former resident of Lincoln County.

Irl was born September 24, 1925 in Carlsbad. He served in the U.S. Navy during WWII and was a member of VFW Post 9477 in Lovington, NM. Irl was a member of Bellview Baptist Church in Midland.

He was preceded in death by his parents; his wife Mamie Lord Welch and his son Ricky Irl Welch.

He is survived by his wife, Maedell of Midland, TX; son, Jerry Ray Welch and wife Marsha of Lovington; daughter, Sharon Kay Coouse and husband Bob of Eunice, NM; daughter-in-law Marsha Ann Welch of Eunice; stepchildren, Mack Worcester and wife Becky, Sharlene Forsythe, janette Worcester, Juanita Allcorn and husband Bobby and Ricky Jackson, all of Midland; Joyce McCormick and husband Gary of Plainview, TX; Clayton Worcester and wife Terry of Lalama, WA; brothers, Ray Welch and wife Jean of Midland, Irvan Welch and wife Naomi of Bakerfield, CA; 19 grandchildren; 17 great grandchildren, many nieces and nephews; and a host of loyal friends.

Funeral services in Midland were held July 12. Interment was at Brunson Memorial Cemetery with Rev. G.A. Magee officiating.

Pallbearers were Art Welch, Calvin Welch, Jason Welch, Rodney Coouse, Joel Clouse, Mike Worcester, Clay Worcester and Charlie Worcester. Honorary pallbearers are the class of 1948 from Eunice and the EPNG "Rusty Pipeliners".





**It's BACK-TO-SCHOOL TIME**



FAMILY PACK  
PREFERRED TRIM  
BONELESS BEEF  
**Bottom  
Round Steak**  
**\$1.49**  
LB.  
SMALL PACK .... LB. \$1.69



PACK A CAN FOR LUNCH!  
ASSORTED FLAVORS  
**Shurfine  
Soda**  
6 PACK 12 OZ. CANS  
**4 \$3**  
FOR  
2 LITER BTLs. .... 2/\$1



ITALIAN SWEET  
JUMBO  
Red  
Onions ..... LB. **69¢**



SHURFINE  
Jumbo  
Meat Wieners  
16 OZ. PKG.  
**2 \$1**  
FOR



\*Lemon\*Fresh\*Floral  
96 OZ. JUG  
**99¢**  
SHURFINE  
ORIGINAL SCENT  
**Ultra Bleach**  
96 OZ. JUG  
**79¢**



LARGE GREEN  
**Bell Peppers**  
**3 \$1**  
FOR



JUMBO  
**Garlic** **5 \$1**  
FOR



BAKING  
**Potatoes**  
**3 \$1**  
LBS.



**BACK TO  
SCHOOL  
Sale**

SHURFINE ASSORTED  
Frosting  
16 OZ. CAN  
**99¢**



SHURFINE ASSORTED  
DELUXE MOIST  
**Cake Mixes**  
18.25 TO 18.5 OZ. BOX  
**79¢**

MEXICAN  
**Papaya**  
**99¢**  
LB.

SNO-WHITE  
**Cauliflower**  
**2 \$3**  
FOR

# STURGES VENTURE

SHURFINE  
ALL PURPOSE  
**Flour**  
25 LB. BAG  
**\$3.99**

**SCHOOL LUNCH**  
SHURFINE CREAMY OR CHUNKY  
Peanut Butter  
16 OZ. JAR **99¢**

SHURFINE  
Grape Jelly  
32 OZ. JAR **99¢**

SHURFINE  
Strawberry Preserves  
32 OZ. JAR **\$1.99**

FRESH  
**Avocados**  
**2 \$1**  
FOR

SHURFINE FAMILY SIZE  
Tea Bags  
24 CT. BOX **\$1.29**

SHURFINE INSTANT  
Tea  
3 OZ. JAR **\$1.29**

SHURFINE DINNER  
**Mac & Cheese**  
7.25 OZ. BOX  
**4 \$1**  
FOR

SHURFINE TRADITIONAL  
OR VEGETARIAN  
**Refried Beans**  
16.5 OZ. CAN  
**3 \$1**  
FOR

SHURFINE ASSORTED PITTED  
Ripe Olives  
6 OZ. CAN **99¢**

SHURFINE HAMBURGER  
Dill Slices  
24 OZ. JAR **\$1.29**

SHURFINE HAMBURGER DILL SLICES,  
REGULAR OR KOSHER FRESH PACK  
Whole Dill Pickles  
48 OZ. JAR **\$1.99**

**HOME BAKING**  
SHURFINE ALL PURPOSE  
Flour  
5 LB. BAG **89¢**

SHURFINE  
Black Pepper  
4 OZ. CAN **99¢**

SHURFINE BLUEBERRY  
Muffin Mix  
13 OZ. BOX **\$1.29**

SHURFINE FUDGE OR  
CHEWY  
Brownie Mix  
21.5 OZ. BOX **\$1.29**

SHURFINE ASSORTED  
Tomatoes  
14.5 TO 15 OZ. CAN  
**2 \$1**  
FOR

SHURFINE  
Iced Tea Mix  
53 OZ. CAN **2 \$5**  
FOR

SHURFINE ASSORTED, REG. OR SUGAR FREE  
Coolers Drink Mix  
MAKES 8 QTs. **2 \$3**  
FOR

SHURFINE LUNCH  
BAGS  
50 CT. PKG. **89¢**

SHURFINE  
Apple Juice  
48 OZ. BTL. **99¢**

SHURFINE CRANBERRY COCKTAIL  
OR ASSORTED  
Cranberry Blends  
64 OZ. BTL. **2 \$3**  
FOR

SHURFINE  
Carrots  
11.5 PKG. **99¢**

SHURFINE CHICKEN NUGGETS OR  
Chicken Tenders  
26 TO 32 OZ. PKG. **\$3.99**

**SNACK TIME**  
SHURFINE  
Snack Crackers  
12 OZ. BOX **99¢**

SHURFINE DISTILLED  
White Vinegar  
128 OZ. JUG **2 \$3**  
FOR

SHURFINE  
Real Mayonnaise  
32 OZ. JAR **\$1.79**

SHURFINE  
Tomato Ketchup  
36 OZ. BTL. **\$1.29**

SHURFINE SQUEEZE BOTTLE  
Yellow Mustard  
16 OZ. BTL. **69¢**

**THIRST QUENCHER!**  
SHURFINE ASSORTED  
Maximum Sport  
32 OZ. BTL. **69¢**

SHURFINE  
Prune Juice  
**\$1.59**

SHURFINE BURGER OR  
CHEESEBURGER SOFT & MOIST  
Dog Food  
72 OZ. BOX **\$2.89**

SHURFINE GRANULATED  
**Sugar**  
4 LB. BAG  
**\$1.29**

**STOCK UP**  
32 OZ. TATERO,  
CRINKLE CUT FRIES OR  
REGULAR CUT FRIED  
Shurfine Potatoes  
YOUR CHOICE **\$1.39**

SHURFINE BUTTERMILK OR LOW FAT  
Chocolate Milk  
HALF GALLON **2 \$3**  
FOR

SHURFINE REGULAR OR  
1% LESS FAT  
Cream Cheese  
8 OZ. BRICK **99¢**

SHURFINE ASSORTED FROSTED  
Tarts  
14.8 OZ. PKG. **\$1.39**

SHURFINE ASSORTED  
WAFFLE OR  
Pancake Syrup  
24 OZ. BTL. **\$1.29**

SHURFINE ASSORTED  
Microwave Popcorn  
3 CT. PKG. **89¢**

SHURFINE  
Fruit Cakes  
Bartlett Pears **79¢**

SHURFINE ASSORTED  
Dog Biscuits  
4 LB. BAG **\$2.49**

SHURFINE ELBOW MACARONI OR  
Long Spaghetti  
12 OZ. PKG. **3 \$1**  
FOR

SHURFINE PLAIN, WITH MEAT  
OR WITH MUSHROOMS  
Spaghetti Sauce  
25 OZ. JAR **99¢**

SHURFINE 20 OZ. SUGAR  
FROSTED FLAKES OR  
Fruit Rings  
15 OZ. BOX **99¢**

SHURFINE ASSORTED CHILLED  
Orange Juice  
64 OZ. CTN. **\$1.99**

**SOUTH OF THE BORDER**  
SHURFINE DICED OR WHOLE  
Green Chilea  
4 OZ. CAN **2 \$1**  
FOR

SHURFINE ASSORTED  
Picante Sauce  
16 OZ. JAR **\$1.29**

PRICES EFFECTIVE: July 31 to Aug 6  
HOURS: Mon. thru Sat. 8:30 am - 7pm  
CLOSED SUNDAYS

**VISA** 4th & Central / CARRIZOZO, NM / Ph. 648-2125  
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