

Hobbs Shot Down by Fellow Commissioners

by Patrice Brazie

Item 27 on the Lincoln County Commissioners' agenda for their regular meeting November 15, was Presbyterian Health Care Services/Lincoln County Medical Center Negotiations. A memorandum to the county commissioners from Lincoln County Manager Tom Stewart, dated November 8, stated the purpose of the item was to further define the individuals designated to negotiate a new

contract with Presbyterian Health Care Services (PHCS) for management of the county's medical center, ambulance services and medical clinics.

The memo was written the day after a November 7th meeting between representatives of PHCS, the county manager and Lincoln County Attorney Alan Morel. County commissioners, Earl Hobbs and Maury St. John were also present. In the memo, Stewart reported that one of the first items presented at the meeting

was a request from a PHCS representative for confidentiality. According to Stewart, Hobbs said he could not agree to confidentiality, so the meeting was abruptly terminated.

Stewart recommended through the memorandum that the county commission approve the continuance of negotiations by himself and Morel without associated county commissioners, or with a single county commissioner agreeable to the confidential-

ity request.

In addressing the county commission on November 15, Stewart quickly read the purpose of the agenda item and referred county commissioners to the memo for his discussion and recommendation comments.

After a brief period of silence, county commissioner Eileen Lovelace began to speak. "I think that we need to continue negotiations with the hospital," she said. "I think that confidentiality has to be

kept. I think that if you're in business for yourself, and you're going against someone that's in the same type business, you want to keep negotiations. You don't want them to know that you're going to be asking, you know, that's what negotiations is all about."

Lovelace reminded commis-

sioners that they had approved, by a vote of 4 to 1, the manager's and attorney's participation in the negotiations and, she said, they should be allowed to continue. "The commissioners that chose to attend have a right to attend, but I believe

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VOLUME # 100, NUMBER 47

WEDNESDAY, NOVEMBER 23, 2005

CARRIZOZO, NM 88301

Fort Stanton, Inc. To Begin Museum Work

by Patrice Brazie

On November 15, Fort Stanton, Inc. president Tony Hoffman updated the public on current activities at the historic Fort. Speaking to the Lincoln County Commission at their regular meeting, he announced, "We are in the process of starting the work on the new museum."

Hoffman reported that Fort Stanton, Inc. has been awarded a federal Save America's Treasures Grant of \$210,000 to support the renovations and upgrades to an administration building at the site. An additional \$265,000, awarded last year, has been earmarked for matching funds.

Hoffman described a planned new museum as the centerpiece of the attraction. One of museum's interpretive centers, he said, will focus on the place of the horse in western history. "With that we will get some associations with the Hubbard Museum and others," he added.

"The only thing that has to happen right now," Hoffman said, "is that the Federal Veterans Affairs Office has to pass on the blueprints and drawings because it's a federal grant."

"By summer of 06, things should have all come together," Hoffman estimated.

"to get that building up and running in a year."

The State Veteran's Affairs Office, in a partnership with Fort Stanton, Inc., will acquire space in, and contribute financially to, the administration building. The on-site office will work to maintain and facilitate operations at the cemetery.

In terms of upgrading the cemetery itself, Hoffman said plans include a new fence, new entrances, and doubling the space. Improvements will be made to the existing facilities for visitors services, as well.

Hoffman also said that the cemetery will continue to carry the designation of a state veterans cemetery. To achieve the status of a federal veterans cemetery, Hoffman explained, there must be a population of at least 150,000 veterans within a 75 mile radius of the cemetery.

The Fort Stanton Development Commission, of which Hoffman is a member, is also supporting the renovation efforts. Their request to the state legislature this year, according to Hoffman, is going to be for funding for a project manager or an executive director, and some staff to administer the things that need

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TONY HOFFMAN, president of Fort Stanton, Inc., presented an update of the corporation's activities at the last County Commissioners meeting.

Carrizozo To Apply For CDBG Water \$\$\$

by Patrice Brazie

During the November 8 Carrizozo Town Council meeting trustees approved a lease agreement with the Carrizozo Heritage Museum for the old Belco Building next door to the museum. Also approved was a request to amend the existing lease with the Lincoln County Historical Society for the former food locker that now houses the museum.

In other business, trustees approved the resignation of Paul Anaya from the Planning and Zoning Board, and approved the appointment of Bob Hemphill to that board.

A request for approval of a livestock permit application by Glenn Mochel, at 1502 I Avenue, was denied unanimously on the grounds of zoning restrictions and space limitations.

After brief discussion the council agreed to direct the town's next Community Development Block Grant (CDBG) applications to water system improvements and community planning.

Jim Payne reported that the sewer line that serves the Country Club near the golf course has been cleaned out and water no longer backs up

into the building. He also requested the council consider some improvements to the town's radio communications systems.

County's Solid Waste Ordinance Under Scrutiny

by Patrice Brazie

Objections regarding the procedures some Lincoln County landowners must follow to be in compliance with an ordinance regarding solid waste disposal, were brought to light at the latest county commissioners meeting.

As county attorney Alan Morel explained during that meeting on November 15, the county's solid waste ordinance, No. 2005-3, mandates that all county residents dispose of trash through the Lincoln County Solid Waste Authority (LCSWA). The ordinance allows for an exemption from that mandate for landowners of 300 or more contiguous acres. The 300 acre exemption was designed not only to accommodate the owners of large parcels of land, but also to relieve the LCSWA of the added burden and expense of servicing remote rural areas.

The county ordinance further requires landowners to have a permit, issued by the New Mexico Environmental Department (ED), before they can lawfully bury trash on their own property. The issues facing landowners and the LCSWA stem from confusion over the enforcement and evidentiary aspects of the permitting process. The state requires a permit for private dumping, those records are filed with and maintained by the state, yet the language of the county ordinance requiring possession of a state permit implies some kind of enforcement capacity by the county.

It was a concern that the LCSWA could face large fines for allowing exemptions

to landowners who have not complied with state regulations. In efforts to ensure that the LCSWA was in compliance with state law, letters were sent-out requesting information from the landowners regarding their exemptions and state-issued permits.

Some landowners have voiced objections to the LCSWA's requests, stating they see no need to report that information to any agency other than the state's environmental department.

"I've researched the history of this law," Morel told county commissioners, "going back into 1998-12, which is one of our first ordinances on this issue. At that time there was no reference to a permit."

In an amended ordinance, No. 2000-05, language requiring a permit from the state was added. According to Morel, that change came at the request of the LCSWA, in effort to ensure that landowners were aware of the state requirements. "We sent a letter out to everybody who had an exemption," Morel said.

"Now the question has come up that people might be grandfathered-in because they think they have an exemption from this permitting process." Morel added, "I think I was instructed at the last meeting, to just delete any reference to a permit, which concerns me a little bit because there's still a legal requirement for a permit. I think the public needs to know that there still is that requirement."

Morel said the state environmental department is in the process of revising their regulations, but he has been advised that there is no proposal

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CARRIZOZO RESIDENTS (left to right) George Vega, Danny Narvaez and Floyd Kiser are working to complete the Lincoln County Veterans Memorial that will stand on the grounds of Carrizozo's town hall. The Carrizozo Veterans Committee plans a parade and dedication ceremony for the memorial, beginning at 9:15 a.m. on December 3.

Thanksgiving

Let us pause a moment in our daily deliberations and give thanks for the many blessings we have received. Thankful for our health, our good friends, the rewards for honest toil, and the community and nation whose prosperity is our ever-present concern.

Let us be thankful of the right to be alive, no matter how hard the road of life may be, and it will help us to know that the sunshine always comes after the storm and the rainbow of prosperity is just ahead. -Emily Smith



Hobbs Shot Down by Fellow

(Continued from Page 1)

they were there to listen," Lovelace said. "They had some input, that was fine, but it is a negotiation."

Lovelace presented a motion to designate Stewart and Morel as the county's negotiators and St. John as the county commission representative in the negotiations.

Hobbs asked if it was Lovelace's intention to exclude him from any participation in the negotiations.

"I don't believe I'll exclude you," Lovelace told him, "but I believe that whether it was you, or myself, or Tom (coun-

ty commissioner Battin) that went to this negotiations, that we are there to listen. We can have input," she said, "but I don't believe that the commission has given us permission to be part of the negotiations, because the final outcome of the negotiations comes before all the commissioners."

"But commissioner St. John would be a participant in the negotiations?" Hobbs asked.

"Yes," Lovelace said, "along with Tom Stewart and Alan Morel. It is a concern that someone from the commission needs to be a part of

the negotiations."

"There's so many problems here that I hardly know where to begin," Hobbs said. "The affect of the motion is to add another negotiator and, specifically, to exclude this commissioner from participating in negotiations."

Regarding the memo from Stewart, Hobbs said that he thought there was a misstatement of fact. Hobbs stated that his objection at the negotiation meeting was to a blanket request for confidentiality. Hobbs said that he had indicated to Stewart, Morel and St. John that he understood the need for a degree of confidentiality, but that was not properly discussed.

In an attempt to explain his position, Hobbs made a comparison between the Presbyterian negotiation and applying for a bank loan. "I might go to another bank if I could get a better deal, better interest rate, better terms," he said. "That's been my position with regard to Presbyterian Health Services."

In the October meeting of the county commissioners, Hobbs cast the only dissenting vote on the approval of entering into negotiations with Presbyterian, citing his belief that the commission has a responsibility to examine other options.

Speaking of the November 7 negotiations, Hobbs told the commission that, when he refused to agree to blanket confidentiality, pandemonium broke-out in the room. "It told me that we did not have a group of negotiators, we had a room of people with similar ideas who's objective was to reach some kind of an agreement that they could sell to this commission," Hobbs said.

"This was not negotiations," Hobbs continued. "There was no preliminary agreement about how the negotiations would take place. There was no discussion about who would participate or not participate among the parties. There were no initial proposals exchanged. There was no

fact-finding, and the initial question was basically a non-starter."

Hobbs then told the commissioners that he didn't think they'd done their duty to determine whether or not the best healthcare service provider for the citizens and taxpayers of Lincoln County is Presbyterian Health Care Services. "I sent an email to the chairman on the 21st of October," he said, "and I outlined my concerns. I have received no response. If you'll allow me, I'd like to outline those concerns to you."

"I'd like to call for the question," St. John interjected. "I don't believe this has anything to do with our motion."

Lovelace seconded the call. "That will terminate discussion," Morel advised.

The motion to approve continuation of negotiations with Stewart, Morel and St. John representing the county passed with Hobbs dissenting alone.

After recessing for lunch, the commission heard public comments. Tony Davis, a resident of District 4 which is represented by county commissioner Hobbs, addressed the commissioners.

"The crux, as I see it," Davis said, "is an issue of whether it's appropriate for a public official to sign a blanket nondisclosure agreement. Presbyterian has data about its business that it undoubtedly considers proprietary, and nondisclosure agreements are a tool for this purpose. However," Davis said, "a blanket nondisclosure agreement without any qualification does not seem appropriate for a public official, the reason being it smacks of private dealings with the public's business. I'm sure," Davis said, "that Presbyterian management can meet Lincoln County halfway. Either Presbyterian can provide specific nondisclosure agreements and specify what they consider proprietary, or they can exclude proprietary data from their presentation."



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 articles appeared in the "Lincoln County News".

Thursday, May 29, 1965

When A Lincoln County Ghost Town Roared w/life

Reprinted from 'The West', a magazine devoted to true stories of the old west.

Many of the west's great names were once domiciled in the town, and so were the outlaws! And Sheriff Pat Garrett was in White Oaks on business the day Billy the Kid escaped from the Lincoln jail.

by Xanthus Carson

When people today explore the little town of White Oaks, little do they know or guess about the fortune an outlaw dropped off there, when White Oaks sprang into existence as a rip-roaring gold mine camp -- practically overnight.

It all happened along in August 1879, when the first mine claim was staked out by the dim light of a coal oil lantern.

An outlaw had ridden into a prospector's camp, shucked the saddle from his fagged-out mount, and prepared to stay for a while. The man soon stumbled into a rich lode, and in a matter of hours after the discovery, he swapped his find to the prospector friend for a jug of whiskey, an old six-shooter and a few dollars in cash. He then saddled up his horse and apparently took off for the owl-hoot trail, never to return. And this is about correct.

The best account of the event appeared in the April 16, 1881, issue of the Albuquerque Journal: "White Oaks takes its name from two immense springs situated two-and-a-half miles from the town of White Oaks -- these springs being surrounded by an immense growth of white oak trees.

The camp was first brought to public notice by the discovery of the far-famed and world-renowned Homestake Mine. John E. Wilson, John V. Winters and other old placer miners were informed by one Baxter, a Californian 49, who received his information from a (New) Mexican that there were good placer diggings in the gulch now known as Baxter Gulch, running from Baxter Mountain due east, to the arroyo now bounding the west side of the town of White Oaks.

"These men immediately proceeded to the place and commenced work, meeting with great success, although compelled to transport the water necessary to wash the dirt on the backs of mules for four miles. They established their headquarters in a cabin at White Oaks Springs and in the morning they would pack to the diggings all the water they could carry, and in the evenings would pack to the springs for washing all the pay dirt possible. In this way they worked nearly the whole summer and realized handsomely, as the gulch was found to be very rich, several nuggets being discovered of great value; and one pocket being found from which in one day . . . the men took over three hundred dollars. For several weeks thirty dollars was the average of each man".

While at work an old miner by the name of Wilson dropped in among them. He was from Arizona. After a short time he entered into a partnership with John E. Wilson; they worked together for some time, the Arizona Wilson meanwhile prospecting for the lead at the head of the gulch, out of which the placer gold was supposed to have come.

One day while out prospecting he sat down on a boulder to rest and eat his lunch, and noticed on one corner of the boulder a few crystals. He broke with his pick a portion of it, and exposed to view several particles of wire gold. Taking the piece with him he returned to camp and showed it to his partner. The two immediately returned to the spot, and after digging a short time exposed the vein and located the famous "Homestake".

Upon returning to camp the Arizona Wilson offered his share for sale, and it was purchased by Winters for all the funds he could raise -- \$40 in washings and \$2 in silver and an old pistol. Work was immediately commenced on the vein

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Saturday, November 26th, 7:30 p.m.

Kari Simmons / Todd Lowry Quintet

"As Time Goes By" - Sentimental Journey of World War II Songs

Tickets: \$12 - Students/Seniors \$8

Wednesday, November 30

Flute/Guitar player: Vincent Kaydahzinne

Time: 7:30 p.m.

Tickets: \$5 - Students/Seniors \$3

Saturday, December 3

Son of the Pioneers with special guests:

Flint, Cheyenne and the Daybreak Express

Time: 7:30 p.m.

Tickets: \$15-\$20 Adults

Students and Seniors \$10-\$15

Academy of Ballet

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County's Solid Waste

(Continued from Page 1)

to do away with the landowners' right to bury trash on their own property.

"It seems to me it would make sense to see what (the state's) final regulations are going to be before I fix my ordinance to find I'm in violation of state statutes," Morel said.

Stirling Spencer of Carrizozo, a landowner affected by the ordinance, told Morel, "That would be fine with me, if I'm not held to the letters that I've been sent, but that I'm held to the ordinance that I came in under."

Spencer explained that a lot of rural people are concerned about the issue, and asked that, if the commission was not going to take prompt action on the proposed ordinance amendment, they clarify the status of those exempted from LCSWA participation and billing.

"Am I going to be prosecuted if I don't respond to these letters from LCSWA and the county?" Spencer asked. "Is my property going to be held captive until such arrangement is made for payments and penalties? What's going to happen to me?"

"I don't think Lincoln County Solid Waste can be accountable for individuals that dispose of waste, if they've been exempted under the 300 acre rule," Spencer said. "I don't think there's ever been a ruling on that," he said. "There's no case law on that. It becomes a very clouded, confusing issue if we start making assumptions."

Regarding the nature of a relationship between the LCSWA and exempted landowners, Spencer stated, "if you have a variance, you're required to abide by the laws of the State of New Mexico.

(The county ordinance) does not say that if you request a variance you will send us the state papers. I've never read that in the ordinance," he said.

Morel again said that the language of the ordinance requires the state permit. "If I change that to say you must have 300 acres, and that there may be additional requirements, that puts the elements on the individual landowner to deal with it," Morel suggested. "There would be no requirement, but it puts you on notice that you should (comply with state regulations)."

(MORE ON P. 4)

Ft. Stanton Inc., To

(Con't. from P. 1)

to be done between meetings. The development commission will also be asking for some matching monies for build-ings upgrades, Hoffman said.

It will require somewhere near \$8,000,000 to upgrade the Fort's infrastructure, Hoffman said. The old electrical system will need to be replaced, as will the sewer and waterlines.

"If you hook-up individual buildings to an antiquated, archaic, decaying system, you'd be asking for problems," Hoffman told county commissioners. He also mentioned the need to replace the pipeline to the reservoir and perform upgrades to the sanitation system.

CALENDAR OF EVENTS

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.
 --Tic Tac Youth Outreach program, 6 p.m. at Trinity United Methodist Church, open to all 7th to 12th graders. Includes a full meal, fun and interaction. Call 648-2037 for info.

TODAY, WEDNESDAY, NOVEMBER 23

--Lincoln County News publishes one day early.

THURSDAY, NOVEMBER 24

--Thanksgiving Day. Federal, state, county and municipal offices closed. Many will be closed tomorrow also.

TUESDAY, NOVEMBER 29

--Lincoln County Solid Waste Authority board meeting postponed to December 6 at 2:00 p.m. LCSWA offices in Ruidoso Downs. Public welcome.
 --City of Ruidoso Downs council meeting at 5:30 p.m.
 --Ruidoso Village Council meeting 6:00 p.m. Village Hall.

WEDNESDAY, NOVEMBER 30

--Lincoln County Planning Commission special meeting 6:00 to 8:00 p.m. in Lincoln County Sub-Office in Ruidoso to hold a workshop to consider the Lincoln County Subdivision Ordinance revisions and additions. Public welcome.

THURSDAY, DECEMBER 1

--Alto Lakes Special Zoning District regular meeting at 8:30am at the Alto Lakes Golf and Country Club.

Carrizozo Woman's Club



Holiday Hoedown

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The Lincoln County Treasurer's Office does honor the postmark, but your payments **MUST BE POSTMARKED December 10, 2005.**

INTEREST shall accrue at the rate of one percent (1%) per month or any portion of a month. (Statute 7-38-49 NMSA 1979).

PENALTY on taxes that become delinquent, shall be imposed at one percent (1%) of the delinquent tax total, or a minimum of five dollars (\$5.00), for each month they remain unpaid. (Statute 7-38-50).

By N.M. State law, property taxes are the personal obligation of the property owners, whether or not the tax bill was received. Mail payments or contact us at the address and phone number below should you have questions regarding your property tax bills.

Thank You.

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 Lincoln County Treasurer
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 Carrizozo, New Mexico 88301
 (505) 648-2397 or (800) 687-2705

3t/11/23/12/1-8



FROM FOOTBALL TO HOOPS: These Carrizozo High athletes have shed their football pads and are preparing for the upcoming varsity basketball season. From left to right: Rory Zamora, Patrio Jiron, Jeremy Zamora, Jace LeBlanc, Casey Barela, Carl Lueras, Mark LeBlanc, Johnny Beltran, Robert Dutchover, Greg Vigil. (Photo by Carrizozo Journalism Class).



GRIZZLY WEEKLY

by Carrizozo High School JOURNALISM CLASS

Sarah Ball, Instructor

feels that the best way to improve the team is being "attentive and willing to learn with a relentless hardworking attitude."

One question that faced the boys was how they should improve themselves to better the team. When asked what are the team's strong points and what is the teams Achilles' tendon, junior Robert Dutchover answered, "We have some height and speed so hopefully that will get us somewhere, but our biggest flaw is that we're so young."

With 19 games scheduled for this year's season, the Grizzlies will get the chance to see who's who among the basketball teams. The next game will be Nov. 29 in Roswell against Gateway Christian.

Jude Renney

C'ozozo High Boys BB Team

The boys started practice with 12 players and, yes, there is a junior varsity team, on Nov. 7 in preparation for the upcoming game against Mescalero. The team has a new coach, Mr. Brad Holland, son of veteran coach Mel Holland. Brad Holland earned a bachelors degree in Physical Education from ENMU. His coaching experience comes from being an assistant coach at ENMU for two years and also an assistant at Melrose High School girl's basketball team.

Holland said, "These boys are young, but experienced and hardworking. However, we need to improve every day, and also defend and play hard every game." He also



Football Roundup

High School Football AREA SCORES

- Class 1A Championship:**
 Ft. Sumner 14 Texico 7
- Class 2A Championship:**
 Hatch 54 Tucumcari 7
- Class 3A Quarterfinals:**
 St. Michaels 14 Ruidoso 7
 Lovington 28 Socorro 14
 Hot Springs 61 Bloomfield 13
 Robertson 37 Raton 7
- Class 4A Quarterfinals:**
 Aztec 56 Piedra Vista 33
 Artesia 49 Belen 7
 Goddard 28 Albuquerque Academy 0
 Silver 20 St. Pius 10
- Class 5A Quarterfinals:**
 La Cueva 28 Eldorado 21
 Mayfield 10 Rio Grande 3
 Clovis 49 Manzano 14
 Onate 33 Alamogordo 16

NFL

- | | |
|-----------------|------------------|
| Dallas 20 | Detroit 7 |
| Oakland 16 | Washington 13 |
| Cleveland 22 | Miami 0 |
| NY Giants 27 | Philadelphia 17 |
| Baltimore 16 | Pittsburgh 13 |
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THOUGHTS
FROM THE EDITOR'S DESK

Enjoy Thanksgiving Weekend!

By Ruth Hammond

This month all sorts of things have happened. There is a near rhubarb brewing about political signs in Carrizozo and there are numerous battles waiting to start at the county level. One of the best bits of news is that money has been set aside to be used to work on a building at Fort Stanton. It would be a big plus if even more money was available for Fort Stanton. Historic buildings should be preserved.

However, some people don't realize how important it is to preserve history and prefer to spend money other ways. There is a long list of how money is wasted, including the study of why cows belch. There must be a reason for this sort of a study, but we have no idea what it is. The list is endless of how money is wasted, and someone should do a study as to how to convince the decision-makers to spend money wisely where it will benefit the people, not special interest groups and/or buddies of the decision makers.

Although the cows must feel discomfort when belching, this seems to be a condition that has existed for generations and will probably continue to exist. If belching by cows has an affect on the milk cows produce or on the beef industry, there might be a valid reason for the study, but none has been offered. That money should be spent in other ways.

Navigating through the different situation at the county level can be confusing. Whether the entire county should be zoned causes concern for many people and could be a costly situation. It is not known at this time if any property will be "grandfathered" in or will have to comply with any new zoning regulations, if any are approved as suggested. There are other issues that have been and will continue to be addressed at the Lincoln County Commission meetings.

Knuckles are also being bared for the rhubarb about the political signs in Carrizozo. Some people insist that signs should not be displayed until after candidate filing date, which is several weeks from now. A request has been made for a town ordinance that would govern the political sign issue. Some municipalities require permits be obtained for signs, with specific dates for placing and removing signs.

Some of these issues will probably be discussed during this long Thanksgiving weekend as people gather and enjoy this day that has been set aside to give thanks. Maybe some new solutions will be considered for some of the problems and hopefully the battles won't begin too soon. The main thing is for people to talk to each other and try to settle their differences calmly. Thanksgiving should be a day to reflect on good things and give thanks, not begin battles. It is a day to be thankful for health and family, for friends and home, for being alive. It is a day to be glad that we have the freedom to disagree with officials, and we need to be thankful for all our freedoms. Send special thanks to the people who are fighting to preserve those freedoms.

County's Solid Waste

(Continued from Page 2)

County commissioner Tom Battin added, "There is no respon...ility, if I understand what you're saying, on the part of the county or the LCSWA to enforce the state environmental regulations."

"There's no liability on the part of my county," Morel responded, "I won't speak as to the liability of the LCSWA. I'm sure they'll get threatened by the environmental department for something."

Morel suggested to county commissioners that the county had essentially shifted enforcement responsibilities to the LCSWA, in that it was left up to the LCSWA to determine who qualified for an exemption.

"It falls right at the doorstep of the LCSWA," Morel said. "What evidence do they need to be able to say we're not going to bill you. That's really where this came up," he said. "It was a billing issue."

Angie Schneider-Cook, attorney for the LCSWA, told county commissioners that if the (LCSWA) authority is exempting someone from collection, she'd like to have something on file ensuring that they are doing the right thing, and that the environment department is on the same page with it. In reference to the new regulations under consideration at the state level she said, "We're kind of waiting to see what happens in the next couple of months. I'll take my marching

orders from them with regard to what they require us to have in our files."

County commissioner Maury St. John asked Spencer why he was so reluctant to give LCSWA a copy of his state-issued permit. "That would save everybody from any kind of enforcement," she said.

"You know my radicalism sometimes," Spencer told her. "The point is, where does that stop?" he said.

Spencer, a former county commissioner, stated his recollection that the county's solid waste ordinance was designed to minimize costs, minimize the enforcement issue, and do nothing more than keep the county clean. The service, he said, was intended to be simple and convenient to the citizens. "That's basically it," Spencer said. "My worry was that this quasi-government agency could expand and get out of the bounds of what it was supposed to be."

Schneider-Cook acknowledged the legitimacy of Spencer's concerns and proposed bringing the ED, the county and LCSWA together to try to resolve the issue.

St. John made, and county commissioners passed, a motion to table any possible changes to the county's ordinance pending notification of new regulations from the state.

EARL...



"NO, I DIDN'T GET BUCKED OFF. I WAS JUST RIDIN' ALONG THINKIN' ABOUT ALL THE HIGH POINTS OF MY LIFE AND I MUST HAVE FALLEN ASLEEP."

Inside the Capitol



SANTA FE

by JAY MILLER



SANTA FE — Billy the Kid continues to haunt the courthouse and cemeteries of the Southwest.

For over two years, Billy has been the subject of an official criminal investigation, court suits and grave-digging efforts, one of which was successful.

And amidst all this, accusations have flown back and forth, two communities have had to spend money they could ill afford, a principal character lost an election and another was recalled.

I have recently had a book published containing over 30 columns recounting the saga of what appeared to begin as an attempt to promote tourism in Billy the Kid Country. It's called "Billy the Kid Rides Again: Digging for the Truth." In the following paragraphs, you'll learn the reasons behind the title.

The tale begins with an investigation by three sheriffs from the area, along with Gov. Bill Richardson, to find the facts about how Billy shot two Lincoln County deputy sheriffs to make his daring 1881 escape.

They also wanted to determine the truthfulness of claims that Lincoln County Sheriff Pat Garrett shot someone else so that Billy could escape and lead a long life in Texas and Arizona.

And the investigation was to look into the pardon promised to Billy by then-Gov. Lew Wallace in return for his testimony in a murder case during the Lincoln County War. Gov. Richardson wanted to know whether he should issue that pardon.

That's a pretty big field to cover, but the governor planned to appoint people to re-present all parties, who would then conduct field hearings in Billy the Kid Country and attract international media attention.

So far, so good. But then DNA entered the picture and the sheriffs and governor wanted to dig up Billy in Fort Sumner and his mother in Silver City and compare their DNA.

But the governor's own Office of the Medical Investigator pointed out that the precise locations of both graves was difficult to pinpoint.

Billy's cemetery had been flooded by the Pecos, washing away grave markers, which were later replaced from memory. The cemetery in which Billy's mother was buried was purchased and the bodies moved to a different location. And even if the bodies could be located, 120-year-old bones don't yield usable DNA.

So without the approval of the medical investigator, it was necessary for the sheriffs and governor to go to court to secure approval to dig up the bodies.

Silver City and Fort Sumner both owned the cemeteries in which for bodies were buried. And both communities had misgivings, not the least of which were concerns of descendants that the remains of their loved ones' in nearby graves would be distributed.

And when the sheriffs went to court, they made it part of an official criminal investigation. That's when an earnest effort at promoting tourism turned into a Keystone Kops circus, complete with three rings.

In one ring was Billy's escape from the Lincoln County Courthouse, in another was Pat Garrett's shooting of Billy. And in the third ring was Gov.

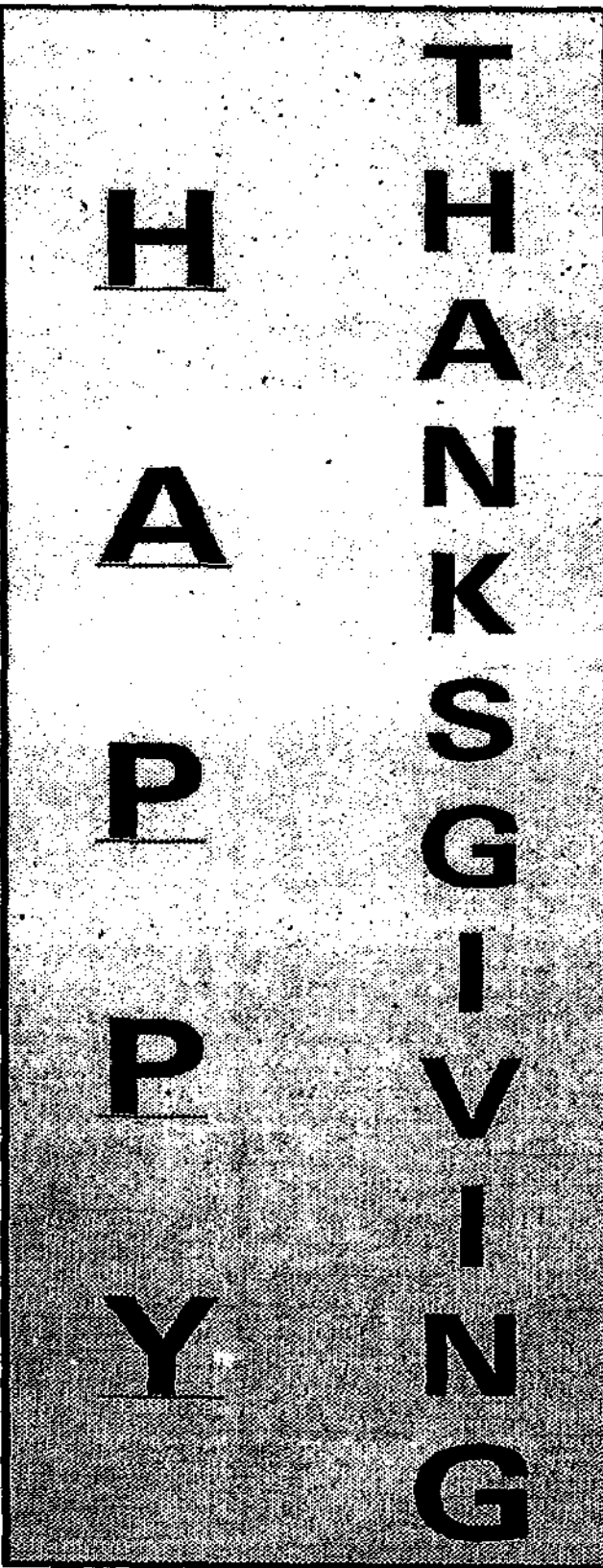
Wallace's failure to pardon Billy.

It's difficult to get a criminal case out of that. Who was the criminal? Billy the Kid was a co-petitioner, asking that he and his mother be dug up. Pat Garret is the champion of the Lincoln County Sheriff's Department, whose picture appears on its shoulder patch.

When the going got tough, Richardson appointed Texas attorney Bill Robins to represent Billy. Never mind that the law doesn't give governors the right to appoint lawyers for individuals. It also doesn't allow dead men to speak in court. But Billy did.

It didn't help, however. Neither court gave permission to dig. But forensic scientist, Dr. Henry Lee, of Court TV fame, volunteered to find DNA somewhere and the sheriffs easily managed to dig up Billy pretender John Miller in Arizona.

So get ready to hear many more revelations of questionable acts and misdeeds. It ain't over yet, because Billy refuses to ride into the sunset.



Psychic
Judy Christopher
Ruidoso, NM
http://www.ruidoso.net/psychic
judychristopher@hotmail.com
(505) 257-2996

Scorpio (Oct 23-Nov 21)
You're about to start a new journey. It's not trip or how long it will take, it's about how you feel that will make or break you. Become new and whole again.

Sagittarius (Nov 22-Dec 21)
You've got to get a handle on your feelings. Others are concerned how you are reacting to situations that are out of your control. Let go of the pain.

Capricorn (Dec 22-Jan 19)
Let others wonder what you're up to when you smile for no other reason except that you have the secret of success. Doing what needs to be done right.

Aquarius (Jan 20-Feb 18)
Don't assume you know what you're doing, unless you're 100% sure. Don't guess at anything right now. Rely on you to get the job done right. There's \$\$\$.

Pisces (Feb 19-March 20)
One thing for sure, you'll make more money right now if you do what you intended to do without question. Your idea is good, follow through. Good luck.

Aries (March 21-April 19)
"If it is to be, then it's up to me" is your motto now. Others can't help you the way you can help yourself. Git'r done. No questions asked. Just do it.

Taurus (April 20-May 20)
Don't trip on your own tongue when it comes to saying the right words. Talk from the heart is the best way to get what you want across. Be Truthful.

Gemini (May 21-June 20)
When you're tired is when others can step on your last nerve. Don't lash out. Get good rest and start over. Your wonderful new life awaits. Smile don't bite.

Cancer (June 21-July 22)
You might feel a little lost and nowhere to turn but the truth is: You are more loved than you have ever been. Your faith will prevail. Feel your angels.

Leo (July 23-Aug 22)
Getting older isn't pretty, but what comes with age is knowledge that you can't get with youth. Use your life's works to gain not only more money but love. Start.

Virgo (Aug 23-Sept 22)
Do you feel you're at the crossroads of your life or you're in someone's crosshairs of a long barrel of a shotgun? Take back control of your life. NOW!

Libra (Sept 22-Oct 22)
Don't ask permission from anyone when it comes to your happiness. If you have to ask if you're happy, well then you know you can't afford the pain of the answer.

judythchristopher@hotmail.com

257-2996

Lincoln County News

USPS 313460

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Sheriff's Report

The following information was taken from dispatch records in the Lincoln County Sheriff's office in the courthouse in Carrizozo:

November 14
 9:30 a.m. Fraud reported from retail business in Ruidoso Downs, deputy dispatched.
 10:30 a.m. Welfare check requested for person at residence on Lamay Road in Nogal, deputy dispatched.
 11:30 a.m. Medical call to residence on Little Creek Hills in Rancho Ruidoso Valley Estate, Advanced Life Support Ambulance (ALS) dispatched.
 12:02 p.m. Larceny/theft reported from business located in Hondo, deputy dispatched.
 2:30 p.m. Report of fire/burning without permit at location at mile marker 279

south side Hwy 70 in San Patricio, deputy dispatched.
 5:15 p.m. Welfare check requested for person located in Ancho area, deputy dispatched.
 5:18 p.m. Harassment reported at residence on Cedar in Carrizozo, Carrizozo police dispatched.
 10:38 p.m. Unknown trouble call from residence on Smokey Bear Blvd., Capitan police dispatched.
 November 15
 12:10 a.m. Fire reported at Hondo School, ambulance, fire and deputy dispatched.
 4:10 a.m. Vandalism reported at Capitan High School, Capitan police dispatched.
 8:28 a.m. Information report for incident near mile marker 272 on Hwy 70 in Glencoe, deputy dispatched.

3:54 p.m. Accident reported at or near Valley of Fires, deputy dispatched.
 6:40 p.m. Welfare check requested for person living on Biscuit Hill in Glencoe, deputy dispatched.
 6:56 p.m. Medical call from business in Alto, ALS dispatched.
 9:44 p.m. Report of shots fired at location on Chisolm Trail in Rancho Ruidoso Valley Estates, deputy dispatched.
 11:31 p.m. Domestic battery reported at location on Post Oak Lane in Alto, deputy dispatched.
 November 16
 2:26 a.m. Fire reported by Union Pacific worker, Hwy 54 by Ancho, fire and ambulance dispatched.
 11:05 a.m. Suspicious activity by subject at Hwy 70 and

Biscuit Hill in Glencoe, deputy dispatched.
 11:45 a.m. Medical call from Carrizozo Medical Clinic, E Avenue and 8th Street, ambulance dispatched.
 4:45 p.m. Larceny/theft reported at mile marker 8 on Hwy 246 in Capitan, deputy dispatched.
 5:49 p.m. Disturbance/family domestic dispute at residence on Sun Valley Road in Alto, deputy dispatched.
 6:26 p.m. Fire reported at business in Alto, Alto fire department responds.
 6:45 p.m. Alarm reported at location on Bonito Road in Bonito, alarm company notified.
 8:31 p.m. Medical call at business in Carrizozo, ambulance dispatched.
 9:27 Assault reported at business in Corona, deputy dispatched.

November 17
 2:22 a.m. Medical call at residence on D Avenue in Carrizozo, ambulance dispatched.
 4:32 a.m. Hazardous materials reported at location on 3rd Street in Capitan, Deputy dispatched.
 8:56 a.m. Trespassing reported at Windmill Ranches in Corona area, deputy dispatched.

11:01 a.m. Suspicious activity by individual reported at business, Capitan police dispatched.
 11:10 a.m. Children, Youth and Family Department (CYFD) referral requested at location on La Luz Lane in Rancho Ruidoso Valley Estates, deputy dispatched.
 1:00 p.m. Suspicious activity/vehicle at mile marker 10 on Hwy 246 in Capitan, deputy dispatched.

1:33 p.m. Embezzlement reported at business in Hondo, deputy dispatched.
 2:56 p.m. Medical call at residence on 14th Street in Carrizozo, ambulance dispatched.
 3:22 p.m. Counterfeit money(s) recovered at business on Smokey Bear Boulevard, Capitan police dispatched.
 10:18 p.m. Fire reported at location on Ashwood Loop in Alto, deputy, fire and ambulance dispatched.

November 18
 11:11 a.m. Alarm reported at location on Hwy 380 in Lincoln, alarm company contacted.
 12:51 p.m. Warrant service requested for Capitan Municipal Court, deputy dispatched.
 2:39 p.m. Medical call in Alto, ambulance dispatched.
 5:41 p.m. Warrant service requested by Roswell police department at Lincoln County Detention Center (LCDC) on Airport Road in Carrizozo, deputy dispatched.
 6:30 p.m. Welfare check requested for person living on Haley Road in Alto, ambulance dispatched.
 6:43 p.m. Other fire call-stand by at mile marker 284 on Hwy 70 in Hondo, emergency services dispatched.

November 19
 12:59 a.m. Burglary reported at residence on Smokey Bear Blvd, Capitan police dispatched.
 4:11 a.m. Medical call from business in Alto, ALS dispatched.
 8:50 a.m. Warrant service requested by Magistrate Court in Carrizozo, deputy dispatched.
 9:26 a.m. Stand-by requested at residence on Hitching Post in Palo Verde, deputy dispatched.



(Continued from Page 2)

and at a depth of four feet wire gold in profusion was struck.

Assays had been made from the mine showing \$15,000 to \$40,000 to the ton. Work had been progressing, continuously from that time, and an immense amount of gold had been taken out . . . and much work had been done and is now being done on the mine.

There are two tunnels -- one 75 and the other 132 feet in length; three shafts -- one 80, and 65, and the other 70 feet in depth; and the Homestake Mining Company of White Oaks, the owners of Wilson's half of the mine, and the first extension south of the same, are now working day and night shifts on two of the shafts, and also running a tunnel on the south part where on March 21st was struck another body of ore with gold visible to the naked eye all through the rock.

When it is considered that the latest find is 900 feet from where the wire gold was first found, and where the ore has been so rich all the way down for a distance of eight feet, some idea can be formed of the richness of the mine. An assay of a piece of ore from the last find, showing no free gold, was made on March 24, resulting in \$17,000 per ton, flour gold. Surprising to relate, the float from this vein, on the side of the hill and in the bottom of the canyon, near where the last gold was found on soil being washing from it, shows free gold sticking to it on all sides, and, on breaking, gold appears all through the rock. This float lies where it has been washed over repeatedly for the last three years, and yet was never discovered till a few days ago.

By the time this news feature appeared, White Oaks had already reached a rip-roaring stage. The Lincoln County War had cooled off, General Lew Wallace was retiring as the New Mexico Territorial governor and had finished writing Ben Hur, and people flocked into the mountains to pick up a fortune in gold camps.

Baxter Mountain was being torn up like a prairie dog town. Vivid scars on today's ghostly isolation remind that hell popped here, and in the gulch. Such diggings as the Little Nell, Comstock, Large Hopes, Little Mack, Hoozier Boy, Old Abe, Starr, Big Dick, and others, flanked the Homestake. The renueue was good!

Besides gold, there was a silver, copper and a lead production -- all very prolific.

Such notable figures of the period as Colonel Watts, James Allen, Colonel Pritchard, Charles Frost, William Watson, Ewing Patterson, Judge Otis, Judge Tomlinson, and many others had a finger in the wealth that flowed from these mountain tunnels. This is to say nothing to the stragglers who came along and filled their pockets right away without a great deal of notice.

By 1904, White Oaks is reported by the New Mexico Bureau of Mines to have produced 143,000 of the precious yellow metal, before the veins commenced to show weakness. Gold then sold for twenty bucks an ounce.

It is believed that 10,000 ounces of gold escaped the reports.

Early in the life of the gold mine camp, White Oaks was branded as the liveliest town in the New Mexico Territory. One of the four flourishing newspapers of White Oaks -- and Emerson Hough wrote Heart's Desire -- made an 1881 description of the mine camp: Situated on a flat of about 160 acres. The main street -- White Oaks Avenue -- is about a half mile in length by one hundred feet in width and is built up on both sides with substantial dwellings and store sfornearly the whole length. The present population is about 800, with families coming in every day. Besides there are hundreds scattered about in different mining district who make White Oaks the base of their operations for supplies. Many wells have been dug in and about town and the water, found in depth from twenty-five to sixty feet, is good.

Mr. F.A. Blake's saw mill is running constantly. A daily mail run to and from the town of Socorro and Fort Stanton -- 30 miles. Good and substantial buckboards are run on the line to Socorro by Kelly and Hagaman, the mail contractors, and bring passengers from that point in sixteen to twenty hours. There is also a first class road to Las Vegas from which point a line of hacks is run by Mr. Straumer, bringing passengers through in about three or four days.

The town grew. By 1895 it was recognized as the mercantile center of all southeastern New Mexico. It boasted two banks, four churches, an opera house call The Starr, numerous stores, and as many bawdy houses with painted "fancy" women as the rugged miners would support -- and that wasn't a few!

(TO BE CONTINUED NEXT WEEK)



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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 am.

First Baptist Church

HAYDEN SMITH, Pastor
 314 10th Ave., Carrizozo, NM
 848-2988 (Church) or 648-2107
 Sunday School 9:48 a.m.
 Worship Service 10:55 a.m.
 Sun. Evening 6:00 p.m.
 Wednesday, Sept. - April
 AWANAS 8:00 p.m.

Carrizozo Community Church (AIG)

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

Santa Rita Catholic Community

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

Church of Christ

TOM POINDEXTER, Minister 354-3135
 Ave. C at 12th, Carrizozo, NM
 Sunday School 10:00 a.m.
 Worship Service 11:00 a.m.
 Evening Worship 1:15 p.m.
 Wednesday Bible Study 7:00 p.m.

St. Matthias Episcopal Church

REV. JOHN HUFFMAN, RECTOR
 Corner of E Ave. and 8th, Carrizozo, NM
 605-257-2358
 Holy Eucharist Sunday 9:30 a.m.

Claunch Community Church

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

United Methodist Churches

JOHANNA ANDERSON, Pastor
 1000 D. Ave. 648-2883 / 648-2846
 Carrizozo, NM 88301
 Sunday School (All Ages) 10:00 a.m.
 Worship Service 11:00 am
 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 am
 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 / 336-4627
 Sunday Bible Study 10:00 a.m.
 Worship Service 11:00 a.m.
 Evening Worship 6:00 p.m.
 Wednesday Bible Study 7:00 p.m.

Trinity Southern Baptist Church

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

First Baptist Church of Corona

GAL WEST, Pastor / 849-7975
 Sunday School 10:00 a.m.
 Worship Service 11:00 a.m.
 Wednesday Bible Study 7:00 p.m.
 Fellowship Dinner 1st Sunday of Month

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 8:30 a.m.
 Children's Church 10:30 a.m.
 Evening Worship 6:00 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

LaGrone Funeral Chapel

Jerry & Lanita Rasak

Lincoln County Manager's Report

by Patrice Brazie

The mission of the New Mexico Forum for Youth in Community (The Forum) is to support youth-serving organizations across New Mexico with a primary goal of advancing positive youth development. On November 8, representatives from The Forum met with interested local individuals, including Lincoln County Manager Tom Stewart, to discuss some youth-related goals and projects.

Working through public/private partnerships, The Forum tries to influence how young people are viewed and responded to within communities and social institutions. The Forum also acts as an advocate for policies and funding that support youth development, and helps to create policies that directly impact opportunities for New Mexico's young people.

In his monthly report to county commissioners, Stewart expressed a desire to see the implementation of the Forum's AmeriCorps*Volunteers in Service to America (A*VISTA) project in Lincoln County.

Among many organizations in collaboration with the A*VISTA project is the New Mexico Commission for Community Volunteerism, of which Stewart is a commissioner.

A*VISTA works to build youth-focused networks within New Mexico communities. Its members volunteer to help bring the issues and needs of their home community's youth to the attention of policymakers.

A related project of The Forum is the New Mexico Youth Alliance, a state-wide advisory board with youth representatives from each legislative district. Youth alliance members are partnered with an adult and serve for a period of up to two years. They must agree to apply the knowledge gained from their participation in the alliance by conducting a community impact project.

Through the alliance, district representatives meet regionally with other youth members, and attend up to four state-level meetings annually. At the state level, they

present their issues and recommendations to the Governor, Lt. Governor and the Children's Cabinet.

In other youth-related news, Stewart reported that the Lincoln County Juvenile Justice Board "is doing great work in providing alternatives to incarceration for our juveniles."

The board is funded by New Mexico's Children, Youth and Families Department (CYFD); the county is the board's fiscal agent. According to Stewart, the district judge has reported a significant drop in child-related cases since the inception of the board's citation program.

The county manager re-capped a briefing by county commissioner Maury St. John who attended an October 26 presentation on the golf course in the Rainmakers subdivision in Alto. Rainmakers has reportedly paid registration and other fees of almost \$45,000 to work with Audubon International in an effort to reach certification in the Audubon Cooperative Sanctuary Program (ACSP) for Golf.

Through the program, golf course developers and managers work in concert with Audubon International to address and minimize the damaging impacts of water consumption and chemical usage on natural water sources, wildlife, species and native habitats. ACSP applicants must complete projects in each of several components of the program including wildlife and habitat management, chemical use reduction and safety, water quality management and water conservation.

More than 2,300 golf courses world-wide, including hundreds in the United States, have met the ecological requirements for certification in the ACSP, but Rainmakers would be the first in the state of New Mexico.

On October 29, Lincoln County Commissioner Eileen Lovelace attended a ribbon-cutting grand opening of the new Red Cloud Campground southwest of Corona.

The camping area had been destroyed in 2001 by the Pinatosa Fire, but the new campground has been improved with larger campsites, better roads, toilet facilities and picnic areas. The work was completed by the employees of the U.S. Forest Service Mountainair Ranger District.

The Lincoln County Fair Board has been awarded a Forest Re-Leaf Grant to help fund the planting of trees on the county fair grounds. The Upper-Hondo Soil and Water

Conservation District will administer the funds. Pete Gnatkowski, of the NMSU Extension Office is a coordinator of the project, which is scheduled to begin in February.

The CAPITAN CHAMBER OF COMMERCE

expresses its appreciation to all the **BUSINESSES / INDIVIDUALS** for their support in the many community projects the Chamber supports.

Current Members / Businesses:

- Adobe Soapworks
- Alpine Concrete
- Alto Hombre Gordito Hideout
- Capitan Cabins
- Capitan Public Library
- 4 Seasons Real Estate
- Circled Metal Arts
- Country Girls Gifts & Collectibles
- First Federal Bank
- Greenhouse Cafe
- Hitchin' Post
- Kbella Properties
- Lincoln County Abstract & Title
- Lone Tree Camps
- Mama Bear RV Park
- Monjeau Shadows Inn
- Nunley's Capitan Storage
- Pioneer Bank
- Rio Ruidoso Realtors.Com
- Smokey Bear Reataurant
- Southwest Book Roundup
- The Menagerie
- Tin Top Tech
- Wakefield Oil Enchantment Propane
- Zia Natural Gas Co.

The Capitan Chamber of Commerce will not be having a Christmas Lighting Contest this year due to past poor interest and involvement.

Be sure to patronize our local businesses !!

Individual Members:

- Don & Mary Brothers
- Doris Cherry
- Ol' George & Helen Tippin
- Paul & Patsy Campbell
- Dr. Bernhard Reimann
- Ray & Fay Seidel

LEGALS

LEGAL NOTICE

ELECTION RESOLUTION TOWN OF CARRIZOZO RESOLUTION NO. 2005-11

Be it resolved by the governing body of the Town of Carrizozo that:

A.) A regular municipal election for the election of municipal officers shall be held on March 7, 2006. Polls will open at 7:00 AM and close at 7:00 PM.

B.) At the regular municipal election, persons shall be elected to fill the following elective offices:

1. ONE Mayor for a four year term.
2. TWO Trustees for a four year term.

C.) Precincts 2A and 13 are consolidated for the regular municipal election.

D.) The following locations are designated as polling places for the conduct of the regular election:

- 1.) Voters in Consolidated Precincts 2A and 13 shall vote at the City Hall Council Room, 400 9th Street, Carrizozo, New Mexico 88301.

E.) Absentee Voting: Any qualified elector of the Town of Carrizozo shall obtain an application for an absentee ballot, only from the office of the Municipal Clerk. All applications for an absentee ballot must be completed and accepted by the Municipal Clerk prior to 5:00 PM, March 3, 2006. After 5:00 PM on March 3, 2006, all unused absentee ballots will be publicly destroyed by the Municipal Clerk. The Municipal Clerk will accept completed absentee ballots delivered by mail, or in person by the voter casting the absentee ballot or by a member of the voter's immediate family, until 7:00 PM on March 7, 2006.

Absentee voting by machine will be conducted in the office of the Municipal Clerk, during the regular hours and days of business, Monday through Friday, beginning on Wednesday, February 15, 2006 and closing at 5:00 PM on Friday, March 3, 2006.

F.) Persons desiring to register to vote at the regular municipal election, must register with the County Clerk of Lincoln County not later than Tuesday, February 7, 2006 at 5:00 PM, the date on which the County Clerk will close registration books.

G.) All Declarations of Candidacy shall be filed with the Municipal Clerk on Tuesday, January 10, 2006 between the hours of 8:00 AM and 5:00 PM.

H.) The casting of votes by qualified municipal electors shall be recorded on voting machines.

Adopted and approved this 22nd day of November, 2005.

Manuel R. Hernandez,
Mayor

ATTEST:
Leann Weibrecht, CMC
cc: County Clerk
Secretary of State

Published in the Lincoln County News on Wednesday, November 23, 2005.

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* Outside NM: 1 Year \$37.00 / 2 Years \$69.00



Fort Stanton FACTS & FICTION by Betty Joiner

This week has been one of those interesting ones that you wonder if you are happy to be alive or wonder how you are still alive.

On Friday morning when I awoke and turned on the bathroom lights a lot of flickering made me wonder what electric appliance was maybe

messed up. On into the other bathroom and the same thing happened. I went to the kitchen, where the biggest noise and flames came from the utility room I had ever seen. Thinking that it had to be from the electric

contractors that are putting in the new line across the road from my house, I didn't know what to do.

First I backed off and then I thought the house was on fire, and I had to get all the electricity

turned off. Switching all the switches, everything went off but one circuit. Afraid that the one where the fire was, was still on, I somehow got the fire out.

The smell scared me as I thought the fire was

maybe up in the attic. After a while, I called the sheriff's department and they had no one available to come see what I needed. I was asked if I needed the fire department and I said no, not the department, just someone to help me get this one circuit off.

I got the 800 number for after hours for the Otero Electric; co-op and asked if they would send

(SEE PAGE 9)

LEGALS

LEGAL NOTICE TWELFTH JUDICIAL DISTRICT COURT COUNTY OF LINCOLN STATE OF NEW MEXICO No. PB-05-34

IN THE MATTER OF THE ESTATE OF HELEN JANICE MARSHALL, Deceased.

NOTICE OF HEARING BY PUBLICATION

THE STATE OF NEW MEXICO:

TO: ALL UNKNOWN PERSONS WHO HAVE OR CLAIM ANY INTEREST IN THE ESTATE OF HELEN JANICE MARSHALL, DECEASED, OR IN THE MATTER BEING LITIGATED IN THE HEREINAFTER MENTIONED HEARING.

Hearing on the Petition for Adjudication of Intestacy and Determination of Heirship (the "Petition"), filed by the undersigned Petitioner will be held at the Lincoln County Courthouse, in Carrizozo, New Mexico, on the 13th day of December, 2005, at 8:30 o'clock A.M., before the Honorable Karen L. Parsons, District Judge. You are hereby notified that at the hearing the Court will consider the request by the petitioner that:

- 1.) The Court adjudicate the intestacy of the Decedent; and
- 2.) The Court determine the heirs of the Decedent.

A copy of the Petition is on file with the Court in the above-captioned cause and is available for your review.

Pursuant to NMSA 1978 §45-1-401, notice of the time and place of hearing on the Petition is hereby given you by publication, once each week, for two consecutive weeks.

DATED: 10/18, 2005.

/s/
TED J. MARSHALL,
Petitioner
919 Foch
T or C, NM 87901

Attorney for Petitioner

/s/
Archie A. Witham
P.O. Box 83
Nogal, NM 88341
(505) 354-2698

Published in the Lincoln County News on November 23 and December 1, 2005.

LEGAL NOTICE NOTICE OF PUBLIC HEARINGS

NOTICE is hereby given that the Lincoln County Board of Commissioners will hold Public Hearings beginning at 9:00 a.m., on Thursday, December 15, 2005, to be held at the Lincoln County Courthouse (Commission Chambers) in Carrizozo, New Mexico, to consider the following proposed ordinances:

A.) PUBLIC HEARING TO CONSIDER A PROPOSED ORDINANCE MODIFYING ORDINANCE NO. 1996-1 RELATING TO COLLECTIVE BARGAINING FOR THE COUNTY OF LINCOLN, NEW MEXICO; PROVIDING RIGHTS, RESPONSIBILITIES, AND PROCEDURES IN THE EMPLOYMENT RELATIONSHIP BETWEEN EMPLOYERS AND THE EMPLOYER

B.) PUBLIC HEARING TO CONSIDER A PROPOSED ORDINANCE CREATING A NEW POSITION FOR A CODE ENFORCEMENT OFFICER.

All parties and interested citizens will have the opportunity to be heard. Copies of the proposed ordinances may be obtained from the County Manager's office at the Lincoln County Courthouse in Carrizozo, twenty-four (24) hours prior to the meeting. If you are an individual with a disability who is in need of an auxiliary aid or service, please contact 505/648-2385 at least 48 hours in advance of the meeting.

MARTHA GUEVARA
Assistant County Manager

Published in the Lincoln County News on Wednesday, November 23, 2005.

LEGALS

LEGAL NOTICE

TWELFTH JUDICIAL DISTRICT COURT STATE OF NEW MEXICO COUNTY OF LINCOLN

CV-05-222
Div. III

THE CHAMPION'S RUN CONDOMINIUM ASSOCIATION, a New Mexico non-profit corporation,

Plaintiff,

vs.
CARLOS ARTURO RIVERA ABAID and UNKNOWN SPOUSE, LUZ ESTER MARQUEZ PADILLA AND UNKNOWN SPOUSE, WILMA W. ALLEN and UNKNOWN SPOUSE, BENJAMIN J. BACA, TRUSTEE OF THE BENJAMIN J. BACA REVOCABLE TRUST, CYZ INTERNATIONAL COMPANY, a Texas corporation, JOE DOMINGUEZ and UNKNOWN SPOUSE, JOSE G. GONZALES and LANA M. GONZALES, FRANCISCO J. MARTINEZ PELAYO and MARCELA SANCHEZ de MARTINEZ, DONALD NOZILO and UNKNOWN SPOUSE, OSCAR SALVADOR TAPIA RASCON and UNKNOWN SPOUSE, and GRACIELA JACOBO ORTIZ and UNKNOWN SPOUSE, GENE L. RUDOLPH and UNKNOWN SPOUSE, PATSIE SPRINGWATER and UNKNOWN SPOUSE, ROGER WHITE and KATHY WHITE, and CHAD ROGERS and LEANNE ROGERS,

Defendants.

NOTICE OF SPECIAL MASTER'S SALE

NOTICE IS GIVEN that on December 14, 2005, at 10:00 A.M., at the front entrance to the Village of Ruidoso Municipal Complex located at 313 Cree Meadows Drive in Ruidoso, New Mexico, the undersigned Special Master will sell and convey to the highest bidders for cash, all right, title and interest of the following named Defendants in certain properties of the Champion's Run Condominiums, formerly known as Triple Crown Condominiums, located at 819 West Highway 70, in Ruidoso Downs, New Mexico.

The sale will be held pursuant to the following judgment liens against the following unit weeks of real property:

- a) **Carlos Arturo Rivera Abaid and his unknown spouse, if any, and Luz Ester Marquez Padilla and her unknown spouse, if any, and CYZ International Company, a revoked Texas corporation, jointly and severally Week 41, Unit No. 402 of the Champion's Run Condominiums**
Maintenance fees ----- \$1,543.72
Costs and attorney fees ----- 402.64
\$1,946.36
- b) **Wilma W. Allen and her unknown spouse, if any, jointly and severally Week 19, Unit No. 502 of the Champion's Run Condominiums**
Maintenance fees ----- \$1,755.99
Costs and attorney fees ----- 402.64
\$2,158.63
- c) **Benjamin J. Baca, Trustee of the Benjamin J. Baca Revocable Trust Week 5, Unit No. 504 of the Champion's Run Condominiums**
Maintenance fees ----- \$ 875.00
Costs and attorney fees ----- 402.64
\$1,277.64
- d) **Joe A. Dominguez and his unknown spouse, if any, jointly and severally Week 12, Unit No. 502**
Maintenance Fees ----- \$1,907.30
Costs and attorney fees ----- 402.64
\$2,309.94
- e) **Jose G. Gonzales and Lana M. Gonzales, husband and wife, jointly and severally Week 41, Unit No. 505 of the Champion's Run Condominiums**
Maintenance fees ----- \$1,755.99
Costs and attorney fees ----- 402.64
\$2,158.63
- f) **Donald Nozilo and his unknown spouse, if any, jointly and severally Weeks 22, 38, and 39, Unit No. 504; and Week 39, Unit No. 3093 of the Champion's Run Condominiums**
Maintenance fees ----- \$3,500.00
Costs and attorney fees ----- 1,610.56
\$5,110.56
- g) **Francisco J. Martinez Pelayo and Marcela Sanchez de Martinez, husband and wife, and CYZ International Company, a revoked Texas corporation, jointly and severally Week 1, Unit No. 510 of the Champion's Run Condominiums**
Maintenance fees ----- \$ 875.00
Costs and attorney fees ----- 402.64
\$1,277.64
- h) **Oscar Salvador Tapia Rascon and his unknown spouse, if any, Graciela Jacobo Ortiz and her unknown spouse, if any, and CYZ International Company, a revoked Texas corporation, jointly and severally Week 5, Unit No. 510 of the Champion's Run Condominiums**
Maintenance fees ----- \$ 875.00
Costs and attorney fees ----- 402.64
\$1,277.64
- i) **Gene L. Rudolph and his unknown spouse, if any, jointly and severally Week 28, Unit No. 507; and Week 32, Unit No. 303 of the Champion's Run Condominiums**
Maintenance fees ----- \$1,741.00
Costs and attorney fees ----- 805.28
\$2,546.28

(Continued on Page 8)

(Continued from Page 7)

- j) Patsie Springwater and her unknown spouse, if any, and CYZ International Company, a revoked Texas corporation, jointly and severally
 Week 38, Unit No. 507 of the Champion's Run Condominiums
 Maintenance fees \$ 875.00
 Costs and attorney fees 402.64
\$1,277.64
- k) Roger White and Kathy White, husband and wife, and Chad Rogers and Leanne Rogers, husband and wife, jointly and severally
 Week 48, Unit No. 303 of the Champion's Run Condominiums
 Maintenance fees \$ 875.00
 Costs and attorney fees 402.64
\$1,277.64

The sale is made pursuant to the Default Judgment, Decree of Foreclosure, Order of Sale and Appointment of Special Master entered by the Court on October 25, 2005, in a suit brought to foreclose Plaintiff's lien for maintenance fees and assessments owed by the respective Defendants.
 The Special Master will sell the unit weeks to the highest bidders for cash or certified funds, and Plaintiff may bid its judgment amounts at the sale in whole or in part without the requirement of bidding cash.
 The Special Master may continue the Special Master's sale by appearing at the time designated for the sale and announcing the postponement of sale to another specific date.

Sarah Prothro, Special Master

Lee Griffin
LEE GRIFFIN & ASSOCIATES, P.C.
 1096 Mechem Drive, Suite 102
 Ruidoso, New Mexico 88345
 Attorney for Plaintiff

Published in the Lincoln County News on November 17, 23; December 1 and 8, 2005.

LEGAL NOTICE

**TWELFTH JUDICIAL DISTRICT COURT
 STATE OF NEW MEXICO
 COUNTY OF LINCOLN**

CV-05-224
 Div. III

THE INNSBROOK VILLAGE TIMESHARE ASSOCIATION, a New Mexico non-profit corporation,
 Plaintiff,

-v-
JAMES R. COOK and his UNKNOWN SPOUSE, if any,
JOHN MAC HUNLEY and his UNKNOWN SPOUSE, if any,
TYRONE M. KLEIN and his UNKNOWN SPOUSE, if any,
JAMES M. PARKER and LINDA H. PARKER, TRUSTEES OF THE JAMES M. PARKER AND LINDA H PARKER REVOCABLE TRUST,
SWEETWATER FINANCE, INC., a Utah corporation,
 Defendants.

NOTICE OF SPECIAL MASTER'S SALE

NOTICE IS GIVEN that on December 14, 2005, at 10:30 A.M., at the front entrance to the Village of Ruidoso Municipal Complex located at 313 Cree Meadows Drive in Ruidoso, New Mexico, the undersigned Special Master will sell and convey to the highest bidders for cash, all right, title and interest of the following named Defendants in certain properties of Innsbrook Village, located at 146 Geneva in Ruidoso, New Mexico.

The sale will be held pursuant to the following judgment liens against the following unit weeks of real property:

- a) James R. Cook and his unknown spouse, if any, jointly and severally
 Week 41, Lot 117 of Innsbrook Village
 Maintenance fees \$2,231.16
 Costs and attorney fees 714.81
\$2,945.97
- b) John Mac Hunley and his unknown spouse, if any, jointly and severally
 Week 41, Lot 117, Innsbrook Village
 Maintenance fees \$ 9,731.16
 Costs and attorney fees 714.81
\$10,445.97
- c) Tyrone M. Klein and his unknown spouse, if any, jointly and severally
 J. Baca Revocable Trust
 Week 37, Lot 117, Innsbrook Village
 Maintenance fees \$ 551.27
 Costs and attorney fees 714.81
\$1,266.08
- d) James M. Parker and Linda H. Parker, Trustees of the James M. Parker and Linda H. Parker Revocable Trust, jointly and severally
 Weeks 4 and 5, Lot 119, Innsbrook Village
 Maintenance Fees \$1,709.04
 Costs and attorney fees 1,429.62
\$3,138.66
- e) Sweetwater Finance, Inc., a Utah corporation
 Week 46, Lot 115, Innsbrook Village
 Maintenance fees \$3,047.80
 Costs and attorney fees 714.81
\$3,762.61

The sale is made pursuant to the Default Judgment, Decree of Foreclosure, Order of Sale and Appointment of Special Master entered by the Court on October 25, 2005, in a suit brought to foreclose Plaintiff's lien for maintenance fees and assessments owed by the respective Defendants.
 The Special Master will sell the unit weeks to the highest bidders for cash or certified funds, and Plaintiff may bid its judgment amounts at the sale in whole or in part without the requirement of bidding cash.
 The Special Master may continue the Special Master's sale by appearing at the time designated for the sale and announcing the postponement of sale to another specific date.

Sarah Prothro, Special Master

Lee Griffin
LEE GRIFFIN & ASSOCIATES, P.C.
 1096 Mechem Drive, Suite 102
 Ruidoso, New Mexico 88345
 Attorney for Plaintiff

Published in the Lincoln County News on November 17, 23; December 1 and 8, 2005.

**LEGAL NOTICE
 CARRIZOZO SOIL & WATER
 CONSERVATION DISTRICT
 OPEN MEETINGS RESOLUTION**

Whereas, Section 10-15-1 (B) of the Open Meetings Act (Sections 10-15-1 through 10-15-4 NMSA 1978) states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, commission or other policy-making body of any state agency held for the purpose of formulating public policy, discussing public business or for the purpose of taking any action within the authority of such board, commission or other policy-making body, are declared to be public meetings open to the public at all times; and

WHEREAS, any meetings subject to the Open Meetings Act at which the discussion or adoption of any propose resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, Section 10-15-1(D) of the Open Meetings Act requires the Carrizozo Soil and Water Conservation District to determine annually what constitutes reasonable notice of its public meetings;

NOW THEREFORE BE IT RESOLVED by the Carrizozo Soil and Water Conservation District Board of Supervisors on this 8th day of November 2005, that:

1.) Regular meetings of the Carrizozo SWCD shall ordinarily be held on the second Tuesday of each month at 6:30 p.m. at the NRCS Office located on Twelfth Street, Carrizozo, NM. A proposed agenda will be available at the office. Notice of regular meetings will be given seven days before the meeting to parties who request it in writing. Notice of regular meetings will be released seven days before each regular meeting. Meeting dates for 2006 are: January 10, February 14, March 14, April 11, May 9, June 13, July 11, August 8, September 12, October 10, November 14, December 12 (unless otherwise published in paper).

2.) Special meetings of the Carrizozo SWCD may be called by the Chairman or a majority of the members upon seven days notice. Parties who have requested notice of meetings in writing will be notified by telephone. The Ruidoso News and Lincoln County News will be notified by telephone.

3.) Emergency meetings of the district are meetings called under circumstances which demand immediate action by the Board of Supervisors. Although the Board of Supervisors would avoid emergency meetings whenever possible, such circumstances may occasionally arise. Emergency meetings may be called by the Chairman or a majority of the members upon three hours notice. Parties who have requested a notice of meetings in writing will be notified by telephone. Notice of emergency meetings will be posted at the district office, at the Post Office in Carrizozo, at Wells Fargo Bank, and other places deemed appropriate.

4.) Pursuant to Section 10-15-1(E) NMSA 1978, the Carrizozo SWCD may close a meeting to the public if the subject matter of such discussion of action is included in Subsection E of the Open Meetings Act, Section 10-15-1 NMSA 1978. If any Board of Supervisors meeting is closed pursuant to Section 10-15-1(B) NMSA, such closure: (1) if made in an open meeting, shall be approved by a majority vote of a quorum of the Board of Supervisors and authority for the closure shall be stated in the motion calling for the vote on a closed meeting. The vote on a closed meeting shall be taken in open meeting and the vote of each individual member is to be recorded in the minutes. Only those subjects announced or voted upon prior to closure by the Board of Supervisors may be discussed in a closed meeting, and (2) if called for when the Board of Supervisors is not in an open meeting, the closed meeting shall not be held until public notice, appropriate under the circumstance, stating the specific provision of law authorizing the closed meeting is given to the members and to the general public.

MELVIN JOHNSON, chairman

DATE: 11/8/05

This resolution passed upon motion by Bill Hightower and second by Floyd Proctor, with vote as follows:

Melvin Johnson yes Jack Allen Davidson yes
 Bill Hightower yes Floyd Proctor yes
 Jim Grider

ATTEST: Jack Davidson

DATE: 11-8-05

Published in the Lincoln County News on Wednesday, November 23, 2005.

Fort Stanton Facts

(Con't. from P. 7)

Dink or Tiger. Whoever I talked to in Cloudford, said he would see what he could do. About an hour or so later I was glad to see Kenny Trapp outside. He went to the outside pole and found a large fuse had blown which was a blessing. He came in the house and tried to unplug the dryer which was where the fire was. With no luck, and no light, I asked him to go get the flashlight, so we could see why the plug wouldn't come loose. When the flashlight was shown on the dryer and the 220 hookup, we both saw it had melted the two together. He left telling me things should be okay and that I needed an electrician.

Not having had to have one and not knowing one, he said that Ricky LaMay lived right down the road and he was good. I called and got Ann and she said he would give me a call right back. He had left to go to his office and when I called again he was on the way to my house. He and his helper really did an excellent job.

I cannot believe that in all my pictures this man was one I have in some albums of Donna, our oldest daughter, and Grant Dean who drives for the butane company. The three of them are only two years old and having a birthday party. Ricky told me he had worked for Bill Randle and then started his own business. I had recently talked to his mother-in-law at Fort Stanton, but it never rang a bell that Ricky and Ann had bought the house her dad lived in, down the road from Cheney's.

Next I was going thru all my paper work and in an old cigar box I found a letter that Daddy had saved in 1946, the year after I was born. It was an article about Gerald Tully roping and tying down steers against Bobby Crosby. This letter had been put in some real estate advertisement and was so interesting, it gave the amounts six other ropers had won when they had roped against Bob Crosby in different towns. Gerald had won \$2000 and back in 1946 that was a year's wages.

What is so cool, is just three days before I found this, Gerry Tully had come in the post office with Wynema and told me that he had won \$7500 with a partner from San Patricio in Oklahoma City. He said two girls from Alamo-gordo or Tularosa had won \$50,000. This was such a coincidence I had to share it with you all.

Also in the old cigar box is a letter that came from the U.S. Forest Service that was also dated in 1946, that evidently where Milt Jones had purchased a permit for a cord of wood. It was \$6.50. Not sure if this is what that was for or not. I have to take it to MaryAnn and show her what I have found and let her tell me what exactly

(SEE PAGE 10)

LEGAL NOTICE

RESOLUTION #1 - 2005

UPPER HONDO SOIL & WATER CONSERVATION DISTRICT OPEN MEETINGS RESOLUTION

Whereas, Section 10-15-1 (B) of the Open Meetings Act (Sections 10-15-1 through 10-15-4 NMSA 1978) states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, commission or other policy-making body of any state agency held for the purpose of formulating public policy, discussing public business or for the purpose of taking any action within the authority of such board, commission or other policy-making body, are declared to be public meetings open to the public at all times; and

WHEREAS, any meetings subject to the Open Meetings Act at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and

WHEREAS, Section 10-15-1(D) of the Open Meetings Act requires the Upper Hondo Soil and Water Conservation District to determine annually what constitutes reasonable notice of its public meetings.

NOW THEREFORE BE IT RESOLVED by the Upper Hondo Soil and Water Conservation District Board of

Supervisors on this 3rd day of November, 2005, that

1.) Regular meetings of the Upper Hondo SWCD shall ordinarily be held on the first Thursday of each month at 4:00 p.m. at the District Office located at 516 Smokey Bear Blvd (Hwy 380 West - USFS Complex), Capitan, NM. A proposed agenda will be available at the office. Notice of regular meetings will be given seven days before the meeting to parties who request it in writing. Notice of regular meetings will be released seven days before each regular meeting. Meeting dates for 2006 are: January 5, February 2, March 2, April 6, May 4, June 1, July 6, August 3, September 7, October 5, November 2, December 7 (unless otherwise published in paper).

2.) Special meetings of the Upper Hondo SWCD may be called by the Chairman or a majority of the members upon seven days notice. Parties who have requested notice of meetings in writing will be notified by telephone. The Ruidoso News and Lincoln County News will be notified by telephone.

3.) Emergency meetings of the district are meetings called under circumstances which demand immediate action by the Board of Supervisors. Although the Board of Supervisors would avoid emergency meetings whenever possible, such circumstances may occasionally arise. Emergency meetings may be called by the

Chairman or a majority of the members upon three house notice. Parties who have requested a notice of meetings in writing will be notified by telephone. Notice of emergency meetings will be posted at the district office, at the Post Office in Capitan, at First Federal Bank in Capitan, and other places deemed appropriate.

4.) Pursuant to Section 10-15-1(E) NMSA 1978, the Upper Hondo SWCD may close a meeting to the public if the subject matter of such discussion of action is included in Subsection E of the Open Meetings Act, Section 10-15-1 NMSA 1978. If any Board of Supervisors meeting is closed pursuant to Section 10-15-1(E) NMSA, such closure: (1) if made in an open meeting, shall be approved by a majority vote of a quorum of the Board of Supervisors and authority for the closure shall be stated in the motion calling for the vote on a closed meeting. The vote on a closed meeting shall be taken in open meeting and the vote of each individual member is to be recorded in the minutes. Only those subjects announced or voted upon prior to closure by the Board of Supervisors may be discussed in a closed meeting; and (2) if called for when the Board of Supervisors is not in an open meeting, the closed meeting shall not be held until public notice, appropriate under the circumstance, stating the specific provision of law authorizing the closed meeting is given to the members and to the general public.

MARY SHANKS, Chairman

This resolution passed upon motion by Jerry Burchett and second by Preston Stone, with vote as follows:

Mary Shanks	yes	Preston Stone	yes
James Sanchez		Robert Runnels	yes
Jerry Burchett	yes	Jim Cooper	yes
Stan Thomas	yes		

ATTEST: Mary Shanks DATE: 11/10/05

Published in the Lincoln County News on Wednesday, November 23, 2005.

LEGAL NOTICE

NOTICE is hereby given that on November 2, 2005, Alto Lakes Golf and Country Club, P.O. Drawer 750, Alto, New Mexico 88312, filed application No. H-719 et al, with the STATE ENGINEER for permit to change place and purpose of use of 56.87 acre-feet per annum, consumptive use, of groundwater diverted from the following described wells:

WELL NO.	SUBDIVISION	SECTION	TOWNSHIP	RANGE
H-719	NW¼SW¼SE¼	34	10 S.	13 E.
H-719-S	NW¼NW¼SW¼	34	10 S.	13 E.
H-719-S-2	NW¼NW¼SE¼	26	10 S.	13 E.
H-719-S-3	NE¼SW¼NE¼	34	10 S.	13 E.
H-719-S-4	NE¼SW¼NE¼	34	10 S.	13 E.
H-719-S-5	SE¼SE¼NE¼	34	10 S.	13 E.
H-719-S-6	SE¼SE¼NW¼	34	10 S.	13 E.
H-719-S-7	NW¼SE¼NW¼	34	10 S.	13 E.
H-719-S-8	SE¼NE¼NW¼	34	10 S.	13 E.
H-719-S-9	SE¼NW¼NE¼	34	10 S.	13 E.
H-719-S-11	NW¼NW¼SE¼	26	10 S.	13 E.
H-719-S-13	NW¼NE¼NE¼	25	10 S.	13 E.
H-719-S-14	NE¼NE¼NE¼	25	10 S.	13 E.
H-719-S-16	SW¼SE¼SW¼	35	10 S.	13 E.
H-719-S-17	SE¼SW¼SE¼	35	10 S.	13 E.
H-719-S-18	SW¼SW¼SE¼	35	10 S.	13 E.
H-719-S-19	SE¼SE¼SE¼	35	10 S.	13 E.
H-719-S-20	SW¼SE¼SE¼	35	10 S.	13 E.

presently authorized for subdivision purposes on the following lands:

SUBDIVISION	SECTION	TOWNSHIP	RANGE
Part of SE¼SE¼	24	10 S.	13 E.
Part of	25	10 S.	13 E.
Part of	26	10 S.	13 E.
Part of S½	27	10 S.	13 E.
Part of E½	33	10 S.	13 E.
Part of	34	10 S.	13 E.
All of	35	10 S.	13 E.
Part of N¼	36	10 S.	13 E.
Part of SW¼SW¼	19	10 S.	14 E.
Part of NW¼	30	10 S.	14 E.
Part of NW¼	31	10 S.	14 E.

The applicant proposes to commence the diversion of 113.75 acre-feet per annum of groundwater for the irrigation of 35.00 acres of land described as follows:

SUBDIVISION	SECTION	TOWNSHIP	RANGE	ACRES
Pt. S½	27	10 S.	13 E.)	
Pt. E½	33	10 S.	13 E.)	
Pt. N¼	34	10 S.	13 E.)	
Pt. NW¼	35	10 S.	13 E.)	35.00

The above described points of diversion, place and purpose of use are located in Alto, 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 November 23; December 1 and 8, 2005.

LEGAL NOTICE

STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT COURT No. CV-2005-325 Div. III.

IN THE MATTER OF THE PETITION OF CALLIE SIOUX UNDERWOOD, FOR CHANGE OF NAME

NOTICE OF PETITION OF CHANGE OF NAME AND NOTICE OF HEARING

COMES NOW the Petitioner and hereby given notice that a Petition for Change of Name was filed in Carrizozo, Lincoln County, New Mexico, on the 10th day of November, 2005, requesting that the Petitioner's name be changed from Callie Sioux Underwood to Callie Sioux Evans.

Furthermore, Petitioner hereby given notice of a hearing on the Petitioner's Petition for Change of Name, which shall be held before the Honorable Karen L. Parsons at 8:15 a.m. on the 13th day of December, 2005 at the Lincoln County Courthouse in Carrizozo, New Mexico, whereby the Petitioner will request the Court to sign the final Order changing her name from Callie Sioux Underwood to Callie Sioux Evans.

/s/ Clydene Baca
Trial Court Administrative Assistant

Published in the Lincoln County News on November 17 and 23, 2005.

LEGAL NOTICE

The Lincoln County Board of Commissioners is hereby accepting nominations to the Public Land Use and Rural Affairs Advisory Committee for one regular member and one alternate member to serve on the Committee.

In making appointments to the PLURAAC, the Board of County Commissioners will give consideration to maintaining a balance of interest and skills of the appointees, and to the individual qualifications of the candidates, their experience and knowledge of the community.

Nominations or letters of interest will be made in writing to the Lincoln County Board of Commissioners for appointment to the Public Land Use and Rural Affairs Advisory Committee.

Nominations will be accepted by the Lincoln County Board of Commissioners at the Lincoln County Courthouse, P.O. Box 711, Carrizozo, New Mexico 88301, until 9:00 A.M., December 14, 2005.

MARTHA GUEVARA
Assistant County Manager

Published in the Lincoln County News on Wednesday, November 23, 2005.

Come Visit and Enjoy,

HISTORICAL

LINCOLN COUNTY!

The Place to Be and See,

YEAR 'ROUND!!

Spring * Summer * Autumn * Winter



Fort Stanton Facts

(Con't. from P. 8)

the charge was for. I am going to frame this with my special pictorial cancellation envelopes for a very special keepsake. Only 60 years old. Both letters were in excellent shape. Wish that the newspapers would print them. I think this is really neat.

One down to the latest on the post office boxes at Glencoe. Buddy and his partner Mark have placed most of the boxes out on the route. Not where they had been, but think most of the patrons are happy they are finally up, after two or three years of waiting.

Is everyone having a hard time with this new physical address stuff? Know Connie Stone is working and doing all she can, but it has really been a pain for most of us postmasters, and we don't look for any solutions to come very soon.

I has been so nice to meet Joe Skeen's daughter-in-law. She has been to the office a couple of times to be ready to work for me when Diane, my first clerk cannot be here. I never had the privilege of knowing Joe Skeen, but it sure is nice to meet Gail. These four clerks that are each teaching me so much on the computer will never know how much help it is for them to have already learned this. Belinda, Diane, Gail and Karen -- I cannot thank you all enough for helping all of us postmasters, so we can have a day off.

Jane Livingston enjoyed her family this past weekend and I enjoyed them coming to see Flashy and the dogs. They enjoy the company more than the company enjoys their performing. The sheep has been alot of fun lately too. He was in the house the other day and when the TV got a little loud he got scared and came running out to find me, as he didn't have a clue who the other person in the house was.

I am having such a hard time accepting these big old electric poles they are putting across the road, as I know it will only be a short time until a lot of sub-division will be built across the road and then everything will be changed. I am sure not one for progress.

The Lincoln County Sheriff Posse will meet today and I will have a new slate of officers for 2006. It has really been hard to try to get someone to take the president's job each year, as the posse has nearly taken on more than the few members can handle. Each week from the first of May thru December is filled with some organization wanting us to help out. We all think we are going to have to cut down and vote on the main things we hope to do.

CAPITAN WOMAN'S CLUB

Six members of the Capitan Woman's Club visited the Coe Ranch on their birthday on October 23.

Sid Alford allowed

(SEE PAGE 11)



Fort Stanton Facts

(Con't. from P. 9)

Mary Ann Moorhouse to give us a tour of the historical home. I had never been through it even though David and Della had lived in another house right there, and worked there many, many years. All the memory I have is pictures of us eating there at Christmas time.

The weather was so cold as we went outside and saw the old Coe barn and met four friendly horses and a donkey. The black cat named Frank was the second tour guide and really entertained us with tricks.

I think this was fun too, as I have a newspaper article where Louise Coe had entertained the Captain woman's Club at Fort Stanton many, many years ago too. Lots of things that happened 60 years ago are making the circle and are happening now.

Think the LCRC rodeo club will be meeting today to give their awards. Hope to have a little on this next week. 'Til next week keep a smile on your face and happy deer hunting! A lot have been camped down thru the canyon.

PRC Comm. Baca To National Insurance Training

The New Mexico Public Regulation Commission (PRC) oversees and regulates the insurance industry within the state of New Mexico through the Insurance Division of the PRC.

To be better informed about regulating for solvency, and to further the identity of the NM PRC on a national scale, PRC Commissioner E. Shirley Baca (D-Dist. 5) recently participated in the National Association of Insurance Commissioners (NAIC) four-day "Regulating for Solvency" training session in Kansas City, MO.

"This was an intensive training relating to solvency for insurance underwriters and best regulatory practices to assist insurance companies to keep solvent portfolios while providing the policy holder with the most cost effective premiums," reported Baca to her fellow PRC commissioners at their formal meeting Nov. 8.

Baca was the only elected regulation commissioner who attended the training. Most participants were financial examiners, financial specialists and managers of state regulatory insurance divisions.

Areas Baca studied included credit scoring; risk focused surveillance cycles; financial examinations; international concerns and issues; NAIC accreditations; and training for I-SITE, a tool that gives access to every insurance provider in the US.

The NM PRC oversees the Superintendent of Insurance and Insurance Division.

commonly called Apartment 406, Whispering Bluff Condominiums.

UNLESS YOU ENTER YOUR APPEARANCE on or before the 28th day of December, 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 1st day of November, 2005.

JAN PERRY
District Court Clerk

Gloria LaMay
Deputy Clerk

Published in the Lincoln County News on November 10, 17, 23; and December 1, 2005.

LEGAL NOTICE

STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT
CV2005-147

UNITED STATES OF AMERICA,
acting through RURAL HOUSING
SERVICE,

Plaintiff,

ESTRELLITA LUCERO,
a single woman,

Defendant(s).

NOTICE OF SALE ON FORECLOSURE

PLEASE TAKE NOTICE that the above-entitled Court, having appointed me Special Master in this matter with the power to sell, has ordered me to sell the real property situated in Lincoln County, New Mexico, commonly known 107 Clover, Ruidoso, New Mexico, and more particularly described as follows:

LOT 13, BLOCK 4, GREEN MEADOWS ADDITION, 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 09/29/58, IN TUBE #68.

SUBJECT, TO all outstanding easements, rights-of-way, mineral leases, mineral reservations and mineral conveyances of record.

The sale is to begin at 1:00 p.m. on December 29, 2005, outside the east entrance of the Lincoln County Courthouse, City of Carrizozo, County of Lincoln, State of New Mexico, at which time I will sell to the highest and best bidder for cash in lawful currency of the United States of America, the Property to pay expenses of sale, and to satisfy the judgment in favor of Plaintiff, United States of America, acting through Rural Housing Service.

United States of America acting through Rural Housing Service, was awarded judgment on November 3, 2005, in the principal sum of \$67,786.42, plus outstanding interest through October 21, 2005, in the amount of \$5,296.77 and accruing daily thereafter at a rate of \$13.4644 per day, plus subsidy recapture in the amount of \$6,371.00, plus an escrow deficit of \$7,803.74, plus appraisal fees in the amount of \$395.00, plus attorney fees in the sum of \$750.00 and costs through October 31, 2005, in the sum of \$779.21, with interest thereon at the rate of 7.250% per annum until paid.

The sale is subject to a one (1) month right of redemption in favor of the Defendant as specified in the judgment filed herein. PROSPECTIVE PURCHASERS AT THE SALE ARE ADVISED TO MAKE THEIR OWN EXAMINATION OF TITLE AND THE CONDITION OF THE PROPERTY AND TO CONSULT THEIR OWN ATTORNEY BEFORE BIDDING.

Michael LaValle, Special Master
c/o Laverick & Musselman
5120 San Francisco NE
Albuquerque, NM 87109
(505) 858-3303

Published in the Lincoln County News on November 17, 23; December 1 and 8, 2005.



Have A
Good
Day!

LEGAL NOTICE TWELFTH JUDICIAL DISTRICT COURT COUNTY OF LINCOLN STATE OF NEW MEXICO No. CV 2005-217

STATE NATIONAL BANK,
Ruidoso-Suddearth,
Plaintiff,

GARY J. DOBBS, and
ZANNA G. DOBBS,
Defendants.

NOTICE OF SALE

Notice is hereby given that on December 14, 2005, at the hour of 8:30 a.m., the undersigned Special Master, or his designee, will, at the front entrance of the Lincoln County Courthouse, at 300 Central, Carrizozo, New Mexico 88301, sell all of the rights, title and interest of the above named Defendants, in and to the hereinafter described real estate to the highest bidder for cash. The property to be sold is located at 315 North Central, Ruidoso Downs, New Mexico 88346 and is more particularly described as follows:

Lot 8, Block 6 of Riverpark Addition, Unit II, Ruidoso Downs, Lincoln County, New Mexico, as shown by the amended plat thereof filed in the Office of the County Clerk of Lincoln County, New Mexico, November 4, 1971 in Tube No. 428.

including any improvements, fixtures, and attachments, such as, but not limited to, mobile homes. Subject to all taxes, utility liens and other restrictions and encumbrances of record, and subject to a one (1) month right of redemption by the Defendants, the foregoing sale will be made to satisfy the foreclosure judgment rendered by this Court in the above-entitled and numbered cause, being an action to foreclose a mortgage on the above-described property. The Plaintiff's judgment is \$53,817.53 as of June 13, 2005, plus interest thereafter at the rate of 10% per year, with the Court reserving entry of final judgment against the Defendants for the amount due after foreclosure sale, for costs and attorney's fees, plus interest as may be assessed by the Court. The Plaintiff has the right to bid at such sale of its judgment amount 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. The sale may be postponed and rescheduled at the discretion of the Special Master.

The Court's decree, having duly appointed Peter Baca, as its Special Master to advertise and immediately offer for sale the subject real estate and to apply the proceeds of sale, first to the costs of sale and the Special Master's fees, then to pay the above-described judgment, interest, and costs of sale, and to pay unto the registry of the Court any balance remaining to satisfy future adjudication of priority mortgage holders.

NOW, THEREFORE, notice is hereby given that in the event that said property is not sooner redeemed, the undersigned will set forth above, offer for sale and sell to the

highest bidder for cash or equivalent, the lands and improvements described above, for the purpose of satisfying, in the adjudged order of priorities, the judgment described herein and decreed or foreclosure together with any additional costs and attorneys' fees, costs of advertisement and publication, a reasonable receiver and Special Master's fee to be fixed by the Court. The total amount of the judgment is due \$53,817.53 as of June 13, 2005, plus interest thereafter at the rate of 10% per year to and including date of sale for a total judgment plus interest of \$56,433.82. Sale is subject to the entry of an order of the Court approving the terms and conditions of this sale.

WITNESS my hand this 7th day of November, 2005.

PETER BACA
Special Master
Box 215
Carrizozo, NM 88301
(505) 648-9925

Published in the Lincoln County News on November 10, 17, 23; and December 1, 2005.

LEGAL NOTICE

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

JAPHET MARITAL TRUST, LTD.
Plaintiff,

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

NOTICE OF PENDENCY OF ACTION

STATE OF NEW MEXICO TO THE FOLLOWING NAMED DEFENDANT:
The following-named Defendant, Charles R. Lawrence, if living; if deceased, his unknown heirs.

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.

LEGAL NOTICE

NOTICE is hereby given that on August 15, 2005, District Advisory Board of the New Mexico District Church of the Nazarene dba Bonito Park Camp and Conference Center, HC 71, Box 1159, Capitan, New Mexico 88316, filed application No. H-700-S-5 with the STATE ENGINEER for permit to supplement the diversion of 66.0 acre-feet per annum of shallow groundwater by drilling a shallow well approximately 5 inches in diameter and 450 feet in depth at a point in the SE1/4SE1/4NW1/4 of Section 15, Township 10 South, Range 13 East, N.M.P.M.

The applicant proposes to supplement following described shallow wells for the domestic, commercial and institutional purposes:

WELL NO.	SUBDIVISION	SECTION	TOWNSHIP	RANGE
H-700	NE1/4SE1/4NW1/4	15	10S.	13E.
H-700-S	NE1/4SE1/4NW1/4	15	10S.	13E.
H-700-S-2	SE1/4NE1/4NW1/4	15	10S.	13E.
H-700-S-3	SE1/4NE1/4NW1/4	15	10S.	13E.
H-700-S-4	SE1/4NW1/4	15	10S.	13E.
H-754	NE1/4NW1/4NE1/4	15	10S.	13E.
H-773	SW1/4NW1/4NE1/4	15	10S.	13E.
H-754 & H-733-S	SE1/4NE1/4	15	10S.	13E.

The above described wells and places of use are located in Angus, 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 November 10, 17 and 23, 2005.

