

Private Hospital Looking at Ruidoso Area

by Doris Cherry

A for profit hospital corporation is looking for a location to construct a \$32 million private owned and operated hospital in the Ruidoso area.

So reported Rich Robinson, the chief executive officer at the Eastern New Mexico Medical Center in Roswell which is owned by the Community Health

Systems (CHS). CHS is a for profit corporation publicly traded and listed on the New York Stock Exchange at CMHLTH, with headquarters in Nashville, TN.

Robinson was the only guest at the special town hall meeting held by Lincoln County Commissioner Leo Martinez on the morning of Monday, August 11 at Ruidoso Vil-

lage Hall.

Martinez had invited Ruidoso village councilors and the village manager to attend the meeting. When asked if he had invited his fellow county commissioners, Martinez said he had asked county commissioner Earl Hobbs to attend. "But he was pretty adamant about not coming," Martinez said.

As for the other three

county commissioners, Martinez said they knew about his town hall meeting. "Commissioner Rex Wilson considers this meeting a threat to the current business situation at Lincoln County Medical Center (LCMC)," Martinez said. "My concern is for the taxpayers."

Capitan village trustee George Tippin also attended the meeting.

Martinez said he called the meeting so Ruidoso village officials and the public would be aware that the private hospital may be constructed in a

county location that has no zoning, or in Ruidoso Downs. He was concerned a private hospital may take away so much business from the county-owned LCMC that Presbyterian Healthcare System (PHS) will pull out, leav-

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County News

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FAIR PICKS. Shanna Briggs (above) from Ruidoso shows off her two Alpacas that won her a first place in the special lead class category at the Lincoln County Fair last week. Fifty year fair goes (below) Wally Ferguson, Fletcher Hall and Ralph Dunlap visit before the Saturday morning fair awards program. The three men helped organize the Lincoln County Fair 50 years ago when Dunlap was county agent.



Capitan Votes for Humane Society

To Keep Spay/Neuter Vouchers Available For Residents

by Doris Cherry

Capitan village trustees unanimously voted to pay \$5,000 to the Humane Society of Lincoln County for kennel services and so village residents can participate in the spay/neuter voucher program the society offers.

At their regular meeting Tuesday, August 12, trustees again heard from Lincoln County manager Tom Stewart who had come to trustees at a special meeting on July 28 seeking endorsement of a county run shelter concept. At that special meeting trustees asked Stewart to return with a proposed budget and more information.

As proposed by Stewart, the shelter would be constructed next to the county detention center in Carrizozo, and inmates would do clean up in the shelter under the over-

sight of the new Town of Carrizozo community corrections officer.

Stewart said the town-county shelter concept was a result of the Humane Society requesting a \$15,000 increase in yearly subsidy from the county. The increased funding was based on the number of animals brought to the shelter by county residents and by the county Animal Control Officer (ACO).

Tuesday, August 12, Stewart and Carrizozo police chief Angelo Vega brought to Capitan trustees a preliminary budget for the shelter--\$65,220 for the first year of operation. Revenue was to come from the \$32,720 from the Town of Carrizozo, \$10,000 from Village of Capitan,

and \$22,500 from the county. Expenditures would include a one time \$20,000 for constructing a shelter, and recurring expenses of \$31,770 in wages and benefits, \$5,000 for supplies, \$4,450 for veterinarian services, \$2,500 for utilities and \$1,500 for repair and maintenance.

"We are just seeking accountability for the taxpayers' money," Stewart said.

The joint county-Carrizozo-Capitan shelter would be only for animals picked up by law enforcement animal control officers. Residents of the town, village and county would not be allowed to "drop off" strays or unwanted animals at the

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County Commission Will Meet August 19

by Doris Cherry

Lincoln County Commissioners meet at 8:30 a.m. Tuesday, August 19 in their chambers in the Lincoln County Courthouse in Carrizozo.

They will hold three public hearings beginning at 9 a.m.

The first hearing will be on a request from the state Historic Preservation Office and the New Mexico Farm and Ranch Heritage Museum to relocate the historic Rio Hondo Bridge at Picacho (a.k.a. the Green Bridge) to the museum grounds in Las Cruces.

The second hearing will be on the proposed Flood Plain ordinance that would adopt flood zones designated by the Flood Plain Insurance rate maps and the flood boundary and flood way maps; regulating flood hazard area land use, etc. Copies of the proposed ordinance will be available from the office of the county manager in the courthouse in Carrizozo.

The third public hearing is on proposed revisions to the Lincoln County Indigent Health Care Ordinance.

Other items on the ten-

tative agenda include:

--A patriotic moment by county commissioner Rick Simpson.

--Approval of July 15 minutes.

--Approval of consent agenda of finance/payroll; treasurer's report for July; sole community provider and indigent health care claims; letter of agreement with supplemental office for domestic preparedness grant from department of public safety; program work plan for Cooperative Wildlife Serv-

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Carrizozo Bowling Leagues Forming

Carrizozo Rec Center is now organizing fall bowling leagues.

Friday night mixed team league play will begin on September 19, Thursday night men's leagues will start on September 25, Tuesday night women's leagues begin on September 30 and Wednesday night mixed team leagues begin on October 1.

Contact Jim Mack at Carrizozo Rec Center at 648-4220 for more information.

LCSWA Gets \$\$\$\$ Back

by Doris Cherry

Lincoln County Solid Waste Authority (LCSWA) will be getting \$80,317.65 from Otero County to pay back trash hauling costs that were supposed to have been discounted.

Lincoln County Solid Waste Authority (LCSWA) and Otero County Solid Waste Authority (OCSWA) met in a joint session on the afternoon of Tuesday, August 12 in Tularosa. One item on the agenda was the resolution of the transportation fees.

Capitan village trustee Bobbi Shearer reported on the joint meeting at the Capitan village meeting Tuesday night. She said all members of the two authorities at the joint meeting voted for the proposal for reimbursement and renegotiated fees at the regional landfill in Otero County.

The \$80,317 is reimbursement for what LCSWA overpaid for landfill transportation fees since 1996 until June 30, 2003, said LCSWA operational supervisor Debra

Ingle.

In the same joint meeting agreement, the Village of Ruidoso will get \$92,565 as reimbursement for overcharged transportation fees from 1998 until June 30, 2003.

The reimbursement is compensation to LCSWA and Ruidoso for being charged full price at the landfill, Ingle said. The reimbursement issue evolved from the original joint powers agreement between LCSWA and OC-

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Gallinas Mountains Continue in Fire Restrictions

Stage 1 fire restrictions are still in effect in the Gallinas Mountains area and the Mountainair Ranger District of the Cibola National Forest.

Under Stage 1 restrictions, campfires, charcoal grills and stove fires are prohibited on national forest lands without a permit, except in forest service developed camp and picnic grounds where grills are provided. Gas stoves and grills are allowed.

Smoking is allowed only in enclosed vehicles or buildings, developed recreation site, or while stopped in an area at least three feet in diameter that is free of all flammable material.

Lincoln National Forest Smokey Bear Ranger District is not under fire restrictions, but visitors and residents are asked to be very careful with campfires, charcoal fires and smoking materials.

Private Hospital Looking

(Continued from Page 1)

ing the county with a "big white elephant."

LCMC located in Ruidoso is currently operated by PHIS, a nonprofit medical organization that is under contract with the county to operate the hospital for a \$1 a year lease.

"I want to give the residents a choice," Martinez added. "Many don't realize that Presbyterian doesn't pay gross receipt taxes, in fact PHIS doesn't pay anything."

Martinez said to him it is not good healthcare for LCMC to have physicians assistants in the emer-

gency room. At the hospital in Roswell which is owned by CHS, the emergency room is staffed with doctors.

Several questions were asked if the private run CHS hospital has better rates than the nonprofit PHIS run LCMC. But Robinson said he cannot compare rates because there are so many variables. And in reality what a hospital earns is how much it gets reimbursed from insurance and medicare/medicaid.

As county commissioner, Martinez has al-

ways voted against the county's hospital lease with PHIS because he thinks the county should go out to request for proposals (rfp) for a group to operate the hospital in order to find a better deal. Martinez has also voted against the mil levy for the hospital, because he does not think the county taxpayers should subsidize the hospital while PHIS makes a \$1 million a year profit.

After considerable discussion at the meeting Monday, Martinez said he is in favor of selling LCMC.

CHS paid Chaves County \$90 million for its Eastern NM Medical Center in Roswell, Robinson said. He said the county set out specific terms under the "definitive agreement" between CHS and the county for the sale of the hospital. Under the agreement CHS had to agree to maintain the rural clinics, invest money into the hospital physical plant, continue physician recruitment and the residency program for doctors and nurses at the hospital, he added. "The county dictated all these," Robinson said.

The major benefits of having a private operated hospital or a for profit company operate the county owned hospital is the for profit company will pay gross receipt taxes and property taxes on any

facility it owns. Robinson said in Roswell, CHS pays the city more than \$1 million a year in gross receipt taxes.

"CHS has a reputation for managing rural hospitals," Robinson added. The company owns about 80 rural hospitals in the U.S. with the hospital in Roswell being the largest of the facilities. Other hospitals CHS owns in New Mexico are in Deming and Las Vegas.

Robinson said if Lincoln County puts LCMC up for bids CHS will "be first in line."

Several other questions were asked about whether the private hospital takes indigent patients and if the hospital can turn anyone away. Robinson said by law private hospitals cannot refuse to treat anyone who comes in their doors. He said CHS does treat indigent patients. While the Roswell hospital does receive indigent health care funds and sole community provider funds, it does not receive any taxpayers mill levy funds, Robinson added.

Ruidoso councilor Ron Anderson said there are concerns a private company will charge higher rates. But Robinson said while the fixed rates can be higher, the reimbursements from insurance and medicare programs will be whatever are contracted.

A question was asked if the county could audit the hospital operations if a private company purchased it. Robinson said it would depend on the definitive agreement between the county and the buyer.

Martinez said now the county and taxpayers have no say on the PHIS/LCMC board. The LCMC board members are appointed by PHIS. Years ago the county commissioner appointed at least one member, but gave up that right, Martinez added.

An audience member said the reason there is not a lot of support for selling LCMC or changing its management is a lot of people are comfortable with the hospital and doctors who are tied to PHIS. He said the general population does not look at the business point of view of operating LCMC.

Martinez said the intent of his town hall meeting was to help everyone understand the whole hospital situation. He said there have been at least three companies expressing interest in leasing LCMC. He then cited the example of the private owned CHS hospital in Las Cruces taking away so much business from the county owned Memorial Hospital that Memorial is in financial trouble.

"We need the village, and the people of Ruidoso to recognize we are not comfy anymore," Martinez said. "We still have a chance."

Robinson said his company is looking at the Ruidoso market because there are a "significant number of doctors and population asking them to come to Ruidoso because they can do a better job."

"That's what we're going to base the investment upon," Robinson said.



In Memory of

CORA LaMAY DUTTON

Cora LaMay Dutton born, January 15, 1908, died August 6. Cora was the daughter of LeRoy and Mamie LaMay who came in a covered wagon from Kansas as pioneers to Lincoln County in 1899 at the base of Loma Grande.

Cora lived most of her life in Lincoln County. She worked for many years at Ruidoso Downs Racetrack, owned and operated a saloon in Capitan, and raised cattle on a small ranch southwest of Capitan. She was a staunch Republican and classic western figure. Cora loved fiddle music, dancing and her second home in Truth or Consequences. Cora traveled the Southwest and had many adventures including riding the mules into the Grand Canyon in her 80s and appeared as an extra in the movie The Outfitters.

Cora married Ralph R. Barber in 1925 but was widowed in 1927. In 1934 she married G.L. Dutton who preceded her in death in 1951. She was also preceded in death by her only son, Ralph Odel Barber; her parents; sisters Faye, Sylva, Jeanine, Ruth, and Oma; and brothers Fred and John.

Cora is survived by her daughter in law, Reba Barber; grandchildren Robert Barber his wife Cheryl, Rhonda Burrows, and Rebecca Ilgen her husband Dave; five great grandchildren; four great great grandchildren and two brothers, Roy and Tommy Lamay; and numerous other relatives and friends.

Graveside services were August 9 in the Angus Cemetery with Rev. Ray Wells officiating.

Was Capitan Meeting Special or Emergency??

by Doris Cherry

Was the Capitan trustee meeting held on August 4 special, or an emergency?

That was what Capitan trustee George Tippin wanted to know when trustees were considering approval of past meeting minutes at the start of the regular village meeting on Tuesday, August 12.

"Was that a special or an emergency meeting?" Tippin asked.

The mayor said the posted notices of the August 4 meeting stated it was a "special/emergency" meeting.

Tippin said since the no-

tices of the August 4 meeting were posted by the previous Friday, the posting fulfilled the time requirement in the village's Open Meeting Act for a special meeting (72 hours).

(Emergency meetings are to be called only when items that affect the health, welfare and safety of the citizens need to be handled.)

The mayor said he had no problem with changing the minutes to make the August 4 meeting a "special meeting."

Trustee Leroy Montes said the August 4 meeting

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(Starts Sept. 19th)

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MONDAYS AND THURSDAYS
 --Carrizozo School Library open for public use, 5-7 p.m.

FIRST AND THIRD TUESDAYS
 --Jalayne Spivey of the District II Office of the State Engineer is at Ruidoso Village Hall from 9 a.m. to 12 noon.

TUESDAYS
 --Fibromyalgia Syndrome Support Group, every other Tuesday, 6 p.m. K-Bob's in Ruidoso;
 --Alcoholics Anonymous, 6:30 p.m. Carrizozo Zia Senior Citizens Center.

WEDNESDAYS
 --Alcoholics Anonymous, 7 p.m. Capitan Senior Citizens Center.

THURSDAYS
 --Capitan Public Library preschool reading hour, 1 p.m.

TODAY, THURSDAY, AUGUST 14
 --Capitan Board of Education meets at 6 p.m. in the Traylor Gym Multipurpose Room.

FRIDAY & SATURDAY, AUGUST 15 & 16
 --Capitan Chamber of Commerce Flea Market at Lincoln County Fairgrounds. 8 a.m. to 6 p.m. Friday and 8 a.m. to 4 p.m. Saturday. For space information call 354-4270.

SATURDAY & SUNDAY, AUGUST 16 & 17
 --Ruidoso Parks and Recreation mixed competitive and recreation double elimination softball tournament. No admission to watch games at Eagle Creek Sports Complex off ski run road.

MONDAY, AUGUST 18
 --Lincoln County-Ruidoso Extraterritorial Zoning Commission, 6:30 p.m. Ruidoso village hall.

TUESDAY, AUGUST 19
 --Lincoln County Commission meets at 8:30 a.m. in their chambers in the Lincoln County Courthouse in Carrizozo. Three public hearings at 9 a.m. on moving Picacho Bridge, Flood Plain Ordinance and changes to Indigent Health Care Ordinance.
 --Blood drive 1-4 p.m. at Billy the Kid Casino administration floor conference room at Ruidoso Downs Race Track.
 --Carrizozo Labor Street Fair Committee meets at 6 p.m. at Carrizozo Joe's.
 --Carrizozo Board of Education meets at 6 p.m. in the school administration building.

WEDNESDAY, AUGUST 20
 --Ruidoso Lodgers Tax task force meets at noon at Ruidoso village hall.
 --Lincoln County Fair Association livestock committee meets at 6:30 p.m. for reports and discussions on recent fair and livestock shows; Lincoln County Fair Association Board meets at 7 p.m. at the fairgrounds office in Capitan.
 --Ruidoso park and recreation committee 6:30 p.m. Park and Rec offices.

THURSDAY, AUGUST 21
 --TEFAP food commodities delivered at 11 a.m. to 2 p.m. at Carrizozo Fire Dept. station on 8th Street. Bring sacks or boxes to carry food.
 --Village of Capitan ordinance review committee meets 7 p.m. Capitan village hall. All interested invited.

SATURDAY, AUGUST 23
 --Hondo Health Fair, 9 a.m. until 2 p.m. Hondo Valley High School Gym.
 --Lincoln County Democratic Party hot dog roast 3 p.m. Two Rivers Park pavilion in Ruidoso. Bring side dish, chairs, soft drinks. For more information call 354-2673.

SUNDAY, AUGUST 24
 --ENMU Faculty Jazz Players free concert 2 p.m. School House Park at 501 Sudderth Drive in Ruidoso (next to swimming pool.)

Domenici Adds Lincoln County Native To Work on NM Water & Land Issues

U. S. Senator Pete Domenici announced the addition of a new member to his water and lands staff, hiring Callie Gnatkowski to work as a field representative in New Mexico.

Gnatkowski, a native of Corona, will be based in Domenici's Albuquerque office and will assume many of the

duties of Anne-Kathryn Ziebe, who recently left after six years as the Senator's senior counsel for land and water issues.

Gnatkowski will work with Joaquin Sanchez of Albuquerque, who joined Domenici's Washington staff in January as a legislative assistant for land, water, environmental and American Indian issues.

"Both Callie and Joaquin have long family histories related to the water, land and environmental issues that are always at the forefront in New Mexico," Domenici said. "I am pleased to again have a full complement of staff to work on these issues."

A former intern in Domenici's Washington office, Gnatkowski grew up on a ranch in the Corona area. After receiving a journalism degree from NM State University, she worked as a communications assistant for the NM Cattle Ranchers Association and executive director of the NM Wool Growers Association.

Sanchez, whose family has been farming and ranching in the middle Rio Grande region for eight generations, is a licensed attorney. He received his law degree from Harvard Law School after gaining an undergraduate degree in economics and political science from Swarthmore College in Pennsylvania.

Domenici is chairman of the Senate Energy and Natural Resources Committee, which has oversight jurisdiction over many water and federal lands issues. In addition, he chairs the Senate Energy and Water Development Appropriations Subcommittee that funds federal water projects administered by the Bureau of Reclamation and Army Corps of Engineers.



"Whistling Dixie"
 Guess Who's 60

Capitan Resident Forlano Worked for Bob Hope

Capitan area resident Mark Forlano was saddened by the news of the death of comedian Bob Hope.

Forlano has fond memories of Hope, pointing to a set of inscribed glasses given to him by Hope. Forlano got to know Hope when Forlano worked for a Bellaire security service that had Hope as one of its customers. Forlano also worked directly for Hope at his Tutuacal home as body guard and security.

After 30 years in the Navy, Forlano, who then lived in Beverly Hills, CA, went to work for the Bel-

laire Patrol security company. With that company he provided security to Hope's home and to the home of Dean Martin, Phyllis Diller and many other stars.

Forlano left the company in 1989 when he and his wife Bonnie moved to the Capitan area to be near her sister.

Fondly remembering Hope, Forlano said he and the rest of the world will sadly miss the comedy Hope brought to the thousands of service men.

Hope was 100 when he died in Hollywood last month.

OBITUARIES

JERRY HARRAGAN

Memorial service for Jerry Haragan, 65, of Ruidoso was August 13, in LaGrone Funeral Chapel with Dan Davis officiating.

Jerry died August in Ruidoso. He was born February 24, 1938 in Portales, NM. He moved to Ruidoso in 1993 from Alamogordo. He was a member of the Elk's lodge and a member of the Church of Christ. He married Wy Parker on June 8, 1956 in Portales.

He is survived by his wife, Wy of Ruidoso; two sons, Randy Haragan of San Diego and Tracy Haragan of Ruidoso; his father, Willard Haragan of Roswell; a brother, Larry Haragan of Arlington, TX; and six grandchildren.

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

CAROLYN VEATER

Funeral services for Carolyn Veater, 49, of Ruidoso were August 13 at LaGrone Funeral Chapel. Burial followed at Forest Lawn Cemetery with Rev. Bob Sawyer officiating.

Carolyn passed away August 9, 2003 in Albuquerque. She was born July 1, 1954 in Ruidoso and moved back to Ruidoso 12 years ago from El Paso. She was a homemaker and a member of St. James United Methodist Church in El Paso.

She is survived by a daughter, Elizabeth Baca of Alto; her parents, Genevieve and Jim Veater of Alto; two sisters, Susan Beckner of Albuquerque and Tammy Pankey of Cedar Park, TX; a granddaughter, Kristin Baca of Alto.

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

Opera Season Ends Aug. 23

The 2003 Season of the Santa Fe Opera ends on Saturday, August 23 with the final production of "La Belle Helene."

This year's season was dedicated to the memory of Santa Fe Opera founder John Crosby who died in December 2002. Crosby appeared as conductor every year since the founding in 1957 and was scheduled to direct Intermezzo this summer.

This year's season includes the operas La Belle Helene a new production with first performances at Santa Fe Opera; new production of Cosi fan tutti by Mozart; revival of Intermezzo by Richard Strauss; a new production and first performance at Santa Fe Opera Katya Kabanova and world premier of Ma-

dame Mao by Bright Sheng.

Final performances of La Belle Helene are set for August 15, 20 and 23. Performances of Cosi fan tutti are on August 16, 19 and 22 and Katya kabanova on Aug. 21. The last performance of Intermezzo was August 6.

Intermezzo offered a lighthearted story about Strauss' married life, and is the closest to an autobiography as any opera in performance today.

Performances by all singers was the usual Santa Fe Opera high standard, although the opera seemed to lag for anyone accustomed to more classical opera. Often poking fun at the intricacies of

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THOUGHTS

FROM THE EDITOR'S DESK

Good Old Days?

By Ruth Hammond

Happily, some people know there is a drastic difference between working together and being bombastic and trying to get their own way without regard for others. Much more can be accomplished by working together and more people are pleased with the outcome. When one person dictates, it implies everyone else is not capable of doing anything correctly. Isn't it a shame that anyone would be that way?

Actually, there are more nice, polite people than there are raucous radicals. The radicals make more noise and stand out as being filled with nothingness instead of being worthwhile citizens. Maybe the radicals need more exercise, not jaw exercise, but physical exercise to use some of that nonsensical energy they waste. One person works out her frustrations by getting down on her hands and knees and scrubbing the kitchen floor. Another person prefers going fishing, while yet another person enjoys long drives. Maybe these happier people could share with the radicals ways to vent those unhappy thoughts and feel much better, and probably be healthier, with other people.

Rather than use the labor saving devices available now, maybe the radicals should do things the way they were done in the old days, often referred to as the "Good Old Days." Remember when clothes were washed in a wringer-washer instead of an automatic, and after the final rinse and possibly starching, were hung on clotheslines to dry? Today people put those clothes in the dryer and while the clothes are drying people go exercise at an athletic gym.

Making clothes instead of buying off the rack was a good use of time as well as being good exercise. Can you feature having to knit every sweater you wear or crochét a doily for decoration in your home? Sewing on a treadle machine must have helped circulation, and may have been a tension reliever as well. Chopping wood for the cook stove and for heating kept people busy. Hunting for food for the family was a full-time occupation in addition to doing the butchering, plowing, planting, and bringing in crops in the fall. Preserving the food was another good use of time along with feeding domestic animals, gathering eggs, milking cows, and all those other important things.

Once the chores were all done, the milk pails cleaned and ready for the next morning's milking, the chicken coops closed for the night to keep fox and other varmints out, and the wicks trimmed on the coal oil lamps, people could lean back and relax and think about the worthwhile accomplishments they did that day. Today people buy the food they eat, switch on the TV and wonder why they are not as healthy as they should be. And the radicals may be making lists of people they consider to be subordinates.

New-fangled conveniences helped give people more time but using that time wisely should be a priority. Back in the Good Old Days people seemed to appreciate what they had and realized they had to work for everything they had. Nowadays some people want without being willing to work.

You may remember some of the Good Old Days, and you may even prefer to do some things the old ways. We do hope you prefer to work with others for the good of all.

Trim those wicks.

AG Asks for Rehearing of Silvery Minnow Case

SANTA FE -- Attorney General Patricia Madrid, representing the State of New Mexico, has filed a petition in the 10th Circuit Court of Appeals asking for a rehearing of the silvery minnow case. Specifically, the petition asks for a rehearing *en banc*. If the rehearing is granted the case will be heard by all judges of the 10th Circuit Court of Appeals.

"The decision in the Silvery Minnow case reached by two judges of a three judge panel of the 10th Circuit Court of Appeals is of critical concern to New Mexico as well as numerous states in the West. This decision took the unprecedented step of ordering that water imported from the Colorado River Basin into the Rio Grande Basin for use by the people of Albuquerque and others can be used for a Rio Grande endangered species. In addition, the court found that the Endangered Species Act provides authority for the federal government: to in effect, breach longstanding contracts with water users that we have relied upon. We believe the court has gone beyond what the Endangered Species Act requires or allows. The minnow decision sends cracks through the foundation of our State water laws and creates a climate of uncertainty for our users," Attorney General Madrid said.

"New Mexico needs to accommodate the needs

of the minnow. But those accommodations should be made within our existing state water laws. The federal government cannot take our water without compensating those people whose lives and livelihoods depend upon it. The 10th Circuit should not exempt the federal government from following the State of New Mexico's water laws," Madrid stated.

"The 10th Circuit decision impacts numerous western states, particularly those states in which Bureau of Reclamation projects provide a significant amount of the water supply. The Attorney General of Idaho has prepared an *amicus curiae*, or friend of the court, brief supporting New Mexico's position. Additional attorney generals have joined Idaho in supporting us, including Colorado, Kansas, Nebraska, Nevada, Utah, and Wyoming," Madrid said. "I appreciate their efforts to provide the court with evidence of the importance of the minnow decision on the states within the 10th Circuit.

While a rehearing by the Court *en banc* is somewhat rare, Attorney General Madrid argues in her brief that this case warrants the unusual action. The specific arguments noted include:

* The opinion reached by two judges of the three judge panel expands the obligations of federal

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INSIDE THE CAPITOL

by Jay Miller

SANTA FE -- The case of the rebel Texans is generating a torrent of reactions -- and nearly all of them negative. The idea of running away from a problem is so contrary to Texas mythology and to the American spirit that everyone seems to be having fun teasing the Texas 11.

Most of the reactions have been highly partisan. New Mexico Republicans have been having a great time tripping over each other to get in their licks at the runaway Texans and New Mexico Gov. Bill Richardson. Bernalillo County Sheriff Darren White started it. The following day state GOP Chair Ramsay Gorham and Rep. Dan Foley of Roswell scheduled competing Albuquerque news conferences, without realizing it.

All three pretended to be upset that State Police were being used to protect the escapees. Evidently only one officer was assigned. The others seen by the media were members of the security staff accompanying the governor to a news conference. There likely aren't too many extra police to assign to the Texans anyway, because most of them are busy looking for Billy the Kid's bones.

Since a town in Texas claims to have those bones, we might want to hold the Texas 11 hostage until they drop that claim. Or better yet, we could hold them hostage until Texas gives us back the half-million acres along our eastern border that it stole a hundred years ago. The New Mexico Legislature and state Land Commissioner are both trying to right that wrong.

Texas' Republican-controlled government doesn't really want those AWOL Democrats back, but they need them for a quorum. Sweet talk hasn't worked. When the Texas governor says please come back and work with us on redistricting, the Texas 11 suspect that isn't quite what they'll be doing.

Here's another idea. Maybe we could send the 11 senators back instead of the water Texas says we owe them. Looks to me as though we're in pretty good bargaining position.

But seriously folks, New Mexico doesn't have any bargaining power in this battle. The truth is that the battle actually is being fought at the highest levels of the Democrat and Republican parties in Washington, using batteries

of lawyers and public relations types. A myriad possibilities are being considered as both sides jab and parry, trying to find an opening.

Although the Texas 11 say they are willing to stay in Albuquerque 30 days or longer and Texas Republicans say they will never take congressional redistricting off the table, a break could occur at any time if either side finds that opening it is looking for.

Negotiation isn't likely to work out this impasse. The stakes are too high back in D.C. The Texas redistricting could produce a six seat gain for Republicans in Congress and a six seat loss for Democrats. With the Republican majority now small enough to possible be lost in one election, this 12 member turnaround makes them nearly invincible.

Some of the Texas 11 won't be financially able to hold out for a month at the Albuquerque Marriott Pyramid's discount room rate of close to \$100 a day. But that probably isn't as much a problem as it appears. Money is likely to flow from Washington to solve such difficulties -- and to immunize Gov. Richardson from any criticism about New Mexico money being spent on the Texas 11.

Richardson reportedly has been devoting a fair amount of time behind the scenes to the fugitive Texans. He has to be supportive of the national Democratic Party without looking bad to his New Mexico constituents. He also doesn't want to be asked to allow a counter-redistricting effort in New Mexico that will wreck the bipartisanship he needs for the upcoming special session on taxes.

Reporters haven't figured out the right questions to ask about these behind the scenes maneuverings that will have a major effect on national politics for many years.

But it's happening.



PSYCHIC PREDICTIONS FOR THE NEW MILLENNIUM

JUDITH L. CHRISTOPHER

www.ruidoso.net/psychic (505) 267-2998

Leo (July 23 - Aug 22) Because of Mars, tempers could rise without cause. Keep a cool head, and watch what you say. Let things slide until this is over. Enjoy the company of others.

Virgo (Aug 23 - Sept 22) Now is a great time for you to remember why you are doing what you're doing, and not just doing it because you can. Bring the best of you to the table.

Libra (Sept 22 - Oct 22) You will see others come to your view. A great time to get what you want, by just smiling and not fighting with anyone. If it doesn't come easy, let it go.

Scorpio (Oct 23 - Nov 21) You know what you have to do. It's not easy being you. Others have the right to their say, but that doesn't mean you have to do what they say.

Sagittarius (Nov 22 - Dec 21) Count your blessings, and not what you're not receiving. Don't waste good energy on anything that is not productive at this time in your life.

Capricorn (Dec 22 - Jan 19) You're about to embark on something that is a long time coming. Be sure you're ready for the trip of your life. New beginnings can start now.

Aquarius (Jan 20 - Feb 18) If you are wondering what to do next, then you're not ready to do it right. Know what you have to know, to do the best job possible. Plan ahead.

Pisces (Feb 19 - March 20) Great news. You are going to get away from the hurt you have had so long. You're going to make up your mind not to take second place again.

Aries (March 21 - April 19) Fighting with so called loved ones, is not cutting it. Go to your corners and rethink what you have been blessed with. Don't assume it will stay forever.

Taurus (April 20 - May 20) You might have to do what you don't want to, for now. Your turn is next. This will give you time to think where you want to end up for life.

Gemini (May 21 - June 20) Don't count on things that you can't see. Words are cheap and others might have their heart in the right place, but can't bring forth what you need.

Cancer (June 21 - July 22) Yes. That's the answer. Yes you can do it. Are you sure this what you really want? You can have what you need, before you get what you want.

Lincoln County News

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ruth hammond and pater equilar co-publisher

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IN STATE (NM): 1 Year \$28.00 / 2 Years \$51.00
OUTSIDE NM: 1 Year \$32.00 / 2 Years \$55.00

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.

August 5:
 11:58 a.m. deputy advised he was doing warrant service at the Lincoln County Detention Center (LCDC).
 2 p.m. attempt to locate, request for welfare check of subject on Sun Valley Road. Deputy advised he made no contact.
 5:50 p.m. request for Med 1 advanced life support (ALS) ambulance to meet with the ambulance from Hondo. Med 1 responded and transported the patient to Lincoln County Medical Center (LCMC) in Ruidoso.
 8:18 p.m. deputy advised he was doing warrant service at LCDC.
 8:13 p.m. deputy advised he made an arrest at location in Nogal.
 11:23 p.m. deputy advised of possession at a business in the Alto area.
August 6:
 5:07 a.m. death at location on Cora Dutton Road. Two deputies responded and requested office of medical investigator (OMI).
 11:51 a.m. request for ambulance for male with heart attack at business on ski run road. Med 1 re-

sponded to the scene and was transporting to LCMC by 12:16 p.m.

2:31 p.m. illegal dumping at Gavilan Canyon Road and Meander Road. Responding deputy advised the dumping was in the city limits.
 5 p.m. possible breaking and entering at location on Spring Road.
 9:11 p.m. possible domestic/possible suicide attempt at trailer park east of Ruidoso Downs. Caller and her mother were fighting and the mother said she was going to kill herself and she took several pills. At 10:27 p.m. Med 1 was transporting the patient to LCMC. Deputy also responded.
 11:11 p.m. deputy advised he made an arrest at LCDC.

August 7:
 9:54 a.m. Ruidoso Downs police advised of illegal dumping in the county behind Ruidoso Downs. Responding deputy contacted the owner of the property who said he would pick up the trash.
 10:31 a.m. threats at the humane society which was receiving harassing phone calls from former clients. Now the calls are threatening Animal control officer (ACO) assigned.
 10:42 a.m. request for

ambulance at ranch in Claunch area for 52 year old male with chest pains. Corona ambulance responded and met Med 1 at 11:44 a.m. for transport to the hospital in Alamogordo.
 1:31 p.m. deputy advised he did warrant service in Ruidoso and had a prisoner.

3:52 p.m. request for animal control officer for stray German Shepherd on Poma Trail. ACO assigned.
 5:38 p.m. gas skip in Capitan. Deputy assigned.
 6:37 p.m. Ruidoso Downs police requested deputy for peacekeeping at location on Hitching Post drive.
 11:20 p.m. attempted entry at location on 4th Street in Capitan. Deputy assigned.

August 8:
 8 a.m. deputy requested to assign case number for assault in neighborhood dispute at location on DeBord.
 8:41 a.m. domestic at ranch off Cora Dutton Road, the Mrs. reported weapons in the house, and the Mr. had been in the barn so far. Three deputies responded.
 9:12 a.m. accident with injuries at mile marker 142 on Highway 54. Carrizozo ambulance responded but was refused.

9:23 a.m. possible burglary at location on E017 in Hondo. There were no signs of forced entry but the coin machine and jewelry were gone.
 9:32 a.m. dumpster fire at construction site on Moondance. Bonito Fire Dept. Tac 2 tanker responded.

9:33 a.m. verbal dispute at location on High Mesa Drive, with construction crew, and diesel fumes in the house and they would not turn off the semi. Deputy assigned.
 12:45 p.m. Carrizozo health clinic requested ambulance for patient with an abdominal mass. Med 1 responded at 1:22 p.m. to transport to LCMC.
 1:28 p.m. fire alarm at location on San Pablo Heights. Bonito Fire Dept. responded and advised someone left a pot on the stove and all was okay.
 No time, verbal assault at business in Capitan. Deputy responded at 3:58 p.m.
 2:07 p.m. verbal domestic at location in Arabela. Deputy responded at 3:15 p.m.
 2:26 p.m. request to visit with officer at business in Capitan. Deputy responded.

3:58 p.m. accident with injuries at mile marker 280 on Highway 70. Med 7 ambulance (stationed at the construction site on the highway) and Glencoe Fire Dept. responded. The ambulance was refused by three.
 4:07 p.m. accident with injuries at mile marker 278.6 on Highway 70. Hondo ambulance responded and transported injured to LCMC. Glencoe Fire Dept. also responded.
 6:08 p.m. abandoned vehicle on East Last and Long Road in Capitan. Responding deputy advised the vehicle was to be towed at 6:18 p.m.
 7:31 p.m. possible drunken driver at the fairgrounds. Deputy responded at 7:55 p.m.
 9:10 p.m. possible runaway from ranch near Capitan. Deputy was busy at the fairground, but at 9:28 p.m. the juvenile was at home and agreed to go back to the ranch.

9:43 p.m. request for ambulance for 55 year old with lap burns at location on 3rd Street. Capitan ambulance responded at 9:54 p.m. and intercepted with Med 2 at 10:07 p.m. for transport to LCMC.
 11:16 p.m. deputy advised of accident without injuries, hit and run, at the intersection of State Roads 37 and 48. State police responded.
August 9:
 7:32 a.m. strange phone calls at location on mile marker 14 on State Road 48, someone who represented himself as a police department called at 2 a.m. making threatening statements. Deputy assigned.
 9:25 a.m. request for ambulance for 70 year old female who fell at location on mile marker 15 on State Road 48. Med 1 responded at 9:41 a.m. and transported to LCMC.
 11:10 a.m. barking dog at location on Griffith.
 11:21 a.m. people shooting at Bonito campground.
 12:02 p.m. horse down in Argentine Canyon off Bonito Canyon. Responding deputy advised the horse was "out of service".
 12:44 p.m. request for ambulance in Argentine Canyon. Med 1 responded

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.

DANGERS OF CELL PHONE USE WHILE FUELING

The Shell Oil Company recently issued a warning after three incidents in which mobile phones (cell phones) ignited fumes during fueling operations.
 In the first case, the phone was placed on the car's trunk lid during fueling; it rang and the ensuing fire destroyed the car and the gasoline pump.
 In the second, an individual suffered severe burns to their face when fumes ignited as they answered a call while refueling their car.
 And in the third, an individual suffered burns to the thigh and groin as fumes ignited when the phone, which was in their pocket, rang while they were fueling their car.

You should know that:

- Mobile Phones can ignite fuel or fumes.
- Mobile phones that light up when switched on or when they ring release enough energy to provide a spark for ignition.
- Mobile phones should not be used in filling stations, or when fueling lawn mowers, boats, etc.
- Mobile phones should not be used, or should be turned off, around other materials that generate flammable or explosive fumes or dust, i.e. solvents, chemicals, gases, grain dust, etc.

To sum it up, here are the Four Rules for Safe Refueling.

- 1.) Turn off engine.
- 2.) Don't smoke.
- 3.) Don't use your cell phone -- leave it inside the vehicle or turn it off.
- 4.) Don't re-enter your vehicle during fueling.

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
 648-2868 (Church) or 648-2107
 Sunday School 9:45 a.m.
 Worship Service 10:55 a.m.
 Sun. Evening Training at 8:15 p.m.
 Evening Worship 7:15 p.m.
 Wednesday Bible Study 7:00 p.m.

Carrizozo Community Church (A/G):
 JOHNIE 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 6:30 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 7:15 p.m.
 Wednesday Bible Study 7:00 p.m.

St. Matthias 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.

Claunch Community Church:
 TONY SCACCIA, Minister
 849-1402
 Second Sunday of Each Month 10:00 a.m.

United Methodist Churches:
 JOHANNA ANDERSON, Pastor
 1000 D. Ave. 648-2893 / 648-2848
 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
 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 9:30 a.m.

Christ Community Fellowship:
 ED VINSON, Pastor (inter-denominational)
 514 Smoky 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 / 338-4627
 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 / 849-7975
 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

at 1:40 p.m. and transported one to LCMC.
 2:11 p.m. agency assistance for bones of cattle found at location on Gwenevere Ave. in Camelot in Ruidoso. Responding deputy advised the bones were of an elk cow and cancelled the call for the livestock inspector.
 2:15 p.m. spray paint vandal at location on Alpine Village Road.
 4:56 p.m. Dept. of Game and Fish requested assistance for report of shooting from vehicle off pavement at mile marker 8 on ski run road. Two deputies responded.
 7:55 p.m. fire alarm at location on Deer Park Drive. Bonito fire department was notified but the call was cancelled.
 8:14 p.m. shots fired/fight on the old pavement on the lava flow at Valley of Fires. Two deputies responded.
 8:24 p.m. male falling in the street on 4th St. Deputy responded but made no contact.
 8:43 p.m. male ran over on C Ave. Carrizozo ambulance transported to LCMC. Carrizozo police responded.
 11:04 p.m. loud music at location on Musket Ball off Cedar Creek.
August 10:
 9:18 a.m. run away from location on Valley View in Palo Verde.
 2:37 p.m. animal abuse on top of Capitan mountain. Caller found two hunting dogs on top of the mountain with no food or water, requested deputy.
 3:54 p.m. altercation at business in Hondo. Two deputies responded.
 6:12 p.m. request for welfare check at location on mile marker 185 on Highway 54 of elderly male who was kicked off the train and had a heart con-

dition. Deputy responded.
 8:23 p.m. request for ambulance at business in Carrizozo for 69 year old male with heart attack. Carrizozo ambulance transported to LCMC.
August 11:
 4:40 a.m. request for ambulance at location on Largo. Capitan ambulance responded and requested Med 1 which responded at 5:21 a.m.
 8:02 a.m. trespass on DeBord, a subject was told by the magistrate judge to stay at least 100 yards from the caller's property, and the subject was just on the property.
 8:11 a.m. request for ACO at location on Eagle Creek, report of the neighbor with all the horses, that the cattle and buffalo were out of feed again.
 10:16 a.m. request for ACO at location on Wolf Spring Circle, the neighbor's pigs were destroying her yard.

School's In

A little girl was talking to her teacher about whales. The teacher said it was physically impossible for a whale to swallow a human because, even though, it was a very large mammal, its throat was very small. The little girl stated that Jonah was swallowed by a whale.
 Irritated, the teacher reiterated that a whale could not swallow a human; it was physically impossible. The little girl said, "When I get to heaven I will ask Jonah". The teacher asked, "What if Jonah went to hell?" The little girl replied, "Then you ask him".

LaGrone Funeral Chapel

Jerry & Lanita Rasak

In Memory of
BILL WINKLER

Stearns Insurance Agency



Old Lincoln Town

Rosalie Dunlap

After a hiatus of three weeks maybe I can get back into schedule again. I hope that isn't wishful thinking.

Our sympathies to the LeMay family. Cora Dutton was a member of the LeMay family that traveled by covered wagon from Kansas to New Mexico.

Cora and her sisters were always together for so many activities. Cora was an active member of the Republican party and a wonderful friend.

What a deluge we had Saturday! We came home in the late afternoon and they said it had just quit raining. It rained hard for an hour then just rain. We had mud and trash on our front porch, and water had gotten into the basement.

The Salido had run very heavily and the Bonito back of our house was running wide. It has been years since we had seen that much water coming down the river. It was back to nothing by the

next morning. The Salazar crossing was full of trash, trees that had been uprooted, and just trash. It was reported there was a lot of lightning and thunder.

We left the fair and then helped Peg Pfingsten celebrate his 90th birthday on the old place on the mesa. It was stormy there and started to sprinkle when we left, so we missed the storm in the Lincoln area.

The Lincoln Preservation Board special called meeting had a full house at the Community church last week. Under discussion was updating the ordinance - housekeeping, etc. Several residents expressed their opinions with most agreeing it just needed cleaning up and make it clearer.

Lincoln County had another successful fair last week. It was nice to see so many home economics entries this year. There

were so many beautiful quilts and other handicrafts.

The photograph display of Lincoln County people went over well. Some said they couldn't find themselves, but with help were able to see their photo.

I have been asked what I will do with the photos, now that I have so many in place. I still haven't decided. I can't keep them on the display boards as they were borrowed. Any ideas???

Appreciation goes to so many for their contributions. Special appreciation to Kathleen Hellman and the extension office, and Raylene Greer, it might not have gotten done.

Work is still progressing on the restoration of the Hubbard historical buildings.

The Old Lincoln Days was successful. Many people expressed their satisfaction with the minor changes made in the performance.

It rained for about 30

minutes before the Sunday afternoon performance, which cooled down the weather. It has been so hot, so the rain was a welcome addition.

There will be a fiddler's contest next year. Due to the renovation of Dr. Wood's annex, they were unable to use the Lincoln Park.

Mr. and Mrs. Kenneth Dunlap of Willcox, AZ visited his brother and wife, Ralph and Rosalie Dunlap during the pageant.

I have been busy traveling between Portales, Roswell and Lincoln. I finally got my mother installed in her new home, Villa del Rey in Roswell. Now Ralph and I will have to get things done at her home in Portales.

The United Methodist Church celebrated their first service August 3rd. It is sad to see the beautiful old brick three story church be abandoned. Ralph's grandfather, W.O. Dunlap donated the land that the old church occupies.

The new church is just one story, which makes it easier for the handicap and seniors to navigate. The old church had a long winding ramp for them and they are so glad not to have to use it anymore.

A lot of volunteer hours went into building the new church. A member of the choir came up to me and said, "You are Rosalie Dunlap aren't you?" It was Todd Fuqua, sports reporter for the Ruidoso News. He and his parents participated in the choir. A nice way to meet a fellow reporter.

COURT CALENDAR

12th JUDICIAL DISTRICT
Division III

The calendar for District Judge Karen L. Parsons,
Monday, August 11

8:15 a.m. Sabo, CV-2003-147 name change
8:30 a.m. Rauschenbach, CV-2003-143 name change
9 a.m. Dickerson v. Blackwell, CV-2000-204 (Clark / Gutterson) pretrial
9:15 a.m. Luttrell v. Carter, CV-2003-119 (JRB / C. Hawthorne) preliminary injunction
10 a.m. Temple v. King, CR-2002-81 (R. Hawthorne / Bell) pretrial
10:30 a.m. Sedillo v. SNM Highway Dept., CV-2002-106 (Montoya/S.Bell) pretrial
11 a.m. Boatwright v. Precision, CV-2002-117 (ProSe / McKelvey) pretrial and motions
2 p.m.
JQ-2003-01 motion to withdraw
JQ-2003-02 (IJR)
JQ-2001-03 (PJR)
JQ-2002-07 (OTSC)

Tuesday, August 12

Data standards training in Alamogordo all day
Wednesday, August 13
8:30 a.m. PQ-2003-08 present order
9 a.m. Rice v. Rice, DV-2003-53 (Rafkin) motions
1 p.m. SA-2003-01 (Underwood) merits
1:30 p.m. Gilbreath v. NM Racing Commission, CV-2002-144 (C. Hawthorne/Coppin) half day for merits
Darrell Brantley domestic mediator holds courts on
Wednesday at:
10 a.m.

Pena v. Pena, DV-2003-72
Carter v. Carter

Martinez v. Stringfellow
Rodela v. Ramos

Chapman v. Vital

Sanders v. Sanders

Thursday, August 14
9 a.m. Jury Trial for Judge Parsons, Kelly Trapp, CR-2003-24
1 p.m. Kim Perkins, CR-2003-83 first appearance and MRCR

Friday, August 15
8:30 a.m. Pre-trials

Gene Mowdy, CR-2000-148
Daniel Villa, CR-2003-01
Terry Kerr, CR-2003-101
Monette Finley, CR-2003-104
Allen Ryan, CR-2003-105 & 107
Jerry Jones, CR-2003-109

Sentencing:
Jahney Woods, CR-2002-148
Shannon Meade, CR-2003-93
Wesley Billips, CR-2002-96
John Fierro, CR-2001-139
Dustin Sultemeier, CR-2001-176
Kateri Hicks, CR-2001-185
Jonathan Bremer, CR-2002-176

Change of Plea
Cindy Harris, CR-2003-81
Rodney Studdard, CR-2003-100
Rodney Lilly, CR-2003-106
Charles Gist, CR-2003-35
George Goodall, CR-2003-30
Lashla Rue, CR-2003-58
Daniel Dunn, CR-2003-79
Ted Henderson, CR-2003-07

Jury Docket Call

Michelle Pena, CR-2003-10
Denise Saiz, CR-2003-80
Beau Allen, CR-2003-48 & 49
Kenneth Holmes, CR-2003-09
Bernardino Mendez, CR-2003-78
Aloysius Sanchez, CR-2003-73 & 87
Brian Myers, CR-2003-74 & 88
Allan Bjelke, CR-2003-94
Tonia Tolle, CR-2003-74
Todd Krezer, CR-2003-76
James Luke Miller, CR-2003-91
Ralph Olsen, CR-2003-70
Rhonda Newsome, CR-2003-75

Other
Cindy Vanderhyden, CR-2002-63 motions
Buddie Hirsch, CR-2003-150 MRCR
Misti Anderson, CR-2002-108 MRCR
Michael Dolan, CR-2002-165 motions
David Watkins, CR-2003-152 competency
Fermin Salcido, CR-2001-153 judicial inquiry
First Appearances
Jose Saenz, CR-2003-151

1:30 p.m. Plea Conferences
Corey Taylor, CR-2003-57
Donald Goode, CR-2003-112

2 p.m.
Estate of Cannon, PB-2002-10 close estate

Opera Season Ends

(Continued from Page 4)

married life, viewers could follow the laugh lines as Intermezzo was sung in English. Santa Fe Opera features electronic libretto system that translates the words in each opera to English or Spanish at each seat. Ticket prices vary from inexpensive "standing room only" tickets available only on the night of the performance to be seen, to reserved seating in various locations and price ranges. For ticket information call toll free 1-800-280-4654 or go to the website at santafeopera.org.

August 21 - 24, 2003
Deming, New Mexico

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Class Information

COMM 101 - Interpersonal Communication • 3 cr. • T • 6:45-9:15 p.m.
ECE 132 - Child Growth/Development and Learning • 3 cr. • Th • 6:45-9:15 p.m.
ECE 135 - Curriculum Development and Implementation I • 3 cr. • W • 6:45-9:15 p.m.
ECE 135L - Curriculum Development and Implementation I Lab • 2 cr. • W • 5:45-8:45 p.m.
ECE 241 - Professionalism • 3 cr. • Th • 4-6:30 p.m.
HIST 101 - Survey of American History to 1865 • 3 cr. • T • 4-6:30 p.m.
SPED 203 - Learning Disabilities: Assessment and Curriculum • 3 cr. • M • 4-6:30 p.m.

Register online Aug. 4 - 29
Register at your local high school or at CCC Aug. 18-29
Call CCC at 505-784-6295, or your high school, for information.

AG Asks for

(Con't. from P. 4)

agencies well beyond the scope of the Endangered Species Act at the expense of western communities.

* The opinion conflicts with previous decisions of the court.

* The concurring opinion issued by two judges of the three judge panel raises issues not briefed by any party and has created confusion that requires clarification. "Should the 10th Circuit reject our request for a rehearing, we will appeal to the United States Supreme Court," Madrid added.

A copy of the petition is available on request. Call Sam Thompson at 505-222-9042.

School's In

A Kindergarten teacher was observing her classroom of children while they drew. She would occasionally walk around to see each child's work. As she got to one little girl, who was working diligently, she asked what the drawing was? The girl replied, "I'm drawing God." The teacher paused and said, "But no one knows what God looks like." Without missing a beat, or looking up from her drawing, the girl replied, "They will in a minute."

LCSWA Gets \$\$\$\$\$ Back

(Continued from Page 1)

LCSWA for the regional landfill located near Orogrande in Otero County. Ingle said in 1996 LCSWA was looking at a possible landfill site near Three Rivers when OCSWA and the City of Alamogordo approached LCSWA to partner in the regional landfill. The Otero County entities had already begun the process for the landfill near Orogrande and needed a partner because of the expense of the landfill, Ingle continued.

As a condition of the agreement between LCSWA and OCSWA in the regional landfill, LCSWA was to be compensated for hauling its trash 22 additional miles to the regional landfill near Orogrande.

At first the arrangement worked with all loads compensated for the additional miles, but after 1996, after change in staff in the City of Alamogordo finance office and change

of LCSWA managers, the compensation was only paid on compacted loads from LCSWA, Ingle said. City of Alamogordo is the fiscal agent for OCSWA and the regional landfill. Only about 90 compacted loads a year come from LCSWA.

LCSWA finance officer Beverly Foote brought attention to the reimbursement issue by questioning why LCSWA was having to pay the full transportation amount, Ingle said.

"When I went through the records from the joint powers agreements between LCSWA and OCSWA and City of Alamogordo, I saw that LCSWA should have been getting compensated for the additional miles," Ingle said.

In actuality, according to records of loads passing through the regional landfill gates, LCSWA alone should have been compensated \$147,000 for

traveling the additional miles, Ingle added.

Ingle brought the issue before the LCSWA board earlier this year and in June the board authorized negotiations with OCSWA and City of Alamogordo on the reimbursements. As a result the groups agreed to drop the transportation fee to \$1.50 a mile for all transporters and \$10 per compactor unit from LCSWA. And as of July 1, 2003, LCSWA will be credited monthly for the additional transportation cost.

"City of Alamogordo has done an excellent job as fiscal agent for the landfill," Ingle said. "I believe this was an oversight in their finance office and because of the change in the LCSWA managers."

Ingle also said Foote has brought it to her attention and the attention of the LCSWA board that LCSWA has been paying full road taxes for fuel.



LITTLE LAMBS EVERYWHERE at the 50th Annual Lincoln County Fair. The grand champion market lamb owned and shown by Brand Franklin from the Capitan 4-H club got first class treatment at the fair. Franklin auctioned the lamb in the Junior Livestock Auction on August 9.



FIRST TIME FOR THE AUCTION. Capitan 4-H club member Joshua Miles feeds his lambs in preparation for the Lincoln County Fair Junior Livestock Auction on Saturday. This was Joshua's first lambs to qualify for the auction. The livestock auction is supported by individuals, businesses, organizations and buying clubs made up of parents and supporters.



Open House for Maureen Sullivan Has Been Cancelled

The open house for Maureen Sullivan tomorrow has been cancelled. Maureen fell Tuesday and broke her hip and had emergency surgery to have a pin placed in the hip.

Maureen is recovering and will be hospitalized for a few days followed by two weeks convalescence.

Maureen had looked forward to visiting with everyone at her "my old house by the side of the road" in Capitan where she lived. She referred to her home often in her column *Capitan Notes*, which was published in *The Lin-*

coln County News for several years.

Tentative plans are for some of the family to be at Maureen's house from 1 p.m. to 4 p.m. tomorrow, and these plans are subject to change. Anyone who does stop by may sign a card for Maureen.

Scholarship Available For Cancer Survivors

Applications are now being accepted for the Jeff Apodaca Celebration of Life Scholarship, to be awarded to two college-bound New Mexico students who have been treated for cancer at UNM Hospital.

The \$5,000 scholarship will be awarded to the two students on September 13 at the annual fund raising event for the UNM Children's Hospital.

Application forms must be completed and submitted by August 29. Information and application forms are available by calling 505-273-1333 or by email to rrgleason@salud.unm.edu



Carrizozo Schools Increase Prices For Cafeteria Meals

Carrizozo Schools have increased prices for meals this school year. Cost for paid students will be 75 cents for breakfast and \$1.50 for lunch. Adult meal prices will be \$2.00 for breakfast and \$3.00 for lunch.

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1-Year

In County
In New Mexico
Out of State
(Circle One)

2-Years

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

LEGALS

LEGAL NOTICE STATE OF NEW MEXICO IN THE PROBATE COURT LINCOLN COUNTY No. 1972

IN THE MATTER OF THE ESTATE
OF PHYLLIS A. ROY, DECEASED.

NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of this estate. All persons having claims against this estate are required to present their claims within two (2) months after the date of the first publication of this notice, or the claims will be forever barred. Claims must be presented either to the undersigned personal representative at the address listed below, or filed with the Probate Court of Lincoln County, New Mexico, located at the following address: P.O. Box 338, Carrizozo, NM 88301.
Dated: August 12, 2003.

Eugene F. Rice, Personal Representative
Box 283, Ulster, PA 18850
Ph. 607-857-1294

TAMMIE J. MADDOX, Clerk
By: Opal Hill, Deputy

Published in the Lincoln County News on August 14 and 21, 2003.

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.

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 & Tuthill, 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.

LEGAL NOTICE STATE OF NEW MEXICO TWELFTH JUDICIAL DISTRICT No. CV-02-215

FIRST UNION NATIONAL BANK
AS TRUSTEE,
Plaintiff,

vs.

RAYMOND M. LOPEZ AKA REYMUENDO M. LOPEZ; JOHN DOE, TENANT WHOSE TRUE NAME IS UNKNOWN; JANE DOE, TENANT WHOSE TRUE NAME IS UNKNOWN; THE UNKNOWN SPOUSE OF RAYMOND M. LOPEZ, AKA REYMUENDO M. LOPEZ, IF ANY, Defendants.

NOTICE OF SALE

NOTICE IS HEREBY GIVEN that the undersigned Special Master, or his/her designee, will, on September 9, 2003, at 9:00 A.M., at the Lincoln County Courthouse, 300 Central, Carrizozo, NM 88301, sell and convey to the highest bidder for cash all the right, title, and interest of the above-named defendants in and to the following described real estate located in said County and State:

LOT 42, BLOCK 3, OF WHITE MOUNTAIN ESTATES, UNIT 4, RUIDOSO, 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, ON FEBRUARY 16, 1979, IN TUBE NO. 652.

The address of the real property is 201 LL DAVIS DR, RUIDOSO, NM 88345. Said sale will be made pursuant to the Decree of Foreclosure entered on

July 9, 2003, in the above entitled ad numbered cause, which was a suit to foreclose a note and mortgage held by the above plaintiff and wherein plaintiff was adjudged to have a lien against the above-described real estate in the sum of \$357,293.85, plus interest from July 2, 2003 to the date of sale at the rate of 8.75000% per annum, the costs of sale, including the Special Master's fee, publication costs, and plaintiff's costs expended for taxes, insurance, and keeping the property in good repair. Plaintiff has the right to bid at such sale and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its judgment to the purchase price in lieu of cash.

At the date and time stated above, the Special Master may postpone the sale to such later date and time as the Special Master may specify.

NOTICE IS FURTHER GIVEN that this sale may be subject to a bankruptcy filing, a payoff, a reinstatement or any other condition that would cause the cancellation of this sale. Further, if any of these conditions exist, this sale will be null and void, the successful bidder's funds shall be returned, and the Special Master and the mortgagee giving this notice shall not be liable to the successful bidder for any damages.

NOTICE IS FURTHER GIVEN that the real property and improvements concerned with herein will be sold subject to any and all patent reservations, easements, all recorded and unrecorded liens not foreclosed therein, and all recorded and unrecorded special assessments and taxes that may be due.

NOTICE IS FURTHER GIVEN that the purchaser at such sale shall take title to the above-described real property subject to rights of redemption.

Dated: August 6th, 2003.

Peter Baca
Special Master
c/o Shapiro & Meinhold, L.L.P.
13725 Struthers Road, Suite 201
Colorado Springs, CO 80921
(800) 286-0013 (719) 634-4868

Published in the Lincoln County News on August 14, 21 and 28, and September 4, 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. 01707/01576, 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 SW1/4SW1/4NW1/4 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) 623-8359. 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 SEALED BID

The Village of Corona is Accepting sealed bids for the following vehicles. A minimum bid of \$500.00 per vehicle is mandatory for an acceptable bid. Bids will be accepted at the Corona Village Hall, Hwy. 54/Main Street, P.O. Box 37, Corona, NM 88318, Monday through Thursday, 8:00 a.m. to 4:00 p.m. Bid deadline is 4:00 p.m. on August 28th, 2003. Successful bidders will be notified after the regular council meeting on September 11, 2003. Vehicles must be removed within thirty days of bid opening. The Village reserves the right to refuse any and all offered bids. For more information call 849-5511.

- 1 - 1989 Chevrolet Caprice 4-door, 110415 actual miles.
- 1 - 1994 Chevrolet Corsica 4-door, 140,274 miles.
- 1 - 1988 Dodge D15 Pickup, 126,642 actual miles.
- 1 - 1990 Dodge D15 Pickup, 115,691 actual miles.

Published in the Lincoln County News on Thursday, August 14, 2003.

LEGAL NOTICE

NOTICE is hereby given that on March 21, 2003 and April 17, 2003 the Town of Carrizozo, P.O. Box 247, Carrizozo, NM 88301, filed application to Appropriate Underground Waters of the State of New Mexico with the STATE ENGINEER under file T-4283 and AND on August 4, 2003 the Town of Carrizozo filed corrective application with the STATE ENGINEER to Appropriate Underground Waters of the State of New Mexico under said file from the Tularosa Basin in Lincoln County for municipal, residential, commercial and golf course purposes within and outside the municipal limits of the Town of Carrizozo for a diversion of 3,500 acre-feet per annum to be consumptively used from existing wells T-1962, T-1962-S, T-1962-S-2 and T-1962-S-3 all located in the SE1/4NE1/4, Section 1, Township 8 South, Range 10 East, N.M.P.M., on land owned by the Town of Carrizozo. Existing wells are located at the Carrizozo Golf Course.

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 postmark 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 Sections 72-2-16, 72-5-6 and 72-12-3.

Published in the Lincoln County News on August 14, 21 and 28, 2003.

LEGAL NOTICE

NOTICE is hereby given that on March 21, 2003 the Town of Carrizozo, P.O. Box 247, Carrizozo, NM 88301, filed application with the STATE ENGINEER to Appropriate Underground Waters of the State of New Mexico under file T-4284 and on August 4, 2003 the Town of Carrizozo filed corrective application with the STATE ENGINEER to Appropriate Underground Waters of the State of New Mexico under said file from the Tularosa Basin in Lincoln County for municipal, residential, commercial and golf course purposes within and outside the municipal limits of the Town of Carrizozo for a diversion of 3,500 acre-feet per annum to be consumptively used from a proposed well to be drilled in the SE1/4SE1/4NW1/4, Section 11, Township 8 South, Range 10 East, N.M.P.M., on land owned by the Town of Carrizozo. Proposed well will be located in the vicinity of the Carrizozo Golf Course.

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 postmark 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 August 14, 21 and 28, 2003.



Scattered sometimes heavy rains brought needed relief to many areas of Lincoln County in the last week. Scattered isolated thunderstorms are predicted for the next week, indicating little chance for real monsoons. While days remain warm, nights are predicted to be significantly cooler.

The following information was taken from the National Weather Service website.

Forecast for Carrizozo, Lincoln, Hondo and high plains of Lincoln County: Today, Thursday, Aug. 14

Mostly cloudy with east winds 10 to 15 miles per hour, 10 percent chance of showers and thunderstorms. High of 88 in Carrizozo. Tonight partly cloudy with chance of showers and thunderstorms. Low of 55.

Friday, August 15
Mostly cloudy with chance of thunderstorms. High of 81, low of 57.

Saturday, August 16
Mostly cloudy with chance of thunderstorms. Highs to low 90s, lows in the 50s.

Sunday, August 17
Partly cloudy with chance of thunderstorms. Highs to lower 90s, lows in the 50s.

Monday, August 18
Partly cloudy with chance of showers. Highs to lower 90s, lows in the 50s.

Tuesday, August 19
Partly cloudy. Highs to lower 90s, lows in the 50s.

Forecast for Ruidoso, Capitan and higher elevations of the northern Sacramento mountains: Today, Thursday, Aug. 14

Mostly cloudy with 15 percent chance of showers and thunderstorms. Highs of 81 in Ruidoso, 86 in Capitan. Tonight partly cloudy with chance for showers and thunderstorms. Low of 50 in Ruidoso and 53 in Capitan.

Friday, August 15
Mostly cloudy with chance for showers and thunderstorms. Highs of 79 in Ruidoso to 85 in Capitan.

Saturday, August 16
Mostly cloudy with chance for showers and thunderstorms. Highs in the upper 70s to upper 80s. Lows in the 50s.

Sunday, August 17
Partly cloudy with chance for thunderstorms. Highs in the upper 70s to low 90s. Lows in the 50s.

Monday, August 18
Partly cloudy with chance for showers. Highs in the upper 70s to upper 80s, lows in the 50s.

Tuesday, August 19
Partly cloudy with highs in the upper 70s to low 90s, lows in the 50s.

One day a little girl was sitting and watching her mother do the dishes at the kitchen. She suddenly noticed that her mother has several strands of white hair sticking out in contrast on her brunette head. She looked at her mother and inquisitively asked, "Why are some of your hairs white, Mom?" Her mother replied, "Well, every time that you do something wrong and make me cry or unhappy, one of my hairs turns white." The little girl thought about this revelation for a while and then said, "Momma, how come ALL of grandma's hairs are white?"

OBITUARIES

CHIQUITA L. MAHLER

Chiquita L. Mahler, 70, of Elsinore, Utah, passed away August 9, in Provo, Utah. She was born September 17, 1932 in Ardmore, OK to William Lee and Alva Tommy Lloyd Wiggins.

She was a historian of Carrizozo High School Alumni Association, secretary and board of director of the Thoreau Water and Sanitation District and member of the PTA.

She is survived by her children, John W. Littleton, Tulsa, OK, Cameron D. Riegel (Barry T. Leece) Livermore, CA, Albert R. Mahler, Cyril, OK, Helen K. (Melvin) Brazell, Elsinore, Andy Mahler, Pah-rump, NV; nine grandchildren; nine great-grandchildren; sisters, Jacqueline L. Foret, El Paso, TX; Gwen P. (George) Dean, Elephant Butte, NM; Louanna (Bill) Frank, Rogers, AK; Maria A. (Lupe) Castaneda, Centerton, AK.

She was preceded in death by her parents, and great-grandson, Stoney Chase.

Funeral services were held Tuesday, August 12, 2003, at 4:00 p.m. in the Neal S. Magleby & Sons Mortuary Chapel. Burial was at the Monroe City Cemetery.



Capitan Votes For

(Continued From Page 1)

county shelter.

Since August 1 when the Humane Society refused to take county animals because the county would not provide the additional funding the Society requested, the county ACO has utilized the Carrizozo kennels. "It has been working very well with the Town of Carrizozo," Stewart said. "They have been taking strays with no problems and animals are being adopted out."

Although Stewart provided copies of the county's proposed joint powers agreement (JPA) to trustees, who had not received the documents prior to the meeting, he asked them to "sit on the draft agreement and budget." Stewart said he had faxed a copy of the proposed JPA to the mayor, who said he had it on his desk.

Stewart asked trustees to delay any action on the proposed agreement for the town-county shelter until the county commissioners reconsider the issue at their meeting on August 19. "I think the Humane Society is worthy of support," Stewart said.

Stewart then told of the humane society in Espanola which is only 32 percent funded by participating government entities. "To me this is about right," he added.

"I urge the council to get the best deal it can for the Village of Capitan," Stewart said.

Vega then said the town

has a good shelter program to offer and the county wanted to work with the town on the animal control issue. "We support the county in its need to store animals and properly get rid of them by the owners claiming them, or adopting them," Vega said. "We'd like to see more adopted so we can cut the cost of euthanizing them."

Vega agreed everyone needs to support the Humane Society because it is an important organization.

Humane Society director Keith Atkins was also at the meeting. He said Capitan pays the humane society \$5,000 a year, but Capitan residents last year got back \$7,400 in value in the spay/neuter vouchers given by the humane society. He said the figure was based on the number of vouchers accepted by Veterinarian Becky Washburn.

Atkins also said the humane society often gets animals dropped off at night in the exterior holding pens at the society shelter on Gavilan Canyon Road. He said they keep those pens because people would otherwise drop the unwanted animals on the street next to the society or in the village. Atkins said they do not require people to show a drivers license when they bring in animals, to verify and document their location of residence.

The mayor tried to get Atkins to accept less from

the village for its share, jokingly suggesting \$3,000 then \$4,000. But Atkins said he cannot make such decisions because that is the function of the humane society board.

A comment was made that the same time the county was complaining about the \$15,000 increase requested by the humane society, the county had a \$700,000 surplus. Stewart explained that "surplus" was a misnomer because all county departments had cut their budgets by five percent, and many had gone without requested vehicles and other requested capital equipment purchases.

"There is no surplus (in the county) and it is not prudent management of

county money if there are no reserves to fall back on," Stewart said.

Trustee Bobbi Shearer was the first to say she saw no reason for not supporting the Humane Society. "The humane society will cost half as much as the county shelter and the society provides more in service to the Capitan residents," Shearer said. Trustees John Whitaker and George Tippin agreed.

It was also proposed the village pay the humane society for kennel services on a per animal basis. But Shearer did not like that idea because it makes budgeting difficult for the humane society.

Stewart said his counter proposal for shelter services is "fiscal responsibil-

ity to the taxpayers who need to know what they are getting for their money, rather than providing a lump sum."

Atkins said there is a tremendous feral cat problem in the Capitan area and a goal of the humane society is to promote spay/neutering to reduce those numbers by providing the spay/neuter vouchers on an unlimited basis. Previously the society provided only so many vouchers per species per month.

"I understand Stewart's views but I'm just asking for you to do the right thing," Atkins said. "Let the strays and unwanted animals die with dignity," Atkins said.

Tippin pointed out the village did not have a contract with the Humane society. He asked that a contract be drafted.

Whitaker suggested all the services the village

wants from the humane society be included in the contract.

Village attorney Marc Prelo said a letter of agreement between the village and Humane Society should suffice instead of the more costly contract.

As a final comment Stewart said these type of "drills" are healthy but painful. "I can't say how many phone calls I've got ten," he said.



LEGAL NOTICE

NOTICE is hereby given that on April 8, 2003, Robert and Darla Crenshaw, P.O. Box 882, Carrizozo, NM 88301, filed application number T-4285 with the STATE ENGINEER to Appropriate Underground Waters of the State of New Mexico from the Tularosa Basin in Lincoln County for a diversion of 1000 acre-feet per annum to be compulsively used for municipal, industrial and commercial purposes, within the Tularosa Basin and/or Hondo Basin from existing wells T-255 and T-255-S located in the NW 1/4 SW 1/4 SE 1/4, Section 2, Township 8 South, Range 11 East, N.M.P.M., and in the NE 1/4 NE 1/4 SE 1/4, Section 2, Township 8 South, Range 11 East, N.M.P.M., respectively, on land owned by Robert and Darla Crenshaw. Existing wells are further described as being located approximately 6 miles east of Carrizozo on US Highway 380, then north of said highway.

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 postmark 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 Sections 72-2-16, 72-5-6 and 72-12-3.

Published in the Lincoln County News on August 7, 14 and 21, 2003.

TASTE of SUMMER

Frozen Foods



ICE CREAM
Blue Bunny Assorted
Original or Hi Lite
half gallon sq.

2 \$6
FOR

BLUE BUNNY SELECT GROUP CONES
OR SWEET FREEDOM ICE CREAM
SANDWICHES \$3.99
6 COUNT

POTATO SKINS OR BUFFALO WINGS
TGIF SNACKS 2 FOR \$5
8-10 OZ. PKG.
ASSTD. LEMONADE LIMEADE OR FRUIT PUNCH
MINUTE MAID 99¢
12 OZ. CAN
KRAFT AMERICAN SINGLES
DELI DELUXE \$2.99
12 OZ. PKG.

AF AFFILIATED FOODS INC.



DELICIOUS APPLES
PREMIUM RED OR
WAXP GOLDEN
99¢
LB.

WASHINGTON STATE PRUNE PLUMS... LB.	89¢	LUNCH BOX SIZE ORANGES... 10 FOR	\$1
SPICY YELLOW HOT PEPPERS... LB.	99¢	LARGE GREEN OR RED BELL PEPPERS... 2 FOR	\$1
BARTLETT PEARS... LB.	99¢	FIELD GREENS, ROMAINE OR MEDITERRANEAN 8-10 OZ. PKG.	2 FOR \$4
BAKING POTATOES... 3 LBS.	\$1	BREAKFAST SIZE GRAPEFRUIT... 4 FOR	\$1

Cheetos® OR CHEETOS®
Assorted
10 oz. reg. \$2.29
3 \$5
FOR

Fritos DIPS
Assorted
9 oz. cans
2 \$4
FOR

ASSORTED RANCH STYLE BEANS
15 OZ. CANS... 2 FOR \$1

BAMA SELECT GROUP PRESERVES
16 OZ... 2 FOR \$3

TASTE of SUMMER

LONG GRAIN COMET RICE 28 OZ. CTN. **89¢**
FRANCO AMERICAN PLAIN SPAGHETTI OR SPAGHETTI-OS 14.7-15.2 OZ. **2 FOR \$1**

BETTY CROCKER ASSTD. POTATOES 5-7.6 OZ. **\$1.29**

Q&Q VERMICELLI
8 oz. pkg.
4 \$1
FOR

PEACHES OR NECTARINES
Golden & Juicy **59¢** ea.
CANTALOUPE MELON **99¢** ea.

Hunt's Tomato Sauce
Hunt's Assorted 8 oz. cans
4 \$1
FOR

STURGES VENTURE

PRICES EFFECTIVE: Aug 14 to Aug 20
HOURS: Mon. thru Sat. 8:30 am - 7pm
CLOSED SUNDAYS

VISA 4th & Central / CARRIZOZO, NM / Ph. 648-2125
We Accept W.I.C. Checks -- We Honor EBT Cards for Food and Cash