

# Subdivision Recommendations Finalized

by Patrice Brazie

The Lincoln County Planning Commission finalized a list of more than 40 recommendations for a new county subdivision ordinance at their meeting of February 1. The planning commission's meeting was led by the county's attorney, Alan Morel, and though sparsely attended, the audience included two county commissioners, Maury St.

John and Eileen Lovelace. The list of recommendations, ranging from restrictions on landscaping to the methods by which utility companies may access plat maps, will be presented to the Lincoln County Board of Commissioners to be considered for adoption.

One of the recommendations approved by the planners was to require that construction of a subdivision

commence within one year of the final plat approval, or be deemed abandoned. The planning commission agreed to include language that would provide for an extension beyond one year's time. Planning commission member Jerry Carroll asked Morel how that would affect subdivisions that were platted years ago, but had never really started development. Morel told him that Lincoln

County laws are not retroactive and therefore the new ordinance would not apply to those properties.

Planning commissioners will recommend that the subdivision ordinance include a reference to the county's existing Flood Damage Prevention Ordinance that has adopted Federal Emergency Management Agency (FEMA) recommendations regarding flood plains. Tim

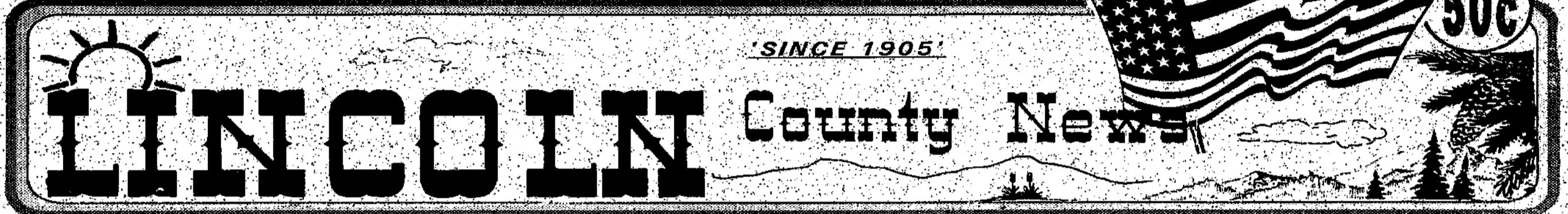
Collins, engineer for many developers, asked if the flood ordinance allowed for development in a flood plain, and county planning director Curt Temple explained. "If there are lots that are completely within the flood plain, you're going to have to come up with your own BFEs (base

flood elevation data)," Temple said.

"There will need to be engineering studies for all BFEs."

Collins expressed his belief that there should be no development in flood plains. Mo-

(SEE PAGE 3)



VOLUME # 101, NUMBER 06

THURSDAY, FEBRUARY 9, 2006

CARRIZOZO, NM 88301



CARRIZOZO VOLUNTEER FIRE DEPARTMENT'S Training Officer, John Tate, is shown next to the control panel of the department's newest fire engine.

## Packed House Attends Roundtable

by Patrice Brazie

More than 40 people, representing a cross-section of the Carrizozo population, packed the Otero County Electric Cooperative's meeting room in Carrizozo last Thursday evening.

Local business people, familiar faces from volunteer organizations, retirees, students, education professionals and government employees were among the crowd. Also present were Carrizozo Town Council Trustee Van Shamblin, and Jeff Ham-

mond, a candidate for one of two town council positions to be filled in the upcoming municipal election in March.

The event was the second Carrizozo Roundtable meeting, a sort of grass-roots, non-government-affiliated gathering of citizens who are interested in sharing their own ideas, plans and concerns about their hometown. Citizens from White Oaks and Nogal also attended.

The guest speaker for the evening was Warren Malkerson, owner of Gallery 408 on 12th Street and the Saddle Ridge Ranch development east of Carrizozo on Highway 380. In a repeat of a presentation made to the Carrizozo Chamber of Commerce in January, Malkerson spoke of the growth potential of the Carrizozo area over the next 15 years. The speaker admittedly offered no specific solutions to managing growth, but asked the audience to begin to give thought to the issue.

Malkerson raised questions regarding the establishment of a central business district, public parking availability, medical, pharmaceutical, and other services, as well as future housing opportunities in Carrizozo.

Recognizing that Lincoln County is the second-fastest growing county in New Mexico, Malkerson referred to a shift in population growth within the county that is occurring in Capitan and the upper mesas of the Nogal area, and bringing development closer to Carrizozo. He told the audience that, because of the infrastructure,

services and entertainment offered by Ruidoso, that village will likely remain the driving force behind economic development and population growth, and suggested that officials from the different municipalities should work together to benefit all citizens of the county. Malkerson said that he had been surprised to learn, through a conversation with a former Ruidoso mayor, that the mayors of the county's municipalities never meet in an official capacity. "I asked if he had ever had meetings with the mayor of Carrizozo," Malkerson said, "and he told me absolutely not."

Malkerson said the Carrizozo Town Council and chamber of commerce should also work more closely together, and one audience member pointed out that town council meetings often receive poor attendance from members of the community and encouraged everyone at the roundtable meeting to start participating in government meetings.

One Carrizozo resident expressed the opinion that there is not enough water to support growth in the Carrizozo area, and Malkerson pointed-out that water can be transported and traded on the open market. He also suggested that, as water becomes more of an issue and more of a marketable product, desalination projects will be improved and more water might be made available through that means. Another audience member questioned the

(SEE PAGE 3)

## Cody Posey Found Guilty

Late Tuesday the 12 member jury in Alamogordo found Cody Posey, 16, guilty of voluntary manslaughter in the slaying of his father, Delbert Paul Posey, then 34, guilty of second degree murder in the slaying of his step-mother, Tyrone Posey, then 44, and guilty of first degree murder in the slaying of his step-sister, Marilea Schmidt, then 13. All three members of Cody Posey's family were killed July 5, 2004 on the Hondo Valley ranch of ABC newsmen Sam Donaldson. Delbert Paul Posey was a resident foreman for Donaldson.

Cody was 14 at the time of the slayings. During the three week trial Cody's defense alleged physical abuse, emotional abuse and sexual abuse. Prosecutors alleged he was a cold-blooded killer.

District Judge James Waylon Counts is to conduct a dispositional hearing for sentencing within 30 days.

## White Oaks Miner Speaks to PLURAAC

by Patrice Brazie

During their regular meeting of February 7, members of the Public Land Use and Rural Affairs Advisory Committee (PLURAAC) heard an update from David Dodson on the issues surrounding his White Oaks mining operation, about which some residents of White Oaks have voiced concerns of potentially harmful air pollution caused by increased mining activities there.

Dodson also agreed to address mining issues to assist the PLURAAC in its revisions to the Lincoln County Comprehensive Land Use Plan.

Dodson told the committee that a representative from the New Mexico Environmental Department (NMED) had visited his mine in White Oaks on December 17, 2005 to assess both operational and non-operational activities there. "We received a notice that there were no areas of concern that the environmental department could identify," Dodson said, "and that the allegations that were made were false."

He said that the investigation by the NMED was now concluded. "As far as we're concerned, any further allegations that are made in that same manner, that are false, will be dealt with legally." He explained his belief that further allegations made against his operation in White

Oaks would simply be harassment. "That's basically what it is," Dodson said.

"The 1872 Mining Law is a federal law that gives individuals the right to pursue valuable minerals on properties that they own or have filed unpatented mining claims on," Dodson said. "The land use plan that the Lincoln County Commissioners have adopted also extends that right," he said, "in a supposedly friendly manner." He reported that his company, White Oaks Resources, will apply for an air quality permit, and that the NMED has requested a public meeting on the matter scheduled for March 8th in White Oaks. "The regulations do not require public input," Dodson said, "so I'm not sure if it's just a public information type of meeting, or whatever."

PLURAAC secretary Robert Moeller referred to a legal notice recently published in

the Lincoln County News regarding the White Oaks meeting. According to the published notice, Moeller said, Sam Speaker, of the NMED's Air Quality Bureau, has deemed the White Oaks Resources' air quality permit application complete, and said that the mining operation's emissions will meet ambient air quality standards.

Dodson stated that he has been given clearance to operate, and operations at the mine are currently active.

Dodson then presented his views on the mineral resources section of the land use plan. "One thing that is missing," he said, "is just exactly how the mining laws actually work." He went on to explain that, before New Mexico achieved statehood, all minerals were owned by the federal government. After New Mexico became a state, Dodson said, those minerals were released, partly through

(SEE PAGE 2)

## Fire Fighter Training is Held in Carrizozo

by Patrice Brazie

A group of fire department personnel from Carrizozo and Nogal have been provided an opportunity to gain some required training that was once only available outside of Lincoln County. The

Carrizozo Fire Department's training officer, John Tate, is leading the class. "I got my Firefighter I training certificate over in Socorro," Tate said, "but this is for people that can't take off three or four weeks to go do that." Tate said that, because he was trained at the fire academy in Socorro, he was elected to be the instructor for the course in Carrizozo.

According to Tate, the 32 hour course offers both classroom and drill training. "By the time we're through," Tate said, "they will have learned the use of a self-contained breathing apparatus (SCBA), fire extinguishers, and the use of axes and hoses from ladder positions." Firefighters will also receive training on water pumping from hydrants and a method called ducting that draws from a surface water source, such as a lake or pond, into a fire truck's water tank. Tate explained that surface water utilization methods are important in Lincoln County, as

(SEE PAGE 2)



DAVID DODSON addressed the Lincoln County Public Land Use and Rural Affairs Advisory Committee on February 7th, regarding his mining operation in White Oaks.

# White Oaks Miner Speaks

(Continued from Page 1)

patented mining claims. "In the late 1960s and early part of the 70's," Dodson said, "the Bureau of Land Management (BLM) assumed control of all federally owned minerals in the western half of the United States." He said that the United States Forest Service (USFS) has no jurisdiction over minerals in New Mexico, and that unpatented mining claims must be filed through the BLM. Those claims are compiled on land status maps which are available from the BLM office in Santa Fe. "They have a map of the entire state of New Mexico, which shows all minerals and who owns them," Dodson said, "whether they are privately held or federally held." He said that the state BLM office also has all of the information regarding the rules and regulations associated with patented and unpatented mining claims. "Patented claims are very simple," Dodson said. "You

pay taxes on them and they're yours to do what you want with. Unpatented claims are a different story." He explained that, in the case of an unpatented claim, maintenance fees are paid to the BLM, claim-holders are unrestricted in the pursuit of minerals, and the surface land can be disturbed based on a certain number of acres per occurrence.

Dodson recommended that the PLURAAC adopt BLM laws and policies regarding federally-owned mineral rights into the county's land use plan. "It's quick, it's simple, and it's the law," Dodson said, "and they have the regulatory personnel to enforce that." He added that information on where unpatented claims are filed in Lincoln County can be found at the BLM's Government Land Office website at [www.blmglo.gov](http://www.blmglo.gov).

"Everybody has a right to file an unpatented mining

claim on minerals that are available, and to pursue commercial interests," Dodson said. "The land use plan has to be able to accommodate that in some fashion." He suggested that, through poorly planned zoning in the county, individual rights could be inadvertently restricted. "There needs to be some type of an exception in any type of land use plan, or zoning plan, for the what-if factor," Dodson said, "because we can't visualize all these minerals that are in the ground. If you zone over the top of that, and somebody has a right under pre-existing law, then you're going to have some issues to deal with."

PLURAAC member Ken Nosker added that a patented mining claim is just like the Homestead Act. "You own that from top to bottom," Nosker said.

Dodson agreed, but added that there are exceptions for coal, oil and gas, shale, potash and one other mineral that are held in federal reserve. He said that the government sometimes retains the rights to ditches and canals as well. Dodson said that the key issue is to allow everybody to be able to pursue what they want to under the existing laws.

PLURAAC chair Duane

Frost said that one person could own the land surface, another could hold the mineral rights, and somebody else might own the oil reserves, all on a single parcel of land. "And then somebody else can own the trees," Frost added.

Dodson explained that, if a mineral rights owner wants to disturb the land surface to harvest those minerals but the surface rights are owned by another party, the mineral rights owner must pay the surface owner for the disturbance of the land. Dodson also said that no permanent structures can be erected on public land in the pursuit of mining, and unpatented claim-owners cannot live on that land. Patented claims, according to Dodson, offer a clear title to the land, and claim-owners can pretty much do what they want with the land. The BLM allows fencing of public land containing mining claims, Dodson said, but claim-owners cannot deny access to the land for recreational purposes.

*Have A Good Day!*

## Fire Fighter Training

(Continued from Page 1)

fires can occur in ranching areas that are long distances from other water sources.

On Monday, January 6th, firefighters were learning to properly position extension ladders and to use a leg-lock stance on the ladder that frees a firefighter's hands. Training also included hauling an ax and a water hose to the roof of a building via a ladder.

The Carrizozo class was first established in 2001, according to Tate, and has made it possible for local fire personnel to meet some of the training requirements

recently adopted by the county. Fire personnel often get training at the expense of their personal income, as many required courses, available through the Socorro academy and a training facility in Ruidoso are only offered during normal business hours. The Carrizozo class is being conducted on two evenings each week to accommodate firefighters who have daytime jobs.

Two new members of the Carrizozo fire department and four members from the Nogal department are currently enrolled in the class.

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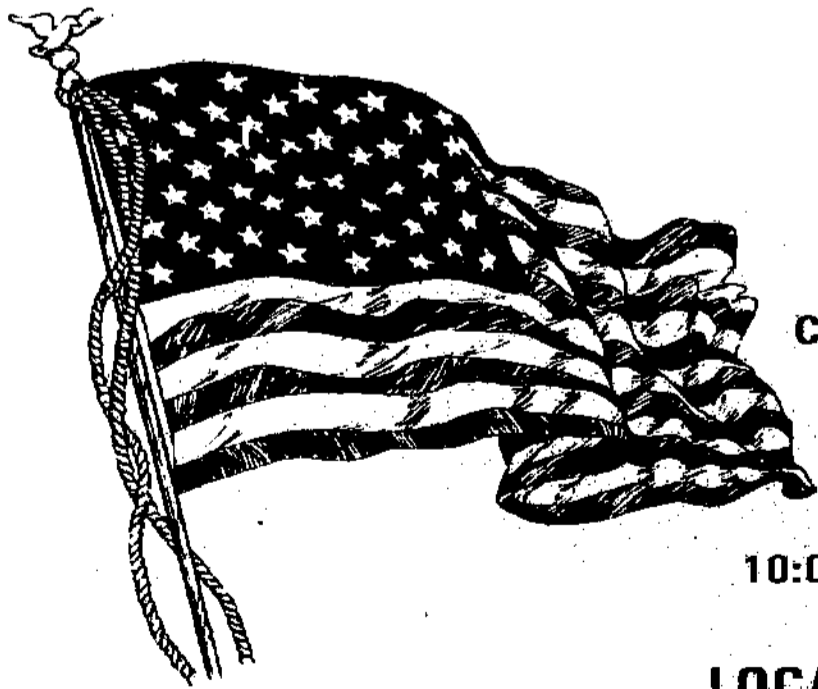
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## REPUBLICAN PARTY OF LINCOLN COUNTY



### ANNOUNCES

The Lincoln County  
Central Committee Meeting

&

The Pre-Primary Nominating  
County Mass Meeting / Precinct Caucuses

### DATE and TIMES

Saturday, February 25, 2006

9:00 a.m. -- Central Committee Meeting

10:00 a.m. -- Mass Meeting / Precinct Caucuses

### LOCATION

Commissioners Chambers, Lincoln County Courthouse  
Carrizozo, New Mexico

### PURPOSE

To elect delegates to the New Mexico Pre-Primary Nominating  
Convention. All Registered Lincoln County Republican  
voters are encouraged to participate.

Paid for by the Republican Party of Lincoln County



As the LINCOLN COUNTY NEWS goes into its 102nd year of being in existence (1905-2006), 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".

\*\*\*\*\*  
Friday, February 8, 1929

## Abraham Lincoln the Human Being

By ELMO SCOTT WATSON

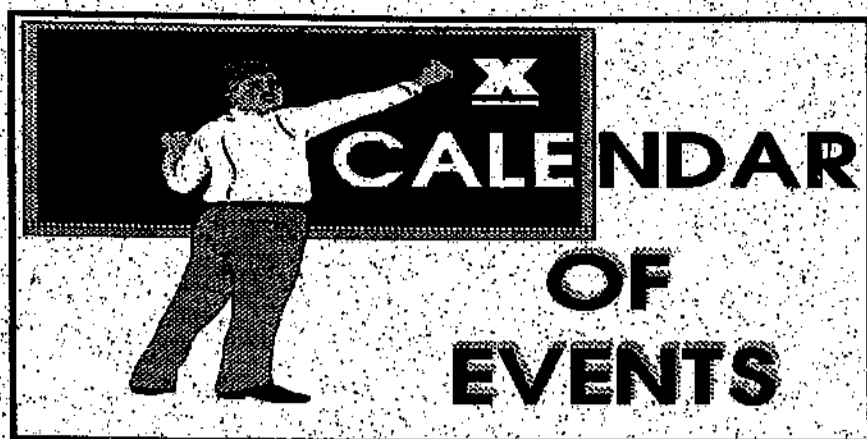
Considering the fact that it deals with a certain set of truths, most of which can be backed up by documentary evidence, it is rather queer that there should have been in the past -- and for that matter, still are -- so many ways of writing biography. One style, which was much in vogue in the early days of this Republic, was the kind which made Abraham Lincoln suspicious of all biography. For, as he said to his friend Herndon, "Biographies as written are false and misleading. The author of a life of his hero paints him as a perfect man -- magnifies his perfections and suppresses his imperfections -- describes the success of his hero in glowing terms, never once hinting at his failures and blunders."

Can it be that, the prophetic vision of this man of destiny made him foresee what his biographers would do and caused him to utter those words? For immediately after his death a perfect horde of writers began creating a Lincoln myth in much the same fashion as Lincoln himself had characterized it. Describing this process when it was just beginning, Ingersoll declared "Washington is now only a steel engraving. Of the real man who lived and loved, and hated and schemed we know but little. . . . Hundreds of people are now engaged in smoothing out the lines of Lincoln's face -- forcing all features to the common mold -- so that he may be known, not as he really was, but, according to their poor standard, as he should have been."

Somewhere between the extremes of the old-style "nihil in bonum" biographer and the modern muckraker, somewhere between the superficial "psychographic" biographer and the compiler of the dull facts of a "Who's Who," there lies the ideal type of biographer who can so blend fact and opinion, who can so avoid both the creation of a mythical superman and the delineation of a "weak vessel of human clay" and can present the portrait of a man who is both a hero and a believable human being. Modern biography has furnished at least one example of this type of writer, but the tragedy of it is that death interrupted his work before it was finished. For, such is the two-volume study of the first 50 years of Abraham Lincoln's life, by the late Albert J. Beveridge, published recently by the Houghton Mifflin company. Literary critics seem to be unanimous in the opinion expressed by one of them that "On the whole, this is incomparably the greatest story of Lincoln's life before his Presidency. It was a cruel stroke that took Beveridge from us before he reached the Civil war." For Beveridge died soon after he had made the first draft of his chapter on the Lincoln-Douglas debates, and "another critic has justly said, 'it ends like Schubert's "Unfinished Symphony."'

For the Lincoln which stalks through the pages of Beveridge's books is a different Lincoln from that presented to us by the myth-makers. He is a far less perfect but much more understandable figure -- a human being. He had his weaknesses, his flaws, some of which are not wholly admirable themselves, but the man himself is all the more admirable because he rose to the heights he did in spite of those flaws. Despite the fact that Beveridge demolishes many of the favorite myths about Lincoln, he is not an idle "debunker" nor by a stretch of imagination could he be classified with the muckrakers. "He does not cringe before a fact that dissipates a cherished illusion. It is the only thing an honest historian can do." So says one critic, and therein lies the great value of what Beveridge has done. The myth-makers "lynched" Herndon for telling the truth about

(SEE PAGE 6)



**MONDAYS**

Open GED class 6 p.m. to 8 p.m. Otero County Electric Cooperative building on 12<sup>th</sup> Street in Carrizozo. Free.

**TUESDAYS**

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

**WEDNESDAYS**

Open GED classes 6 p.m. to 8 p.m. Otero County Electric Cooperative building on 12<sup>th</sup> Street in Carrizozo, Free.  
Alcoholics Anonymous, 7 p.m. Capitan Senior Citizens Center.  
Tie Tac Youth Outreach program, 6 p.m. at Trinity United Methodist Church, open to all 7<sup>th</sup> to 12<sup>th</sup> graders. Includes a full meal, fun and interaction. Call 648-2037 for info.

**TODAY, THURSDAY, FEBRUARY 9**

Capitan School Board 6:30 p.m.

**SATURDAY, FEBRUARY 11**

Lincoln County Historical Society, Dr. Woods annex in Lincoln at 10:00 a.m.

**MONDAY, FEBRUARY 13**

Meet the Candidates night at Capitan School for Capitan municipal candidates. Public invited to attend. 6:30 p.m. sponsored by Capitan Chamber of Commerce.

**TUESDAY, FEBRUARY 14**

Carrizozo Chamber of Commerce, noon at Four Winds Restaurant.  
Carrizozo Town Council, 6 p.m. city hall.  
Ruidoso Village Council meeting, 6 p.m. village hall.  
Capitan Village Council meeting, 6:30 p.m.  
Corona Village Trustees meeting, 7 p.m. village hall.

**WEDNESDAY, FEBRUARY 15**

Democratic Party of Lincoln County get-together at Carrizozo Joe's, 113 Central in Carrizozo 6 to 8 p.m. Call 258-3979 or 336-4501 for information

**SATURDAY, FEBRUARY 18**

Democratic Party of Lincoln County combined precinct/ward and County Convention, 9 a.m. at Ruidoso Senior Citizens Center, 301A Sudderth. For information call 258-3953 or 336-4501.

**Packed House Attends**

(Continued from Page 1)

idea of any shortage of water in the Carrizozo area.

The issue of planned improvements to US Highway 54, which runs through the center of Carrizozo as Central Avenue, was briefly discussed. One Carrizozo resident expressed his concern that having a major highway intersecting the town might, at some point, become a detriment.

Although not everyone agreed with Malkerson's assessment of Carrizozo's future, many commented on the value of the roundtable meetings, and the importance of community involvement. Carrizozo Roundtable organizer, Ray Dean, set the next meeting for Thursday, March 2, at 7:00 pm, but will consider a change of venue to better accommodate a large crowd.

**Subdivision Recommendations**

(Continued from Page 1)

rel explained that the recommendation was simply to provide public notification. "We have a separate ordinance, which is a law, addressing the flood plain. All we're doing is telling the public that we have a flood plain ordinance," Morel said.

During discussion of a requirement mandating that developers provide all well data to the county, including specific locations of wells, planning commission acting-chair Van Shamblin asked if well disclosure statements were a state requirement, and whether or not the county could add regulations beyond those set by the state. Morel said that the state requires different disclosure statements based on the number of lots in a development. "You can add more requirements to those, and that's part of the issue," Morel said. "We discussed asking for well data. If you've got a subdivision that allows individual domestic wells, we can ask that those wells be submitted to the county, the pumping data, where it was drilled, the depth it was drilled." Morel said that the consensus gathered during four recent public hearings was in favor of the county requiring such data.

Carroll asked Morel if a disclosure statement was enforceable by the county, and Morel explained that a disclosure statement was a legal requirement, as part of the subdivision approval process. "Are they enforced?" Carroll asked. Morel further explained that a disclosure statement is a statement made to the public, so that perspective property buyers have information on a range of topics, including how far it is to schools and hospitals and what the average depth and range of the ground water is. "They contain a lot of data that basically tells the buyer that this is what you need to know about this particular piece of property," Morel said. "There's probably 30 things that are addressed in a disclosure statement."

Carroll asked if, in the case of a misrepresentation of the facts in a disclosure statement, the county could take any action. Morel said that the property buyer could file a lawsuit against the developer, and that the county could probably rescind its approval of any subdivision that was approved based on false information. Carroll asked if a disclosure statement could also be required to accompany resale transactions. Morel explained that the disclosure statement is a

binding contract between the developer and the first buyer of a given property. "The developer is not making any representations to the second buyer," Morel said.

It was recommended that all well log data, as is currently provided to the Office of the State Engineer, be included in disclosure statements to the county, as well as a Global Positioning Satellite (GPS) mapped location of the well.

Collins asked if the county's ordinance required well-drillers to provide that information, and Temple said no. Collins suggested that the requirement be placed on the property owner, and added that the state only requires a well's location be identified within the nearest 10 acres.

Planning commission member Jim Crouse said that the disclosure requirements for subdivisions should also apply to domestic wells. "If somebody has a piece of property and wants to drill a well, there's no disclosure statement required by the county," Crouse said.

Collins suggested that private domestic wells should be dealt with in a separate county ordinance. Morel said that the subdivision ordinance could be a legitimate vehicle through which to address the disclosure of all wells drilled within Lincoln County, and suggested that requiring the well driller to report any new wells might be the most effective way to gather such data. He also said that the adoption of a separate ordinance to address all well disclosures, whether in subdivisions or not, could perhaps be designed to be retroactive. The planning commissioners decided to recommend that all data regarding new wells be provided to the county by the well driller.

If adopted into the county subdivision ordinance, community water systems would be required in any subdivision that produces well yields of two gallons-per-minute or less, or consists of six or more parcels with any of those parcels being two acres or less in size. The planning commission will also recommend that a development's water availability assessment prove sufficient water resources to meet 100 years' needs.

Collins asked for an explanation of the six parcel recommendation. "If I've got three-acre lots, I don't need a community water system?" he asked.

Planning commissioners told him that was correct. "Can you run that by me again," Morel requested, "because that was not my understanding. If we had 100 lots, as long as they're all over two acres, you don't have to have a community system?" Morel asked. Some planning commission members said yes, but Jon Crunk said that he thought the intention was to require community water systems in any subdivision of six or more parcels. Morel said that regulating any subdivision of six lots or more, regardless of lot size, was an entirely different issue than regulating only those of six lots or more that include lots of two acres or less. "If you've got 500 feet or more between houses in the mountains, and you're going up and around and over, I don't think community water sys-

tems will work," Morel said.

Crouse asked the county attorney if it would be possible to ban the drilling of private domestic wells within a subdivision that would be required to have a community water system. Morel said that was a job for the state legislature, but added that most people who have access to community water systems would not be interested in spending \$30 or \$40 thousand to drill their own well. "State statutes say that, if you own land, you have a right to a domestic well permit," Morel said. He went on to explain that most municipalities claim ownership of all water within the municipality, they generally ban the drilling of domestic wells by

residents served by the municipality's water system.

After much debate and discussion of community water systems and lot sizes, Shamblin asked for clarification of what was being recommended, and Morel explained the motion. "If you have more than six tracts, any one of which is less than two acres, you're going to have to have a community water system. If you have six lots or more, and they're all over two acres, you do not have to have a community water system."

County planning director Curt Temple suggested that, under the proposed recommendation, they'd never see

(SEE PAGE 10)

Two blondes living in Oklahoma were sitting on a bench talking -- and one blonde says to the other, "Which do you think is farther away -- Florida or the moon?" The other blonde turns and says "Hellloooooo, can you see Florida...???"

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**THOUGHTS**  
FROM THE EDITOR'S DESK

**Questions about annexation**

By Ruth Hammond

Many questions about possible annexation were asked of the Carrizozo municipal election candidates during the Meet the Candidate forum held Tuesday evening in the Lincoln County Courthouse in Carrizozo. All municipal candidates attended the forum and answered questions. The questions were written by people in the audience and given to the moderator to ask, all questions were for all candidates for the same position, no personal questions.

Using the tone of the questions, people have concerns as to whether Carrizozo should or should not annex the property just east of the overpass north of hwy 380. There are valid arguments on both sides, just as there are valid reasons as to why there should or should not be a citizen's committee to research possible annexation issues further.

Needless to say, there are those "fers" and those "agins" annexation. As for a citizen's committee, there is a better way to handle this situation. Maybe the town council could have a special meeting with the only agenda item being discussion of annexation and gathering information.

Instead of allowing this special meeting to digress into shouting matches, the council could list the concerns they know about and audience members could add to the list.

Considering that there are not now answers for most of the concerns, the special meeting could adjourn and the town council could work with the town attorney to get clarification on issues. A second special meeting may be necessary for explanations before a consensus is attained.

If the "fers" and "agins" work together, hopefully this issue can be settled. The main thing is for them to not yell and make accusations, but to talk civilly with each other.

People have a tendency to not listen to the other side when in disagreement, but contention will not settle this issue; only talking about issues and working together. If people are concerned the developer won't follow through with promises, people could ask what assurance the town will have that promises will be kept. If concerns are about the cost of a pumping plant for sewage, ask if the town has taken this issue into consideration and the solutions.

And people should get answers from the town council that might help alleviate their concerns. It would be much better for everyone to accept the final decision instead of continuing the fight long after the count of ten. Residents have a right to ask questions and expect to get answers. And answering questions could resolve the main issues.

Letting things fester instead of working together will cause grief for everyone. Simple solution call for simple actions. Hopefully accord can be reached, not only in the Carrizozo issues but the Capitan water issues as well.

Meet the Capitan candidates night is Monday, February 13 at the Capitan School. Be there and ask questions!

**Why We Are Patriotic**

by M.K. Thomson, Ph.D.  
from Lincoln County News  
May 3, 1929

No one is born patriotic. We are patriotic because we have love for our country and her institutions as the result of training and emotional experiences.

Patriotism is a sentiment that has to be cultivated. Like all other sentiments, it is an emotional attachment to persons, objects, and situations. We are patriotic because we have come to regard the welfare. The strength of depth of our patriotism is determined by the extent to which we have given ourselves to the country and have become one of her.

Patriotism is a very complex sentiment. It is a stronger motive than life itself. The true patriot gladly lays down his life for his country. However, in dying for one's country a man is dying for himself and his family and countrymen. He is defending his own ideal and institutions and traditions as well as those of the nation.

We are patriotic not only because we have come to have a set of emotional attachments to our native country but also because we see the value of united action. We are honored by ties of tradition, it is the "we" feeling that holds a nation together. What makes a nation a nation is not geographical boundaries. A common language is not what constitutes a nation. What makes a nation is nothing other than common traditions, like cultural background, a fellow feeling, common aspirations, common ideals and mutual understanding.

We are patriotic because we share the life of the nation.

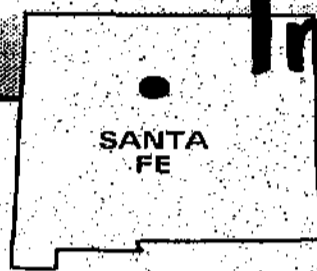
**EARL**



"HOW CAN YOU SAY THAT WOMEN ARE SMARTER THAN MEN? I AINT NEVER SEEN A MAN'S SHIRT THAT BUTTONED DOWN THE BACK"

Big Dry Syndicate

**Inside the Capitol**



**SANTA FE** -- This 30-day session of the New Mexico Legislature is past its halfway point and has buckled down to business. In less than a week, lawmakers will be frantically worrying that they don't have enough time left. And they won't.

Even in this session, which began with lawmakers complaining that their plates had been heaped too high by Gov. Bill Richardson, activity began slowly. No bills were introduced the first day, which meant the printing of bills couldn't start as early.

Lawmakers spent time in floor sessions being entertained and introducing guests. And the most important matters facing the session were not the first measures heard.

But that's not to say they aren't trying. Cockfighting, a perennial time-waster, was introduced on the second day of the session, but has not been considered by its first committee -- and likely won't be.

That hasn't kept chicken fighting from making the news however. Since it isn't germane to a budget session of the Legislature, it was introduced as a memorial naming it the official state disgrace.

The memorial's sponsor, Sen. John Grubestic of Santa Fe, explained that in addition to being cruel, cockfighting hurts tourism because people don't want to come to a backward state.

Of course, how many potential tourists would know about the practice -- unless it is named the official state disgrace, in which case it would be in every paper in the nation.

If New Mexico is to have an official state disgrace, it should be our national rankings. Or maybe we could change it yearly. This year it would be our former state treasurer, Michael Montoya, quoted as saying that bribery is the way we do business here.

Santa Fe has not had typical legislative weather for this session. Instead of a major snow storm on opening day, followed by two or three more, temperatures have been in the 50s, downright balmy for this time of year.

Otherwise, things are about the same. Gasoline prices are down for 30 days. Area wholesalers learned years ago that legislative investigations into price gouging can be unpleasant.

Parking within six blocks of the Capitol is as bad as ever, probably worse, with more staff, more state police and more New Mexicans coming to see democracy in action.

The Capitol Complex screams out for a multi-story parking garage. Plans have been discussed for decades, but still no one has stepped to the plate. Lawmakers are unlikely to do anything about it because they all have cozy spaces in the Capitol basement.

The biggest stir this session has been created by Sen. Grubestic, not over cockfighting, but for a guest column he wrote in the Santa Fe New Mexico about after-hours lobbying in Santa Fe.

After two, well-publicized run-ins

with Santa Fe police this past year, the senator decided to lay off drinking. On a recent evening, he visited the bar of the Rio Chama Restaurant, next door to the Capitol and was thoroughly depressed at the activity he was through sober eyes.

Grubestic leveled criticism at lobbyists and fellow lawmakers, but saved his biggest jabs for Gov. Richardson, a fellow Democrat, who was seated about 30 minutes in a booth next to him.

The following day, Grubestic told a reporter that Republicans loved his comments about the governor, but otherwise he was sure he has leprosy because no one will talk to him.

Grubestic has been on bad terms with the governor ever since Richardson endorsed his incumbent opponent two years ago. The Santa Fe senator says he doesn't care if he upset the governor because Richardson is going to run a candidate against him next time anyway.

Since the next senatorial elections are in 2008, the governor is unlikely to be his biggest problem. We all know that Big Bill is much more interested in a campaign of his own that year.

**"Good" NEWS Bulletin**

**A Salute to A Patriot**

The report that a young service man from Las Cruces had been killed in Iraq, hit close to home, since Las Cruces is not that far from Lincoln County.

And some people out there will have a hard time understanding why this young man, according to his family, had no problem with being in Iraq and putting his life in harms way, and looked at it as nothing else but his duty, both as a service man and a citizen of the country he loved, and felt it was his duty to defend it.

We salute this young man, and the many who feel the same way, most real young Americans, and some not so young, that volunteer to serve, and have had this instilled in them somewhere along the line during their lives. How this happens only they can answer and some may not have the answer, maybe it comes naturally. But one thing for sure, this country would not be what it is today, were it not for them, and the many before them.

Many I'm sure think that maybe we don't belong in Iraq, but if the insurgents and terrorists were 'nt in Iraq trying to kill us there, what makes you think they wouldn't make their way to your front door and blow themselves up? Believe me they will kill you if you are an American!

peter aguilar

**NM PRC Supports Increased Oversight of Electric Coops**

The New Mexico Public Regulation Commission supports passage of legislation that increases the commission oversight of Tri State Electric Generation and Transmission Cooperative. Tri State provides wholesale electricity to 12 of the state's rural electric coops.

At the end of a more than four-hour hearing before a standing room audience on January 24, PRC Commissioners approved a resolution drafted and offered by vice-chairman Jason Marks that supports legislation to increase its regulatory oversight of the multi-state Tri State Coop.

Consumers and board members of Kit Carson Electric Coop (KCEC) in northern New Mexico came to the PRC seeking support of their efforts to bring Tri State under PRC oversight. KCEC wants to protest Tri State rates before the PRC, but has been blocked because of the statutory requirement that three electric coops must protest before the issue comes before the PRC. Also KCEC claimed that Tri State has been unwilling to purchase power from renewable energy projects.

Tri-State is not subject to independent cost or rate review by any federal regulatory entity, nor by regulatory entities in the other states in which it operates (Colorado, Wyoming and Nebraska). NM PRC has statutory authority to review rates of the retail cooperatives upon a showing of reasonable cause. However the main factor in the Tri State rate increases to the rural coop retail customers is the pass-through of power costs.

PRC chair Ben R. Lujan encouraged everyone to work through the legislative process. He said he supports legislative language to bring Tri State before the PRC for a rate review. PRC com. Lynda Lovejoy spoke passionately and voted in support of the resolution calling for increased regulatory oversight.

Many consumers and board members of KCEC in support of PRC oversight of Tri State provided oral testimony during the hearing.

Board members of Central New Mexico Electric Coop, Mora-San Miguel Electric Coop, Otero County Electric Coop and Socorro County Electric Coop spoke against increased regulatory legislation. PRC com. David King voted against the resolution and PRC com. Shirley Baca abstained.

Tri State senior vice-president and deputy general manager Mike McInnes (with headquarters in Denver CO) indicated that Tri State would most likely litigate any increased oversight, which would result in additional costs to its rural electric cooperative members. McInnes said Tri State is willing to provide cost information to its member rural electric cooperatives.



**Lincoln County News**

USPS 313460

The Lincoln County News is published Thursdays at 309 Central Ave., Carrizozo, New Mexico 88011. Second class postage paid at Carrizozo, New Mexico. POSTMASTER: Send address changes to LINCOLN COUNTY NEWS, P.O. Drawer 459, Carrizozo, NM 88011.

Ruth Hammond and Peter Aguilar  
are publishers

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# Sheriff's Report

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

January 30  
 8:02 a.m. Funeral escort requested in Capitan, deputy dispatched.  
 8:30 a.m. Motorist requesting assistance at business on Hwy 70 in Hondo, deputy dispatched.  
 8:39 a.m. Medical call at location on Main Road in Capitan, ambulance dispatched.  
 11:00 a.m. Larceny/theft reported at location on Palo Verde Slopes in Ruidoso Downs, deputy dispatched.

11:08 a.m. Trespassing reported at mile marker 84 on Hwy 380 in Capitan, deputy dispatched.  
 4:24 p.m. Disturbance/family at residence on Hitching Post in Palo Verde, deputy dispatched.  
 4:48 p.m. Disturbance/other reported at residence on West Grand View in Capitan, police dispatched.  
 5:10 p.m. Civil dispute reported at location on Mecham Drive in Ruidoso, deputy dispatched.

January 31  
 12:33 a.m. Welfare check requested for person at residence on Enchanted Forest in Alto, deputy dispatched.

12:03 p.m. Welfare check requested for person at residence on South F Street in Carrizozo, police dispatched.

12:27 p.m. Medical call on Hwy 42 in Corona, Advance Life Support Ambulance (ALS) dispatched.  
 3:49 p.m. Warrant service requested at location on Bethel Road in Capitan, deputy dispatched.  
 5:30 p.m. Agency assistance requested at location on CR A023 in Corona, deputy dispatched.  
 6:10 p.m. Accident reported on Hwy 48 in Alto Lakes area, deputy dispatched.

11:24 p.m. Medical call at location on Smokey Bear Boulevard in Capitan, ambulance dispatched.

February 1  
 8:21 a.m. Funeral escort requested at 12th and D in Carrizozo, deputy dispatched.

9:19 a.m. Animal reported running loose in Nogal, deputy dispatched.

10:06 a.m. Larceny/theft reported at location on Upper Rio Bonito in Ruidoso, deputy dispatched.

11:13 a.m. Medical call on Monicas Court in Ruidoso, ALS dispatched.

12:30 p.m. Animal reported running loose on Chisolm Trail in Rancho Ruidoso Valley Estates, deputy dispatched.

1:49 p.m. Medical call at location on Ski Run Road in Alto, ALS dispatched.

2:06 p.m. Fire reported on Sun Valley in Alto, fire units dispatched.

4:24 p.m. Vandalism in progress reported at location on Ski Run Road in Alto, deputy dispatched.

February 2  
 4:46 a.m. Medical call at location on Kit Carson Road in Fort Stanton, Hondo ambulance dispatched.

8:20 a.m. Animal reported running loose on Screaming Eagle in Alto, deputy dispatched.

9:10 a.m. Alarm reported on Fawn Drive in Ruidoso, deputy dispatched.

10:05 a.m. Temporary Restraining Order violation reported at location on High Mesa in Alto, deputy dispatched.

10:20 a.m. Counterfeit money reported received at business on Smokey Bear Boulevard in Capitan, police dispatched.

10:51 a.m. Alarm reported on Fawn Drive in Ruidoso, deputy dispatched.

2:15 p.m. Warrant service requested on Country Club Drive in Alto, deputy dispatched.

3:55 p.m. Family disturbance reported at residence on Alto Vista Circle in Alto, deputy dispatched.

4:27 p.m. Warrant service requested at business on Suddeth in Ruidoso, deputy dispatched.

February 3  
 4:59 p.m. Disturbance/disorderly conduct reported on Central Avenue in Carrizozo, police dispatched.

8:59 a.m. Stand-by requested at location on Central Avenue in Carrizozo, deputy dispatched.

9:29 a.m. Suspicious activity by vehicle near Hwy 380 and 54 intersection, Carrizozo police dispatched.

10:01 a.m. Child abuse reported at location on Crazy Horse Loop in Carrizozo, deputy dispatched.

10:20 a.m. Medical call at location on Central Avenue in Carrizozo, ambulance dispatched.

2:49 p.m. Assault reported at location on Rancho Ruidoso in Alto, deputy dispatched.

3:03 p.m. Breaking & Entering (B&E) reported at location on Airoort Road in Carrizozo, deputy dispatched.

6:29 p.m. Accident reported on SR368 in Arabella, ambulance dispatched.

8:00 p.m. Found property reported at location on Smokey Bear Blvd. in Capitan, deputy dispatched.

10:30 p.m. Family disturbance reported at Corral and Stetson in Alto, deputy dispatched.

February 4  
 11:13 a.m. Alarm reported at location on Flicker Court in Ruidoso, deputy dispatched.

12:23 p.m. Stand-by requested at residence on Corral in Alto, deputy dispatched.

2:06 p.m. Burglary reported on Crown Ridge Road



(Continued from Page 2)

Lincoln many years ago. Beveridge has justified Herndon almost without exception. But, had Beveridge lived, it is certain that the modern myth-makers would not have dared try to "lynch" him. There simply is no answer to the facts which he presents.

The myths which Beveridge has demolished are many. The picture of the boy Lincoln reading by the light of the fireplace, Beveridge shows to be imaginary. The story of his industrious and energetic youth has been much overdone; for Beveridge shows that he had considerable of a distaste for manual labor, did it only when it was absolutely necessary and when he did "hire out" his employers often had reason to complain that he was more likely to be telling stories than working. The story of his letter to a minister begging him to preach a sermon over his mother's grave is known to be impossible because at that time Lincoln could not write.

Another favorite story about Lincoln is that of his witnessing the slave auction in New Orleans and his declaration that when he had a chance he would hit that institution and "hit it hard." It is true that he saw the slave auction, but there is no record that he commented upon it either then or thereafter and for years his attitude toward slavery was one of indifference. Especially was this shown in his career as a legislator in Illinois when a decided stand on slavery would have made him very unpopular. Lincoln had all the more reason to keep silent on the slavery question then for as a legislator he was more concerned with managing the fight for the removal of the capital from Vandalia to Springfield, in his own district, and he was not taking any chances on antagonizing anyone who would have any influence in that contest.

No other historian has ever made as careful a study of Lincoln's career in the Illinois legislature as has Beveridge and from that study there is only one possible conclusion to draw -- that Lincoln was a clever manipulator, a typical partisan politician, more concerned with results than methods and guided by expediency. This was true especially of slavery, for as Beveridge says: "Two decades were to pass before Lincoln showed much concern over slavery."

As a congressman, Beveridge shows Lincoln to have been pretty much of a failure. His appeal for election was not because of any special fitness for the job, but as he said, "Turn about is fair play -- you know that is my argument." After being elected he virtually "double-crossed" his constituents with a strong speech against the Mexican war (which was popular to his state) and they were so infuriated by this that he was denied re-election and his whole political career seemed wrecked forever. Deeply humiliated, he returned to Illinois, a discredited man, and again took up his profession of law.

At about this time he became subject of fits of melancholy which bordered closely upon insanity. According to the popular legend, it was his grief over the death of Ann Rutledge which was responsible for this condition. In view of the recent furore over the publication of the purported love letters between Ann Rutledge and Lincoln in the Atlantic Monthly, it is interesting to note that Beveridge shows that Ann was in love with a young man named John McNamar and not with Lincoln and that, although Lincoln no doubt was deeply affected by Ann's death. It could not account for his condition, described by one of his friends, as "Lincoln was crazy as a loon." Although most of Lincoln's love affairs were unfortunate, and followed by mental lapses, including his unhappy marriage to Mary Todd, from which he had once "backed out," Beveridge's conclusion seems to be that it was his bitter disappointment in politics and the strain caused by "excessive study and reading" which were principally responsible for the melancholy which overtook him from time to time.

Among the other weaknesses of this very human being, Abraham Lincoln, which Beveridge shows was his habit of writing anonymous letters to the newspapers. It was one of these which involved him in the famous duel with James Shields which "leaves one with the feeling that by the standards of the day, Lincoln deserved a thrashing." But the result of this was, as Beveridge points out, "At last his habit, formed in boyhood, of ridiculing other persons through offensive anonymous letters, had been sternly checked. . . . Never did Lincoln forget that experience. . . . From the time of the Shields duel Lincoln was infinitely circumspect and considerate in his dealings with others."

He was a regular reader of newspapers and especially the newspaper poetry of the time, many pieces of which he clipped. More than that he attempted to write poetry himself. His earliest poem is the now-famous couplet which he scribbled in the copy book when he was a boy:

Abraham Lincoln, his hand and pen,  
 He will be good but God knows when.

(SEE PAGE 10)

(SEE PAGE 7)

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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 / 849-0105  
 Worship . . . . . 9:00 a.m.  
 Sunday School . . . . . 10:00 a.m.

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

First Baptist Church  
 HAYDEN SMITH, Pastor  
 314 10th Ave., Carrizozo, NM  
 648-2968 (Church) or 648-2107  
 Sunday School . . . . . 9:45 a.m.  
 Worship Service . . . . . 10:55 a.m.  
 Sun. Evening . . . . . 6:00 p.m.  
 Wednesday, Sept. -- April  
 AWANAS . . . . . 6:00 p.m.

Carrizozo Community Church (A/G)  
 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 Sixth, Carrizozo, NM  
 505-257-2358  
 Holy Eucharist . . . . . Sunday 9:30 a.m.

Claunch Community Church  
 TONY SCACCIA, Minister  
 849-1402  
 Second Sunday of Each Month . . . . . 8:00 a.m.

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

CAPITAN:  
 Adult Sunday School . . . . . 8:30 a.m.  
 Worship Service . . . . . 9:15 a.m.  
 Children's Sunday School . . . . . 9:30 a.m.  
 Fellowship Time . . . . . 10:15 a.m.  
 Adult Sunday School . . . . . 11:00 a.m.  
 Choir Practice (Tuesday) . . . . . 7:00 p.m.  
 Fellowship Dinner . . . . . Every Third Sunday  
 Handmaids (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 / 336-4527  
 Sunday Bible Study . . . . . 10:00 a.m.  
 Worship Service . . . . . 11:00 a.m.  
 Evening Worship . . . . . 6:00 p.m.  
 Wednesday Bible Study . . . . . 7:00 p.m.

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

First Baptist Church of Corona  
 CAL WEST, Pastor / 849-7925  
 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:  
 Sunday School for all ages . . . . . 9:30 a.m.  
 Morning Worship and  
 Children's Church . . . . . 10:30 a.m.  
 Family Worship . . . . . 6:00 p.m.  
 Wednesday:  
 Community dinner . . . . . 6:00 p.m.  
 Adult classes, Youth games and study,  
 Kids Klub . . . . . 7:30 p.m.

**LaGrone Funeral Chapel**  
**Jerry & Lanita Rasak**

In Memory of . . .  
**BILL WINKLER**  
 Insurance Exchange  
 Carrizozo Branch

# Obituary

**KATHARINE H. SCHWETTMANN**

Katharine H. (Kaki) Schwettmann, 82, died De-

ember 11 following a long battle with cancer. She was born September 30, 1923 in Alamo, N.M. She attended Cloudcroft school, graduating in 1940. During WW II she served as an aircraft draftsman for the aviation industry at the University of Texas at Austin. After the war she returned to Cloud-

croft and taught briefly. She attended New Mexico State University in Las Cruces where she was an active member of Chi Omega Sorority and graduated with a degree in chemistry in 1948. She married William H. (Bill) Schwettmann on September 2, 1948 at the family home in Cloudcroft. They lived in Las Cruces for more than 40 years, moving to Alto 18 years ago.

Khaki was a member of the Daughters of the American Revolution for more than 50 years.

She is survived by her hus-

band, William; three sons, John A. Schwettmann and his wife Peggy of Santa Fe, William (Bill) Schwettmann III and his wife, Ellen of Pojoaque, and David Schwettmann and his wife Debbie of Tatum, TX; brother David Hover of Cloudcroft; sister Jeannie Bewley and her husband Oren of Rutherford, NM, and seven grandchildren.

Memorial service will be held December 17 at LaGrone Funeral Chapel of Ruidoso with interment following at the Fort Stanton Veterans Cemetery.



**FORT STANTON MARINE HOSPITAL**  
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**Municipal Elections.**  
**Tues. March 7th**



**GRIZZLY**

**WEEKLY**

by Carrizozo High School  
**JOURNALISM CLASS**

Sarah Ball, Instructor

## Prep for Testing Month

On February 24, Carrizozo Schools will be holding an assembly to get student test takers pumped up for the upcoming state mandated testing. The assembly is to emphasize the importance of tests and test taking skills.

The people who are orchestrating the assembly are Mrs. Davis (3rd grade) and Mrs. Hemphill (high school math). Some students and people may ask what is going to happen at the assembly. Mrs. Hemphill answered, "There will be some academic games, cheerleaders cheering, and guest speakers, so, hopefully the students will have fun one way or another."

During the first week of March, 9th and 11th graders will be tested, and during the second week, 3rd through 8th will be tested. Some of the things that the students will face during these tests will be multiple-choice questions, written explanations for math calculations, and a writing portion for 4th through 9th.

These tests not only measure the growth of knowledge of the students, but also the school. With these tests, students and teachers alike can see how well they are doing. As students get older, the importance of these tests become more visible. For instance, the ACT or SAT tests can determine students' admission into college and the amount of scholarship money they might receive.

When students are at this "assembly," there will be a poster contest, prizes will be awarded for first, second, and third place, and all students are encouraged to join in on the fun of making a poster.

The results of these tests will not be received until this summer.

One more thing for students taking these tests. Remember to relax, do your best, and take them seriously.  
Jude Rennie

### Notice is hereby given by the **DEMOCRATIC PARTY OF LINCOLN COUNTY**

There will be a combined precinct/ward and County Convention to be held

**FEBRUARY 18, 2006**  
**9:00 A.M.**

**RUIDOSO SENIOR CITIZENS CENTER**  
**501 - A Sudderth**

State Central Committee members and those elected at the County Convention will attend the State Pre-Primary Convention in Albuquerque Saturday, March 18, 2006

For further information call  
258-3953 or 336-4501

Or Democratic Party of New Mexico Headquarters  
at 505-830-3650

Paid for by the Democratic Party of Lincoln County, Don Dutton, Chair

### DISTRICT COURT CALENDAR

*The Calendar for  
District Judge Karen Parsons*

**Monday, February 6**

Alamogordo - Staff Meetings  
12:00 Noon - Judges' Brown Bag

**Tuesday, February 7**

Judge Counts - Jury - Three Days  
Judge Parsons Small Courtroom  
8:15 a.m. Telephone Conference, Stege Estate; PB-05-07 - Present Order (O'Reilly)  
8:30 a.m. Caudle Estate; PB-2004-11 (Newell) (Merits-Close Estate)  
9:00 a.m. Ficke v. Ficke; DM-2004-167 (C.Hawthorne/Ryanczak) (Merits)  
1:15 p.m. Telephone Conference, Larry Cearley; CR-2001-68 (Schryer/Deschamps) (Mot.)  
3:00 p.m. Hoeckendorf v. Hoeckendorf; DM-2005-153 (OTSC/Interim) (R.Hawthorne/Brownfield)

**Wednesday, February 8**

Judge Counts - Jury - Three Days  
Judge Parsons - Small Courtroom  
8:10 a.m. Lacombe Name Change; CV-2006-02  
8:15 a.m. Archibeque v. Archibeque; DM-2005-140 (OTSC) (ProSe/R.Hawthorne)  
9:00 a.m. Mills v. Wood; CV-2003-260 (Mot. Writ of Attachment) (Beauvais/Cook/R.Hawthorne)  
1:15 p.m. Teague v. Teague; DM-2005-149 (Schneider-Cook) (JI)  
1:30 p.m. Strehlau Estate; PB-2005-10 (R.Hawthorne/Rafkin) (Mot.)  
2:00 p.m. Telephone Conference, Archer v. Archer; DM-2004-33 (Schneider-Cook) (JI)

**Thursday, February 9**

Judge Counts - Jury - Three Days  
Judge Parsons - Small Courtroom  
8:15 a.m. Franco v. Beagles; CV-2005-218 (Villegas/S.Doug Jones Witt) (Sch. Conf. & Mot.)  
10:00 a.m. Leave to Florida for Drug Court Conference  
11:30 a.m. TCAA and Legal Assistant/Paralegal Procedures Meeting - Alamogordo

**Friday, February 10**

Florida - Drug Court Conference

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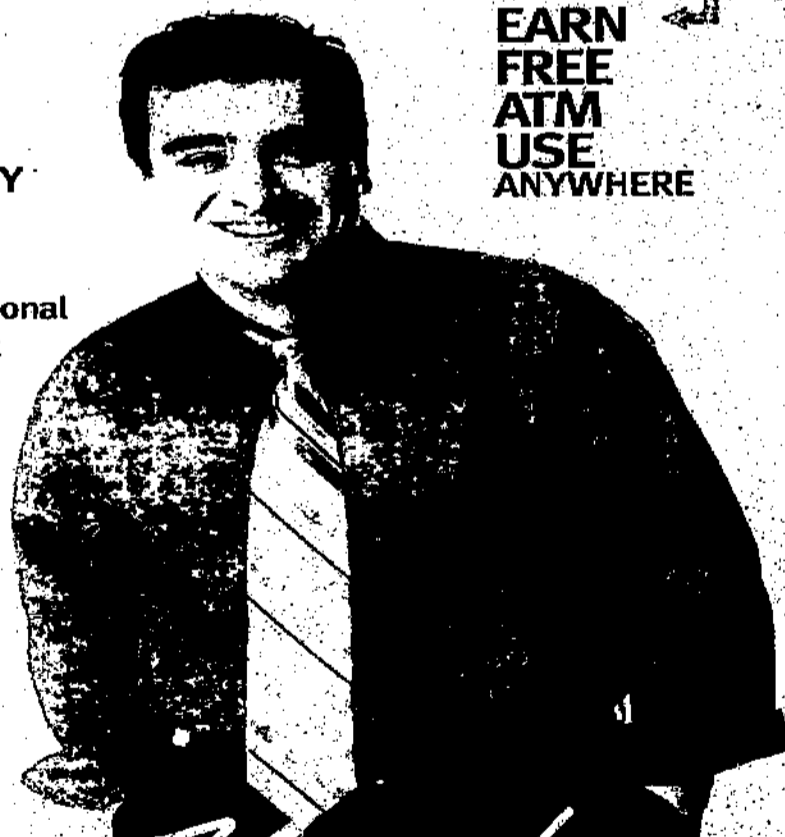
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**LEGALS**

**PRIMARY ELECTION PROCLAMATION**

Pursuant to the Primary Election Law of the State of New Mexico, I, Tammie J. Maddox, Lincoln County Clerk of the State of New Mexico, by virtue of the authority vested in me, do hereby issue the following proclamation:

That the Primary Election is, and the same is hereby called to be, held throughout the State of New Mexico and in each county and precinct thereof on the 6<sup>th</sup> day of June, 2006.

That the Primary Election shall be applicable to the following political parties, to wit: The Democratic Party, and the Republican Party; and

That the Primary Election shall be for the purpose of permitting the Democratic Party, and the Republican Party to nominate candidates for the following offices:

**FEDERAL OFFICES**

**ONE UNITED STATES SENATOR SIX-YEAR TERM**  
**UNITED STATES REPRESENTATIVES**

District 2: Catron, Cibola, Chaves,

**TWO-YEAR TERM**

DeBaca, Dona Ana, Eddy, Grant, Guadalupe, Hidalgo, Lea, Lincoln, Luna, Otero, Sierra and Socorro counties and certain precincts of Bernalillo, McKinley and Valencia counties as defined in the Final Judgment and Order in the Matter of Jespen v. Vigil-Giron, First Judicial District Court, cause no. D-0101-CV-2001-02177.

**SEVENTY MEMBERS OF**

**THE STATE HOUSE OF REPRESENTATIVES**

**DISTRICT 1-70, as defined in the Final**

**TWO-YEAR TERM**

Judgment and Order adopting New Mexico State House of Representatives Redistricting Plan Issued by the court in the matter of Jespen, et. Al. v. Vigil-Giron, et. al., First Judicial District Court cause no. D-0101-CV-2001-02177 (consolidated).

**STATE, DISTRICT, AND METROPOLITAN OFFICES**

**ONE GOVERNOR FOUR-YEAR TERM**  
**ONE LT. GOVERNOR FOUR-YEAR TERM**  
**ONE SECRETARY OF STATE FOUR-YEAR TERM**  
**ONE STATE AUDITOR FOUR-YEAR TERM**  
**ONE STATE TREASURER FOUR-YEAR TERM**  
**ONE ATTORNEY GENERAL FOUR-YEAR TERM**  
**ONE COMMISSIONER OF PUBLIC LANDS FOUR-YEAR TERM**

**PUBLIC REGULATIONS COMMISSIONER**

District 2: Chaves, Curry, Eddy, Lea, Quay and

**FOUR-YEAR TERM**

Roosevelt counties, and those precincts of Bernalillo, De Baca, Dona Ana, Guadalupe, Lincoln, Otero, Santa Fe and Torrance counties as enumerated in 8-7-7 NMSA 1978 (being laws of 2001, 1<sup>st</sup> Special Session, Chapter 3, Section 4.)

District 5: Catron, Grant, Hidalgo, Luna

**FOUR-YEAR TERM**

And Sierra counties and those precincts of Dona Ana, Lincoln, Otero, Socorro, Torrance And Valencia counties as enumerated in 8-7-10 NMSA 1978 (being laws of 2001, 1<sup>st</sup> Special Session, Chapter 3, Section 7.)

**COUNTY OFFICES**

**LINCOLN COUNTY**

**THREE COUNTY COMMISSIONERS**

District 2 **FOUR-YEAR TERM**

District 4 **FOUR-YEAR TERM**

District 5 **FOUR-YEAR TERM**

**ONE COUNTY CLERK FOUR-YEAR TERM**

**ONE COUNTY TREASURER FOUR-YEAR TERM**

**TWO MAGISTRATES**

Division 1 **FOUR-YEAR TERM**

Division 2 **FOUR-YEAR TERM**

Declarations of intent to be a write-in candidate in the primary election for magistrates or members of the legislature located wholly within one county or composed of only one county shall be filed with the county clerk on Tuesday, March 14, 2006, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of candidacy and nominating petitions for magistrate judge shall be filed with the county clerk on Tuesday, March 21, 2006, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of candidacy and nominating petitions for multi-county, legislative districts, district judges, district attorneys, public education commission, and public regulations commission shall be filed with the Secretary of State on Tuesday, March 21, 2006, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of candidacy and filing fees or, in lieu thereof, pauper statements for all other elective county offices shall be filed with the county clerk on Tuesday, March 21, 2006, between the hours of 9:00 a.m. and 5:00 p.m.

**DONE AT THE LINCOLN COUNTY CLERK'S OFFICE THIS 3<sup>rd</sup> DAY OF FEBRUARY, 2006, WITNESS MY HAND AND THE GREAT SEAL OF THE COUNTY OF LINCOLN.**

Tammie J. Maddox  
Lincoln Count Clerk

Published in the Lincoln County News on Thursday, February 9 and Thursday, February 16, 2006.

**PROCLAMACIÓN DE ELECCIÓN**

Conforme a la Ley de Elección del Estado de Nuevo México, Yo, Tammie J. Maddox Escribana del Condado de Lincoln, Nuevo México, en virtud de la autoridad que la ley me otorga, por la presente expido la proclamación a continuación:

Que la Elección es, y la misma por la presente se llevará

convocada para que se lleve a cabo en todas partes del Estado de Nuevo México y en cada condado y recinto electoral de los condados el sexto de Junio 2006.

Que la Elección será aplicable a los partidos políticos a continuación, a saber: el Partido Demócrata, y el Partido Republicano; y

La Elección tendrá el fin de permitir que el Partido Demócrata, y el Partido Republicano nominen candidatos para los cargos a continuación:

**CARGOS FEDERALES**

**UN SENADOR DE LOS ESTADOS UNIDOS**

**PLAZO DE SEIS AÑOS**

**REPRESENTANTES PARA EL CONGRESO DE LOS ESTADOS UNIDOS**

Districto 2: Condados de Catron, Cibola, Chaves, DeBaca,

**PLAZO DE DOS AÑOS**

Dona Ana, Eddy, Grant, Guadalupe, Hidalgo, Lea, Lincoln, Luna, Otero, Sierra y Socorro y determinados recintos Electorales de los condados de Bernalillo, McKinley, Y Valencia según consta en la Decisión Definitiva y Orden En el asunto de Jespen v. Vigil-Giron, Corte del Primer Distrito Judicial, causa num. D-0101-CV-2001-02177.

**COMISARIOS DE REGULACION PUBLICA**

Districto 2: Los condados de Chaves, Curry,

**PLAZO DE CUATRO AÑOS**

Eddy, Lea, Quay and Roosevelt, y los recintos De los condados de Bernalillo, De Baca, Dona Ana, Guadalupe, Lincoln, Otero, Santa Fe, y Torrance según enumerados en 8-7-7 NMSA 1978 (leyes del 2001, 1<sup>st</sup> Session Especial, Capitulo 3, Seccion 4.)

Districto 5: Los Condados de Catron, Grant

**PLAZO DE CUATRO AÑOS**

Hidalgo, Luna y Sierra, y los recintos de los Condados de Dona Ana, Lincoln, Otero, Socorro, Torrance y Valencia seguna Enumerados en 8-7-10 NMSA 1978 (leyes Del 2001, 1<sup>st</sup> Session Especial, Capitulo 3, Seccion 7.)

**FUNCIONARIOS EN LOS CONDADOS**

**CONDADO DE LINCOLN**

**TRES COMISARIOS(AS) DEL CONDADO**

Districto 2

**PLAZO DE CUATRO AÑOS**

Districto 4

**PLAZO DE CUATRO AÑOS**

Districto 5

**PLAZO DE CUATRO AÑOS**

**UN(A) ESCRIBANO(A) DEL CONDADO**

**PLAZO DE CUATRO AÑOS**

**UN(A) TESORERO(A) DEL CONDADO**

**PLAZO DE CUATRO AÑOS**

**DOS JUECES MAGISTRADOS(AS)**

Division 1

**PLAZO DE CUATRO AÑOS**

Division 2

**PLAZO DE CUATRO AÑOS**

**SETENTA MIEMBROS DE LA CAMARA DE REPRESENTANTES DEL ESTADO**

Districtos 1-70, según consta en la Decisión

**PLAZO DE DOS AÑOS**

Y Orden que adopto el Plan de Volver a Dividir Districtos Electorales de la Camara de Representantes. Que expidio la Corte del Primer Distrito Judicial En el asunto de Jespen v. Vigil-Giron, Corte del Primer Distrito Judicial, causa num. D-0101-CV-02177(consolidada).

**CARGOS DEL ESTADO, LOS DISTRITOS, Y LOS AREAS METROPOLITANOS**

**UN(A) GOVERNADOR(A)**

**PLAZO DE CUATRO AÑOS**

**UN(A) GOBERNADOR(A) LEIUTENIENTE**

**PLAZO DE CUATRO AÑOS**

**UN(A) SECRETARIA DEL ESTADO**

**PLAZO DE CUATRO AÑOS**

**UN(A) AUDITOR(A) DEL ESTADO**

**PLAZO DE CUATRO AÑOS**

**UN(A) TESORERO(A) DEL ESTADO**

**PLAZO DE CUATRO AÑOS**

**UN(A) PROCURADOR(A) GENERAL**

**PLAZO DE CUATRO AÑOS**

**UN(A) COMISARIO(A) DE TERRENOS**

**PLAZO DE CUATRO AÑOS**

**PUBLICOS**

Las declaraciones a la intención del candidato pro escrito en la elección primaria para los cargos del magistrados o miembros de la legislatura localizados totalmente dentro de un condado o que consisten únicamente de un condado, serán presentadas en la oficina del respectivo escribano de condado el martes, 14 de marzo 2006 entre las 9:00 a.m. y 5:00 p.m.

Las declaraciones de candidatura y peticiones de nominación para distritos legislativos en varios condados, jueces de distrito, fiscales de distrito, comisión pública de educación y la comisión regulatoria serán presentadas en la Oficina de la Secretaría de Estado el martes, 21 de marzo 2006 entre las 9:00 a.m. y las 5:00 p.m.

Las declaraciones de candidatura y cuotas de presentación, o en vez de cuotas de presentación, declaraciones en forma *pauperis* para todos los otros cargos serán presentadas en la oficina del escribano de condado el martes 21 de marzo 2006 entre las 9:00 a.m. y las 5:00 p.m.

**LLEVADO A CABO EN LA OFICINA DEL ESCRIBANO DEL CONDADO DE LINCOLN ESTE DIA TRES DE FEBRERO DE 2006, ATESTIGUA MI MANO Y EL GRAN SELLO DEL CONDADO DE LINCOLN.**

TAMMIE J. MADDOX  
ESCRIBANA DEL CONDADO DE LINCOLN

Published in the Lincoln County News on Thursday, February 9 and Thursday, February 16, 2006.

**Corona News**

Denise Byrd has returned to the senior center after spending two days with her new granddaughter, seven pound, eight ounce, Jacey Zané Roberts, born February 1, to Candace and Rusty Roberts. Jacey has two brothers, Boone and Cooper. Bob Byrd has welcomed this addition to the family.

Rose sales are in "full bloom" for the Corona High School student council and PFA. Orders are being taken now for the professionally designed arrangements with delivery from Saturday, February 11 through Tuesday, February 14. This rose sale has become a Valentine tradition in Corona, thanks to this continuing education opportunity provided by Edie Porter for the many students and adults who assist her. Prior to coming to Corona, Mrs. Porter owned and operated the floral shop, Garden of Edie, in Houston, TX.

Inez Ross, Los Alamos, was the houseguest of Bill and Johnnie Faye Harelson last week. Ms. Ross chronicled her trek from the La Fonda in Santa Fe to Franklin, MO, along the Santa Fe Trail for community members at the village hall and for students at school. The trip took eight years to complete as Ms. Ross walked the entire 875 miles. Joined by friends, only one of whom walked the entire distance, the hike was made only in spring and fall. Time was allowed to visit all the museums associated with the history of the Santa Fe Trail.

Ms. Ross, a retired English teacher has authored six books. She is a member of the Santa Fe Trail Association which author Marc Simmons originated. Among other things, the association organizes caravans to visit historic spots along the trail.

Monument markers all along the trail were erected in the early nineteen hundreds by the Daughters of the American Revolution.

**Sheriff's Report**

(Cont. from P. 5)

in Alto, deputy dispatched. 2:12 p.m. Criminal damage to property reported on Rainmaker Road in Alto, deputy dispatched.

3:19 p.m. Report of shots fired near Alamo Canyon Road in Hondo, deputy dispatched.

7:26 p.m. Agency assistance requested by New Mexico Fish and Game at mile marker 285 on Hwy 70 in Hondo, deputy dispatched.

10:31 p.m. Medical call near mile marker 2 on Hwy 37 in Nogal, ALS dispatched. February 5.

12:44 a.m. Fire reported at mile marker 122 on Hwy 54 in Carrizozo, fire units and ambulance dispatched.

7:13 a.m. Medical call at location on Central Avenue in Carrizozo, ambulance dispatched.

8:36 a.m. Medical call at mile marker 269 on Hwy 70 in Glenoche, ALS dispatched.

9:12 a.m. Medical call at residence on 11th Street in Carrizozo, ambulance and deputy dispatched.

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**Lincoln County  
News**

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The dry conditions here in New Mexico are due in part to colder than normal ocean temperatures 8,000 miles away. The colder water temperatures near the equator in the middle of the Pacific Ocean have interrupted the normally warm trade winds that circle the South Pacific, which in turn affect the jet streams regular movement through the upper atmosphere here in the northern hemisphere. The jet stream is what moves the moisture bearing clouds across the western states and northern Mexico bringing that much needed moisture to New Mexico, moisture New Mexico won't be seeing anytime soon.

We will be seeing mostly clear days, with some wind, and partly cloudy nights, with winds picking up in the early morning hours.

Forecast for Carrizozo, Hondo and high plains of Lincoln County:

Today, Thursday, February 9

Partly cloudy, with a high around 57. Calm wind becoming southwest around 5 mph., night: Partly cloudy, with a low around 28. West wind between 5 and 10 mph.

Friday, February 10

Mostly sunny, with a high near 62, night: Mostly clear, with a low near 23.

Saturday, February 11

Partly cloudy, with a high around 59, night: Mostly clear, with a low around 24.

Sunday, February 12

Mostly sunny, with a high near 60, night: Mostly clear, with a low around 26.

Monday, February 13

Mostly sunny, with a high near 58, night: A slight chance for showers. Partly cloudy, with a low near 33.

Tuesday, Valentines Day, February 14

Partly cloudy, with a high near 59, night: Partly cloudy, slight chance for showers, with a low near 32.

Forecast for Ruidoso, Capitan and Corona:

Today, Thursday, Feb. 9

Partly cloudy, with a high near 59. Calm wind becoming southwest around 5 mph., night: Partly cloudy, with a low around 25. West wind between 5 and 10 mph.

Friday, February 10

Mostly sunny, with a high around 59, night: Mostly clear, with a low near 23.

Saturday, February 11

Partly cloudy, with a high around 56, night: Mostly clear, with a low around 24.

Sunday, February 12

Mostly sunny, with a high around 57, night: Mostly clear, with a low around 26.

Monday, February 13

Mostly sunny, with a high near 57, night: A 10 percent chance of showers. Partly cloudy, with a low near 32.

Tuesday, Valentines Day, February 14

Partly cloudy, with a high near 55, night: Partly cloudy, slight chance for showers, with a low near 32.

The above information was taken from the National Weather Service Website. For more up to date weather reports, which are updated every four hours, go to [www.srh.noaa.gov/abq/](http://www.srh.noaa.gov/abq/) on the internet.

**LEGAL S**

**LEGAL NOTICE**

**TWELFTH JUDICIAL DISTRICT COURT COUNTY OF LINCOLN STATE OF NEW MEXICO**  
No. CV 06-31  
Division III

LARRY ZAMORA,  
Plaintiff,

vs.

**GROUP I: THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED THEIR UNKNOWN HEIRS, AND THE UNKNOWN SPOUSES OF THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED THEIR UNKNOWN HEIRS: JAMES H. FARMER aka JAS. H. FARMER aka J.H. FARMER; CANDELARIA ZAMORA; CRUSITA ZAMORA aka CRUSITA ZAMORO; DELFIN ZAMORA aka DELFIN ZAMORO; EMILIANA ZAMORA aka EMILIANA ZAMORO; EMILIO ZAMORA aka EMILIO ZAMORO; JUAN BAUTRITA ZAMORA; LEANDRO ZAMORA aka LEANDRO ZAMORO; MANUEL A. ZAMORA aka MANUEL A. ZAMORO; AND QUIRINA ZAMORA aka QUIRINA ZAMORO,**

**GROUP II: THE UNKNOWN SUCCESSORS, HEIRS, AND ASSIGNS OF THE FOLLOWING NAMED DECEASED PERSONS: CLARA S. GONZALES; MARGARET P. SHRENGOST aka BETTY SHRENGOST; ALEJANDRO ZAMORA; MANUEL ZAMORA aka MANUEL ZAMORO; TIOLIDA T. ZAMORO aka TIOLIDA T. ZAMORO; AND VIDAL ZAMORA aka VIDAL SAMORA,**

**GROUP III: ALL UNKNOWN CLAIMANTS OF INTEREST IN THE PREMISES ADVERSE TO THE PLAINTIFF,**

Defendants.

**SUMMONS AND NOTICE OF PENDENCY OF ACTION**

THE STATE OF NEW MEXICO TO THE

**ABOVE NAMED DEFENDANTS:**

**GREETINGS:** You are hereby notified that Larry Zamora, Plaintiff, has filed an action in the District Court of Lincoln County, New Mexico, Civil Docket No. CV-06-31 Div. III, wherein you are named as Defendants and wherein said Plaintiff seeks to obtain constructive service upon you.

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

A tract of land being part of the SE1/4 of Section 13, and part of the NE1/4 of Section 24, Township 9 South, Range 15 East, N.M.P.M., and part of the SW1/4 of Section 18 and part of the NW1/4 of Section 19, Township 9 South, Range 16 East, N.M.P.M., Lincoln County, New Mexico, being more particularly described as follows:

Beginning at the section corner common to Sections 13 and 24, Township 9 South, Range 15 East, N.M.P.M., and common to Sections 18 and 19, Township 9 South, Range 16 East, N.M.P.M., said point being monumented with a U.S.G.L.O. Brass Cap 1934; Thence North 62° 06' 33" East a distance of 75.19 feet, being the point of beginning of this tract; Thence North 62° 06' 33" East a distance of 461.20 feet; Thence South 12° 33' 33" East a distance of 240.19 feet; Thence South 64° 30' 07" East a distance of 315.06 feet; Thence South 13° 13' 30" West a distance of 2003.12 feet; Thence South 33° 24' 18" West a distance of 331.39 feet; Thence North 89° 34' 43" West a distance of 393.37 feet; Thence North 79° 20' 46" West a distance of 117.72 feet; Thence North 52° 23' 30" West a distance of 159.82 feet; Thence North 86° 36' 55" West a distance of 184.56 feet; Thence South 69° 44' 07" West a distance of 58.25 feet; Thence South 19° 49' 48" West a distance of 54.98 feet; Thence South 19° 49' 48" West a distance of 30.00 feet; Thence North 53° 34' 13" West a distance of 872.80 feet; Thence

North 7° 13' 44" East a distance of 231.49 feet; Thence South 81° 50' 13" East a distance of 265.00 feet; Thence South 72° 24' 23" East a distance of 232.45 Feet; Thence North 10° 22' 02" East a distance of 161.54 feet; Thence North 46° 35' 17" East a distance of 12.90 feet; Thence 87° 26' 44" East a distance of 155.07 feet; Thence South 77° 20' 47" East a distance of 44.49 feet; Thence South 66° 50' 22" East a distance of 442.64 feet to the point of beginning.

You are further notified that unless you enter your appearance, plead or otherwise respond in said cause on or before March 27, 2006, judgment will be rendered against you by default and the relief prayed for in the Complaint will be granted to Plaintiff in conformity with the allegations of the Plaintiff's Complaint.

The name and address of the attorney for the Plaintiff is: Archie A. Witham, (505) 354-7104, P.O. Box 83, Nogal, New Mexico 88341.

WITNESS my hand and seal of the District Court of Lincoln County, New Mexico, on this the 7th day of February, 2006.

JAN PERRY  
Clerk of the District Court

(SEAL)

By: Jolene Biggs  
Deputy

Published in the Lincoln County News on February 9, 16 and 23, 2006.

**LEGAL NOTICE**

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

No. PB-2006-08  
Division III

**IN THE MATTER OF THE ESTATE OF JOSEPH SIGFRIED FERM, Deceased**

**NOTICE TO CREDITORS**

NOTICE IS HEREBY GIVEN that the undersigned has been appointed Personal Representative of this estate. All persons having claims against this estate are required to present their claims within two (2) months after the date of the first publication of this notice, or the claims will be forever barred. Claims must be presented either to the undersigned Personal Representative at the address listed below, or filed with the Twelfth Judicial District Court within and for the County of Lincoln at the following address: Post Office Box 725, Carrizozo, New Mexico, 88301-0725.

DATED: February 3, 2006.

LANCE STEWART FERM  
4002 West Flight Avenue  
Santa Ana, California 92704  
(714) 839-1896

Alan P. Morel  
ALAN P. MOREL, P.A.

Post Office Box 1030  
Ruidoso, New Mexico 88355-1030  
(505) 257-3556  
Attorney for Personal Representative

Published in the Lincoln County News on February 9 and 16, 2006.

**LEGAL NOTICE**

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

NO. PB-06-06

**IN THE MATTER OF THE ESTATE OF MARION M. HYMAN, DECEASED.**

**NOTICE TO CREDITORS**

MEL B. O'REILLY has been appointed Personal Representative of the Estate of Marion M. Hyman, Deceased. All persons having claims against this estate are required to present their claims within two months after the date of the first publication of this Notice or the claims will be forever barred. Claims must be presented either to the Personal Representative at Law Offices of Mel B. O'Reilly: 7125 Prospect Place, NE, Albuquerque 87110, or filed with the District Court of Lincoln County, P.O. Box 725, Carrizozo, New Mexico 88301.

DATED: January 27, 2006.

MEL B. O'REILLY  
Personal Representative

LAW OFFICES OF  
MEL B. O'REILLY, LLC

Mel B. O'Reilly  
7125 Prospect Place, NE  
Albuquerque, NM 87110  
(505) 881-7676  
Attorneys for Personal Representative

Published in the Lincoln County News on February 9 and 16, 2006.

**LEGAL NOTICE**

NOTICE is hereby given that on December 23, 2005, Alto Lakes Corporation, P.O. Drawer 750, Alto, New Mexico 88312, filed application nol H-719 et al, with the STATE ENGINEER for permit to change place and purpose of use of 558,815 acre-feet per annum, consumptive use, of groundwater diverted from the following described wells:

WELL NO.	SUBDIVISION	SECTION	TOWNSHIP	RANGE
H-719	NW1/4SW1/4SE1/4	34	10S.	13E.
H-719-S	NW1/4NW1/4SW1/4	34	10S.	13E.
H-719-S-2	NW1/4NW1/4SE1/4	26	10S.	13E.
H-719-S-3	NE1/4SW1/4NE1/4	34	10S.	13E.
H-719-S-4	NE1/4SW1/4NE1/4	34	10S.	13E.
H-719-S-5	SE1/4SE1/4NE1/4	34	10S.	13E.
H-719-S-6	SE1/4SE1/4NW1/4	34	10S.	13E.
H-719-S-7	NW1/4SE1/4NW1/4	34	10S.	13E.
H-719-S-8	SE1/4NE1/4NW1/4	34	10S.	13E.
H-719-S-9	SE1/4NW1/4NE1/4	34	10S.	13E.
H-719-S-11	NW1/4NW1/4SE1/4	26	10S.	13E.
H-719-S-13	NW1/4NE1/4NE1/4	25	10S.	13E.
H-719-S-14	NE1/4NE1/4NE1/4	25	10S.	13E.
H-719-S-16	SW1/4SE1/4SW1/4	35	10S.	13E.
H-719-S-17	SE1/4SW1/4SE1/4	35	10S.	13E.
H-719-S-18	SW1/4SW1/4SE1/4	35	10S.	13E.
H-719-S-19	SE1/4SE1/4SE1/4	35	10S.	13E.
H-719-S-20	SW1/4SE1/4SE1/4	35	10S.	13E.
H-719-S-21	SW1/4NW1/4NW1/4	30	10S.	14E.

presently authorized for subdivision purposes on the following lands:

SUBDIVISION	SECTION	TOWNSHIP	RANGE
Part of SE1/4SE1/4	24	10S.	13E.
Part of	25	10S.	13E.
Part of	26	10S.	13E.
Part of E1/2	27	10S.	13E.
Part of E1/3	33	10S.	13E.
Part of	34	10S.	13E.
All of	35	10S.	13E.
Part of N1/2	36	10S.	13E.
Part of SW1/4SW1/4	19	10S.	13E.
Part of NW1/4	30	10S.	13E.
Part of NW1/4	31	10S.	13E.

The applicant proposes to commence the diversion of 558,815 acre-feet per annum of groundwater for an RV park located on 23,135 acres of land described as Pt. N1/2NW1/4 of Section 35, Township 10 South, Range 14 East, N.M.P.M.

This application is made to correctly describe and expand the servie area of Alto Lakes Water Corporation to include service to Dos Hombres, LLC dba High Mesa RV Ranch. Actual diversion from Alto Lakes Water Corporation existing wells to the RV Park is estimated at approximately three acre-feet per annum.

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 January 26; February 2 and 9, 2006.





(Continued from Page 5)

But it was during his career as a legislator, both state and national, that he became more ambitious as a versifier. Beveridge records one instance in which he wrote a poem of "ten verses on the ancient topics of death, decay and the comforts of memory; and it was only one of four cantos." Beveridge reproduces one which he calls the "best of the verses in this canto" and remarks "Fortunately, the remaining cantos of this production appear to have been lost." Then he says "Lincoln was thirty-seven years old when he wrote these 'poems.' Nearly twenty years were to elapse before he produced the Second Inaugural."

But it was also in this period that "the Lincoln of immortality was being molded in the fiery furnace of these latter days of impenetrable gloom." And one of the mysteries of Lincoln which Beveridge does not attempt to solve and which may never be solved is the sudden genius in the use of words which Lincoln developed at this period in his career.

Beveridge shows him working earnestly for a literary style, seeking the exact work or phrases and the musical combination which were to make the Gettysburg address immortal. But there is no reason which can be assigned for the change from the man who wrote a very poor kind of poetry into the writer of matchless prose.

But the fact remains that by the time he was forty-five, this "unhappy-married small-town lawyer and politician who differed only from hundreds of other mid-western lawyers of his day and generation only by his inflexible honesty, his great personal ambition and his puzzling alternations of gayety and gloom" was beginning to develop into the towering genius of the Lincoln-Douglas debater and the only man who could have led the nation safely through the four years of agony of 1801-1805. By some strange alchemy this man, whom Beveridge makes us see so clearly, was changing into the statesman and leader who probably could never have existed without the molding in the "fiery furnace" of his early years when he was "disciplined by humiliation and driven to a ruthless self-analysis by disappointment." So, for all that this latest biographer of Lincoln takes away from us many a pretty legend, he has given us an infinitely greater and finer character and one more worthy of our respect and admiration because through an understanding of Abraham Lincoln, the human being, we can come nearer an understanding of Abraham Lincoln, the immortal.

### I Wish We Taught Him Lincoln

by Douglas Malloch

I wouldn't want to criticize, I know that I'm no scholar. The teachers now are twice as wise as those I used to follow. But when the year his birthday brings, you know what I am thinkin'? We teach a youngster lots of things -- I wish we taught him Lincoln.

A boy his lessons will recall, each rule and togarithm, but in life's battle that ain't all he'll need to carry with him. He'll have temptations day by day, he'll do a lot of thinkin', and them are things that make me say, I wish we taught him Lincoln.

He'll need his algebra, no doubt, he ought to learn to figger, but he'll have things to study out that may be even bigger. He thinks publicity is fame, success is money clinkin'. That right and wrong are much the same -- I wish we taught him Lincoln.

And he'll have trouble, too, to hear. A day with rain behind it; I wish he'd turn for comfort where a Lincoln used to find it. The world is full of idle sneers, of sacrilegious thinkin', and youngsters are all eyes and ears -- I wish we taught him Lincoln.

There's this blonde out for a walk. She comes to a river and sees another blonde on the opposite bank. "Yoo-hoo!" she shouts, "How can I get to the other side?"

The second blonde looks up the river then down the river and shouts back, "You ARE on the other side."

A highway patrolman pulled alongside a speeding car on the freeway. Glancing at the car, he was astonished to see that the blonde behind the wheel was knitting!

Realizing that she was oblivious to his flashing lights and siren, the trooper cranked down his window, turned on his bullhorn and yelled, "PULL OVER!"

"NO!" the blonde yelled back, "IT'S A SCARI!"

# Subdivision Recommendations

(Continued from Page 3)

another subdivision with lots less than 2.1 acres in size, as developers will plan lot sizes to avoid the expenses associated with community water systems.

Morel also proposed that, in considering regulations that apply to the number of lots within a development, each unit of a condominium or townhouse complex be regarded as an individual tract.

Planners will recommend that new subdivisions be required to use xeric landscaping techniques, which incorporate native or low-water-use plant materials and efficient irrigation methods. The planning commission will also ask that utilization of rainwater collection and storage systems and gray water for landscape irrigation be encouraged but not required.

Morel said that some people who attended the planning workshops felt that allowing people to collect rainwater would infringe on the water rights of others. He added that there are some people in the Sonterra subdivisions who are actually self-sufficient in water use just through rainwater collection methods.

Another recommendation will be to limit irrigated landscaping to 800 square feet per tract, but to make some kind of allowance for vegetable gardening.

In discussion regarding the regulation or banning of swimming pools and outdoor fountains, Crunk asked if a ban would outlaw the use of small plastic wading pools as are commonly sold in places like Wal-Mart. Morel said it would have to be adequately described in the ordinance, and that he knows of several condominium developments that include hotels. "If you tell the developer that the hotel can't have a pool, there's not going to be a hotel coming in," Morel said. Shamblin added, "we're just making recommendations though, that are going to be over-riden by the (county) commissioners."

Planning commission member Jim Bassett referred to swimming pool regulations in Santa Fe County that limit pools to commercially-operated or public facilities, temporary wading pools of less than eight feet in diameter and no more than one foot deep, and require that all existing pools be covered when not in use and only be drained once per year. County planners decided to recommend the same regulations.

Water analyses for new subdivisions would be re-

quired to include golf course data, and the county commissioners will be asked to petition the state for a designation of critical management area for Lincoln County. One result of the designation would be to require metering of all domestic wells. County commissioners will also be asked to consider the adoption of a separate ordinance requiring tree and shrub thinning to benefit the watershed, and to adopt a five-year moratorium on new subdivisions, to allow time for the compilation of additional data on water availability.

Planners will forward several pages of recommendations prepared by county emergency management director Bill Martin regarding the storage of water for fire-fighting needs and other emergency-related concepts.

These and several more recommendations will likely be presented to the county commissioners before month's end, to be considered for inclusion in a new subdivision ordinance.

### LEGAL NOTICE IN THE PROBATE COURT COUNTY OF BERNALILLO STATE OF NEW MEXICO NO. 2006 014

#### IN THE MATTER OF THE ESTATE OF ROLAND VAN NORMAN, deceased.

**NOTICE TO CREDITORS**  
BENNY COKER has been appointed Personal Representative of the Estate of ROLAND VAN NORMAN, deceased. All persons having claims against this estate are required to present their claims within two months after the date of the first publication of this Notice or the claims will be forever barred. Claims must be presented either to the Personal representative c/o Archie A. Witham, Attorney at Law, P.O. Box 83, Nogal, NM 99341, or filed with the Probate Court of Bernalillo County, One Civic Plaza NW, 6th Floor, Albuquerque, New Mexico 87102.

Archie A. Witham, Attorney for Benny Coker, Personal Representative of the Estate of Roland Van Norman, deceased  
P.O. Box 83  
Nogal, NM 88341  
505-354-7104

Published in the Lincoln County News on February 9 and 16, 2005.

**FAST ACTION**

*Lincoln County News*

**CLASSIFIED ADS**

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tfn/1/19

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2tp/2/9-16

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**FOR SALE:** By owner. 1416 8th St. Carrizozo. Manufactured Home, 28x60, 4 bedrooms, 2 baths on .959 acre, city water. For information call 648-2285 or 420-6743.  
4tp/2/9-3/2

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**YARD SALE:** Saturday, February 11, 9:00 a.m. to 5:00 p.m., Silva Ranch, 5 miles west of Capitán, MM 80 on Hwy. 380.  
1tc/2/9

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### LIFE'S JESTS

A Russian, an American, and a Blonde were talking one day. The Russian said, "We were the first in space!"

The American said, "We were the first on the moon!"

The Blonde said, "So what? We're going to be the first on the sun!" The Russian and the American looked at each other and shook their heads. "You can't land on the sun, you idiot! You'll burn up!" said the Russian. To which the Blonde replied, "We're not stupid, you know. We're going at night!"

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