

County To Protest Water Plan

by Doris Cherry

Lincoln County Commissioners are sending a strong letter of protest to the New Mexico State Engineer's Office objecting to the draft Lower Pecos River System Water Plan which they consider violate constitutional rights. With comments about the draft Lower Pecos River System Water Plan due into the State Engineer's Office

(SEO) in Santa Fe by Friday, September 23, (tomorrow) Lincoln County Commissioners at their meeting Tuesday, September 20 in Carrizozo discussed their concerns about the draft plan and compiled a list of objections. Their main objection was to the section that allows the SEO to come onto private property without warrant. Also coun-

ty commissioners want to make a point that bringing the Bonito Lake water back into the Hondo Basin would go a long way in alleviating any possible shortage of water due to the Pecos River. County commissioners discussed their special meeting held September 6 in Hondo with State Engineer John D'Antonio and

staff. The purpose of the meeting was to give the State Engineer opportunity to explain the draft water plan and to give county commissioners and the public a chance to ask questions. County commission chair Rick Simpson said he felt like he was talking to a fence post because all the decisions had been made

about the water plan without public input. He said comments made by D'Antonio about the water master having rights to come onto property at any time bothered him because the Constitution is supposed to pro-

tect the citizens from such unwarranted search.

County commissioner Tom Battin agreed and said he was even more alarmed with the comments that the SEO will have the power to arrest individuals who vio-

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VOLUME # 100; NUMBER 38

THURSDAY, SEPTEMBER 22, 2005

CARRIZOZO, NM 88301



PHONE DOLLARS FOR THE COMMUNITY. Valor Telecom vice president Bill Garcia presents a check for \$3,000 donated by Valor Telecom to Ruidoso Downs city manager Frank Waters (middle) and Debra Hoffman, director of the Southeast Community Action Corp., for use in weatherization and other programs for the elderly. (BELOW) Valor Telecom chief executive officer Jack Mueller (left) and vice president Bill Garcia introduce NM Public Regulation Commissioner Shirley Baca at the fifth anniversary luncheon held in Ruidoso on September 15. Valor, which purchased GTE, serves the Ruidoso, Ruidoso Downs, Nogal and Capitan areas. It has invested \$71 million in upgrades and now offers such services as DSL to 71 percent of area customers.



County Trash Rates Increase

by Doris Cherry

In order to cover rising costs of fuel and equipment, Lincoln County Solid Waste Authority (LCSWA) is raising its rates to county residential customers.

Beginning with the October billing, county residential customers who utilize the drop off dumpsters will be paying per month \$14.85 plus \$1 for fuel surcharge for a total of \$15.85. County customers with poly cart service (Palo Verde Slopes subdivision) will be paying per month \$15.85 plus the \$1 fuel sur-

charge for a total of \$16.85. All county customers are billed on a quarterly basis so bills reflect three months of charges, plus gross receipt taxes.

Lincoln County Commissioners held a public hearing at their meeting Tuesday, September 20 in the courthouse in Carrizozo to consider a service agreement with LCSWA and to adopt rates proposed by LCSWA. This year county commissioners amended the county solid waste ordinance to give the county back authority to set residential trash rates.

LCSWA operational supervisor Debra Ingle told county commissioners that LCSWA has not increased residential rates since May 2001. She said the new residential rate will be the same for all drop off customers (those who use dumpsters), regardless if they are currently paying extra for yard waste removal. She justified the one rate because LCSWA is now on a routine basis every spring and fall providing a large roll off containers for county customers to dispose of non-household

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Fort Stanton Master Plan Meetings Held Next Week

by Doris Cherry

Public meetings on the proposed Fort Stanton re-development master plan will be held next week at various locations, mostly in Ruidoso.

Fort Stanton Development Commission will begin its public meetings on the proposed re-development plan on Tuesday, September 27. At noon, the Fort Stanton Development Commission (FSDC) meets with the Ruidoso Rotary/Lions Club at Cree Meadows Restaurant. At 6 p.m. the FSDC commission is on the agenda of the Ruidoso Village Council at Ruidoso Village Hall.

On Wednesday, September 28, the FSDC commission will meet with the Ruidoso Valley Chamber of Com-

merce at 4 p.m. at the chamber office on Sudderth Drive. At 6:30 p.m. the FSDC commission will meet with Fort Stanton Inc. and the public at the Ruidoso Village Council chambers in village hall.

On Thursday, September 29, the Fort Stanton Commission is scheduled to have a meeting at 1 p.m. in the Lincoln County Commission chambers in the courthouse in Carrizozo. A 6 p.m. meeting with the public is also scheduled but no location was given in the schedule developed by FSDC chair Mike Runnels.

On Friday, September 30, at 1:30 p.m. a meeting will be held at Fort Stanton to review the proposed master plan.

Saturday, October 1, at 10 a.m. the Fort Stanton Devel-

opment Commission will hold its regular meeting at the administration office at Fort Stanton.

Lincoln County Commissioners will be sending a resolution that "vehemently opposes" the high density housing proposed in the master plan and offers four alternatives they believe will help with preservation efforts at Fort Stanton.

At their meeting in Carrizozo on Tuesday, September 20, county commissioner Maury St. John, who is an alternate on the Governor's Fort Stanton Development Commission, spoke about the proposed master plan by the Collaborative, Inc which was the company that was paid \$100,000 by the state to develop the proposed plan. She said there has been an outcry from residents and others opposing the proposed high density housing at Fort Stanton that is the only alternative listed in the proposed master plan.

So Fort Stanton Development Commission asked people in the community to propose other alternatives. St.

(SEE PAGE 3)

County To Hold Hearing On Subdivision Ordinance

by Doris Cherry

At their October 16 meeting, Lincoln County Commissioners will hold a public hearing to take comments on proposed changes to the county subdivision ordinance.

County commissioner Eileen Lovelace, at the county meeting Tuesday, September 20 in Carrizozo, tried and failed to get a public hearing on a moratorium on all new subdivisions for 180 days to allow the county to revise its subdivision rules. "As long as developers meet the requirements of our current subdivision ordinance, we can't deny the development," Lovelace said. "If we had a moratorium it would give us time to revise the water rules especially."

"Subdividers need to prove they have the water before

their developments are approved," Lovelace added.

County commissioners were discussing the county subdivision ordinance which they would like to amend, especially to require stiffer requirements for water. However, they were told by the county attorney that they cannot make more stringent rules about water without the county having a state approved comprehensive plan.

County commissioner Earl Hobbs thought Lovelace's idea was good because it would do something to slow down growth. He also said he wanted three things - the 1997 Comprehensive Land Use Plan (CLUP) re-written with the appropriate language and turned into an ordinance; the county subdivision ordinance revised and comprehensive county-wide zoning adopted.

But county commission chair Rick Simpson opposed the moratorium which he said would shut down the industry.

County attorney Alan Morel said the current county subdivision ordinance allows domestic wells per lot in developments with 499 lots or less. Developments with 500 or more lots require a community water system (and water

Magistrate Courts Closed Sept. 27 Through Sept. 30

The Carrizozo and Ruidoso Magistrate Courts will be closed from Tuesday, September 27 through Friday, September 30.

The court staff will be attending the yearly mandatory Magistrate Conference.

Regular hours will resume Monday, October 3, 2005.

(SEE PAGE 10)

Volunteers Needed To Help At Valley of Fires on Saturday, September 25th

Bureau of Land Management, Roswell office invites volunteers to join more than 70 Girl Scouts and Boy Scouts at 8 a.m. at the Valley of Fires Recreation Area near Carrizozo on Saturday, September 24.

Volunteers will be planting trees, building fences and constructing fire rings throughout the tent camping grounds. Lincoln County officials have been invited to speak to volunteers at the free lunch. Volunteers will also receive a coupon for a free pass, good through 2005, to any national recreation site (includes national park, lake or monument) that charges admission.

Valley of Fires is located four miles west of the intersection of Highways 380 and 54 in Carrizozo.

For more information call Valley of Fires at 648-2241 or BLM in Roswell at 505-627-9272.

WANTED: Grocery Store In Carrizozo

County To Protest

(Continued from Page 1)

late the water rules, then deliver those individuals to "the nearest peace officer."
"I feel such a violation should go to a judge first," Battin said.

Jackie Powell, member of the county water committee and water rights owner in the Hondo valley, said New Mexico Acequia Law does allow access to diversions

and ditches on other people's land. Simpson said that was an easement, like utility companies, which will not be like the SEO going on private property unannounced to look around without probable cause.

County commissioner Earl Hobbs, who was unable to attend the Sept. 6 special meeting, said he read all the draft water plan and found them to be reasonable. While Hobbs was not opposed to having a water master if done right, he agreed he "had pause" about the powers given to the SEO by the state legislature.

County commissioner Maury St. John said she did not like how the state chose the water master. "I asked them why they did not choose a water master who was familiar with this area," St. John said. "I got no answer."

Oscuro resident Jerry Carroll said the SEO attorney said the SEO did not have to have a warrant and court order to come onto property. Carroll said he asked the attorney what would happen if a citizen challenged the SEO and refused to allow entry and the attorney said they would bring the State Police.

Powell said it is possible that by January, people in the Hondo valley with ditch rights will not be able to use their water if they do not have some acceptable way to measure the water. Powell also asked why only the people who own water rights to acequias will be the ones to pay for the water master. "I feel the cost should be spread county-wide."

Powell did say the Interstate Stream Commission

has reconsidered requiring \$5,000 gauging stations on the Rio Hondo. She said the high dollar gauges were required on such rivers as the Animas which runs 6,000 feet per second.

Powell said over the years acequia users in Hondo Valley never measured the water because they never got close to the water to which they are entitled according to their water rights. "So now we have no documentation on what we got and no defense," Powell said.

"We are reconsidering our flows in the river and know we need documentation," she added.

Simpson said the main objection to the draft plan is to show displeasure with the unconstitutional authorization for unwarranted search.

County attorney Alan Morrel recommended contacting state legislators to sponsor an amendment to state law 72-8-1 to delete the ability of the SEO to come onto property without warrant, and to reconsider the cost of the water master and mandated water measuring devices which the legislature passed on to the county and citizens.

Hobbs said he supports the county commission's concerns, but also thought there needs to be basic documentation and data. "I do not believe the water master concept will be necessarily adverse to Lincoln County," Hobbs said.

"I also feel that if the water master tries to come onto certain properties, it won't happen the second time," Hobbs added.

Battin said the premise is seriously flawed and he is bothered that the state wants to control and regulate a relatively small flow of water from Lincoln County to the Pecos River. Battin said while he hopes the state legislature will appropriate the \$18 million needed to purchase land and water rights along the Pecos River in order to meet the water debt to Texas under the Pecos River Compact, he doubted it will happen. He was also concerned that a substantial amount of water is being diverted out of the Hondo Basin into the Tularosa Basin from the Bonito lake pipeline.

"If we could put this water back into the Hondo Basin it would go a long way to alleviating the situation," Battin added.

Battin said D'Antonio told him the SEO is working on the Bonito Lake situation.

Battin also said he wanted the letter of comment from the county commissioners to state the county would prefer to do its own water plan and thus put a moratorium on the mandated water metering. "I genuinely would like to see the Hondo Valley water rights holders create an association to do self-regulation," Battin added.

County manager Tom Stewart said he will write and send a letter to the SEO on behalf of the county commission which will make four points: the county supports the concept of the draft water plan but protests the ability for the SEO to trespass and arrest; the cost for the water master and implementation of the plan should be paid by the state; and the county would rather develop self-regulation. Stewart said he will also make it a point to state that the Hondo Valley acequia rights priority dates exceed those held by the Carlisbad Irrigation District and the water rights holders resent being lumped with that area.

Powell said many of the members on the Interstate Stream Commission are

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As the LINCOLN COUNTY NEWS goes into its 101st year of being in existence (1905-2005), we will be randomly publishing articles that have been published in the NEWS from old files. The following article appeared in the "Lincoln County News".

Friday, September 17, 1926

Out and About Lincoln County

Short Interviews

Treating on Matters Pertaining to the Town and Otherwise

"All vacant houses should be put in good shape now for the coming winter," said a Carrizozo man one day this week. "if the woner of a fairly good house will do this, he stands a good chance of getting a tenant who probably is occupying a house in poor condition. It's the dilapidated houses that always remain vacant. Replacing the broken panes of glas with good ones and a little paint will sometimes get the owner of a house a-good tenant."

"The town should be ablaze with flags and bunting and other decorations during the week of October 4th to 9th, as Community Hall will be dedicated on the night of October 8th, and a big crowd of strangers will no doubt be in Carrizozo on that occasion," said a booster to the writer.

"The town should put on its best holiday attire. I would suggest that a streamer 2 feet wide and 10 to 12 feet long bearing the word "Welcome" be stretched across the street at Community Hall corner. A few fireworks at night, not many, would also be nice. During this week all stores should have the lights turned on in display windows, to give the town a metropolitan appearance. These lights should be left turned on until 10:30 or 11:00 p.m. The town can well afford to take on a few features usually seen at Carnivals. Let's make a little noise on the night of the dedication ceremonies. Let the young people have such harmless noise makers as they can buy or make. Let's make this an occasion long to be remembered."

"A few 'trees' planted along Alamogordo avenue by the owners of the ground from the Telephone office west for two or three blocks and also along the street from the corner opposite the postoffice to the blacksmith shop, would not only help the sale of this ground for residences, but would give the town a nicer appearance," is the remark made by a man from the East, who is rooming in Carrizozo at present. "I would suggest the transplanting of trees at least two or three years old. Probably some arrangement could be made with the city authorities for occasional watering of these trees. Two benches underneath each tree would afford seats in the shade to such out-of-town people who might happen into our midst in the summer time.

The lots in the blick in which the shoe shop and blacksmith shop are located could be used for residentiary purposes for many years or until such time that this ground will be needed for stores. The little strip from the shoe shop to the corner opposite the postoffice would make an ideal 'plaza' which, if trees were planted thereon and benches provided, would afford a resting place in the shade in summer time for out-of-town and home people. The ground has a frontage on both streets. Probably by the time the lots in this block are needed for store purposes someone in the town will have a tree trans-

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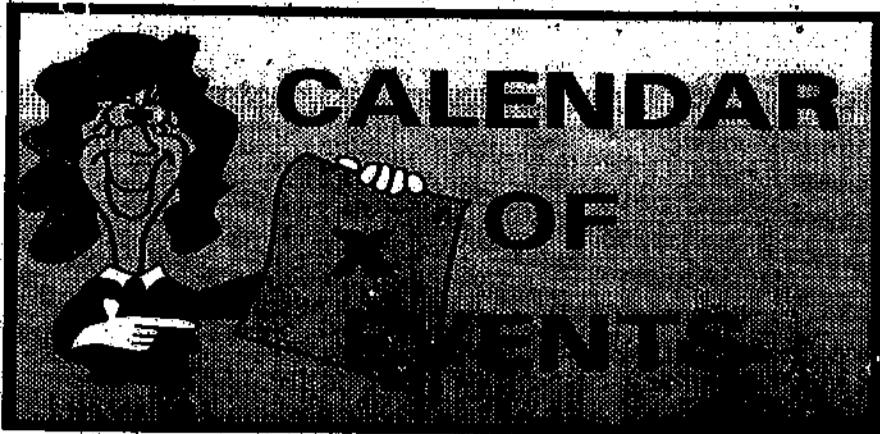
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FIRST AND THIRD TUESDAYS

--Juan Hernandez from the District II Office of the State Engineer is at Ruidoso Village Hall from 9 a.m. to 12 noon.
--Fibromyalgia Syndrome Support Group meets every third Tuesday, 6 p.m. K-Bob's in Ruidoso. Call 354-3046 for more information.

TUESDAYS

--Capitan Public Library preschool reading hour at 1 p.m.
--Alcoholics Anonymous, 6:30 p.m. Carrizozo First Baptist Church Fellowship Hall.

WEDNESDAYS

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

EVERY WEEKEND

--White Oaks School House Museum open to visitors 10 a.m. to 4 p.m. every weekend through September.

SATURDAY, SEPTEMBER 24

--Lincoln County Solid Waste Authority roll off for non-household trash, 8 a.m. to noon by dumpsters at Biscuit Hill, off Highway 70 east of Ruidoso Downs. LCSWA customers can dump at no charge by showing LCSWA bill.

--National Public Lands Day at Valley of Fires Recreational area west of Carrizozo. Volunteers needed to join scouts in improving camp areas. Call the area at 648-2241 for information.

--Trek for Trash annual roadside cleanup along Mechem Dr in Ruidoso. Meet at 8:30 a.m. at KIDX radio office by post office. Everyone welcome to help.

TUESDAY, SEPTEMBER 27

--Fort Stanton Development Commission meets with Ruidoso Rotary & Lions Club, noon, Cree Meadows Restaurant in Ruidoso, to discuss proposed master plan for Fort Stanton redevelopment.

--Lincoln County Solid Waste Authority, 2 p.m. LCSWA offices in Ruidoso Downs. Public invited.

--Workshop meeting of Ruidoso Village Council, 4 p.m. village hall, to discuss proposed Ruidoso Comprehensive Plan. Public invited.

--Ruidoso Village Council regular meeting 6 p.m. village hall. Agenda items to include discussion of proposed Fort Stanton redevelopment plan.

WEDNESDAY, SEPTEMBER 28

--Lincoln County Lodgers Tax Committee meets at 10 a.m. at the Watson House in Lincoln. Public invited.

--Local Emergency Planning Committee 1:30 p.m. Ruidoso Village Hall.

--Fort Stanton Development Commission meets with Ruidoso Chamber of Commerce, 4 p.m. chamber building on Sudderth Drive in Ruidoso.

THURSDAY, SEPTEMBER 29

--Fort Stanton Development Commission meets at 1 p.m. in the Lincoln County Commission chambers in the courthouse in Carrizozo to discuss proposed master plan for Fort Stanton redevelopment.

--Fort Stanton Development Commission meets at 6 p.m. No location was given.

SATURDAY, OCTOBER 1

--Trinity Site tour at White Sands Missile Range. Escorted tour meet at Otero County Fairgrounds in Alamogordo at 7:15 for 8 a.m. departure and travel through Mockingbird Pass; Unescorted tour beginning at 8 a.m. until 2 p.m. from Stallion Gate to WSMR off Highway 380. For more information about the escorted tour call 1-800-826-0294. No charge. Trinity Site is where the first atomic bomb was detonated in 1945.

--Fort Stanton Development Commission monthly meeting, 10 a.m. Fort Stanton Administration Building. Public invited to comment on proposed Fort Stanton Redevelopment Master Plan.

--Aspenfest weekend in Ruidoso area. Parade at 10 a.m. from corner of Sudderth and Mechem.



STATE FORESTER Butch Blazer refers to District State Forestry Ranger Barbara Luna (seated) during the Lincoln County Commission meeting on Sept. 20. Blazer commended Lincoln County for its tremendous progress in the last three years in developing a collaborative and now model Community Wildfire protection plan. He also commended Luna for her help with the plan that brought people together to figure how to do large landscape level forestry treatments.

Fort Stanton Master

(Continued from Page 1)

John added.

County manager Tom Stewart said recent discussions have yielded four steps that are needed for the preservation efforts. These include: state funding for a functioning staff with executive director for the Fort Stanton Development Commission which would be located at Fort Stanton and could include volunteers from the community; remove the one year reversion stipulation that the State General Services is required to abide by in any request for proposals process. "No entity is going to propose putting any money into a reconstruction/preservation effort while a stipulation exists that allows the State to return the Fort to the state with just one year's notice," Stewart added.

Stewart also proposed a broad based request for proposals (rfp) seeking solutions to renovation and preservation from corporate and private foundation and organizations nationwide; and finally getting a timetable for the removal of the State Corrections rehabilitation operations on the historic quadrangle.

Stewart said the only way the legislation that created the Fort Stanton Development Commission was approved was to drop the funding that was in the original bill, which was why he listed the funding and staff as the first priority.

County commissioner Earl Hobbs said it is clear to him that the proposal for the high density housing is unacceptable to anyone at the September FSDC meeting. "Yet the proposed master plan seemed to be pushed very hard by Mike Runnells and Leon Eggleston," Hobbs said.

"I am not in the position to support something that I suspect will further someone's personal aggrandizement," Hobbs added.

"To put it bluntly, this is nothing but caca," Hobbs said about the proposed high density housing at Fort Stanton. "I will not put my name on anything that supports the Collaborative, Inc. alternative."

FSDC member Lynda Sanchez said she does not support the proposed housing as the only way to raise funds for renovation and preservation and operations of the Fort. She said at the September FSDC meeting a lot of people were there concerned about the only alternative offered by the Collaborative, Inc. design group. Also petitions were submitted with nearly 1,000 signatures opposing the proposal.

"Historic preservation is not cheap," Sanchez added. "But Fort Stanton Development Commission has not gone out and talked with historic groups such as German Americans and Buffalo Soldiers for help with funding."

Sanchez said Bill Hume, the governor's director of policy and management, has also received many letters and phone calls opposing the proposed plan. She said Hume told her he is hearing the public loud and clear and he does not want to create division in the county. She said she hoped the public will come to the meetings on the proposed master plan and offer alternatives.

The Collaborative, Inc. plan

calls for the state to provide \$8 million the first year for its proposed project and \$1 million the next year, Sanchez added.

"The integrity of Fort Stanton is at question," Sanchez continued. "What do we want?"

Tony Hoffman, former president of Fort Stanton Inc. and now member of the FSDC, suggested the county commission incorporate the four priorities listed by Stewart into a resolution that says the county is putting the Collaborative, Inc. plan aside and is inviting the public to offer other options that are less invasive. "I am concerned the proposed master plan is moving forward fast," Hoffman said.

Bill Alford, manager of the Coe Ranch in Glencoe, spoke about a 1988 study of alternative uses for Fort Stanton done by Robert O. Anderson, which offers very good alternative uses. He also said that many nationwide organizations, such as the Sons of the Confederacy, and others have many members who should be solicited for donations to avoid having to go with the high density housing alternative. "Fort Stanton is one of the last Forts not surrounded by a city," he added.

Alford also said many in the community are unhappy because unlike what Runnells announced at the September FSDC meeting, the three books of the proposed master plan by the Collaborative Inc. have not been placed in public libraries in Capitan or Ruidoso for public review.

Ken Nosker, San Patricio resident, recommended the county involve the Mescalero Apache Tribe because they consider the Fort Stanton area as their historic homelands. Sanchez said Mark Chino sent a letter to the FSDC in which he called the proposed development a desecration of Apache tribal homelands. She said the tribe has been one of the partners from the start of efforts to preserve Fort Stanton. She also said the new Boots and Saddles committee is meeting and will be asking that seven old forts be put on the most endangered list in New Mexico.

Sanchez said she has talked with Sens. Jeff Bingaman and Pete Domenici's offices and spoke directly with Rep. Steve Pearce. She said Pearce favors keeping the integrity of the Fort.

"The bottom line," Sanchez said. "Is heritage tourism and we must keep a beautiful county so tourists come but not inundate us."



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THOUGHTS
FROM THE EDITOR'S DESK

Important Fort Stanton Meetings Next Week

By Ruth Hammond

Before you make plans for next week, please consult the calendar of events to determine when the meetings about Fort Stanton will be held and where they will be held. Most of the meetings are in Ruidoso, while many people who care about Fort Stanton live in other areas of the county.

Even if you have no personal interest in Fort Stanton, you may prefer that high density housing not be placed on and around historic Fort Stanton. Historic preservation of the Fort should be uppermost, but apparently someone has decided that high density housing is the answer. WRONG! The public is urged to attend any of the meetings for input and if possible attend more than one and express opinions.

The idea of turning the Fort Stanton area into a huge metropolis is foolish. That area should be preserved for the benefit of future generations, not be bustling with activity for people not interested in saving our heritage. When this ignorant suggestion was first made, most people probably assumed it was in jest, not an actual plan that might be put into effect. There has to be a better way to save the Fort than to use the area to put money into someone's pocket.

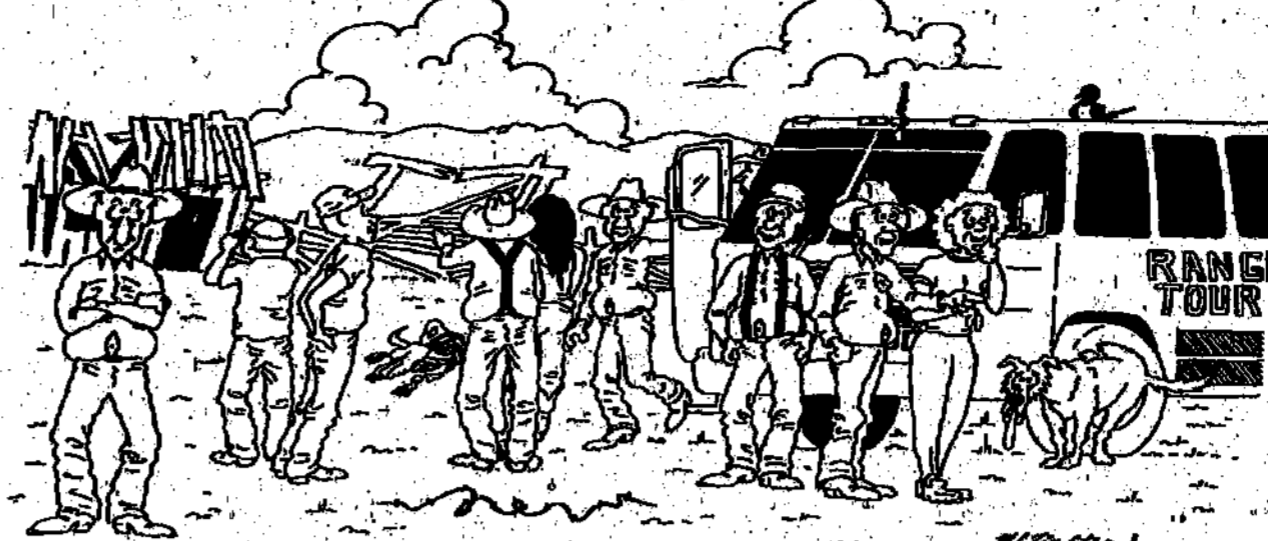
Historic preservation is not inexpensive, and it takes a lot of work and effort. Fort Stanton is the best preserved pre-Civil War Fort in the continental United States, not a pile of rubble as the majority of the forts are. Fort Bridger in Wyoming is much smaller and has been restored, but it was not intact when the restoration process was started.

Evidently others agree. A petition was signed by nearly 1,000 people objecting to the high density concept around Fort Stanton. Had that petition been more widely circulated there would have been many more signatures. Some people have said they thought the money the state is getting from the present occupant at Fort Stanton was supposed to be used to help preserve the Fort. Others said they were afraid to go to Fort Stanton because they thought it was off limits with the rehabilitation operations now being housed there.

Radical statements are not necessary at any of these meetings. Clear concise comments should be made. If you have any accusations as to how much money certain people will be making if a high density housing project is built, it might be best to not mention those accusations at any of the meetings. The fact that the entire area would be in the Ruidoso extra-territorial zone, and could be annexed into Ruidoso at a later date, will probably be mentioned, but the main thrust should be on preserving historic Fort Stanton.

Effort should be made to convince whoever will be making the decision that Fort Stanton is unique and should not be destroyed for any reason. It should not be burned. It should not be bulldozed down. And it should not be left to deteriorate. Fort Stanton is asset and deserves to be treated with respect and dignity after all these years of service.

EARL...



EARL SAYS THE RANGE TOUR BUS ALWAYS STOPS AT HIS PLACE FOR AN EXAMPLE OF HOW NOT TO RANCH.

Hobbs Fails In Attempt To Rescind ETZ

by Doris Cherry

County commissioner Earl Hobbs tried to rescind the Lincoln County-Ruidoso Extraterritorial Zone, but was outvoted by those who say progress is being made on revising the ETZ rules.

An item on the agenda of the county commission meeting Tuesday, September 20 in the court house in Carrizozo was an update on the ETZ ordinance. This year county commissioners threatened to do away with the ETZ ordinance and ETZ zone because of the many complaints from ETZ residents and builders on how Ruidoso was administering the area.

"It is very clear to me," said Hobbs. "That absolutely no progress has been made on

the ETZ." With that he made a motion to rescind the ETZ ordinance and agreement that establishes the ETZ.

The ETZ is an area one-mile around the boundaries of the village of Ruidoso. Currently Ruidoso planning department administers the ETZ.

County commissioner Maury St. John, who has been serving on a subcommittee of county commissioners and Ruidoso councilors tasked with developing revisions to the ETZ ordinance, disagreed. "Mr. Hobbs is totally false, we are working on the ETZ, but we were stalled by the Ruidoso attorney discussions," St. John said. She said the group did not want to put all the work onto county attorney Alan Morel without

the village input so progress had lagged. She did say there seemed to be an attitude change with the Ruidoso planning administration.

"Now Ruidoso has hired Marc Prelo as their attorney, and things are beginning to progress," St. John added.

County commissioner Tom Battin said he believes there has been significant progress with the ETZ because everyone is working in a spirit of cooperation. "Also I am hearing fewer complaints about the ETZ so I urge that we continue on the revisions," Battin added.

St. John said Ruidoso planning department is using the forms developed by the subcommittee and the public seems to like them.

County attorney Alan Morel said the subcommittee has met six to eight times to work on the ETZ revisions.

County planning commission member Jerry Carroll said at the last ETZ Commission meeting there seemed to be a positive attitude change.

Battin said he is hesitant to re-open the public debate on the ETZ ordinance at this time because there were so many emotions involved about the ETZ. "I am hearing from builders and others that things are more positive working with Ruidoso," Battin said. "I feel discussions about the ETZ now would be counterproductive."

County Fairgrounds To Get GREC Equipment

by Doris Cherry

The \$130,000 worth of rodeo equipment installed at the Glencoe Rural Events Center in 1996 will be moved to the Lincoln County Fairgrounds in Capitan.

Lincoln County manager Tom Stewart, at the county commission meeting Tuesday, September 20 in Carrizozo, told county commissioners that he is coordinating with Sherry Barrow Strategies for the removal of the arena equipment from the Glencoe Center to the county fairgrounds in Capitan.

Stewart also reported that he advised the City of Ruidoso Downs, which in July requested a gate and other items from the GREC rodeo arena, that the Lincoln County Fair Association had requested use of all rodeo related fixtures at GREC and the association had first priority.

The arena and equipment at the GREC was paid for with a \$130,000 Rural Business Enterprise Federal Grant, sponsored by US Rep. Joe Skeen.

In a letter to USDA Rural Development, Stewart requested permission and justified the move of the equipment from the GREC to the fairgrounds in Capitan. He stated the equipment would continue to be owned by the county and used for agricultural related business development activities.

Stewart stated in the letter to USDA that the Glencoe outdoor arena had not been used for its intended purpose since the GREC had been leased to a wood by-product firm in 2001. "The restrictions of liability insurance for users and the growing business demands on the space around the arena have made such use (of the arena) impractical," Stewart wrote.

Stewart wrote that the county fair board has requested the gradual transition of the arena property. Already the bleachers have been moved to the fairgrounds in Capitan and now the fair board proposes to move 350 feet of chain link

fence, six sets of overhead lighting, then the actual arena and announcer's booth to the fairgrounds in Capitan.

The fairgrounds are used for any number of livestock related activities; the annual county fair; and 4-H development. Stewart wrote to USDA. "These activities directly relate to the future business development of the livestock industry in Lincoln County and are the same as the originally intended use at Glencoe."

Stewart also told county commissioners that he advised Ruidoso Downs in a letter that the equipment would be transferred to the fairgrounds.

In a letter dated Sept. 1 from the Lincoln County Fair Association president Billy Bob Shafer, Shafer stated the Fair Board is excited about upgrading the fairgrounds with the equipment from the Glencoe facility. He stated the fair board's plan is to move the arena fence and chain-link fence first, then the roping chutes and bucking chutes, then corral pens, lights and electrical equipment, arena floor materials and bathroom facility and marquee.

Shafer then requested the use of county road department trucks to haul the equipment from Glencoe to Capitan.

Stewart was hesitant to offer county road department help, because the department does not work on Fridays. He advised that he would continue to work with the fair board on the move.

County commissioners approved the request from the Fair Association for the rodeo arena equipment.

LETTERS TO THE EDITOR POLICY

The Lincoln County News welcomes letters to the editor.

Letters will be the writer's personal opinion and will not reflect the editorial opinion of the Lincoln County News.

All letters must be original, no copies or form letters will be used. Preference is given to typewritten letters. Hand-written letters must be legible.

Letters must be signed by the writer with the author's full name, address, and telephone number. Only the writer's name and city of residence will be published.

"Thank You Letters" will be considered as advertising and not be accepted as Letters to the Editor.

Letters of any length will be considered for publication with priority given to letters of no more than 300 words. All letters are subject to editing for length, grammar, spelling, and reader interest.

Letters to the Editor should be hand delivered or mailed to:

LETTERS TO THE EDITOR
Lincoln County News
300 Central Ave.
P.O. Drawer 450
Carrizozo, NM 88301



Psychic
Judy Christopher
Ruidoso, NM
http://www.ruidoso.net/psychic
judithchristopher@hotmail.com
(505) 257-2888

Virgo (Aug 23-Sept 22) Watch who you share your time with. Good or bad? You have a heart of gold and sometimes that means others will take advantage of certain things. Give only what you can afford to give up. Time and money.

Libra (Sept 22-Oct 22) You have a chance to move up, move over or just move around. Shake it up. Let your world become what you have always dreamt of. Money can be made many ways, why not make it for the fun of it? Get happy.

Scorpio (Oct 23-Nov 21) Your feelings may be showing a bit. This is good, it means you're not the cold hearted person some think you are. Show others you have feelings but won't take any bull. Respect is earned, not given freely.

Sagittarius (Nov 22-Dec 21) It doesn't matter which way you move, you're going to be hit with a feeling of hit and run. Do Not take this personal. Someone is just trying to get your goat, don't let them win by losing good energy. Pray on.

Capricorn (Dec 22-Jan 19) You're about to get the hang of this. Just make sure what you're doing is going to make you happy in the long run. Take time to have family and friends around too. Hug and love the ones that love you too.

Aquarius (Jan 20-Feb 18) It's not about what others feel or see. It's about how they don't get what they think they need. Remember you can only give what you really feel to be true. Stick to that. The truth is the whole truth.

Pisces (Feb 19-March 20) You have seen better days. Yes? And more are on the way as long as you don't keep company with negative people, places or things. Energy is alive, and you have two choices. Spread goodness when possible.

Aries (March 21-April 19) Money matters? Yes money does matter but not to the extent of hurting someone else in the long run. Think twice and talk once. Make sure you're happy with your decision. This is your future you're talking about.

Taurus (April 20-May 20) There is something about to happen and you better get all your ducks in a row if you want to make the best of things to come. When the door opens look both ways before crossing the highway of life. "Quack" Gemini (May 21-June 20) Your heart is in the right place but it doesn't understand why others do what they do. It's because others think and feel with what they only know to be true. Keep your feelings and heart in check. It's all good.

Cancer (June 21-July 22) Health? Take care of your health and it will take care of you? Not so, if you don't take care of your mind and soul too. Letting go of what's bothering you and giving it to a higher power will work.

Leo (July 23-Aug 22) You can count your friends by the feelings that are left on your heart strings. Friends are only a thought away. A phone call will get things rolling. Hug a good friend today, so your heart can heal faster. Hug on.

Letters TO THE EDITOR

I have reviewed a copy of the proposed development which requests the Town to annex a large 3000 +- acres of land. The proposal projects a commercial, residential development that approaches 1000 units. I want to recommend that at this time, the Town Council not proceed with the annexation proposal in its present form. The reasons are as follows:

1. There is no master plan to guide the Town in considering a massive expansion as is proposed. It would be advisable to postpone any further consideration of this proposal until the Town, within one year, comes up with a new master plan.
2. There are many residents, newcomers and old, who are very concerned about the potential negative impact of the proposal upon the Town, which has a modest budget and has difficulty maintaining existing streets and parks, including the golf course and recreation center. It is wiser to slow down and maintain the trust between the residents and the Council, elected as trustees of the residents' interests, not those of the development proposer. I have evaluated many large developments with many supplemental market and technical studies, such as topography, master drainage and financing that, to my knowledge, are not available for this proposed development.
3. Current development practice for communities today is to assure that development "pays for itself". The brief proposal does not provide a detailed plan of how the developer will pay for the development and hold the Town harmless from serious debt should the development fail.
4. Current development practice requires for a proposed development of this magnitude to be phased. The reason for phasing is as follows: Under New Mexico State law, a municipality is required to make accessible to all property within its boundaries water and sewer service. Under normal development, the developer would begin with phase one, based upon a professional market study. The development agree-

SEE MORE ON PAGE 7

Lincoln County News

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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:

September 12
 1:24 a.m. medical call at mile marker 97 on Highway 380 in Lincoln area.
 12:48 p.m. larceny/theft at location off Highway 70 in Hondo. Deputy dispatched.
 1:17 p.m. medical call at location on 300 block of Smokey Bear Blvd. Capitan ambulance dispatched.
 3 p.m. burglary at location at mile marker 11 on Highway 48. Deputy dispatched.
 6:09 p.m. medical call at crossroads of Highways 54 and 380. Carrizozo ambulance dispatched.
 7:19 p.m. animal call at location at 1200 block of Little Bighorn in Rancho Ruidoso. Deputy dispatched.
 7:39 p.m. deputy advised he did warrant service at location on Gavilan Canyon Road.

10:04 p.m. Lincoln County Detention Center (LCDC) requested ambulance at the Bonito Lake turn off on Highway 37. Med 1 advanced life support (ALS) stationed at Lincoln County Medical Center (LCMC) in Ruidoso was dispatched.

September 13
 5:36 a.m. request for ambulance at location on 1300 block of Little Creek Rd. Med 1 dispatched.
 7:44 a.m. larceny/theft at location one mile west of Lincoln. Deputy dispatched.
 11:31 a.m. request for ambulance at location on Highway 70 in Glencoe area. Med 1 dispatched.
 12:01 p.m. Ruidoso Downs police requested agency assistance requested at trailer park in Ruidoso Downs. Deputy dispatched.
 3:44 p.m. larceny/theft at location on 500 block of Aspen. Carrizozo police dispatched.
 3:56 p.m. littering or dump-

ing at location on Highway 48 in Alto area. Deputy dispatched.

5 p.m. deputy advised he did warrant service at LCDC.
 6:50 p.m. disturbance/other at business on Highway 380. Carrizozo police dispatched.
 7:28 p.m. disturbance/other at location on Juarez Rd in San Patricio area. Deputy dispatched.
 8:09 p.m. disturbance/other at location on Pine Lodge Rd. Capitan police dispatched.

September 14
 5:49 a.m. alarm at location on Country Club Drive in Alto. Deputy dispatched.

7 a.m. animal call at location on 700 block of Deer Park Dr in Alto.

7:12 a.m. traffic hazard-traffic control at mile marker 95.5 on Highway 380 in Lincoln area. Wrecker dispatched.

7:33 a.m. accident with injury on Cedar Creek Rd past Musketball Rd. Deputy dispatched.

9:37 a.m. alarm company advised of a fire alarm at location on Circle Dr in Ruidoso Downs area. Glencoe fire dept dispatched.

10 a.m. medical call at location on 300 block of Cedar St. Carrizozo ambulance dispatched.

10:16 a.m. animal call at location at mile marker 3 on Highway 37. Deputy dispatched.

11:29 a.m. animal call at location on 600 block of Midiron in Alto area. Deputy dispatched.

1:37 p.m. animal call at location on 700 block of High Mesa in Alto. Deputy dispatched.

6:19 p.m. juvenile at location on Smokey Bear Blvd. Capitan police dispatched.

9:36 p.m. Ruidoso Downs police requested agency assistance at business in Ruidoso Downs. Deputy dispatched.

11:35 p.m. disturbance/loud party at location on Gavilan Canyon Rd. Deputy dispatched.

September 15
 12:18 a.m. assault at LCDC. Deputy dispatched.

2:14 a.m. suspicious activity-other at LCDC. Deputy dispatched.

2:45 a.m. medical call at RV park on Highway 70 west. Med 1 dispatched.

6:16 a.m. vandalism at location on 200 block of Airport Road in Alto area. Deputy dispatched.

7:31 a.m. accident with injury at Highway 48 and Main. Capitan police and ambulance dispatched.

8:04 a.m. animal call at location on 700 block of High Mesa. Deputy dispatched.

8:25 a.m. larceny/theft at location at mile marker 15 on Highway 48 in Capitan area. Deputy dispatched.

8:55 a.m. fire/burning without a permit at Fox Cave area. Glencoe Palo Verde fire dept dispatched.

9 a.m. traffic accident at mile marker 149 on Highway 54. Corona ambulance and deputy dispatched.

10:10 a.m. unknown trouble call at location in Lincoln. Deputy dispatched.

12:49 p.m. medical call at the intersection of Highways 380 and 70. Hondo ambulance dispatched.

12:53 p.m. at location on 100 block of Maruoc. Deputy dispatched.

4:24 p.m. Mescalero Police department advised of a domestic battery at location on 1000 block of C. Ave. Carrizozo ambulance dispatched.

5:19 p.m. medical call at Carrizozo football field. Carrizozo ambulance dispatched.

5:26 p.m. domestic battery at location on 100 block of Hitching Post in Palo Verde Slopes. Deputy dispatched.

5:39 p.m. Mescalero Police dept reported domestic battery at location on 1000 block of C. Ave. Carrizozo police dispatched.

7:04 p.m. peacekeeping at location on 100 block of Aspen. Capitan police dispatched.

7:50 p.m. medical call at location on 200 block of High Mesa. Med 1 dispatched.

9:11 p.m. accident/motorcycle on Highway 48 in Alto area. Deputy dispatched.

9:54 p.m. medical call at location on 100 block of Aspen. Capitan ambulance and Med 8 ALS dispatched.

September 16
 12 midnight child abuse/possible neglect at location on 100 block of Wildwood. Deputy dispatched.

2:19 a.m. domestic battery at location on 100 block of Screaming Eagle. Med 1 and deputy dispatched.

6:42 a.m. alarm company advised of fire alarm at location in Lincoln.

8:49 a.m. larceny/theft at business in Hondo area. Deputy dispatched.

8:58 a.m. animal call at location on 700 block of High Mesa. Deputy dispatched.

1:48 p.m. forgery. Capitan police dispatched.

2:01 p.m. medical call at location on 1000 block of 3rd St. Carrizozo ambulance dispatched.

7:48 p.m. acci-



(Continued from Page 2)

planting outfit and it would be very little expense to move these trees, if in healthy condition to another piece of ground".

Community Hall Opening

The 8th day of October has been fixed as the date for the Community Hall dedication. This promises to be one of the biggest days in the history of Carrizozo, and everybody awaits the coming of the day that will usher in a new era for the town.

Much could be said concerning this important event, and more will be said as the date approaches, but suffice to say that to appreciate the doings, your presence on that occasion is necessary. So don't forget the date -- October 8th, beginning at 2:30 p.m.

Link and Pin

Rufus Hughes, fireman on the line, returned this week from Arkansas, and is again on the job. Rufus says the mosquito's song was only a counter irritant to his bite.

Business has slacked off on the line and crews have been cut to the minimum. Stock and fruit shipments will enliven things a little when they start.

Rumors are current that a change in impending in the official family on the New Mexico division on the S.P. It is said that a number of changes are to be made, from superintendent on down.

Last Sunday the country above Coyote, had a flood of water about fifteen feet deep. Jicarilla people turned back and spent the night in Carrizozo.

The man who had been everywhere had been talking for hours about his adventures. "Once", he began a new story, "I saw a man-eating tiger."

"That's nothing," interrupted a weary hearer. "Once I saw a man eating rabbit."

Youth and happiness soon go!

Death by Drowning

Miss Maurine Collier was drowned yesterday morning, September 16, about 6:30 o'clock, while in swimming with her companion, Miss Gene Stewart. The two girls had left here the night before, in Company with Mrs. Collier, for the Collier ranch home, about two and a half miles from Soyote station, for the avowed purpose of taking an early morning swim in the reservoir which had been constructed on the ranch, intending to return to Carrizozo to resume their duties for the day.

About 6:00 o'clock yesterday morning, according to the plans of the night before, the young ladies, accompanied by Mrs. Collier, went to the pool, the mother remaining on the bank while the girls entered the pool. Unaccustomed to the cold water, the girls after swimming around for a short time, returned to the bank. But before coming out of the water Maurine suggested to her companions that they swim once more across and back. To this Gene demurred, and Maurine started alone, reached the opposite shore, and had almost reached the side from which they entered on her return, when she became exhausted and sank. Mrs. Collier and Gene made every effort to reach the drowning girl, but to no avail. Gene then ran to the Coyote Station, notified Mr. Bogle, the water superintendent, and he gave the alarm, and immediately rushed to the scene of the tragedy. His efforts at rescue were likewise unavailing, but additional help arrived from the Station, and finally a diver located the body and brought it ashore. Efforts at resuscitation were made, but the body had lain at the bottom of the cold waters of the pool for an hours and a half or two hours and life was extinct.

The news reached Carrizozo as soon as it could be put on the wire at Coyote and many automobiles were on the scene as soon as power could drive them there. Dr. Paden was

(SEE PAGE 12)



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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:
 TERRY AIELLO, 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
 648-2888 (Church) or 848-2107
 Sunday School 9:45 a.m.
 Worship Service 10:55 a.m.
 Sun. Evening 8:00 p.m.
 Wednesday, Sept. - April
 AWANAS 8:00 p.m.

Carrizozo Community Church (A/G)

JOHNIE L. JOHNSON, Pastor
 Corner of C Ave. and Thirteenth, 648-2188
 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 1:15 p.m.
 Wednesday Bible Study 7:00 p.m.

St. Matthias Episcopal Church

REV. JOHN HUFFMAN, RECTOR.
 Corner of E Ave. and Sixth, Carrizozo, NM
 505-257-2358
 Holy Eucharist Sunday 9:30 a.m.

Claunch Community Church

TONY SCACCIA, Minister
 848-1402
 Second Sunday of Each Month 9:00 a.m.

United Methodist Churches

JOHANNA ANDERSON, Pastor
 1000 D. Ave, 648-2883 / 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 9:30 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 / 338-4827
 Sunday Bible Study 10:00 a.m.
 Worship Service 11:00 a.m.
 Evening Worship 8:00 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 / 849-7875
 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

Angus Church of the Nazarene

"Serving All of Lincoln County"
 RICK HUTCHINSON, Pastor / 336-8032
 Southwest Corner of Hwy. 48 & 37 Junction
 Between Ruidoso and Capitan, NM
 Sunday:
 Morning Worship 8:00 a.m.
 Sunday School for all ages 9:30 a.m.
 Children's Church 10:30 a.m.
 Evening Worship 8:00 p.m.
 Wednesday:
 Children & Youth dinner and games 6:00 p.m.
 Kids Club & Youth Bible Study 7:00 p.m.
 Prayer Meeting 7:00 p.m.

In Memory of

BILL WINKLER

Insurance Exchange
 Carrizozo Branch

LoGrone Funeral Chapel

Jerry & Lonita Rosak

(SEE PAGE 11)

County Trash

(Continued From Page 1)

waste for no cost.

Ingle further justified the rate increase by saying that it costs LCSWA \$26.05 per month per county drop-off customer to collect and dispose of household waste and

\$27.05 a month per customer for the poly cart service.

County commissioner Earl Hobbs asked if LCSWA has a contingency for future equipment and vehicle needs. Ingle said over the last four years LCSWA has put money into a

contingency fund based on miles driven for all equipment for emergency purchases and so LCSWA can pay cash for replacement equipment in the future.

County commissioner Tom Battin asked if the rate in-

crease would provide enough revenue to support future operations of LCSWA. Ingle said the commercial rates and roll off rentals are offsetting the cost of residential service.

County commissioner Earl Hobbs said the county commission should not be setting the rates for LCSWA, because LCSWA knows what it needs to operate its business.

Under the agreement between LCSWA and the county, LCSWA will continue the billing of all county customers. Also LCSWA will help in providing services to disabled individuals on a case by case basis.

County attorney Alan Morel worked with the LCSWA attorney and came to agreement on the terms of the proposed agreement.

County To Protest

(Con't From Pg. 2)

from the Pecos River valley, and they seem to have a lot of hate for "mountain development" which they believe is adversely affecting the amount of water in the Pecos River.

Carroll said at an SEO meeting in Weed recently, citizens there blamed the decreased water flow from the mountains on unmanaged national forests and watershed.

Comments about the draft Lower Pecos River Water Plan should be postmarked by Friday, September 23, and mailed to the "Office of the State Engineer" PO Box 25102, Santa Fe, NM 87504-5102.





GRIZZLY

WEEKLY

by Carrizozo High School
JOURNALISM CLASS

Sarah Ball, Instructor

Carrizozo Varsity FB

"The Carrizozo Grizzlies are currently the smallest school in New Mexico playing 11-man football," stated Mel Holland, principal. The boys may be low in numbers, but high in work ethic. The squad does not have the height or the poundage typical of a football team, but their discipline, skill, and heart are reflected in their record. They are currently 4-0.

"I'm satisfied with their effort," Gerald Burns, coach, stated. Despite the size of the team, the Carrizozo Grizzlies are undefeated, and waiting for their next victim!

The team this year is also young. There are only three seniors. According to Burns, with the team being so young, there are advantages and disadvantages. It is a major advantage that they're young because they have a lot of time to work together and improve as a team. "I can train them how I want them trained," he said. As for the disadvantages, he added that they may not think things through. "They may make the wrong decisions on and off the field."

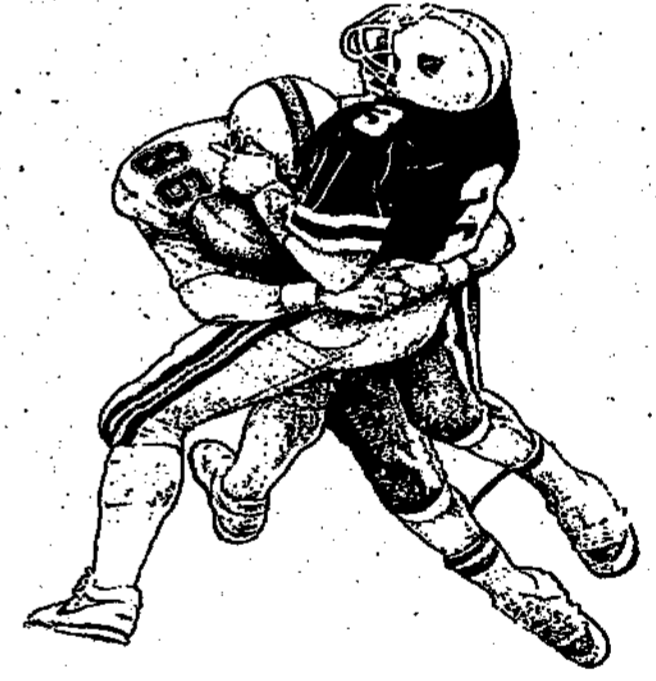
However, their record speaks for itself. They are a scrappy, tough team with an indomitable spirit and their eyes on State.

Autumn Kratochvil

Carrizozo Grizzly
FOOTBALL

Friday, Sept 23 7:00 p.m.

Springer
at
Carrizozo Grizzlies



High School Football AREA SCORES

Carrizozo 40	NMMI (jv) 6
Cloudcroft 20	Tornillo, TX 6
Socorro 58	Shiprock 22
Gateway Christian 52	Vaughn 6
Crownpoint 28	Ramah 6
Tatum 50	Loop, TX 34
White Face, TX 42	Animas 22
Hatch Valley 70	Ft. Hancock 12
Hagerman 15	Eunice 14
Santa Rosa 20	Ft. Sumner 6
Alamogordo 39	Carlsbad 13
Lordsburgh 49	Tularosa 12
Corona (v) 50	Tatum (jv) 0
Floyd 53	Hondo 6
Ruidoso 40	Capitan 22
Springer (v)	Raton (jv) 8

UNM 35

College:

NMSU 21

Glencoe Angus Is Grand Champion

The American Angus Association announced the grand champion bull Stonewall won grand champion bull at the 2005 Central States Fair Angus Show, August 23 in

Rapid City, S.D. Sidney Alford of Glencoe owns the September 2003 son of F A R Kruggerand 410H. He first won senior champion. There were 51 entries

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Lincoln County News

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National Public Lands Day is Fee Free Day

The Lincoln National Forest will observe National Public Lands Day with a Fee-Free Day on September 24. The purpose of this day is to recognize our nation's public lands, as economic resources, an environmental refuge and to protect our natural resources.

Fee-Free Day authorizes Jose Martinez, Lincoln Na-

tional Forest Supervisor, to waive the overnight and day-use fee for all developed sites under the Recreation Enhancement Act of December 8, 2004. Fee sites on the Lincoln are: Cedar Creek Picnic/Pavilion area, Ruidoso; Three Rivers Campground, located on Highway 54 north of Tularosa, and Sitting Bull Falls Recreation Area, outside

of Carlsbad.

The Recreation Enhancement Act permits federal land management agencies to charge modest fees at campgrounds, high-impact recreation areas and at day-use sites that have certain facilities. The Act is designed to increase consistency, coordination, maintenance and enhance visitor services across

participating Federal agencies and provides a safe and healthy recreation setting on public lands. Visitors to these Lincoln National Forest locations on September 24, can enjoy their Forest Lands at no charge.

For more information on the Lincoln National Forest and its District Offices, or the website at www.fs.fed.us/r3/lincoln.

LETTERS TO THE EDITOR

(Continued from Page 4)

ment between the Town and developer would stipulate that phase one infrastructure would be completely built, inspected and accepted before any sales of lots could be consummated. Reservation of sales would be permitted. I permitted this when I was Lincoln County Manager.

5. Impact fees for access to the water and sewer system. Failure by the Town to assure that the existing wastewater and water system is not put at risk to the existing property owners could devastate every property owner in Carrizozo. I consulted with a large reputable engineering firm today and confirmed the following costs for wastewater treatment for a development of that proposed. A current ballpark figure to build a wastewater treatment lagoon or plan for 1000 dwellings at a 255 gallon per day dwelling flow, plus engineering and related construction costs would be around \$5,000,000. The developer therefore, should be able to pay to the Town \$5,000,000 to build the wastewater treatment plant for the proposed dwellings or have the developer build it and turn it over to the Town. The same approach would apply to water access and the provision of water rights to the Town by the Developer. Las Cruces currently imposes approximately \$5,000 per lot for impact fees, and varies on a sliding scale. Failure to require this fee would devastate the residents of Carrizozo, as the lots, as they sold, would eat up the existing capacity of the current wastewater treatment plant, and then require the citizens to build a new wastewater treatment plant for the entire Town, including the proposed development!
6. There is no market study available to support the vision of the developer. It is standard practice for professional development to require a professional market study for the variety of land uses proposed. No Town should believe the promises made thus far in the absence of proper market studies. Nor should the Town approve any development based upon an unsubstantiated vision of the developer.
7. There is no master drainage plan prepared by a licensed engineer that would include proper drainage and flood control for the entire parcel. The cost to the Town resulting from inadequate drainage and flood control could break the Town by itself.
8. The developer has not provided a complete financial plan on how the entire proposal would be paid for and financed. Such a submission is standard practice. The developer should provide a financial statement of himself or enterprise.
9. There are no proposed covenants, conditions and restrictions (CC&Rs) on the various land uses proposed. These are crucial, since poorly thought-out land use requirement could create a nightmare for the Town.
10. Road development specifications are not submitted based upon licensed engineering and technical soil tests of the parcel. Where clay is abundant as it is in this area, sub-base design could require up to 8 inches of 95 percent compacted base coarse engineered soil, and four inches of hot asphalt, curb and gutter.

I strongly recommend that the Town Council not approve the annexation until the above items are satisfactorily addressed and the community is satisfied that existing property owners are not financially threatened by this proposal. Currently the proposal satisfies none of the above.

I urge the Town to adopt a moratorium on annexations until a new master plan is drawn up and approved, new annexations policies are put in place and new subdivision regulations and impact fees adopted. Anything less puts the developer's interests ahead of those of the Carrizozo citizens. The "all or nothing" developer condition should be sufficient for the Council to say "not at this time"

Les Olson
Innovative Management Systems
Resident of Carrizozo, former planning development services director, city and county manager

Friends and Colleagues of
**SPENCER HALL,
MD JD**

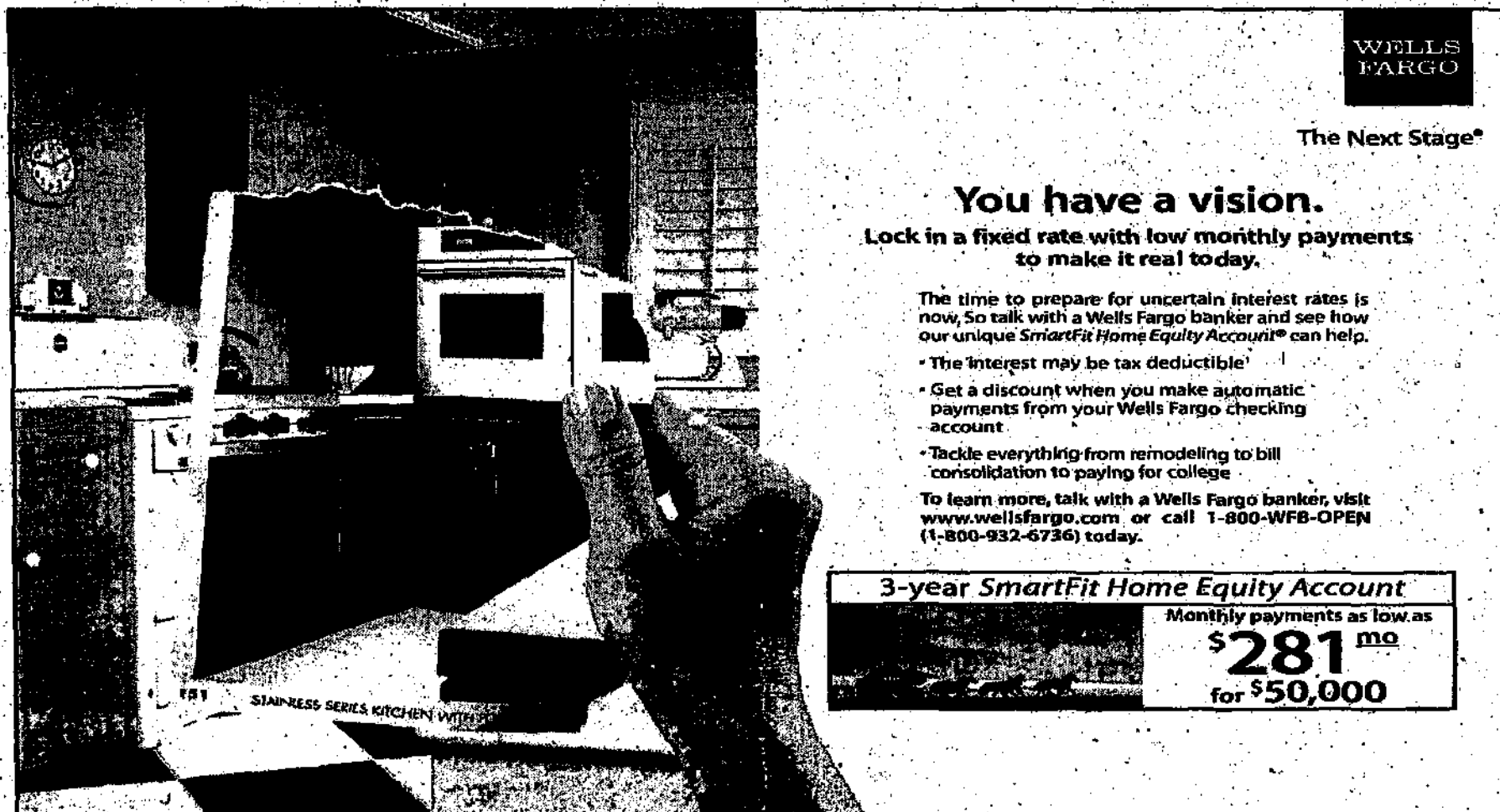
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Old Lincoln Town

by Rosalie Dunlap

The heavy rains that we have had did a lot of damage to water gaps and causing some erosion. Those who have had the opportunity to travel across the river at Double Crossing/Salazar Canyon road have seen a lot of damage and debris. It also has changed the course of the river. We get the damage from our storms along with the good.

We arrived back home from Albuquerque to learn the passing of Ignacio Torres and Dr. Spencer Hall.

Ignacio was a great family man, loved his orchards and farming. The family talks of the visits Ralph made to their home in regards to his work with the orchard people. Ignacio and Amanda were married about 68 years. We attended their 60th anniversary and they were so happy. He will be missed by us all.

Dr. Hall will always be the kid on the block in Lincoln after his parents, Tom and Ann Hall bought a home in Lincoln. He was my photographer during the early Pony Express races. I was unable to be at the beginning of the race and Spencer was interested in photography. I convinced him he could take photographs for me.

He was the first one to arrive when Ralph had his last emergency run to the hospital. He was always willing to help the neighbors with minor medical problems.

Don't forget Lincoln's clean up day October 1. There will be a roll-off for those who have large items to be discarded. Also bring your weed wackers and join us in cleaning the Lincoln cemetery.

It appears that the Hubbard's Museum property in Lincoln will become part of the Lincoln State Monument. I wonder where Drew Gomer will fit in the change. He will be busy the next two months on other projects.

The weather has been warm the past few days. Our prayers, thoughts and help are with the victims of Hurricane Katrina.

Now we have Hurricane Rita. It has been a bad season for hurricanes this year.

Another Golden Aspen Motorcycle Rally has come and gone. Lincoln didn't seem to have as many in town as in the past.

Everyone have been busy doing the last mowing of the year. After going most of the summer without mowing it has been prudent to mow two or three times this month.

A date to put on your calendar. There will be a program *Kit Carson* at the Hubbard Museum in Ruidoso Downs October 27th.



Corona News

The antelope and oryx hunts in the area over the weekend seemed to be very successful and the dove hunters are doing well also.

Bonnie McCloud Lackey won the Cedarvale Quilting Club quilt this year during the Cedarvale Reunion this year. It took first place at the San Juan County Fair.

The Corona Cardinals won their game against Tatum last Saturday, 50-0, although they were short a few men. Luke Proctor was out because of injuries, Quirt McDaniel and Jared Arnold were at the State Fair leaving Ross Davis, Wayne Finley, Josh Gage, Omar Martinez, Patrick Palomarez, Frankie Sanchez, and Logan Sherwood to win the game.

Corona Schools hosted the Knowledge Bowl Wednesday under the direction of Linda Greer. Varsity and junior varsity teams from Capitan, Carrizozo, Cloudcroft, Corona, Mesalero, Ruidoso, Tularosa and Hondo competed. Corona and Carrizozo varsity went the extra tie-breaker round to determine Corona the winner, with Carrizozo second and Cloudcroft third.

Pauline McCloud underwent angioplasty surgery Sunday at Bataan Methodist Memorial in Albuquerque. She was expected home Tuesday.

Kathy Pacheco was initiated at the regular September meeting of the American Legior Auxiliary, Tuesday, September 13.

In the shepherd and sheep wool lead classes at the State Fair, ensembles must be made of material that is more than 75 percent wool.

Saige Bell, winner of the novice class (6-8), wore a dress made by her grandmother, Gayla Mendenhall. Tatum, Saige is the daughter of Dan and Crystal Bell and granddaughter of Mac and Betty Ann Bell, Corona.

Mackenzie Lightfoot, second place winner of the pee-wee class (2-5), wore a dress made by her mother and grandmother, P.J. Bake, Tijeras. Mackenzie is the daughter of Clay and Bonnie Lightfoot, Moriarty, granddaughter of George and Margaret Lightfoot, Corona.

The stands were full of grandparents for the event and the adjoining pens were full of brothers roping and playing in the dirt.

The first issue of The Paragon was in the mail Monday morning. This bi-monthly publication will attempt to keep us educated and entertained on the issues affecting rural citizens and all property owners. Frank DuBois is editor. Members of the Paragon Foundation board are president Bob Jones, executive vice-president GB Oliver, secretary/treasurer Stella Montoya, Alice Eppers and Bebo Lee. For more information call 1-877-847-3443 or write The Paragon Foundation, 1200 N. White Sands Blvd. Suite 110, Alamogordo, 88310.

Keep up with school activities by checking out the website at coronacardinals.com.

spouse, if any, Jane Doe Hall; Deborah K. Leyden; Cynthia Ashcraft, f/k/a Cynthia Nowlin, and David Nowlin; Curran C. Redman; Tarron Love, f/k/a Tarron D. Rowe; and James B. Mallewick and Charmaine D. Mallewick;

GROUP II: Resort Exchange, Inc., a Texas corporation, Bankwest Boulder Industrial Bank, and its Liquidator, Financial Management Task Force, Inc., a Colorado Corporation;

GROUP III: Unknown Heirs of the Following Deceased Person: James F. Japhet;

GROUP IV: All Unknown Claimants of Interest in the Premises Adverse to The Plaintiff.

NOTICE IS HEREBY GIVEN that in the above-styled cause, Plaintiff has filed an action to quiet title to the real property more particularly described as follows:

An undivided 50/51st interest of Apartment 406, Building 4, WHISPERING BLUFF CONDOMINIUM, together with its undivided 1.8867% of the common elements of the Whispering Bluff Condominium, Ruidoso, Lincoln County, New Mexico, as the same is shown by the plat thereof filed in the office of the Lincoln County Clerk dated March 5, 1982, in Cabinet D, Slide No. 62, and subject to the Declaration of Covenants and By-laws recorded in the Office of the County Clerk and Ex-officio Recorder of Lincoln County, New Mexico, in Book 78 of the Miscellaneous Records, Pages 1063-1098, inclusive; and further subject to that certain Affidavit dated October 13, 1983, recorded October 14, 1983, in Book 88 of the Miscellaneous Records, Page 862;

commonly called Apartment 406, Whispering Bluff Condominiums.

UNLESS YOU ENTER YOUR APPEARANCE on or before the 2nd day of November, 2005, judgment will be rendered against you by default. Mel B. O'Reilly, 7125 Prospect Place, NE, Albuquerque, NM 87110-4313, is the attorney for Plaintiff.

WITNESS the hand and seal of the District Court this 6th day of September, 2005.

JAN PERRY
District Court Clerk

(SEAL)

By: Elizabeth Ysasi
Deputy Clerk

Published in the Lincoln County News on September 22, 29; and October 6 and 13, 2005.

LEGAL NOTICE TRANSLATOR PUBLIC NOTICE

On August 25, 2005, an application was filed with the Federal Communications Commission, Washington, DC, for consent to the assignment of the license of television translator station K130X, Mud Canyon, New Mexico from Emmis Television License LLC to LIN of New Mexico, LLC. Station K130X operates on channel 13 with effective radiated power of 66 watts from a transmitter site at 33 degrees, 11 minutes, 16 seconds North Latitude, 105 degrees, 42 minutes, 55 seconds West Longitude. The station rebroadcasts the signal of television station KRQE, channel 13, Albuquerque, New Mexico.

Published in the Lincoln County News on Thursday, September 22, 2005.

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LEGAL

LEGAL NOTICE STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT No. CV-05-192

JAPHET MARITAL TRUST, LTD.
Plaintiff,

vs.
GROUP I:
FIRST WESTERN FEDERAL SAVINGS
BANK; et al.

Defendants.

NOTICE OF PENDENCY OF ACTION

STATE OF NEW MEXICO TO THE
FOLLOWING NAMED DEFENDANTS:

GROUP I: The following named persons by name, if living; if deceased, their unknown heirs: James W. Hall and his spouse, if any, Jane Doe Hall; Deborah K. Leyden; Cynthia Ashcraft, f/k/a Cynthia Nowlin, and David Nowlin; Curran C. Redman; Tarron Love, f/k/a Tarron D. Rowe; and James B. Mallewick and Charmaine D. Mallewick;

GROUP II: Resort Exchange, Inc., a Texas corporation, Bankwest Boulder Industrial Bank, and its Liquidator, Financial Management Task Force, Inc., a Colorado Corporation;

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GROUP I: The following named persons by name, if living; if deceased, their unknown heirs: James W. Hall and his

LEGAL NOTICE

NOTICE is hereby given that on September 7, 2005, Joe S. Gutierrez, Jr. and Anna L. Gutierrez, P.O. Box 162, Hondo, New Mexico 88336, filed application No. 0826, 01300 & H-47-Comb-B & D into 0275-A & H-272 et al with the STATE ENGINEER for permit to change point of diversion, place and purpose of use of surface and supplemental groundwater in the Hondo Underground Water Basin in the State of New Mexico.

The applicant proposes to discontinue the diversion of 16.0 acre-feet per annum of the surface waters of the Rio Ruidoso, a tributary of the Rio Hondo, via the Ambrocio Chaves Ditch at a point in the SE1/4SE1/4NE1/4 of Section 5, Township 11 South, Range 17 East, N.M.P.M. and supplemental groundwater diverted from well H-47 located in the NW1/4SE1/4NE1/4 of Section 10, Township 11 South, Range 17 East, N.M.P.M., by ceasing the irrigation of 4.77 acres of land described as the W1/2SE1/4NE1/4 and the W1/2NE1/4SE1/4 of section 10, Township 11 South Range 17 East, N.M.P.M.

The applicant proposes to commence the diversion of 16.0 acre-feet per annum of the surface waters of the Rio Ruidoso and supplemental shallow groundwater diverted from the following described points of diversion.

SURFACE DIVERSION:				
RIO RUIDOSO	SUBDIVISION	SECTION	TOWNSHIP	RANGE
	SW1/4NE1/4SW1/4	19	11 S.	13 E.

GROUNDWATER DIVERSION:				
WELL NO.	SUBDIVISION	SECTION	TOWNSHIP	RANGE
H-272	NW1/4NE1/4SW1/4	36	11 S.	13 E.
H-272-S	SE1/4SW1/4NE1/4	25	11 S.	13 E.
H-272-S-2	SW1/4SW1/4NE1/4	2	11 S.	13 E.
H-272-S-3	NE1/4SW1/4SE1/4	2	11 S.	13 E.
H-272-S-4	SE1/4NW1/4NE1/4	11	11 S.	13 E.
H-272-S-5	NE1/4NW1/4SW1/4	14	11 S.	13 E.
H-272-S-6	SW1/4NE1/4NE1/4	15	11 S.	13 E.
H-272-S-7	SW1/4NE1/4SE1/4	10	11 S.	13 E.
H-272-S-8	SE1/4NW1/4SW1/4	14	11 S.	13 E.
H-272-S-9	NW1/4NE1/4NE1/4	23	11 S.	13 E.
H-272-S-11	NW1/4NE1/4SE1/4	25	11 S.	13 E.

Said waters are to be used for municipal purposes within the Village of Ruidoso.

It is requested that this water right be approved for diversion by the Village of Ruidoso at times of substantial flow of the Rio Ruidoso as follows: May 1 through October 31 greater than 6.0 cfs at Hollywood Gage, November 1 through April 31 greater than 4.0 cfs. Applicant requests a minimum diversion for municipal purposes of 16.00 acre-feet per annum to balance the move-from consumptive irrigation requirement recognizing 45% (of diversion) as consumptive use for municipal use.

Emergency authorization is requested.

The move-from surface point of diversion is located 0.5 mile west of Hondo, New Mexico. The move-from place of use and well No. H-47 are located in Hondo, New Mexico. The proposed move-to points of diversion and place of use are located in and around the Village of Ruidoso. All are in Lincoln County, New Mexico.

Any person or other entity shall have standing to file an objection or protest if they object that the granting of the application will:

- (1) Be detrimental to the objector's water right; or
- (2) Be contrary to the conservation of water within the state or detrimental to the public welfare of the state, provided that the objector shows how they will be substantially and specifically affected by the granting of the application.

A valid objection or protest shall set forth the grounds for asserting standing and shall be legible, signed, and include the complete mailing address of the objector. An objection or protest must be filed with the State Engineer not later than 10 calendar days after the date of the last publication of this notice. An objection or protest may be mailed to the Office of the State Engineer, 1900 West Second, Roswell, New Mexico 88201, or faxed to 505-623-8559 provided the original is hand-delivered or postmarked within 24 hours after transmission of the fax. The State Engineer will take the application up for consideration in the most appropriate and timely manner practical.

Published in the Lincoln County News on September 22, 29; and October 6, 2005.

County To Hold Hearing

(Continued from Page 1)

rights).
Glencoe resident Larry Mulligan said the moratorium sounds like a good idea, and it would be helpful to get input from the citizens on the subdivision ordinance. "We will not stop growth, and we need new ideas for planned growth," he added.
Simpson said he did not believe a moratorium is an answer to updating the subdivision ordinance.
Hobbs said a moratorium will not stop construction on current developments none of which are built out.
Hondo valley resident Jackie Powell said she favored the moratorium because there are 2,000-3,000 domestic wells in mountain developments (subdivisions in the areas around Ruidoso especially) that amount to 9,000 acre feet of

water rights per year. Yet Hondo valley agricultural water rights holders are allotted only 7,000 acre feet a year. "And now we (Hondo valley water users) are the underdog and we have to pay for a water master when the mountain development pays nothing," she said. "We suffer while the municipalities keep the state engineer's office at bay."
"The mountain growth has not done the valley people any good outside of a few jobs," Powell added. "Stop the growth until we know what water we have."
County planning officer Curt Temple said he talked with Morel about the subdivision rules being more restrictive. "We cannot make them more restrictive unless we have a comprehensive plan that spells out the reasons for

needing strict water rules," Temple said.
Lincoln County is only one of two counties in the state without a state approved comprehensive plan. Temple added. He said the state approved comprehensive plan will enable the county to get grants, change subdivision rules and serve as a guideline.
Hobbs endorsed Temple and said the 1997 CLUP is only a resolution that only gives context on what the county needs to do.
Although state grant money is available for the county to do a comprehensive plan, the deadline for application this year has passed. County commissioner Tom Battin said he has asked the county manager to put together an application for the planning grant in the next fiscal year, but he was

frustrated that funding will not be available until next year and the final plan not ready for two years.
Oscura resident and county planning commission member Jerry Carroll said the Public Lands Use and Rural Affairs Advisory Committee (PLURAAC) heard a presentation from the AZ/NM Coalition of Counties executive director who said it might cost up to \$500,000 to develop a comprehensive plan that would meet state standards and also spoke about the dangers of "smart growth."
Rhonda Burrows, county citizen, said her family homesteaded in 1899 and has lived in the county since. She supported Powell's comments and agreed the county needs to get a handle on growth or there will be no water in the future.
Lovelace finally brought the moratorium issue to a vote, making a motion to impose

the moratorium. Hobbs seconded the motion, but Morel said such a moratorium would have to be enacted as an ordinance which requires notice and public hearing. So Lovelace and Hobbs withdrew their motion and second. Then they made another motion and second to post notice and schedule public hearing on an ordinance that would impose a 180 day moratorium on all new subdivision approvals at the October 16 meeting.
But when Simpson called for the vote, only Lovelace and Hobbs voted in favor of holding hearing on a proposed moratorium. Simpson, Maury St. John and Battin voted against the motion, thus making it fail.
San Patricio resident Ken Nosker said there is no real evidence that domestic wells will cause the county to dry out. "I cannot see making decisions on emotions instead of fact," he added.



Fall begins at 3:23 p.m. today (Thursday) but warm daytime temperatures will make it seem more like summer. Warm days will continue until the weekend when clouds bring in a very slight chance for showers, and lower daytime highs.

The following information was taken from the National Weather Service website. For more up to date weather reports, which are updated every four hours, go to www.srh.noaa.gov/abq/ on the internet.

Forecast for Carrizozo, Lincoln, Hondo and high plains of Lincoln County:
Today, Thursday, Sept. 22, Autumn Equinox
Mostly sunny with west winds 5 to 10 miles per hour (mph). High near 87. Tonight mostly clear with south winds 5 mph, Low near 54.
Friday, September 23
Mostly sunny with southwest winds 5 to 10 mph. High near 87. Tonight mostly clear with low around 51.
Saturday, September 24
Partly cloudy with high near 83. Tonight partly cloudy with low around 49.
Sunday, September 25
Partly cloudy high around 79. Tonight partly cloudy with 10 percent chance of showers and thunderstorms. Low near 56.
Monday, September 26
Partly cloudy with 10 percent chance for showers and thunderstorms. High near 81. Tonight partly cloudy with low around 52.
Tuesday, September 27
Mostly sunny with high around 80. Tonight, mostly clear with low around 51.

Forecast for Ruidoso, Capitan and Corona.
Today, Thursday, Sept. 22, Autumn Equinox
Mostly sunny with west winds 5 to 10 mph. High near 79 in Ruidoso, 84 in Capitan and 80 in Corona. Tonight in Ruidoso, mostly clear with southwest winds 5 to 10 mph with low near 49, in Capitan and Corona, mostly clear with west winds 5 mph becoming south in Capitan and becoming east in Corona. Lows near 49 in Capitan and 51 in Corona.
Friday, September 23
In Ruidoso, mostly sunny with southwest winds 5 to 10 mph and high near 76. In Capitan mostly sunny with south winds 5 to 10 mph and high near 85. In Corona mostly sunny with east winds 5 to 10 becoming southwest and high around 76. Tonight mostly clear with lows around 44 in Ruidoso, 47 in Capitan and 49 in Corona.
Saturday, September 24
Partly cloudy with highs near 74 in Ruidoso, 80 in Capitan and 76 in Corona. Tonight partly cloudy with lows around 43 in Ruidoso, 45 in Capitan and 49 in Corona.
Sunday, September 25
In Ruidoso and Capitan partly cloudy with highs near 73 in Ruidoso and 79 in Capitan. In Corona, partly cloudy with 10 percent chance of showers and thunderstorms and high around 74. Tonight partly cloudy with 10 percent chance of showers and thunderstorms with lows near 52 in Ruidoso, 54 in Capitan and 50 in Corona.
Monday, September 26
Partly cloudy with 10 percent chance of showers and thunderstorms. High near 74 in Ruidoso, 77 in Capitan and 75 in Corona. Tonight partly cloudy with lows around 55 in Ruidoso, 50 in Capitan and 51 in Corona.
Tuesday, September 27
In Ruidoso and Capitan mostly sunny with highs a-

LEGAL NOTICE

Attachment "A"

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

Case No. 05-00325-UT

IN THE MATTER OF THE APPLICATION OF NATURAL GAS PROCESSING CO., THROUGH ITS OPERATING DIVISION, ZIA NATURAL GAS COMPANY, FOR EXPEDITED APPROVAL TO PURCHASE THE CAPITAN-CARRIZOZO GAS COMPANY DISTRIBUTION SYSTEM

NATURAL GAS PROCESSING CO.,

Applicant.

NOTICE

The New Mexico Public Regulation Commission ("Commission") hereby gives notice of the following concerning Capitan-Carrizozo Natural Gas Company ("CCNG") and Natural Gas Processing Company ("NGP") through its operating division, Zia Natural Gas Company ("Zia"):

- 1.) NGP is a public utility as defined by the Public Utility Act, NMSA 1978, Section 62-3-1 (1967) et seq.; that transports and distributes natural gas in New Mexico through its operating division, Zia.
- 2.) On August 4, 2005, Zia filed an application with the Commission for approval to purchase and operate CCNG's natural gas distribution system ("Application") to provide service to the following: Village of Capitan; Town of Carrizozo; Fort Stanton; Loma Granda; Nogal; and Sweetwater Hills.
- 3.) The Application states that Zia will operate the CCNG system under Zia's existing rates, rules and forms for its Lincoln County system. If the Commission approves the Application, Zia's operation of the Capitan-Carrizozo gas distribution system under Zia's current rates would affect CCNG customer bills as reflected on the Rate Comparison, attached hereto as Exhibit 1. The charges on this chart reflect costs of gas and other costs as of August 1, 2005.
- 4.) Attached to the Application is the Purchase and Sale Agreement ("Agreement") between Zia and the Town of Carrizozo, Village of Capitan, and CCNG indicating a purchase price of \$250,000.00 for the CCNG natural gas distribution system.
- 5.) If the Commission approves the Application, customer security deposits currently held by CCNG would be transferred to Zia according to the Agreement. The Agreement also provides that CCNG will retain a customer's security deposit if that customer has an outstanding balance or past due amount. Zia may require a new security deposit from those customers, and any new customers in accordance with Zia's Rule No. 15.
- 6.) The Commission has assigned Case No. 05-00325-UT to this consolidated proceeding, and all correspondence and other communications shall refer to that number.
- 7.) The present schedule for this case is as follows:
 - A. A public hearing will begin at 10:00 a.m. on October 25, 2005, at the offices of the Commission's Utility Division, Marian hall, 224 East Palace Avenue, Santa Fe, New Mexico to hear and receive testimony, exhibits, arguments and any other appropriate matters relevant to this proceeding.
 - B. Interested persons may intervene in this case by filing a Motion for Leave to Intervene pursuant to 17.1.2.26 NMAC by October 7, 2005.
 - C. Direct Testimony of Staff and Intervenors shall be filed by October 14, 2005.
 - D. Rebuttal testimony, if any, shall be filed by October 21, 2005.
 - E. If the parties enter into a stipulation, such stipulation shall be filed on or before October 14, 2005, in lieu of the direct testimony due on that date. If a stipulation is filed, the parties entering the stipulation shall file testimony in support of such stipulation on or before October 21, 2005.
- 8.) Any interested person may examine the filings made in this case at the following locations; the offices of CCNG, 217 Lincoln Street, Capitan, New Mexico, 87047; the Town Hall in Carrizozo, New Mexico; or at the Commission's office at the address set out in paragraph 7.A above; telephone: (505) 827-6940.
- 9.) The Commission's Rules of Practice and Procedures, 17.1.2 NMAC apply to this case except as modified by Order of the Commission or hearing Examiner.
- 10.) Interested persons should contact the Commission for confirmation of the hearing date, time and place, since hearings are occasionally rescheduled.
- 11.) Any interested person may appear at the time and place of hearing and make a written or oral comment, pursuant to 17.1.2 NMAC, without becoming an Intervenor. Such comments will not be considered as evidence in this case.
- 12.) Anyone filing pleadings, documents or testimony in this case will serve a copy on all parties of record and the Commission Staff.
- 13.) Any person with a disability requiring special assistance in order to participate in this proceeding should contact the Commission at least 24 hours prior to the commencement of the hearing.

ISSUED at Santa Fe, New Mexico this 19th day of September, 2005.

NEW MEXICO PUBLIC REGULATION COMMISSION

MARILYN S. HEBERT
Hearing Examiner

RATE COMPARISON

Line No.	Charge Description (1)	Units	Capital Carrizozo Natural Gas			Zia Natural Gas Company (11.8 psia)		
			Residential	Small Commercial	Large Commercial	Residential	Small Commercial	Large Commercial
1	Cost of Gas	\$/ccf	0.7991	0.7991	0.7991	0.5723	0.5723	0.5723
2	Transportation Rate	\$/ccf	0.2082	0.2082	0.2082	0.0000	0.0000	0.0000
3	Cost of Service - Transmission	\$/ccf	0.0000	0.0000	0.0000	0.0428	0.0428	0.0428
4	Cost of Service - Distribution	\$/ccf	0.3117	0.3117	0.3117	0.1240	0.1240	0.1240
5	Total Unit Cost	\$/ccf	1.3190	1.3190	1.3190	0.7391	0.7391	0.7391
6	Base Charge	\$	0.00	0.00	0.00	8.00	11.50	38.00
7								
8	Average Usage (2)	ccf	58	128	894	58	128	894
9	Average Unit Charge	\$/ccf	76.50	168.83	1179.19	42.87	94.60	660.76
10	Total Bill without Tax	\$	76.50	168.83	1179.19	50.87	106.10	698.76
11	Percent Increase per Class	%				-34%	-37%	-41%

Notes:

- (1) - Used rates - including costs of gas - current as of August 1, 2005 for the comparison
- (2) - Average Usage taken from data for all of Zia Natural Gas Company customers.

Published in the Lincoln County News on Thursday, September 22, 2005.

(SEE PAGE 11)

Sheriff's Report

(Con't. from P. 5)

dent/motorcycle at mile marker 13 on Highway 48. Capitan ambulance and fire department and deputy dispatched.

9:33 p.m. disturbance/loud party at location at Highway 220 and Old Fort Stanton Rd. Deputy dispatched.

10:12 p.m. medical call at location on 200 block of Edwards Ave in Ruidoso area. Med 1 and deputy dispatched.

11:43 p.m. medical call on Highway 54. Corona ambulance and deputy dispatched.

September 17

2:04 a.m. deputy advised of suspicious activity-other at location on 100 block of Winter Park in Alto area.

6:51 a.m. animal call at mile marker 288 on Highway 70 in Hondo area.

8:46 a.m. medical call at condos in Alto area. Med 1 dispatched.

10:43 a.m. medical call at location on 100 block of Main Rd. Capitan ambulance and Med 1 dispatched.

12:11 p.m. accident/motorcycle at mile marker 24 on Highway 244. Med 1 dispatched.

12:31 p.m. accident on Highway 70 in Hondo area.

1:36 p.m. accident with injury. Carrizozo ambulance and fire department and deputy dispatched.

3:55 p.m. animal call at location on 700 block of High Mesa. Deputy dispatched.

4:36 p.m. accident/motorcycle at location on Carrizo Canyon Rd. Med 1 dispatched.

6:03 p.m. disturbance/family at location on Highway 220 near Highway 48. Deputy dispatched.

6:03 p.m. shots fired at location on 200 block of CR22 in Capitan area. Deputy dispatched.

6:04 p.m. traffic offenses on Highway 37. Deputy dispatched.

6:25 p.m. check welfare on 300 block of Cedar St. Carrizozo police dispatched.

7:16 p.m. check welfare at location on Highway 37 in Angus area. Deputy dispatched.

September 18

7:01 a.m. disturbance/family at location on Highway 220. Deputy dispatched.

10:14 a.m. animal call at location on 100 block of E. Third. Capitan police dispatched.

11:44 a.m. peace keeping at location on 100 block of W. Grandview. Capitan police dispatched.

11:47 a.m. animal call at location on 200 block of Long Rd. Capitan police dispatched.

1:30 p.m. telephone offenses at location on 100 block of Little Creek Hills Rd. Deputy dispatched.

3:14 p.m. accident/motorcycle at mile marker 276 on Highway 70. Hondo ambulance and fire department dispatched.

3:15 p.m. request for agency assistance at mile marker 276 on Highway 70. Deputy dispatched.

9:34 p.m. check welfare at location on 100 block of E. Grandview. Capitan police and ambulance dispatched.

WEATHER REPORT

(Con't. from P. 8)

round 73 in Ruidoso and 77 in Capitan. In Corona partly cloudy with high around 75. Tonight partly cloudy with lows around 51 in Ruidoso, 54 in Capitan and 50 in Corona.



HAVE A GOOD DAY!!

LEGAL NOTICE STATE OF NEW MEXICO TWELFTH JUDICIAL DISTRICT COURT NO. CV-04-314

UNITED STATES OF AMERICA, ACTING THROUGH RURAL HOUSING SERVICE,
Plaintiff,

vs.
ANTON D. GODAC, THE UNKNOWN SPOUSE OF ANTON D. GODAC, and J. ROBERT BEAUVAIS, P.A.,
Defendant(s).

NOTICE OF SALE

NOTICE IS HEREBY GIVEN that the undersigned Special Master will, on October 19, 2005, at 9:00 a.m., at the main entrance of the Lincoln County Courthouse, Carrizozo, New Mexico, 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:

Tract 1: Lots 1 & 2, Block 1, PALO VERDE RANCHETTS, 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, July 25, 1963;

Tract 2: Lot 6, Block 1, PALO VERDE MOBILE PARK, 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, May 4, 1971, in Tube No. 406

The address of the real property is 121 Rancher Drive, Ruidoso Downs, New Mexico. Said sale will be made pursuant to the Decree of Foreclosure entered on March 18, 2005, in the above entitled and numbered cause, which was a suit to foreclose a note and mortgage held by the above-described real estate in the sum of \$104,796.92, plus interest from February 16, 2005, to the date of sale at the rate of 6.125% per annum, or \$14.38 per day, the costs of sale, including the Special Master's fee of \$213.50, publication costs and plaintiff's costs expended for taxes, insurance or 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. Defendant J. Robert Beauvais, P.A., as a second lien on the Property, which is the subject of a Crossclaim that is pending and undetermined.

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 herein, and all recorded and unrecorded special assessments and taxes that may be due. Plaintiff and its attorneys disclaim all responsibility for, and the purchaser at the sale takes the property subject to, the valuation of the property by the County Assessor as real or personal property, affixture of any mobile or manufactured home to the land, deactivation of title to a mobile or manufactured home on the property, if any, environmental contamination on the property, if any, and zoning violations concerning the property, if any.

NOTICE IS FURTHER GIVEN that the purchaser at such sale shall take title to the above described real property subject to a one (1) month right of redemption.

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.

Dated: 9/12/05

Peter A. Baca
Special Master
Box 215
Carrizozo, New Mexico
88301
(505) 648-9925

Published in the Lincoln County News on September 15, 22 and 29; and October 6, 2005.

LEGAL NOTICE STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT No. CV-05-193

JAPHET MARITAL TRUST, LTD.
Plaintiff,

vs.

GROUP I:
THE FOLLOWING NAMED DEFENDANTS, IF LIVING; IF DECEASED, THEIR UNKNOWN HEIRS: TIMOTHY W. STARR, and if married, JANE DOE STARR, his wife; et al.,
Defendants.

AMENDED NOTICE OF PENDENCY OF ACTION

STATE OF NEW MEXICO TO THE FOLLOWING NAMED DEFENDANTS:

GROUP 1: The following named Defendants, if living, if deceased, their unknown heirs: Timothy W. Starr, and if married, "Jane Doe Starr", his wife, and Linda M. Childs, and if married, "John Doe Childs", her husband.

GROUP II: Resort Exchange, Inc., a Texas corporation; Bankwest Boulder Industrial Bank,

and its Liquidator, Financial Management Task Force, Inc., a Colorado Corporation; Wellborn Paint Manufacturing Company.

GROUP III: all unknown heirs of the following named deceased person: James F. Japhet, Deceased; and all unknown claimants of interest in the premises adverse to the plaintiff.

NOTICE IS HEREBY GIVEN that in the above-styled cause, Plaintiff has filed an action to quiet title to the real property more particularly described as follows:

Apartment 703, Building 7, WHISPERING BLUFF CONDOMINIUM, together with its undivided 1.886% of the common elements of the Whispering Bluff Condominium, Ruidoso, Lincoln County, New Mexico, as the same is shown by the plat thereof filed in the Office of the Lincoln County Clerk dated March 5, 1982, in Cabinet D, Slide No. 62, and subject to the Declaration of Covenants and By-laws recorded in the Office of the County Clerk and Ex-officio Recorder of Lincoln County, New Mexico, in Book 78 of the Miscellaneous Records, Pages 1063-1098, inclusive, and further subject to that certain Affidavit dated October 13, 1983, recorded October 14, 1983, in Book 88 of the Miscellaneous Records, Page 862; commonly called Apartment 703, Whispering Bluff Condominiums.

UNLESS YOU ENTER YOUR APPEARANCE on or before the 19th day of October, 2005, judgment will be rendered against you by default; Mel B. O'Reilly, 7125 Prospect Place, NE, Albuquerque, NM 87110-4313, is the attorney for Plaintiff.

WITNESS the hand and seal of the District Court this 26th day of August, 2005.

JAN PERRY
District Court Clerk

(SEAL)

By: Elizabeth Ysasi
Deputy Clerk

Published in the Lincoln County News on September 8, 15, 22 and 29, 2005.

LEGAL NOTICE TRANSLATOR PUBLIC NOTICE

On August 25, 2005, an application was filed with the Federal Communications Commission, Washington, DC, for consent to the assignment of the license of television translator station K110D, Carrizozo, New Mexico from Emmis Television License, LLC to LIN of New Mexico, LLC.

Station K110D operated on channel 11 with effective power of 16 watts from a transmitter site at 33 degrees, 22 minutes, 45 seconds North Latitude, 105 degrees, 48 minutes, 31 seconds West Longitude. The station rebroadcasts the signal of television station KRQE, channel 13, Albuquerque, New Mexico.

Published in the Lincoln County News on Thursday, September 22, 2005.

LEGAL NOTICE

TRANSLATOR PUBLIC NOTICE

On August 25, 2005, an application was filed with the Federal Communications Commission, Washington, DC, for consent to the assignment of the license of television translator station K48GY, Carrizozo, New Mexico from Emmis Television License, LLC to LIN of New Mexico, LLC.

Station K48GY operates on channel 48 with effective radiated power of 4210 watts from a transmitter site at 33 degrees, 49 minutes, 34 seconds North Latitude, 106 degrees, 14 minutes, 54 seconds West Longitude. The station rebroadcasts the signal of television station KRQE, channel 13, Albuquerque, New Mexico.

Published in the Lincoln County News on Thursday, September 22, 2005.

LEGAL NOTICE

STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT No. D1226CV200500199

MATRIX FINANCIAL SERVICES CORPORATION,
Plaintiff,

vs.

LAURA MORGAN; UNKNOWN OCCUPANTS WHOSE TRUE NAMES ARE UNKNOWN; THE UNKNOWN SPOUSE OF LAURA MORGAN, IF ANY,
Defendant(s).

NOTICE OF SALE

NOTICE IS HEREBY GIVEN that the undersigned Special Master will on October 18, 2005 at 8:30 A.M., 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 7, BLOCK 3, OF HIDAWAY HILLS SUBDIVISION, 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 JUNE 7, 1971, IN TUBE NO. 410.

The address of the real property is #7 HWY 380, Capitan, NM 88316. Said sale will be made pursuant to the Decree of Foreclosure entered on August 30, 2005, in the above entitled and 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 \$117,815.77, plus interest from September 15, 2005 to the date of sale at the rate of 8.5% 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 pay off, a reinstatement or any other condition that would cause the cancellation of this sale. Further, if any of these conditions exist, at the time of sale, 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 herein, 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: 9/12/2005.

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 September 15, 22 and 29; and October 6, 2005.

LEGAL NOTICE

Village of Capitan, New Mexico Notice of Adoption of Resolution

Notice is hereby given of the title and of a general summary of the subject matter contained in a resolution duly adopted and approved by the Governing Body of the Village of Capitan, New Mexico (the "Governmental Unit"), on September 13, 2005. Complete copies of the Resolution are available for public inspection during the normal and regular business hours of the Clark-Treasurer, Municipal Offices, 114 Lincoln Avenue, Capitan, New Mexico.

The title of the Resolution is:

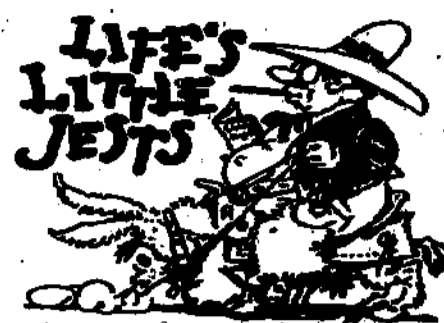
AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT AND INTERCEPT AGREEMENT BY AND AMONG THE VILLAGE OF CAPITAN ("VILLAGE") AND THE THE MEXICO FINANCE AUTHORITY EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE VILLAGE TO PAY A PRINCIPAL AMOUNT OF \$15,000 TOGETHER WITH INTEREST AND ADMINISTRATIVE FEE THEREON, FOR THE PURPOSE OF PURCHASING A VEHICLE FOR USE BY THE VILLAGE POLICE DEPARTMENT; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF INTEREST AND ADMINISTRATIVE FEE DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE DISTRIBUTIONS OF LAW ENFORCEMENT PROTECTION FUND REVENUES RECEIVED BY THE VILLAGE FROM THE NEW MEXICO STATE TREASURER PURSUANT TO SECTION 29-13-3 NMSA 1978; PROVIDING FOR THE DISTRIBUTIONS OF LAW ENFORCEMENT PROTECTION FUND REVENUES FROM THE STATE TREASURER TO BE REDIRECTED TO THE NEW MEXICO FINANCE AUTHORITY OR ITS ASSIGNS PURSUANT TO THE INTERCEPT AGREEMENT FOR THE PAYMENT OF PRINCIPAL INTEREST AND ADMINISTRATIVE FEES DUE ON THE LOAN AGREEMENT; APPROVING THE FORMS OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT AND INTERCEPT AGREEMENT, RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTION IN CONNECTION WITH THE EXECUTION AND

DELIVERY OF THE LOAN AGREEMENT AND INTERCEPT AGREEMENT.

The title sets forth a general summary of the subject matter contained in the Resolution.

This notice constitutes compliance with Section 6-14-6 NMSA 1978.

Published in the Lincoln County News on Thursday, September 22, 2005.



Classified Ad

NOTICE -- Whereas my wife, Ponana Gertie Crouse, has left my bed and board, I give notice that I will not be responsible for any debts she may contract in my name. W. Aseph Crouse. East Clifford

NOTICE! -- To All Persons Whom it May Concern: I wish to say that I did not leave my husband's bed and board as he did not own the bed I slept in. I bought it and when I left Wm. A. Crouse of East Clifford, I took my bed with me. (Sgd.) Ponana Gertie Crouse.

A man who had been stopping at a fashionable hotel was paying his bill. He looked up at the girl cashier and asked what it was she had around her neck.

"A ribbon, of course," replied the cashier. "Why?" "Well," he replied, "everything else is so high around here that I thought perhaps it was your belt."

Joan -- Why did your cousin quit his job as riveter? Was it too noisy for him?

Jasper -- Oh, he didn't mind the noise of the riveting, but the fellow next to him hummed incessantly?

A man's nature runs either to herbs or weeds; therefore, let him seasonably water the one, and destroy the other. -- Bacon.

Jasper -- I am not myself tonight.

Joan -- Then we ought to have a good time.

The sale of sulfa drugs has been stopped except by prescription. It having been found that people were rushing into drug-stores to get sulfa for everything from dandruff and corns to a broken rib and gas pains.

A druggist tells us that a customer asked for sulfa drugs the other day to get rid of pains caused by taking sulfa drugs!!

Free Art Workshops

Thanks to a private donation, Capitan Public Library once again is pleased to sponsor a series of free art workshops for adults.

Sunday 16 October - Basket Weaving - 9 a.m. to 4 p.m. at Capitan Public Library. Degree commercial artist and Carrizozo Gallery 408 manager, Louise Groethe, will teach a basket weaving workshop at Capitan Public Library. Create and take home your own berry basket.

Saturday 19 November - Recycled Art - 10 a.m. to 4 p.m. at Ron La Roca Art Gallery, Lincoln. Ronda Dougherty, whose work appears in The Art Institute of Chicago's gift catalog, will teach how to create a small figure of a person from recycled materials which you can take home.

For both of these free workshops supplies are provided but bring your own sack lunch.

Limited space, so please register with Pearl Tiffin, coordinator, at 505-354-7021



(Continued from Page 5)

among the first to arrive, after the body had been recovered, but was unable to render any service to the unconscious form -- the spark of life had gone, never to return.

Words fail to convey how shocked the people of town and community were when the news spread of the death of this lovely young girl, who had grown into the hearts of all, and who, when last seen the night before by her many friends, was so full of life and so happy and joyous. And to her parents, whose hearts are bleeding for the loved one, called so violently, words are inadequate to express our feelings and that of a multitude of friends.

Burglary and Arson

The drug store at Capitan, owned by J.W. Ezell, was burglarized and set on fire some time Wednesday night. The fire, was not discovered until opening time yesterday morning.

Mr. Ezell, upon entering, found that a hold had burned through the floor in the rear room and considerable damage done surrounding objects. The fire, however, at the time of opening, was just smoldering and had probably died for lack of a draft.

The cash register had been rifled, about \$5.00 being taken. Sheriff Kelsey was notified and went over with the dogs, but was unable to locate the perpetrator.

Shooting at Duran

Last Saturday night, Duran, the eastern terminal of the sort division, was the scene of a double shooting. One of the riptrack boys -- a native son of Mexico, whose name we have not ascertained -- is said to have filled his skin full of "moonshine," and went on a rampage.

The victim of his first shot was Mrs. Mattie Smith, manager of the railroad restaurant at Duran. The bullet struck the woman's forehead, ranged upward and made only a scalp wound, and the victim was not seriously injured.

The gun-man dissatisfied with the results of his first effort, turned the gun on himself. But this shot proved to be a little more effective than the first. The bullet entered at the side of the head, took an upward course, tore a piece of the skull at the top of the cranium and left a cavity that looked for a time that he had done a good job. However, he, too, is recovering, and is probably back on the job by this time, wheeling cinders.

Two Men Shot

Two men were shot Tuesday afternoon, the 14th, at Alamogordo. According to reports reachign here, J.H. Elcan, real estate dealer and insurance man, and Frank McCullough, head sawyer at the Southwest Lumber Company, were in the south part of town, looking over a piece of land.

Juan Norieja owned a tract of land adjoining the one the two men were examining, and fearing, it is said, the men were going to take his land, ordered them off, the affair resulting in Norieja shooting both Elcan and McCullough. Norieja gave himself up, and is being held in jail awaiting the results of the shooting.

Defendants Acquitted In Hurt Murder Trial

Saturday afternoon, the defendants in the Hurt murder trial which had been in progress for weeks, were acquitted, the jury having been out twelve hours.

Tom Simer, Hunter Hobbs and Will Titsworth were the defendants, and they were charged with having ambushed and slain Robert A. Hurt, on January 24, 1923. The killing occurred in this county, the indictment was returned by a Lincoln county grand jury, but on a change of venue the case went to Otero county for trial.

Three years after the killing the case went to trial at Alamogordo and after a hard fought battle the jury, after deliberating 48 hours, reported a disagreement, the division being 11 for conviction for first degree murder to 1 for acquittal.

In the second trial the evidence was quite similar to that presented at the first trial, except that the defense had an expert on fire arms at the second trial, just ended, which, it seems, turned the tide and effectually overcame the circumstantial evidence the state presented.

Thus ended the second chapter of one of the most celebrated criminal cases in the annals of Lincoln county.

Life is not so short but that there is always time enough for courtesy. -- Emerson.

FAST ACTION
Lincoln County News
CLASSIFIED ADS
CALL: (505) 648-2333

"TRIED BUT TRUE"
Sale, Friday, September 30, 4:00 p.m. to 8:00 p.m.; Saturday, October 1, 9:00 a.m. to 2:00 p.m. at Carrizozo Woman's Club, 11th and D. Ave. 2tc/9/22-29

HOUSE FOR SALE
In Capitan, 3BR, 2-Bath, on 1.24 acres. \$100,000. Will negotiate. 505-937-1136 4tc/9/22-22

FOR SALE IN CARRIZOZO
New double wide Manufactured Home placed on permanent foundation on two lots w/attached carport and 8x12 store room. Front and back porches and cement driveway. Call 648-2896 or 937-5846 for further information. 3tc/9/22-10/6

FOR SALE: Water hauling truck and (3) feed troughs. 505-849-1056 4tc/9/22-10/13

"I'LL BUY THAT SHOT-GUN NOW= I SOLD SOME STUFF FROM THE ATTIC WITH A WANT AD"



FOR RENT or SALE IN CARRIZOZO
Nice 3-bedroom, 2-bath home. New remodel on 1.5 acres w/barn. Horses ok / great view. \$450.00 month + deposit or \$60,000. Leave message at 918-399-9170. 2tp/9/15-22

FOR SALE: Carrizozo Artist's Home. 906 E. Ave., 2,000 sq. ft., historic adobe. Hardwood floors, garage, fence-in yard, out-buildings, additional lots. Renovations include \$7,000 roof, \$3,000 decorative cast iron gas burning stove in LR, additional new gas furnace, \$2,700 electrical work, Mexican tile in two baths. All appliances. Live in entire house (3 bedrooms/or rent lovely studio apt., w/separate entry for income. \$120,000. Call 648-5562 for appt. or http://www.netmdc.com/~darcy/house.html or darcy@tularosa.net 6tp/9/22-10/27

FOR RENT in Carrizozo, 2-BR unfurnished apartments: 604 - 606 D. Ave. \$250 month, \$150 deposit. 2tp/9/18-25

EL CAPITAN APARTMENTS
Large 1 and 2 bedroom apartments. Convenient location. Walking distance to school. Long and short term lease available. \$375.00 - \$495.00. 354-0967 5tp/9/22-10/20

Grocery Store Needed in Carrizozo.

Think Fast Drive Slow Schools Open!

DISTRICT COURT CALENDAR
The Calendar for District Judge Karen Parsons

Judge Karen Parsons will be out all this week in order to attend the National Judicial Leadership Summit on the Protection of Children in Minneapolis, MN. Darrell Brantley domestic mediator will hear the following case on Tuesday, September 20. 10 a.m. Nicole Pinkel v. Shay Sims; DV-2005-81 (New)

CLASSIFIED AD FORM

YOUR NAME: _____
ADDRESS: _____
CITY: _____

I WOULD LIKE MY AD TO RUN (Check appropriate box for number of weeks)

1 2 3 4 5

Here's What I Would Like to Say

\$5.00 Per Week / for 20 words or less *

1. _____

20. _____

(* Add 10 Cents per word for each word over 20.)

COST OF AD: _____
TAX (.0625): _____
TOTAL: _____

MAIL or BRING TO:
Lincoln County News
P.O. Drawer 458 / 309 Central Ave.
Carrizozo, NM 88301
Ph. or Fax: (505) 648-2333