

County considers Joining S.P.I.R.I.T

by Patrice Brazie

At the request of Lincoln County Commission chair Rick Simpson and San Patricio resident Ken Nosker, the county's board of commissioners heard a presentation from a member of S.P.I.R.I.T. (Southwest Passage Initiative for Regional and Interstate Transportation) at the regular county commission meeting on No-

vember 21st.

Nosker, an activist for improved highway systems in Lincoln County, introduced Ron Griggs, a former S.P.I.R.I.T. board member, and reminded the county commissioners that U.S. Highway 54 became a federally designated NAFTA (North American Free Trade Agreement) route more than eight years ago. Nosker encouraged the county commis-

sioners to join the S.P.I.R.I.T. organization.

Griggs told the county officials that S.P.I.R.I.T. was started 11 years ago with the single primary goal of seeing Highway 54 become a four lane roadway from El Paso, Texas to Wichita, Kansas.

"There are four states involved, Kansas, Oklahoma, Texas and New Mexico," Griggs said, "and by far, the most highway that needs to

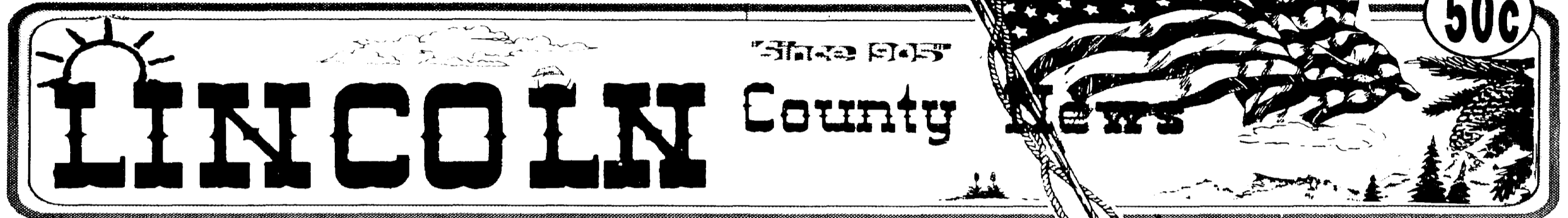
be four laned is in New Mexico." He said that the GRIP program, the Governor Richardson Investment Partnership that is providing some of the funding for the current improvements to Highway 54, is a good start. Current

efforts under the GRIP program are creating what is referred to as an enhanced two lane highway, with widened shoulders and added passing lanes. "Highway 54 is the most traveled two lane highway in the United

States," Griggs said, "and most of it is truck traffic."

Regarding the NAFTA route, Griggs reported that Mexico is expanding its highway system to include a major four lane route from a western coastal port in that

(SEE PAGE 3)



VOLUME #101, NUMBER 49

THURSDAY, DECEMBER 7, 2006

CARRIZOZO, NM 88301



BLUE RIBBON COMMITTEE MEMBERS - (Standing) Sharon Young, Tom Mann, Eric Aljaz, Rodney Griego, Dennis Worms, Capitan Schools Superintendent, Dr. C. Larry Miller, and J. Capitan Board Members - James Fields, Ed Johnson, Robin Parks, and president Danny Hayes.

County Road Issue Policies Questioned

by Patrice Brazie

Questions have been raised regarding the equity in the treatment of taxpayer when the county spends money and resources to maintain public roads over a period of several years, then abandons those roadways when they begin to

seize. Any physical installations, such as high water crossings, culverts, or cattle guards, as well as base course or gravel, applied to the road, appear to be essentially paid to the landowner by the taxpayers upon vacation of a county maintained road. An eight mile stretch of road

way amounts to approximately three acres of land and is vacated by the county, a considerable gift to a private citizen.

Another issue for some Lincoln County taxpayer is an absence of specific road policies at the county level. According to the county

manager, the county's road policies relate to new developments through the county, such as subdivisions.

There are no policies that allow for the improvement of roads currently not main-

Capitan Lifts Moratorium On Extraterritorial Water

by Patrice Brazie

Capitan Mayor Sam Hammons suggested a few months ago that a new well and completion of a loop line in the village water system would possibly lead to the lifting of a 12 year moratorium on extraterritorial water taps and annexation. In a special meeting on November 28th, the Capitan Village Council passed a resolution to allow both new extraterritorial taps and annexation of lands bordering the village.

The new resolution cites an adequate amount of water and a need to plan for the growth of Capitan as reasons for the repeal of the moratorium. Specifically, the resolution allows extraterritorial water taps on property that might not be contiguous to the village limits, but is adjacent to an existing water line no more than two miles from the village limits. The Capitan water supervisor and village trustees will have final determination regarding whether or not an existing water line has the capacity and pressure needed to support new taps. Annexation of property outside the village is limited to properties contiguous to the village limits, and an existing water line determined by the water supervisor to be sufficient in size and capacity.

During the portion of the meeting allocated for public

comment, the Capitan trustees heard from village resident Tom Sullivan, who asked for a guarantee that extraterritorial water taps would not affect the water pressure to his and other homes in Capitan.

Hammons told Sullivan that once he read the resolution, his concern should be resolved. The mayor further reported that extraterritorial users will pay an initial hook up fee of \$2,500 to be divided into one and a half times the normal monthly user's rate for water. New taps within the village limits will pay \$1,350 to connect.

Capitan resident Glynis Raine asked if any water availability studies, other than the village's 40 year water plan, had been performed by the water works board or planning board on behalf of the village. The 40 year water plan, about a 10 year old plan, had been just current, if there had been any updating of data and if it is something the public can see," she said.

Her comment drew no response from the village council.

In response to a question from another resident, Hammons said that a special meeting was called to approve the new resolution because the trustees thought it might be lengthy, all in

(SEE PAGE 2)

Capitan School District Schedules Bond Election

by Patrice Brazie

On Thursday, November 9, the board of education of Capitan Municipal Schools passed a resolution and proclamation for a school bond election and a school board election. Both elections will be held on Tuesday, February 6, 2007 at the Capitan Fairgrounds building. Registered voters within Lincoln County must live in the boundaries of Capitan Municipal School District to be eligible to vote.

The purpose of the \$7.5 million general bond election is to address priorities estab-

lished through the facilities master plan developed for Capitan Municipal Schools. The election will request the sale of bonds for funds to improve all schools and support facilities.

The bond issue proposes to address heating, ventilation, and air conditioning (HVAC), window replacement, roof and lighting replacement, bathroom renovations, classroom additions, classroom remodeling, computer lab improvements, science lab upgrade, and carpet replacement.

The school district has assembled a blue ribbon committee representing a cross section of the school district to work cooperatively to provide accurate information to all voters for them to make wise choices concerning the bond issue. The committee is currently working on a brochure to outline the specifics of the bond election for distribution to the public.

Also, there will be the election of three positions on the Capitan School Board. All

(SEE PAGE 2)



SEANON'S FIRT SNOW STORM hit Lincoln County last week, dumping five inches or more of the white stuff. Bitterly cold night temperatures followed. THINK SUNSHINE and WARMING TEMPERATURES! (photo by Tom Brazie)

Capitan Lifts Moratorium

(Continued from Page 1)

Capitan trustee Curtis Payne suggested to those who were in attendance at the meeting that expansion of the water system was the right thing to do. "We've got the water," he said. "So why not share it with the people who have been sitting on water lines for 20 years waiting for water?"

One of the major factors in the expansion project is extending the water line to the D and R area. The RR tracks are still in place, but were torn down after the village was incorporated. It is not known whether the village or Lincoln County officials should build the appropriate easement.

Hammons said that paper work that would have to be done on a property probably around 1987 was apparent. It is not known whether the village or Lincoln County officials should build the appropriate easement.

They think this is inside the village limits," Riska said, "but they haven't been paying municipal taxes. Their property taxes are going to the county, even though they have a water tap." According to Riska, some of the undocumented extrajurisdictional taps are almost two miles outside of the village, and the reason behind the restriction of two miles from the village for additional tap.

Hammons said that he was told by the county assessor that the only way Capitan can begin to collect municipal taxes from the existing extrajurisdictional tap holders would be to annex those properties.

The Christ Community Church, which was believed to be a part of the village and the local cemetery have also been found to be outside the village limits and will be annexed, Riska said. "It won't cost anyone a penny. It's just a matter of paper work," she added. Riska reported that the village owns 1,100 acre-feet of water rights, and has never used more than 247 acre-feet in a year. "It's time," she said, "if we ever want to grow at all."

A review of the village's water system, performed about one year ago by an engineering consulting firm established a need for the village to expand its customer base in order to remain financially viable.

A public hearing would preclude any proposed annexation, Riska said.

Payne also said that the owners of any annexed properties should be offered village water and maybe, sometime down the road, connection to the sewer line. "If they're going to pay municipal tax rates, they deserve what we have," Payne said.

The Capitan village trustees voted unanimously to adopt the resolution repealing the moratorium and allowing for extrajurisdictional taps and property annexation. Capitan trustee Bill Martin was absent from the meeting and therefore did not vote.

Trustees also approved an easement agreement with Brewer Oil Company that will allow the Brewer Ranch to have three meters for an

casement for the new water system loop line. Brewer will pay the village monthly for the water it draws from the system, just like everyone else, the mayor said. Hammons said he would have preferred to settle on a monetary figure for the easement.

The village council also approved a request for a water tap from Fred Cheney, who will pay \$2,250 to connect to the village water line that runs along his property. The new tap will have to be advertised and documented with the Office of the State

Capitan Bond

(Con't from P. 1)

position, are at large position on the bond. Each includes a four-year term commencing March 1, 2007.

Candidates who declare candidacy must file on Tuesday, December 19 at the Lincoln County Clerk's Office in the Lincoln County Court house in Carrizozo between 9:00 a.m. and 5:00 p.m. Interested individuals may call 531-1850 for more information.



Engineer, Hammons said. He reported that the village water supervisor has already determined that the water line has ample size and pressure to manage the additional tap.

The final item approved during the special meeting was to advertise for a street department employee.

Assembly of God Church 50th

Carrizozo Community Assembly of God Church is celebrating its 50th Anniversary this weekend. There will be a special service at 10:30 a.m. with a lunch following at the church.

The church has been pastored by long time residence of Carrizozo such as Johnnie and Judith Johnson and a town barber, Ray Wells. Many others pastored the church for short periods of time, some commuted from Tularosa or Alamogordo.

The 50th Anniversary celebration will also be the day the new pastor in town will be officially installed. Rev. Barbara Bradley is a Lincoln County native. Her parents are the late Dick Bradley of Carrizozo and Dorothy Bradley of Veguita, NM. Her grandparents are Claude and the late Annie Hobbs of Carrizozo, and her brothers are Ben Bradley, Lucky Myers, and Roy Bradley. Family is very important to Barbara and she is pleased to be surrounded with an abundance of family in close proximity. She was born in Ruidoso and lived in Carrizozo and then Corona until she was a junior in high school.

Bradley graduated from Mountain High School in 1995, and then attended Southwestern Assemblies of God University in Waxahatchie, Texas, where she graduated in 1999. She has been a part of church staffs in Dallas, Newark, NJ, Philadelphia, PAm Belen, Columbia, MO and Albuquerque. She has served with Children, Youth, Sunday School, Pastoral Care Ministries, and is now the senior pastor of the Carrizozo Assemblies of God Church.

The public is invited to attend the 50th anniversary celebration at the Carrizozo Assemblies of God Church.

Cattle Guard or Closure?

County Road B-048

Scott Martin, a rancher owning property along County Road B-048, has been having trouble with people leaving a gate on that road open, and requested at the November 21st meeting of the county's board of commissioners that some assistance be provided.

Ronnie Merritt, a member of the Lincoln County Public Land Use and Rural Affairs Advisory Committee (PLURAAC), presented the issue to the county commissioners on behalf of Martin, who Merritt said would like to be able to lock the gate, have the road abandoned by the county or install a series of cattle guards. Merritt said that, in order to protect Martin's cattle operation, four cattle guards would probably be needed.

(SEE PAGE 9)



TODAY, THURSDAY, DECEMBER 7
Public water meeting 6 p.m. to 8 p.m. at Ruidoso Convention Center.

-NM Department of Transportation stakeholder meeting for NM 532 corridor study will be held at 6:30 p.m. at Ruidoso Senior Center.

FRIDAY, DECEMBER 8
Alto Lakes Water & Sanitation District board special meeting 8 a.m. at Bonito Voluntary Fire Department. Agenda includes a closed session regarding negotiations for the acquisition of the Alto Lakes Water Corporation.

SATURDAY, DECEMBER 9
Luminaria preparation begins at 9 a.m. at Carrizozo Fire Station on 8th Street. Sacks will be filled with sand and be placed on flatbed trailers for storage until they are distributed on Christmas Eve. Volunteers are needed. Lunch will be provided at noon by the firemen and the Carrizozo Chamber of Commerce.

SUNDAY, DECEMBER 10
Carrizozo Community Assembly of God Church 50th anniversary celebration. Special service at 10:30 a.m. followed by lunch.

Cantata presented by Community Choir at Trinity United Methodist Church in Carrizozo 6:30 p.m. Refreshments will be served after the Cantata.

MONDAY, DECEMBER 11
-Last day to pay property taxes without penalty.
Lincoln County Rural Economic Development Through Tourism (REDTT) meets at 1 p.m. at Casa Blanca Restaurant in Ruidoso. RSVP to coda.omness@ennu.edu

TUESDAY, DECEMBER 12
Ruidoso Village Council meeting cancelled.
Carrizozo Town Council 6 p.m.
Capitan Village Council 6:30 p.m., public hearing for annexation ordinance.
Corona Village Council 7 p.m.
Corona School Board 7 p.m.

THURSDAY, DECEMBER 14
Lincoln County Commissioner's regular meeting 8:30 a.m. (date was set last year because of holiday) Tentative agenda includes request for legislative action - new courthouse, four resolutions, public hearing at 1:30 p.m. for release into the wild genera ordinance, mid year budget adjustments, and reception for departing elected officials.

Bookmobile Schedule

Tuesday, December 12	
Corona Post Office	12:00 - 2:00
Carrizozo Otero Electric	3:30 - 6:00
Wednesday, December 13	
Carrizozo Otero Electric	7:30 - 8:30
Nogal Post Office	9:00 - 9:45
Capitan Smokey Bear Cafe	10:15 - 11:30
Fort Stanton RLC	12:30 - 2:00
Camp Sierra Blanca	2:10 - 2:50
Lincoln Post Office	3:15 - 4:00
Hondo Store	5:00 - 6:00

NOTICE TO LINCOLN COUNTY PROPERTY OWNERS

PROPERTY TAX DELINQUENT DATE

LINCOLN COUNTY TREASURER reminds Lincoln County property owners that they must pay their First Half Property Taxes by December 10, 2006 to avoid penalties and interest.

ACCORDING TO N.M. STATE STATUTE 7-38-83, TIMELINESS-B. ALL ACTS REQUIRED OR PERMITTED TO BE DONE BY MAIL ARE TO BE POSTMARKED ON THE REQUIRED DATE

The Lincoln County Treasurer's Office does honor the postmark, but your payments **MUST BE POSTMARKED December 10, 2006.**

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

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

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

Thank You.

Beverly A. Calaway
Lincoln County Treasurer
P.O. Box 970
Carrizozo, New Mexico 88301
(505) 648-2397 or (800) 687-2705

CITY BANK IS RAISING YOUR REWARDS!

NOW EARN **4.08%**

ON YOUR FREE PERSONAL CHECKING ACCOUNT

COME IN TODAY AND SIGN UP FOR REWARD CHECKING WITH THE POWER TO EARN FREE ATM USE WORLDWIDE AND 4.08%

Reward CHECKING

City Bank
MEMBER FDIC
NEW MEXICO

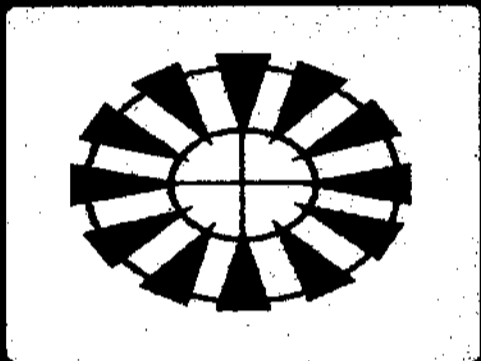
800 Our Bank www.citybanknm.com

ACCOUNT REQUIREMENTS

- 1) Minimum deposit of \$250.00 at the time of opening.
- 2) Minimum monthly deposit of \$25.00.
- 3) Minimum monthly maintenance fee of \$2.00.

THANK YOU
LINCOLN COUNTY
FOR MAKING US
YOUR BANK OF CHOICE!

Five Years Strong
and
GROWING



MEMBER FDIC

City Bank
NEW MEXICO



1203 E Avenue
Carrizozo, NM 88301
505 648 4298

1096 Mechem Drive
Suite 103
Lincoln Tower
Ruidoso, NM 88345
505 258 2265

1850 Sudderth
Midtown Branch
Ruidoso, NM 88345
505 257 2265

During this Holiday Season more than ever, our thoughts turn to those who have made our success possible. So we say simply, but sincerely, thank you Lincoln County for your business during the past year. On behalf of the Directors, Officers and Employees, we wish you a very happy Holiday Season!

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:

November 27
 12:28 p.m. Dog reported running loose on Pflingsten Road in Nogal, deputy dispatched.
 2:44 p.m. Harassment reported at location on Safe Haven in Ruidoso, deputy dispatched.
 5:11 p.m. Information report at location on Little Creek Road in Rancho Ruidoso Valley Estates, ambulance and deputy dispatched.

5:20 p.m. Burglary reported at mile marker 284 on Hwy 70 in Hondo, deputy dispatched.

6:30 p.m. Forgery reported at Lincoln County Detention Center (LCDC) on Airport Road in Carrizozo, deputy dispatched.

7:36 p.m. Assault reported at business location in Ruidoso Downs, deputy dispatched.

8:02 p.m. Peace keeping presence requested at location on Old Fort Stanton Road in Alto, deputy dispatched.

November 28
 6:44 a.m. Death reported at location on Enchanted Forest

Loop in Alto, deputy dispatched.

8:02 a.m. Dog reported running loose at mile marker 80 on Hwy 380, deputy dispatched.

9:59 a.m. Fire/burning without permit reported on Hwy 70 in Glencoe, deputy dispatched.

1:46 p.m. Medical call at residence on Calle el Corte in San Patricio, Advanced Life Support (ALS) ambulance dispatched.

1:58 p.m. Dog reported running loose on High Mesa in Alto, deputy dispatched.

5:39 p.m. Threats reported at business location on Smokey Bear Boulevard in Capitan, police dispatched.

11:55 p.m. Disturbance reported at residence on B Avenue in Carrizozo, police dispatched.

November 29
 12:00 a.m. Warrant service requested at location on West Gavilan Canyon Road in Ruidoso, deputy dispatched.

7:33 a.m. Domestic battery reported at residence on Sixth Street in Carrizozo, police dispatched.

11:23 a.m. Information report at location on Canyon Road in Ruidoso, deputy dispatched.

11:43 a.m. Medical call at residence on Hwy 48 in Capitan, ALS and deputy dispatched.

12:01 p.m. Trespassing reported at location on Sun Mountain Road in Alto, deputy dispatched.

5:27 p.m. Civil Paper Service at residence on Third Street in Capitan, police and deputy dispatched.

7:08 p.m. Suspicious activity by person(s) in vehicle near mile marker 281 on Hwy 70 in Hondo, deputy dispatched.

8:24 p.m. Civil dispute reported at location on Flute Player Way in Alto, deputy dispatched.

November 30
 1:57 a.m. Medical call at location on Rango Loop in Alto, ALS dispatched.

9:09 a.m. Motorist assistance requested at mile marker 270 on Hwy 70 in Glencoe, deputy dispatched.

9:51 a.m. Motorist assistance requested at location on Mount Haven Trail in Alto, deputy dispatched.

10:36 a.m. Larceny/theft reported at location on Eagle Ridge Road in Alto, deputy dispatched.

2:47 p.m. Welfare check requested at residence near mile marker 264 on Hwy in Ruidoso Downs, deputy dispatched.

7:43 p.m. Agency assistance requested by Ruidoso police at location on Wingfield in Ruidoso, deputy dispatched.

10:34 p.m. Suspicious activity by person(s) in vehicle reported at mile marker 278 on Hwy 70 in Glencoe, deputy dispatched.

December 1
 12:06 a.m. Disturbance reported at residence on B Avenue in Carrizozo, police dispatched.

4:45 a.m. Alarm reported by alarm company at business location near mile marker 286 on Hwy 70 in Hondo, deputy dispatched.

10:01 a.m. Medical call at residence on 12th Street in Carrizozo, ambulance dispatched.

10:32 a.m. Accident no injuries reported at location on DeBord in Ruidoso, police dispatched.

1:56 p.m. Medical call at business on Sudderth near Hwy 70 intersection, ALS dispatched.

2:02 p.m. Burglary reported at location on Hwy 70 in Tinnie, deputy dispatched.

2:24 p.m. Breaking & Entering (B&E) reported at location on Mogul in Alto, deputy dispatched.

2:53 p.m. Accident reported in the United Forest Service parking lot off of Mechem Drive in Ruidoso, deputy dispatched.

4:22 p.m. Dog reported running loose on Basin Street in Carrizozo, deputy dispatched.

6:06 p.m. Juvenile offenses reported at Sierra Blanca Juvenile facility on Fort Stanton, deputy dispatched.

6:39 p.m. Suspicious activity.

(SEE PAGE 5)

Obituary

RALPH RUSTIN "PETE" PORTER

Ralph Rustin "Pete" Porter, 77, of Corona, died November 29 in Albuquerque. Pete was born July 9, 1929 to Charlie and Lucille Porter. He was raised in Corona and graduated high school in 1947. He served in the US Army from 1950 to 1952 in Korea where he was wounded in action. Pete married Helen Minor Porter in 1953. They raised four children in Los Lunas. He was employed with the BNSF Railroad for 27 years and retired in 1984.

Pete is survived by his wife of 53 years Helen Porter of their home in Corona; sons, Bobby and his wife Vicki Porter of Los Lunas, Dean and his wife Diane Porter of Corona; daughters, Nancy Villella of Belen, Sherry and her husband Walter Gensler of Hagerman; 12 grandchildren; nine great grandchildren; sisters, Vivan Buxton of Roswell and Charlene Scrimshire of OK; brothers, Johnny Porter of Tularosa, and Luther Porter of Corona and numerous nieces and nephews.

Funeral services were held December 2 at the First Baptist Church in Corona with Cal West officiating.

Arrangements were entrusted to Harris-Hanlon Mortuary

This Week's NFL Schedule

Thursday:

Cleveland at *Pittsburgh

Sunday:

Minnesota at *Detroit
 *Tennessee at Houston
 *New England at Miami
 Oakland at *Cincinnati
 *Philadelphia at Washington
 Baltimore at *Kansas City
 *Atlanta at Tampa Bay
 NY Giants at *Carolina
 Indianapolis at *Jacksonville
 Green Bay at *San Francisco
 *Seattle at Arizona
 Buffalo at *NY Jets
 Denver at *San Diego
 New Orleans at *Dallas



Monday:

*Chicago at St. Louis

Last Week 7-9 / Season-118-57



LEGALS

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Governing Body of the Village of Capitan, New Mexico will hold a public hearing in conjunction with the regularly scheduled meeting on Tuesday, December 12, 2006 beginning at 6:30 PM at the Village Hall Meeting Room of the Village of Capitan, New Mexico. The public hearing is concerning the following:

1. Adopting Ordinance 2006-_____ An Ordinance Consenting to Landowners Petitions for Annexation into the Village of Capitan, New Mexico, certain contiguous lands owned by: Cheryl M. Hall at 573 West 5th Street Christ Community Fellowship Church at 517 W. Smokey Bear Blvd. David and Sherry Rouleau at 441 West 5th Street and 455 West 5th Street Village of Capitan Cemetery at 105 E. Last Road

The public is invited to attend the Public Hearing.

Comments or inquiries should be directed to Village Hall, 114 S. Lincoln Ave., Capitan, New Mexico 88316; 505-354-2247 between the hours of 7:00 AM and 5:30 PM Monday through Friday.

ATTEST:

Kay Strickland
 Village Clerk
 Village of Capitan, NM

Published in the Lincoln County News on November 30 and December 7, 2006.

LEGAL NOTICE

RESOLUTION NO. 2006-13

WHEREAS, the Governing Body in and for the County of Lincoln, State of New Mexico, meeting in a regular session on the 21st day of November 2006, has set the meeting dates for the Lincoln County Board of Commissioners; and

WHEREAS, the Lincoln County Board of Commissioners shall meet at 8:30 A.M., in the Commission Chambers at the Lincoln County Courthouse, in Carrizozo, New Mexico, unless otherwise specified.

NOW, THEREFORE, BE IT RESOLVED, that the Lincoln County Board of Commissioners hereby adopts the following regular meeting dates:

- Tuesday, January 16, 2007
- Tuesday, February 20, 2007
- Tuesday, March 20, 2007
- Tuesday, April 17, 2007
- Tuesday, May 15, 2007
- Tuesday, June 19, 2007
- Tuesday, July 17, 2007
- Tuesday, August 21, 2007
- Tuesday, September 18, 2007
- Tuesday, October 16, 2007
- Tuesday, November 20, 2007
- Tuesday, December 18, 2007

RESOLVED IN BOARD ACTION this 21st day of November 2006.

BOARD OF COMMISSIONERS OF LINCOLN COUNTY, NEW MEXICO

Rick Simpson, Chairman
 Tom Battin, Vice Chairman
 Earl B. Hobbs, Member
 Eileen M. Lovelace, Member
 Maurice A. St. John, Member

(SEAL)

ATTEST:

Tammie J. Maddox, County Clerk

Published in the Lincoln County News on December 7, 2006.

Without it,

how would anyone know what to buy!

Advertising, use it!!

Call us . . .
Lincoln County News
 505-648-2333

THOUGHTS FROM THE EDITOR'S DESK

Remembering December 7, 1941

By Ruth Hammond

Sixty five years ago today, at 7:55 a.m. there was a surprise attack on the United States fleet at Pearl Harbor. It was that attack that thrust the United States into World War II and changed the lives of everyone for many years.

Young people today can't imagine that event. With the TV coverage available at this time it would be difficult for a surprise attack to be launched. But in 1941 the only method of receiving news was by radio and newspaper. There were newsreels at the movies but they were edited by the government prior to being distributed to theaters.

Memorial services will be held today for the people who were killed in that surprise attack. Please take time for a moment of silence to honor those victims, civilian as well as military. They were unsuspecting victims and totally unaware that such an event could happen there. It was a struggle but the United States did repair much of the fleet and went on to be victorious in that terrible war.

Back here in the United States, drastic changes took place. Children watched as their parents cried and told them that Pearl Harbor had been bombed. Some children knew what a pearl was but had no inkling what a pearl harbor might be. There was also a change in the holiday preparations. The next day, on December 8, there were no Christmas trees for sale in large cities. One mother was lucky enough to find a limb and bring it home to be decorated. Her children thought it was a very lovely tree.

Other changes through the next few years included rationing of gas, and you probably complain because of the cost per gallon today. Meat and sugar were rationed. Each person had a ration book and had to use stamps to be able to purchase meat, sugar, leather and fuel only on certain days. There was no butter, and that was before oleomargarine had been made available for the public. Silk stockings were not available, and that was before the nylons were sold. Painting a stripe down the back of their leg was one way females would give the impression they were wearing silk stockings, which had a seam in back.

Listening to some old-timers about the things they did to survive during the war might sound like science fiction to young people today, but most of the stories are true. The blackouts were one of the more frightening events for youngsters, especially in areas in the middle of the United States. Windows had to be covered with blankets so as to not allow any light to be seen from an airplane. If a person lit a cigarette outside they could be arrested, and usually were, for not obeying the blackout regulations.

Sixty five years may seem like a long time to keep a memory alive, but the families of the 9/11 victims may never be able to forget that tragedy. December 7, 1941, a day that changed the world forever. Remember it today.

Lincoln County News

USPS 313460

"The Lincoln County News" is published Thursdays at 309 Central Ave., Carrizozo, New Mexico 88301. Second class postage paid at Carrizozo, New Mexico. POSTMASTER: Send address changes to LINCOLN COUNTY NEWS, P.O. Drawer 459, Carrizozo, NM 88301.

ruth.hammond@pcr.net
 co publisher

SUBSCRIPTION RATES:

IN COUNTY 1 Year \$30.00 / 2 Years \$55.00
 IN STATE (NM) 1 Year \$33.00 / 2 Years \$61.00
 OUTSIDE NM 1 Year \$37.00 / 2 Years \$69.00



LEGALIS

**LEGAL NOTICE
TWELFTH JUDICIAL
DISTRICT COURT
COUNTY OF LINCOLN
STATE OF NEW MEXICO
CV-06-189**

**WELLS FARGO BANK, N.A.,
Plaintiff,**

**vs.
RAYMOND D. COULTAS
VICTORIA S. COULTAS,
Defendants.**

**NOTICE OF SALE
ON FORECLOSURE**

PLEASE TAKE NOTICE that the above-entitled Court, having appointed me as Special Master in this matter with the power to sell, has ordered me to sell the property (the "Property") situated in Lincoln County, New Mexico, commonly known 140 El Paisano Drive, Capitan, New Mexico 88316, and more particularly described as follows:

TRACTS 1 AND 2 BEING LOCATED IN THE NW/4, SECTION 33, TOWNSHIP 8 SOUTH, RANGE 14 EAST, N.M.P.M., LINCOLN COUNTY, NEW MEXICO, AS SHOWN BY THE BOUNDARY SURVEY PLAT THEREOF FILED IN THE OFFICE OF THE COUNTY CLERK AND EX-OFFICIO RECORDER OF LINCOLN COUNTY, NEW MEXICO, JULY 9, 1999, IN CABINET G, SLIDE NO. 429.

The sale is to begin at 1:00 p.m. on December 13, 2006, on the front steps of the Lincoln County Court House, East entrance, City of Carrizozo, County of Lincoln, State of New Mexico, at which time I will sell to the highest and best bidder for cash, in lawful currency of the United States of America, the Property to pay expenses of sale and to satisfy the Judgment granted Wells Fargo Bank, N.A.

Wells Fargo Bank, N.A. was awarded a Judgment on November 6, 2006, in the principal sum of \$235,366.98, plus outstanding interest through October 26, 2006, in the amount of \$9,632.32 and accruing daily thereafter at the rate of \$40.30 per day, plus late charges in the amount of \$440.52, plus property preservation fees of \$199.99, less an escrow balance of \$416.46, with interest on the late charges, property preservation fees, attorney's fees and costs of this suit at the rate of 6.250% per annum.

The sale is subject to a one (1) month right of redemption in favor of the Defendants as specified in the Judgment filed herein.

Prospective purchasers at the sale are advised to make their own examination of title and the condition of the property and to consult their own attorney before bidding.

**Michael LaValle
Special Master
5120 San Francisco
Albuquerque, New Mexico 87109
(505) 858-3303**

Published in the Lincoln County News on November 16, 22, 30; and December 7, 2006.

**LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT
No. CV06-81**

**WELLS FARGO BANK MINNESOTA,
N.A., AS TRUSTEE,
Plaintiff,**

**vs.
JAMES G. HAMMITT, RICKY D.
HOBBS, DEBBIE K. HOBBS, AND
GREEN TREE ACCEPTANCE, INC.,
Defendants.**

NOTICE OF SALE

Notice is hereby given that on December 26, 2006, at the hour of 9:00 am the undersigned Special Master, or his designee, will, at the front entrance of the Lincoln County Courthouse, at 300 Central, Carrizozo, NM 88301, sell all of the rights, title and interest of the above-named Defendants, in and to the hereinafter described real estate to the highest bidder for cash. The property to be sold is located at 108 Buck Drive, Capitan, New Mexico 88316, (if there is a conflict between the legal description and the street address, the legal description shall control) and is more particularly described as follows:

LOT 5, OF A REPLAT OF LOT 107, OF MESA VERDE ACRES SUBDIVISION, UNIT THREE, LINCOLN COUNTY, NEW MEXICO, AS SHOWN BY THE PLAT THEREOF FILED IN THE

**OFFICE OF THE COUNTY CLERK
OF LINCOLN COUNTY, NEW
MEXICO, NOVEMBER 9, 1970,
IN THE TUBE NO. 386.**

including a 1984 GLEN, VIN number TXFL2AE128402395, and any and all improvements, fixtures, and attachments. Subject to all taxes, utility liens and other restrictions and easements of record, and subject to a one (1) month right of redemption by the Defendants, the foregoing sale will be made to satisfy the foreclosure judgment rendered by this Court in the above-entitled and numbered cause on November 15, 2006, being an action to foreclose a mortgage on the above-described property. The Plaintiff's judgment is \$82,819.63, and the same bears interest at the rate of 10.0000%, which accrues at the rate of \$22.69 per diem, commencing on November 1, 2006, with the Court reserving entry of final judgment against said Defendant James G. Hammitt for the amount due after foreclosure sale, for costs and attorney's fees, plus interest as may be assessed by the Court. The Plaintiff has the right to bid at such sale all of its judgment amount and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its judgment to the purchase price in lieu of cash. The sale may be postponed and rescheduled at the discretion of the Special Master.

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

NOW, THEREFORE, notice is hereby given that in the event that said property is not sooner redeemed, the undersigned will as set forth above, offer for sale and sell to the highest bidder for cash or equivalent, the lands and improvements described above for the purpose of satisfying, in the adjudged order of priorities, the judgment described herein and decree of foreclosure together with any additional costs and attorney's fees, costs of advertisement and publication, a reasonable receiver and Special Master's fee to be fixed by the Court. The total amount of the judgment due is \$82,819.63, plus interest to and including date of sale of \$1,270.64 for a total judgment plus interest of \$84,090.27. Sale is subject to the entry of order of the Court approving the terms and conditions of this sale.

**PETER BACA, Special Master
P.O. Box 215
Carrizozo, NM 88301
Telephone: (505) 648-9925
E-mail: sale@littledrantel.com**

Published in the Lincoln County News on November 30; December 7, 14 and 21, 2006.

**LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT
No. CV-06-228**

**THE BANK OF NEW YORK AS
TRUSTEE FOR THE HOLDERS
OF THE EQCC ASSET BACKED
CERTIFICATES, SERIES 2001-2,
Plaintiff,**

**vs.
OLYMPIA C. ROBNETT A/K/A
OLYMPIA ROBNETT, THE ESTATE
OF LYN H. ROBNETT A/K/A LYN
ROBNETT, DECEASED, UNKNOWN
HEIRS, DEVICES OR LEGATEES
OF LYN H. ROBNETT A/K/A LYN
ROBNETT, DECEASED, CITI-
FINANCIAL, INC. F/K/A BLAZER
FINANCIAL SERVICES, INC.,
AND HOUSEHOLD REALTY
CORPORATION,
Defendants.**

NOTICE OF SALE

Notice is hereby given that on December 26, 2006, at the hour of 9:15 am the undersigned Special Master, or his designee, will, at the front entrance of the Lincoln County Courthouse, at 300 Central, Carrizozo, NM 88301, sell all of the rights, title and interest of the above-named Defendants, in and to the hereinafter described real estate to the highest bidder for cash. The property to be sold is located at Highway 70 Mile Marker 207, Hondo, New Mexico 88336, (if there is a conflict between the legal description and the street address, the legal description shall control) and is more particularly described as follows:

TOWNSHIP 11 SOUTH, RANGE 17

**EAST, N.M.P.M., LINCOLN
COUNTY, NEW MEXICO**

A tract of land situate within the NE/4 of Section 10, Township 11 South, Range 17 East, N.M.P.M., Lincoln County, New Mexico, being a part of the Ambrocio Chavez Estate Partition, and being more particularly described as follows:

Beginning at the Northeast corner of Parcel No. 6 of the Ambrocio Chavez Estate Partition, thence due West 90 feet; thence in a Southwesterly direction 190 feet to the Southwest corner of the herein described tract of land; thence due East 120 feet to the Southeast corner, thence due North 185 feet to the Northeast corner and place of beginning of the herein described tract of land;

TOGETHER WITH a 12 foot wide roadway easement, running from the North R.O.W. line of U.S. Highway No. 70, to the herein described parcel, being on the East side of the tract owned by Abraham and Frances Chavez,

including a 1975 Chat Manufactured Home, VIN number 675470S6610, and any and all improvements, fixtures, and attachments. Subject to all taxes, utility liens and other restrictions and easements of record, and subject to a nine (9) months right of redemption by the Defendants, the foregoing sale will be made to satisfy an in personam and in rem foreclosure judgment rendered by this Court in the above-entitled and numbered cause on November 16, 2006, being an action to foreclose a mortgage on the above-described property. The Plaintiff's in personam and in rem judgment is \$71,242.58, and the same bears interest at the rate of 10.750%, which accrues at the rate of \$20.98 per diem, commencing on December 1, 2006, with the Court reserving entry of final in personam judgment as to said Defendant Olympia C. Robnett a/k/a Olympia Robnett and in rem judgment as to the Estate of Lyn H. Robnett a/k/a Lyn Robnett, Deceased for the amount due after foreclosure sale, for costs and attorney's fees, plus interest as may be assessed by the Court. The Plaintiff has the right to bid at such sale all of its in personam and in rem judgment amount and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its in personam and in rem judgment to the purchase price in lieu of cash. The sale may be postponed and rescheduled at the discretion of the Special Master.

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

NOW, THEREFORE, notice is hereby given that in the event that said property is not sooner redeemed, the undersigned will as set forth above, offer for sale and sell to the highest bidder for cash or equivalent, the lands and improvements described above for the purpose of satisfying, in the adjudged order of priorities, the in personam and in rem judgment described herein and decree of foreclosure together with any additional costs and attorney's fees, costs of advertisement and publication, a reasonable receiver and Special Master's fee to be fixed by the Court. The total amount of the in personam and in rem judgment due is \$71,242.58, plus interest to and including date of sale of \$545.48 for a total in personam and in rem judgment plus interest of \$71,788.06. Sale is subject to the entry of order of the Court approving the terms and conditions of this sale.

**PETER BACA, Special Master
P.O. Box 215
Carrizozo, NM 88301
Telephone: (505) 648-9925
E-mail: sale@littledrantel.com**

Published in the Lincoln County News on November 30; December 7, 14 and 21, 2006.

**Sheriff's
Report**

(Cont. from P. 5)

ity by person(s) in vehicle reported on Fourth Street in Capitan, police dispatched.

11:05 p.m. Loud party/disturbance reported at Lower Eagle Creek in Alto, deputy dispatched.

11:58 p.m. Message delivery at residence on East Fourth Street in Capitan, police dispatched.

December 2
10:22 a.m. Information report at business location on East Smokey Bear Boulevard in Capitan, police dispatched.

10:30 a.m. Fire reported in Gavilan Canyon, Bonito fire units and deputy dispatched.

11:23 a.m. Disturbance reported on High Mesa in Alto, deputy dispatched.

11:48 a.m. Dog reported running loose on F Avenue in Carrizozo, police dispatched.

1:54 p.m. Civil dispute reported at business location on Smokey Bear Boulevard in Capitan, police dispatched.

4:12 p.m. Medical call at Spencer Theater in Rancho Ruidoso Valley Estates, ALS and deputy dispatched.

7:57 p.m. Welfare check requested for person sitting in car at mile marker 117 on Hwy 54 south of Carrizozo, deputy dispatched.

December 3
5:59 a.m. Dog reported running loose near Long Road and Loft Road intersection in Capitan, police dispatched.

10:07 a.m. Dog reported running loose on Smokey Bear Boulevard in Capitan, police dispatched.

5:43 p.m. 911 Hang-up from location on Ski Run Road at Ski Apache Resort, deputy dispatched.

11:25 p.m. Agency assistance requested by Ruidoso police at business location on Mechem in Ruidoso, deputy dispatched.

December 4
4:17 a.m. Medical call at residence on 1 Avenue in Carrizozo, ambulance dispatched.

7:56 a.m. Dog reported running loose on Jarratt in Ruidoso, deputy dispatched.

10:20 a.m. Children Youth and Family Department (CYFD) referral at Camp Sierra Blanca on Fort Stanton grounds, deputy dispatched.

11:47 a.m. Peace keeping presence requested at residence on Del Norte Drive in Ruidoso, deputy dispatched.

1:48 p.m. Burglary reported at location on Lower Eagle Creek in Ruidoso, deputy dispatched.

5:50 p.m. Dog reported running loose on CR E019, deputy dispatched.

**Old Lincoln
Town**

December came in with a force. We had three days of winds, a night of dry snow and COLD.

Christmas is almost here and there are so many activities, it is often hard to decide which ones to attend.

We had to be in Ruidoso Saturday. There were so many activities. We watched the Ruidoso Girls and their gymnastics, the line dancers and mingled with the "Walk of Bethlehem" group. They were all in costumes.

We had a wonderful Thanksgiving. We had family members here to help us celebrate. David, Scott and Daniel spent three days cleaning our yard and Rosina Locke's. Everything looks so nice. The only bad thing, when they got all vegetation away from the rock fence, we found some of it had fallen.

*"In God
We Trust"*

COMPUTER REPAIR
Web Hosting & Design

Will make house calls in greater Carrizozo area.

DIRK NORRIS 648-2722



WEATHER REPORT
by Jeff Hammond

Recently the Lincoln County News received a couple of inquiries about "dew point". What is it? What causes it? And a few suggestions to include it in the weather report. I did some research, and most everything I could find about it was so technical I had difficulty understanding it.

I contacted the local broadcast TV station weather forecasters asking for information in laymen terms. Only one response was received, and that was from Larry Rice of KOB-TV, the NBC affiliate in Albuquerque. Here is what I received:

It's a pretty simple explanation. It's the point (temperature) at which dew (condensation) will occur.

The dew point is the temperature at which the air is saturated with respect to water vapor over a liquid surface. When the temperature is equal to the dew point then the relative humidity is 100%. The common ways for the relative humidity to be 100% is to

1.) cool the air to the dew point.

2.) evaporate moisture into the air until the air is saturated.

3.) lift the air until it adiabatically cools to the dew point. (clouds form)

An example would be a morning when the temperature is 42 and the dew point is . . . say . . . 41 . . . there may be some fog as the water vapor in the air condenses out to fog droplets, or there's simply just a lot of dew on the ground, and/or cars at that time of day.

The exception to this is when there is a dew point that is below freezing. We call it the dew point, but its actually the "frost point", as frost will form if the air temperature falls to that sub freezing "dew point."

There is a slight chance of rain in the higher elevations of Lincoln County on Friday and Monday of the upcoming week.

The forecast for Lincoln County is clear to partly cloudy with temperatures close to the average for this time of year. High 40's to the lower 50's in the daytime, low 20's to low 30's at night.

Light winds Thursday and Friday, calming in the early morning hours. There will be frost and ice on the roads in the higher elevations in the early morning hours, warming up and melting off by about 8:30 - 9 a.m.

Forecast for Carrizozo, Hondo and high desert of Lincoln County:
Today, Thursday, Dec. 7
Mostly sunny, with a high near 51. East wind around 5 mph becoming calm, night: Mostly clear, with a low around 23. Calm wind becoming south around 5 mph.

(SEE PAGE 7)

**LEGAL NOTICE
RESOLUTION NO. 2006-15
OPEN MEETINGS ACT**

WHEREAS, the Lincoln County Board of Commissioners met in regular session at Carrizozo, New Mexico, on the 21st day of November, 2006, at 8:30 a.m. as required by law; and

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

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

WHEREAS, Section 10-15-1(D) of the Open Meetings Act requires the Lincoln County Board of Commissioners to determine annually what constitutes reasonable notice of its public meetings.

NOW, THEREFORE, BE IT RESOLVED by the Lincoln County Board of Commissioners that:

1.) Regular meetings of the Lincoln County Board of Commissioners shall ordinarily be held each month at a time and place designated in the notice. The agenda will be available at least twenty-four (24) hours prior to the meeting from the Lincoln County Manager's Office located in the Lincoln County Courthouse, Carrizozo, New Mexico.

2.) Special meetings of the Lincoln County Board of Commissioners may be called by the Chairman or a majority of the members upon three (3) days notice. The notice shall include an agenda for the meeting or information on how members of the public may obtain a copy of the agenda. The agenda shall be available to the public at least twenty-four (24) hours before any special meeting.

3.) Emergency meetings of the Lincoln County Board of Commissioners will be called only under unforeseen circumstances that demand immediate action to protect the health, safety and property of citizens or to protect the public body from substantial financial loss. The Lincoln County Board of Commissioners will avoid emergency meetings whenever possible. Emergency meetings may be called by the Chairman or a majority of the members upon three (3) hours' notice, unless threat of personal injury or property damage requires less notice. The notice for all emergency meetings shall include an agenda for the meeting or information on how the public may obtain a copy of the agenda.

4.) For the purpose of regular meetings described in paragraph 1 of this resolution, notice requirement will be complied with by the Lincoln County Clerk's permanently posting on the bulletin board at the Lincoln County Courthouse a copy of this resolution, as well as a notice setting forth the days and times of the regular meetings which have been set by resolution. Changes effecting the date of a regular scheduled meeting will be mailed to those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made a written request for notice of public meetings.

5.) For the purposes of special meetings and emergency meetings described in paragraphs 2 and 3 of this resolution, notice requirements shall be met by posting notices in the offices of the Lincoln County Clerk and the Lincoln County Manager. The Lincoln County Manager's Office shall provide telephonic notice to those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made a written request for notice of public meetings.

6.) Every effort shall be made to follow the Robert's Rules of Order. The Robert's Rules of Order shall be specifically modified to allow the Chairman to vote in all instances.

7.) If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the County Manager's Office at 505/648-2385 at least one week prior to the meeting or as soon as possible. Please contact the County Manager's Office at 505/648-2385 if a summary or other type of accessible format is needed.

8.) The Lincoln County Board of Commissioners may close a meeting to the public only if the subject matter of such discus-

sion or action is excepted from the open meeting requirement under Section 10-15-1(H) of the Open Meetings Act.

(1) If any meeting is closed during an open meeting, such closure shall be approved by a majority vote of a quorum of the Lincoln County Board of Commissioners taken during the open meeting. The authority for the closed meeting and the subjects to be discussed shall be stated with reasonable specificity in the motion to close and the vote of each individual member on the motion to close shall be recorded in the minutes. Only those subjects specified in the motion may be discussed in the closed meeting.

(2) If a closed meeting is conducted when the Lincoln County Board of Commissioners is not in an open meeting, the closed meeting shall not be held until public notice, appropriate under the circumstances, stating the specific provision of law authorizing the closed meeting and the subjects to be discussed with reasonable specificity, is given to the members and the general public.

(3) Following completion of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next open meeting if the closed meeting was separately scheduled, shall state whether the matters discussed in the closed meeting were limited only to those specified in the motion or notice for closure.

(4) Except as provided in Section 10-15-1(H) of the Open Meetings Act, any action taken as a result of discussions in a closed meeting shall be made by vote of the Lincoln County Board of Commissioners in an open public meeting.

9.) Pursuant to 10-15-1 NMSA 1978, paragraph C, a member or members of the Lincoln County Board of Commissioners may participate in a meeting of the Board by means of a conference telephone or other similar communications equipment when it is otherwise difficult or impossible for the member or members to attend the meeting in person, provided that each member participating by conference telephone can be identified when speaking, all participants are able to hear each other at the same time and members of the public attending the meeting are able to hear any member of the public body who speaks during the meeting.

PASSED, ADOPTED AND APPROVED This 21st day of November 2006.

BOARD OF COMMISSIONERS OF LINCOLN COUNTY, NEW MEXICO

**Rick Simpson, Chairman
Tom Battin, Vice Chairman
Earl B. Hobbs, Member
Eileen M. Lovelace, Member
Mauriece A. St. John, Member**

(SEAL)

**ATTEST:
Tammie J. Maddox,
County Clerk**

Published in the Lincoln County News on Thursday, December 7, 2006.

**LEGAL NOTICE
TWELFTH JUDICIAL
DISTRICT COURT
COUNTY OF LINCOLN
STATE OF NEW MEXICO
CV 06-328
Division III**

FLYING W DIAMOND RANCH, INC.,
a New Mexico corporation,
Plaintiff,

vs.

**GROUP I:
BERNETTA FAY DEAN
GALLOWAY, aka BERNETTA F.
GALLOWAY, aka BETTY GALLO-
WAY and her unknown heirs, devisees
and assigns, SHIRLEY FAY
GALLOWAY, and her unknown heirs,
devisees and assigns, and HERMAN
LEE GALLOWAY, and his unknown
heirs, devisees and assigns,**

and

**GROUP II
JOHN DOES 1 THROUGH 100 and
their UNKNOWN HEIRS, DEVISEES
AND ASSIGNS, and**

**GROUP III
ALL UNKNOWN CLAIMANTS OF
INTEREST IN THE PREMISES
ADVERSE TO THE PLAINTIFFS,
Defendants.**

**NOTICE OF PENDENCY OF SUIT
TO THE FOLLOWING NAMED
DEFENDANTS AGAINST WHOM
CONSTRUCTIVE SERVICE IS
HEREBY SOUGHT TO BE
OBTAINED:**

**GROUP I:
BERNETTA FAY DEAN
GALLOWAY, aka BERNETTA F.
GALLOWAY, aka BETTY GALLO-
WAY and her unknown heirs, devisees**

and assigns, SHIRLEY FAY GALLOWAY, and her unknown heirs, devisees and assigns, and HERMAN LEE GALLOWAY, and his unknown heirs, devisees and assigns,

and

**GROUP II
JOHN DOES 1 THROUGH 100 and
their UNKNOWN HEIRS, DEVISEES
AND ASSIGNS; and**

**GROUP III
ALL UNKNOWN CLAIMANTS OF
INTEREST IN THE PREMISES
ADVERSE TO THE PLAINTIFFS.**

PLEASE TAKE NOTICE that the Plaintiffs have filed a Complaint to Quiet Title in the above captioned cause wherein you are named as the Defendant.

YOU ARE HEREBY NOTIFIED that the general object of this action is to quiet title to real property, as more particularly set forth in the Complaint on file in the above-captioned cause.

The Plaintiff's attorney is Lee Griffin, Lee Griffin & Associates, P.C., 415 Mechem Drive, Ruidoso, New Mexico 88345.

PLEASE TAKE FURTHER NOTICE that if you intend to contest this suit, you must respond to the Complaint on or before the last date of publication of this Notice.

WITNESS my hand and seal of this Court this 4th day of December, 2006.

JAN PERRY
Clerk of the District Court
By: /s/ Deputy

Published in the Lincoln County News on December 7, 14 and 21, 2006.

**LEGAL NOTICE
P.T.D. ORDER NO. 06-24
LIMITATION ON INCREASE
IN VALUE FOR SINGLE-FAMILY
DWELLINGS OCCUPIED BY LOW
INCOME OWNERS WHO ARE
SIXTY-FIVE YEARS OF AGE
OR OLDER OR DISABLED
FOR TAX YEAR 2007**

Pursuant to HB 73, NMSA -- 7-36-21.3 (2003), the State of New Mexico, Taxation and Revenue Department, Property Tax Division, hereby informs Assessors that:

A. For the 2007 tax year, the valuation for taxation purposes of a single family dwelling owned and occupied by a person who is sixty-five years of age or older and whose modified gross income, as defined in the Income Tax Act (7-2-1 NMSA 1978), for the prior taxable year did not exceed twenty-one thousand dollars (\$21,000), shall not be greater than the valuation of the property in the:

- (1) 2001 tax year;
- (2) Year in which the owner has his sixty-fifth birthday, if that is after 2001; or
- (3) Tax year following the tax year in which an owner who turns sixty-five or is sixty-five years of age or older first owns and occupies the property, if that is after 2001.

B. For the 2007 tax year, the valuation for taxation purposes of a single family dwelling owned and occupied by a person who is disabled and whose modified gross income, as defined in the Income Tax Act (7-2-1 NMSA 1978), for the prior taxable year did not exceed twenty-one thousand dollars (\$21,000), shall not be greater than the valuation of the property in the:

- (1) 2003 tax year;
- (2) Year in which the owner is determined to be disabled, if that is after 2003; or
- (3) Tax year following the tax year in which an owner who is disabled or who is determined to be disabled first owns and occupies the property, if that is after 2003.

For subsequent years following 2007, the maximum amount of modified gross income shall be adjusted for inflation by the Department and will be published annually.

"Disabled" is defined as a person who has been determined to be blind or permanently disabled with medical improvements not expected pursuant to 42 USCA 421 for purposes of the federal Social Security Act (42 USC -- 301 et seq.) or is determined to have a permanent total disability pursuant to the Workers Compensation Act (52-1-1 NMSA 1978).

Done this 3rd day of November 2006.

**Tim Eichenberg, Director
Property Tax Division**

Published in the Lincoln County News on December 7, 14 and 21, 2006.

"In God We Trust"

LEGALS

LEGAL NOTICE

RESOLUTION AND PROCLAMATION OF REGULAR SCHOOL DISTRICT ELECTION AND SCHOOL BOND ELECTION

WHEREAS, the Board of Education of the Capitan Municipal School District No. 28 ("Board" and "District", respectively), in the County of Lincoln and State of New Mexico, has determined that a regular school district election and school bond election ("Election") be held on February 6, 2007, pursuant to the School Election Law, NMSA 1978, Sections 1-22-1 through 1-22-19, and the Bond Election Act, NMSA 1978, Sections 6-15-23 through 6-15-28; and

WHEREAS, the Board has determined that three (3) positions on the Board are to be filled at the Election by submitting to the qualified electors of the District the names of candidates qualified to appear on the ballot for election to such positions; and

WHEREAS, the persons who desire to fill such positions on the Board shall be required to file declarations of candidacy or declarations of intent to be a write-in candidate, all in accordance with the School Election Law;

WHEREAS, the Board has determined upon its own initiative to submit to a vote at the Election, the question of the issuance of its general obligation bonds in the maximum amount and for the purpose hereinafter specified, as permitted by NMSA 1978, Section 22-18-2(B), and the Bond Election Act; and

WHEREAS, neither the bond question herein submitted nor any other school bond question has been defeated by the voters of the District at a school bond election held within a period of two years from the date of the Election.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE CAPITAN MUNICIPAL SCHOOL DISTRICT NO. 28, CONSTITUTING THE GOVERNING BODY OF SAID DISTRICT, IN THE COUNTY OF LINCOLN AND STATE OF NEW MEXICO:

Section 1. On the 6th day of February, 2007, there will be held in the Capitan Municipal School District No. 28, Lincoln County, New Mexico, a regular school district election for the purpose of submitting to the respective qualified electors of the District the names of candidates for the three (3) positions to be filled on the Board and a school bond election for the purpose of submitting to the qualified electors of the District the question of creating a debt by the issuing of general obligation bonds.

Section 2. At the Election, the following at-large positions on the Board shall be filled by the qualified electors of the District:

- Position 3: For a four-year term commencing March 1, 2007;
- Position 4: For a four-year term commencing March 1, 2007; and
- Position 5: For a four-year term commencing March 1, 2007.

Section 3. A declaration of candidacy for a position on the Board to be filled at the Election shall be filed with the County Clerk of Lincoln County, the proper filing officer, during the period commencing at 9:00 a.m., December 19, 2006, being the third Tuesday in December, and ending at 5:00 p.m. on the same day, pursuant to Section 1-22-7.

Section 4. In making a declaration of candidacy, the candidate for a position on the Board to be filled at the Election shall submit a sworn statement of intent in substantially the form provided in Section 1-22-8.

Section 5. A person who desires to be a write-in candidate for a position on the Board to be filled at the Election shall file with the County Clerk of Lincoln County, a declaration of intent to be a write-in candidate before 5:00 p.m. on January 2, 2007, being the thirty-fifth day preceding the Election.

Section 6. At the Election, the following question shall be submitted to such qualified, registered electors of the District:

GENERAL OBLIGATION BOND QUESTION

"Shall the Board of Education of the Capitan Municipal School District No. 28, County of Lincoln, State of New Mexico, be authorized to issue general obligation bonds of the District, in one series or more, in the aggregate principal amount of not exceeding \$7,500,000 for the purpose of erecting, remodeling, making additions to and furnishing school buildings, purchasing or improving school grounds, purchasing computer software and hardware for student use in public schools, providing matching funds for capital outlay projects funded pursuant to the Public School Capital Outlay Act or any combination of these purposes, said bonds to be payable from general (ad valorem) taxes and to be issued and sold at such time or times upon such terms and conditions as the Board may determine?"

Section 7. A person is a qualified elector of the District if on the day of the Election he or she is a citizen of the United States, at least 18 years of age, and a resident of the District. In order to vote, qualified electors of the District must have previously registered with the County Clerk of Lincoln County, or any voter registration agent in accordance with law. Any qualified elector of

the District who is not now registered and who wishes to vote at the Election should register prior to 5:00 p.m. on January 9, 2007, being the twenty-eighth day immediately preceding the Election during regular office hours and days of business at the office of the County Clerk of Lincoln County, at the Lincoln County Courthouse in Carrizozo, New Mexico, or by any registration agent at a designated agency as provided in NMSA 1978, Sections 1-4-1 through 1-4-49.

Section 8. The polls for the Election will be open between 7:00 a.m. and 7:00 p.m. on the day of the Election.

Section 9. The voting districts for the Election shall be as follows:

Voting District	Election Precinct	Polling Place
	(Consolidated)	Lincoln County
	Portions of Precincts	Fair Building
	1, 2A, 2B, 3, 4, 5, 6	Capitan, NM
	7, 10, 12A, 12B, 12C	
	and 14 that are within the	
	Capitan Municipal School District	

The Absentee Voter District will be as described in Section 11 herein.

Section 10. Voting on the day of the election shall be by a voting system defined in NMSA 1978, Section 1-9-1. At least one voting system shall be used at the polling place for each Voting District.

Section 11. Pursuant to the Absent Voter Act, NMSA 1978, Sections 1-6-1 through 1-6-18 (except 1-6-4.2 and 1-6-10.2), the Absent Voter Precinct Act, NMSA 1978, Sections 1-6-19, 1-6-20, 1-6-22, 1-6-24, and 1-6-25, and by Section 1-22-19, qualified electors may also vote absentee at the office of the County Clerk of Lincoln County, during regular hours and days of business from 8:00 a.m. on January 12, 2007, being the twenty-fifth day preceding the Election, until 5:00 p.m. on February 2, 2007, being the Friday immediately prior to the Election. Absentee voting shall be by paper ballot pursuant to Sections 1-6-7, 1-6-9, and 1-22-19.

PASSED AND ADOPTED this 9th day of November, 2006.

President, Board of Education
Capitan Municipal School District No. 28

[SEAL]

Secretary, Board of Education
Capitan Municipal School District No. 28

Published in the Lincoln County News on December 7, 2006.

LEGAL NOTICE

RESOLUCIÓN Y PROCLAMACIÓN DE ELECCIÓN REGULAR DE DISTRITO ESCOLAR Y ELECCIÓN DE BONOS ESCOLARES

CONSIDERANDO QUE, la Junta de Educación del Distrito Escolar Municipal Núm. 28 de Capitan ("Junta" y "Distrito", respectivamente); en el Condado de Lincoln y Estado de Nuevo México, ha determinado que se llevará a cabo una elección regular de distrito escolar y elección de bonos escolares ("Elección") el 6 de febrero 2007, conforme a la Ley de Elecciones Escolares, NMSA 1978, Secciones 1-22-1 a 1-22-19, y la Ley de Elecciones de Bonos, NMSA 1978, Secciones 6-15-23 a 6-15-28; y

CONSIDERANDO QUE, la Junta ha determinado que en la Elección se llenarán tres (3) posiciones en la Junta por someter a los votantes habilitados del Distrito los nombres de los candidatos habilitados para aparecer en la balota para elección a tales posiciones; y

CONSIDERANDO QUE, las personas que quieren llenar tales posiciones en la Junta se requieren someter declaraciones de candidatura o declaraciones de intento de ser candidato por escrito, todo conforme a la Ley de Elecciones Escolares; y

CONSIDERANDO QUE, la Junta ha determinado por iniciativa propia someter a votación en la Elección, la cuestión de la emisión de bonos de obligación general de suma máxima y para los fines que más adelante se especifican, como se permite en NMSA 1978, Sección 22-18-2(B), y la Ley de Elecciones de Bonos; y

CONSIDERANDO QUE, ni la cuestión relacionada con los bonos que aquí se somete a votación ni cualquiera otra cuestión de bonos escolares ha sido derrotada por los votantes del Distrito en una elección de bonos escolares convocada dentro de un período de dos años antes de la Elección.

AHORA, POR LO TANTO, LA JUNTA DE EDUCACIÓN DEL DISTRITO ESCOLAR MUNICIPAL NÚM. 28 DE CAPITAN, EL CUAL CONSTITUYE EL CUERPO GOBERNANTE DE DICHO DISTRITO, EN EL CONDADO DE LINCOLN Y ESTADO DE NUEVO MÉXICO RESUELVE:

Sección 1. El 6 de febrero 2007 se llevará a cabo una elección regular de distrito escolar en el Distrito Escolar Municipal Núm. 28 de Capitan, Condado de Lincoln, Estado de Nuevo México, con el fin de presentarles a todos los votantes habilitados del Distrito los nombres de los candidatos para las tres (3) posiciones que se llenarán en la Junta y una elección de bonos escolares con el fin de someterles a los votantes habilitados del Distrito la cuestión si se puede crear una deuda con la emisión de bonos de obligación general.

Sección 2. En la Elección, las siguientes posiciones en la Junta que son de representación general se llenarán por los votantes habilitados del Distrito:

- Posición 3: Por un plazo de cuatro años comenzando el 1 de marzo, 2007;
- Posición 4: Por un plazo de cuatro años comenzando el 1 de marzo, 2007; y

Posición 5: Por un plazo de cuatro años comenzando el 1 de marzo, 2007.

Sección 3. Una declaración de candidatura para una posición en la Junta que se llenará en la Elección se presentará al County Clerk del Condado de Lincoln, el oficial apropiado de registración, durante el período comenzando a las 9:00 a.m. el 19 de diciembre, 2006, siendo el tercer martes en diciembre, y terminando a las 5:00 p.m. el mismo día, conforme a Sección 1-22-7.

Sección 4. Al declarar la candidatura, el candidato para una posición en la Junta que se llenará en la Elección someterá una declaración jurada de intento en la forma sustancial conforme a Sección 1-22-8.

Sección 5. Una persona que quiere ser candidato por escrito para una posición en la Junta que se llenará en la Elección presentará al County Clerk del Condado de Lincoln una declaración de intento de ser candidato por escrito antes de las 5:00 p.m. el 2 de enero, 2007, siendo el treinta y cinco día que antecede la Elección.

Sección 6. En la Elección, la cuestión siguiente será sometida a la consideración de dichos votantes del Distrito que se hayan inscrito y estén habilitados:

CUESTIÓN DE BONOS DE OBLIGACIÓN GENERAL

"Se le concederá a la Junta de Educación del Distrito Escolar Municipal Núm. 28 de Capitan, Condado de Lincoln, Estado de Nuevo México, la autorización para emitir Bonos de una serie o más de obligación general del Distrito, en la suma agregada principal que no exceda \$7,500,000 con el fin de construir, remodelar, agregar anexos y amueblar a los edificios escolares, comprando o mejorando terrenos escolares, comprando programas y equipo de computadora para el uso estudiantil en las escuelas públicas, proveyendo fondos iguales para los proyectos de desembolso de capital conforme a la Ley de Desembolso de Capital de Escuelas Públicas o cualquiera combinación de estos propósitos, los dichos bonos pagaderos de los fondos derivados de los impuestos generales (ad valorem) y emisibles y vendidos en tal fecha o en tales fechas y conforme a los términos y condiciones que la Junta determine?"

Sección 7. Una persona es votante habilitado del Distrito si en el día de la Elección él o ella es ciudadano(a) de los Estados Unidos, tiene por lo menos 18 años de edad, y es residente del Distrito. Para votar, los votantes habilitados del Distrito deben haberse registrado previamente con el County Clerk del Condado de Lincoln, o cualquier auxiliar de registración conforme a la ley. Cualquier votante habilitado del Distrito que no esté registrado ahora y que desee votar en la Elección debe registrarse durante las horas hábiles antes de las 5:00 p.m. el 9 de enero 2007, siendo el veinte y ocho día inmediatamente antes de la Elección, en la oficina del County Clerk del Condado de Lincoln, en el Edificio de la Corte del Condado de Lincoln en Carrizozo, Nuevo México, o por cualquier agente de registración de votantes en una agencia designada como proveniente en NMSA 1978, Secciones 1-4-1 a 1-4-49.

Sección 8. Los sitios de votación para la Elección permanecerán abiertos entre las 7:00 a.m. y las 7:00 p.m. el día de la Elección.

Sección 9. Los distritos electorales para la Elección serán los siguientes:

Distrito	Precinto (Consolidado)	Sitio de Votación
	Lincoln County	
	Porciones de Recintos	Fair Building
	1, 2A, 2B, 3, 4, 5, 6	Capitan, NM
	7, 10, 12A, 12B, 12C y 14	
	que esta dentro del	
	distrito Escolar	
	Municipal de Capitan	

El Distrito de Votantes en Ausencia sera según se expresa en la Sección 11 más adelante.

Sección 10. La votación en el día de la Elección se llevará a cabo usando un sistema de votación definido en NMSA 1978, Sección 1-9-1. Se colocará, por lo menos, un sistema de votación en el sitio de votación para cada distrito electoral.

Sección 11. Conforme a la Ley de Votación en Ausencia, NMSA 1978, Secciones 1-6-1 a 1-6-18 (excepto 1-6-4.2 y 1-6-10.2), la Ley de Recinto de Votación en Ausencia, NMSA 1978, Secciones 1-6-19, 1-6-20, 1-6-22, 1-6-24, y 1-6-25, y por Sección 1-22-19, votantes habilitados podrán votar en ausencia en la oficina del County Clerk del Condado de Lincoln durante las horas y en los días hábiles desde las 8:00 a.m., el 12 de enero 2007, siendo el veinte y cinco día antes de la Elección, hasta las 5:00 p.m., el 2 de febrero 2007, siendo el día viernes que antecede inmediatamente la Elección. Votación en ausencia se llevará a cabo usando balota de papel conforme a Secciones 1-6-7, 1-6-9 y 1-22-19.

APROBADA Y ADOPTADA este día 9 de noviembre 2006.

Presidente, Junta de Educación
Distrito Escolar Municipal Núm. 28 de Capitan

[SELLO]

Atestiguado:
Secretaria(o), Junta de Educación
Distrito Escolar Municipal Núm. 28 de Capitan

Published in the Lincoln County News on December 7, 2006.

Weather Report

(Cont. from P. 6)



Friday, December 8.
Mostly sunny, with a high near 53, night: Mostly clear, with a low around 24.

Saturday, December 9.
Mostly sunny, with a high near 52, night: Mostly clear, with a low around 26.

Sunday, December 10.
Partly cloudy, with a high near 55, night: Partly cloudy, with a low around 34.

Monday, December 11.
Partly cloudy, with a high near 51, night: A slight chance of showers. Partly cloudy, with a low around 35.

Tuesday, December 12.
A slight chance of showers. Partly cloudy, with a high near 48, night: A slight chance of showers. Partly cloudy, with a low around 35.

Forecast for Ruidoso, Capitan and Corona and most of the Hondo Valley:

Today, Thursday, Dec. 7.
Mostly sunny, with a high near 45. Calm wind becoming southeast around 5 mph., night: Mostly clear, with a low around 20. East wind around 5 mph becoming southwest.

Friday, December 8.
A slight chance of showers. Partly cloudy, with a high near 50, night: Mostly clear, with a low around 21.

Saturday, December 9.
Mostly sunny, with a high near 53, night: Mostly clear, with a low around 28.

Sunday, December 10.
Partly cloudy, with a high near 52, night: Partly cloudy, with a low around 30.

Monday, December 11.
Partly cloudy, with a high near 43, night: A slight chance of snow showers. Partly cloudy, with a low around 28.

Tuesday, December 12.
A slight chance of showers. Partly cloudy, with a high near 45, night: A slight chance of snow showers. Partly cloudy, with a low around 26.

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/ on the internet.

For up to the minute road conditions, the New Mexico Highways Department has a toll free number you can call for road closures and driving conditions: the number is 1-800-432-4269.

For information about road closures due to construction, or expected delays, the New Mexico Department of Transportation web page: www.nmshd.state.nm.us

IS THERE GOLD IN YOUR CELLAR?

Yes, and in Your Attic Too!

Turn Those Things You Don't Want Into Money with a Want Ad

**LEGAL NOTICE
PROCLAMATION OF ELECTION**

Section 1.) On the 6th day of February 2007, there will be held in the Carrizozo Municipal School District No. 7, in the Counties of Lincoln and Socorro and State of New Mexico (the "District"), a regular school district election (the "Election") for the purpose of submitting to all qualified electors of the District the names of candidates for three positions on the Board of Education of the District (the "Board") and the question of whether or not a property tax should be imposed for the purpose of capital improvements in the District.

Section 2.) The County Clerk of Lincoln County is the proper filing officer and the county clerk of record and shall conduct this Election in accordance with the School Election Law, being Sections 1-22-1 through 1-22-19, NMSA 1978, the Election Code and the Federal Voting Rights Act, as amended.

Section 3.) The polls shall be open between the hours of 7:00 a.m. and 7:00 p.m. on the Election day.

Section 4.) The following positions on the Board shall be filled by a vote of the qualified voters:

- Board Position 1, a four year term commencing March 1, 2007,**
- Board Position 2, a four year term commencing March 1, 2007, and**
- Board Position 5, a four year term commencing March 1, 2007.**

Section 5.) Declarations of candidacy and a sworn statement of intent are to be filed with the County Clerk of Lincoln County, in Carrizozo, New Mexico, between the hours of 9:00 a.m. and 5:00 p.m. on December 19, 2006, being the third Tuesday in December. Candidates must be residents of the District as of the date of this proclamation.

Section 6.) A declaration of intent to be a write-in candidate is to be filed with the County Clerk of Lincoln County, in Carrizozo, New Mexico, before 5:00 p.m. on January 2, 2007, being the thirty-fifth day before the Election.

Section 7.) At such Election, the following question shall be submitted to such qualified, registered electors of the District:

**PUBLIC SCHOOL CAPITAL
IMPROVEMENTS TAX QUESTION**

"Shall the Board of Education of the Carrizozo Municipal School District No. 7, Lincoln and Socorro Counties, State of New Mexico, be authorized to impose a property tax of \$2.00 per each \$1,000.00 of net taxable value of the property allocated to such District under the Property Tax Code for the property tax years of 2007, 2008, 2009, 2010, 2011, and 2012 for the purpose of the following capital improvements in the District, i.e., erecting, remodeling, making additions to pro-vide equipment for and furnishing school, buildings, purchasing or improving school grounds and purchasing computer software and hardware for student use in public school classrooms; maintenance of public school buildings or public school grounds, including payments under contracts for maintenance support services and expenditures for technical training and certification for maintenance and facilities management personnel, but excluding salary expenses of employees of the District; and purchasing activity vehicles for transporting students to extracurricular school activities?"

Section 8.) All Lincoln County and Socorro County general election precincts wholly or partially within the District shall be consolidated into a single precinct for this Election. Qualified voters of the District shall vote at the polling place located below (except for the absent voters precinct):

CONSOLIDATED PRECINCT ONE: All precinct 13 and those parts of precincts 1, 2A, 2B, and 3 in Lincoln County within the exterior boundaries of the District consolidated with those parts of precincts 9D and 12 in Socorro County withing the Carrizozo Municipal School District.

POLLING PLACE:
Carrizozo Municipal Schools Administration Building
800 D Avenue
Carrizozo, New Mexico

ABSENT VOTERS PRECINCT: (For voters who are absentee for any precinct within Carrizozo Municipal School District No. 7)

POLLING PLACE:
Office of the County Clerk of Lincoln County
Lincoln County Courthouse
Carrizozo, New Mexico

Section 9.) Absentee voting will be permitted as authorized by Section 1-22-19, NMSA 1978, and the Absent Voter Act of the Election Code, i.e., Sections 1-6-1 through 1-6-25, NMSA 1978. Applications for absentee ballots may be obtained from the office of the County Clerk of Lincoln County, Lincoln County Courthouse, in Carrizozo, New Mexico. Absentee ballots of District voters may be marked in person at the office of the County Clerk of Lincoln County, Lincoln County Courthouse, Carrizozo, New Mexico, commencing at 8:00 a.m. Friday, January 12, 2007, being the twenty-fifth day preceding the Election, until 5:00 p.m. February 2, 2007, being the Friday immediately prior to the Election. On the day of Election, the County Clerk of Lincoln County shall deliver the absentee ballots and other related material to the absentee ballot precinct board which may be the regular precinct board.

Section 10.) The County Clerk of Lincoln County is required by law to close the registration books for the Election at 5:00 p.m. on January 9, 2007, and a person will be allowed to vote only if he or she is a citizen of the United States, at least 18 years of age on the day of the Election, a resident of the District, and registered to vote in the District at 5:00 p.m. on January 9, 2007. Any qualified elector of the District who is not now registered and who wishes to vote at such public school district regular Election should register during regular office hours at the office of the County Clerk of Lincoln County, at the County Courthouse in Carrizozo, New Mexico, at the Ruidoso Instruction Center of Eastern New Mexico University in Ruidoso, New Mexico, at certain state government offices (motor vehicle and those agencies providing public assistance and services to persons with disabilities) or by mail application through the office of the County Clerk of Lincoln County, PO Box 338, Carrizozo, NM 88301, but prior to 5:00 p.m. on January 9, 2007.

Section 11.) Voting shall be by an approved voting system pursuant to Sections 1-9-1 through 1-9-19, NMSA 1978, except for absentee voting which may be by paper ballot.

APPROVED AND ISSUED this 21st day of November 2006.

/s/ Steve Harkey, President

(SEAL)

Attest:
/s/ Lisa Crenshaw, Secretary

Published in the Lincoln County News on Thursday, December 7, 2006.

**LEGAL NOTICE
PROCLAMATION DE ELECCION**

Seccion 1.) En el dia 6 de febrero de 2007, sera celebrada en el Distrito de Escuela Municipal No. 7 de Carrizozo, en Condados de Lincoln y Socorro y Estado de Nuevo Mexico (el "Distrito") una eleccion regular de distrito de escolar (la "Eleccion") con el proposito de someter a todos los electores calificados del distrito los nombres de candidatos para tres posiciones en la Junta de Educacion del Distrito (la "Junta") y con el fin de someterles a los votantes habilitados del Distrito la cuestion si se debiera imponer o no un impuesto para las mejores materiales en el Distrito.

Seccion 2.) La Escribana de Condado del Condado de Lincoln es la oficial propia de registro y la escribana de condado de record y conducira la Eleccion de

acuerdo con la Ley de Eleccion de Escuela, siendo las Secciones 1-22-1 hasta 1-22-19, NMSA 1978, el Codigo de Eleccion y el Acta Federal de Derechos de Votacion, como enmendada.

Seccion 3.) Los lugares se votar se abriran entre las horas de 7:00 a.m. y 7:00 p.m. en el dia de la Eleccion.

Seccion 4.) Las siguientes posiciones en la Junta seran llenadas por el voto de los votantes calificados:

- Posicion 1, termino de cuatro anos comenzando el 1 de marzo de 2007,**
- Posicion 2, termino de cuatro anos comenzando el 1 de marzo de 2007 y**
- Posicion 5, termino de cuatro anos comenzando el 1 de marzo de 2007.**

Seccion 5.) Declaraciones de candidatura y declaraciones de intento jurado se registraran con la Escribana de Condado del Condado de Lincoln en Carrizozo, Nuevo Mexico, entre las horas de 9:00 a.m. y 5:00 p.m. el 19 de diciembre de 2006, siendo el tercer martes en diciembre. Candidatos deben ser residentes del Distrito en el dia de esta proclamacion.

Seccion 6.) Una declaracion de intento de ser candidato write-in (no en la boleta) se registrada con la Escribana de Condado del Condado de Lincoln, en Carrizozo, Nuevo Mexico, antes de las 5:00 p.m. del 2 de enero de 2007, siendo el treinta y cinco dia antes de la Eleccion.

Seccion 7.) En dicha Eleccion, la siguiente cuestion tambien sera sometida a la consideracion de dichos votantes habilitado y registrados del Distrito:

**CUESTION SOBRE IMPUESTOS PARA MEJORAS
MATERIALES DE LAS ESCUELAS PUBLICAS**

"Se le debiera otorgar la autorizacion a la Junta Escolar del Distrito de Escuela Municipal No. 7 de Carrizozo, en Condados de Lincoln y Socorro, Estado de Nuevo Mexico para que imponga un impuesto de propiedad de \$2.00 por cada \$1,000.00 de valor neto tributable de la propiedad asignado a dicho Distrito conforme al Codigo de Impuestos Sobre la Propiedad para los anos tributables 2007, 2008, 2009, 2010, 2011, y 2012 con el fin de hacer las mejoras materiales siguientes en el Distrito, es decir, construir, remodelar, anadir a, proveer equipo para y amueblar los edificios escolares; comprar o mejorar los terrenos escolares; comprar programmas y equipo de computadora para el uso estudiantil en las aulas escolares publicas; el mantenimiento de los edificios publicos y de los terrenos escolares, incluyendo pagos bajo contratos para servicios supportales de mantenimiento y gastos para mantenimiento tecnico y certificacion de mantenimiento y personal directivos de facilidades, pero excluyendo gastos de los salarios de los empleado del Distrito; y la compra de vehiculos para las actividades escolares con el fin de transportar a los estudiantes a las actividades extracurriculares?"

Seccion 8.) Todos los precintos de eleccion general de Condado de Lincoln y Socorro total o parcialmente dentro del Distrito seran consolidados en un solo precinto para esta Eleccion. Votantes calificados del Distrito votaran en los lugares de votar localizados abajo (excepto por el precinto de votantes en ausencia):

PRECINTO CONSOLIDADO UNO: Todo de precinto 13 y esas partes de precintos 1, 2A, 2B, y 3 en Condado de Lincoln dentro de los limites externos del Distrito consolidados con esas partes de precintos 9D y 12 en Condado de Socorro dentro de los Distrito Escolar Municipio No. 7 de Carrizozo.

PARAJE DE VOTACION:
Edificio de Administracion de Escolar Municipio de Carrizozo
800 D Avenue
Carrizozo, Nuevo Mexico

PRECINTO DE VOTANTES AUSENTES: (Para votantes que estan ausentes para cualquier precinto dentro del Distrito Escolar Municipio No. 7 de Carrizozo)

PARAJE DE VOTACION:
Oficina de la Escribana del Condado del Condado de Lincoln
Casa de Corte del Condado de Lincoln
Carrizozo, Nuevo Mexico

Seccion 9.) Votacion en ausencia sera permitido como autorizado por la Seccion 1-22-19, NMSA 1978, y el Acta del Votante en Ausencia del Codigo de Eleccion, i.e. Secciones 1-6-1 hasta el 1-6-25, NMSA 1978. Solicitudes para boletas en ausencia podran obtenerse de la Oficina de la Escribana de Condado del Condado de Lincoln, Lincoln County Courthouse en Carrizozo, Nuevo Mexico. Boletas en Ausencia de votantes del Distrito podran marcarse en persona en la oficina de la Escribana de Condado del Condado de Lincoln, Lincoln County Courthouse, Carrizozo, Nuevo Mexico, comenzando a las 8:00 a.m. del viernes 12 de enero de 2007, siendo el veinte y cinco dia precediendo la Eleccion y hasta las 5:00 p.m. del 2 de febrero de 2007, siendo el viernes inmediato antes de la Eleccion. En el dia de la Eleccion la Escribana de Condado del Condado de Lincoln entregara las boletas en ausencia y otro material relacionado al precinto de boletas en ausencia el cual podra ser una junta de precinto regular.

Seccion 10.) La Escribana de Condado del Condado de Lincoln es requerida por ley cerrar los libros de registro para la Eleccion a las 5:00 p.m. del 9 de enero de 2007, y una persona se le permitira votar solamente si el o ella es un ciudadano de los Estado Unidos y por lo menos 18 anos de edad en el dia de la Eleccion, un residente del Distrito y registrado para votar en el Distrito a las 5:00 p.m. del 9 de enero de 2007. Cualquier elector calificado del Distrito que no esta ahora registrado y quien desea votar en dicha Eleccion regular de distrito de escuela publica debiera registrarse durante horas regular de oficina en la Oficina de la Escribana de Condado del Condado de Lincoln, en el County Courthouse en Carrizozo, Nuevo Mexico, en el Ruidoso Instruction Center of Eastern New Mexico University en Ruidoso, Nuevo Mexico, en ciertas oficinas del gobierno del estado (vehiculo de motor y esas agencias proveyendo asistencia publica y servicios a personas con incapacidades), o por solicitud por correo a traves de la oficina de la Escribana de Condado del Condado de Lincoln, Lincoln County Courthouse, Buzon 338, Carrizozo, Nuevo Mexico 88301, pero antes de las 5:00 p.m. del 9 de enero de 2007.

Seccion 11.) La votacion se llavara a cabo usando un sistema de votacion definido en Seccion 1-9-1, et seq., NMSA 1978, excepto por votacion en ausencia que podra ser por boleta de papel.

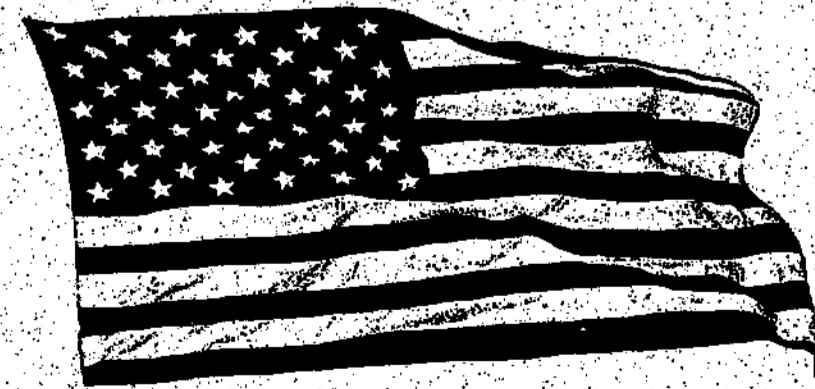
APROBADO Y EMITIDO este dia 21 de noviembre de 2007.

f/Steve Harkey, Presidente

(SELLO)

Atestigua
f/Lisa Crenshaw, Secretary

Published in the Lincoln County News on Thursday, December 7, 2006.



"In God We Trust"

LEGALS

LEGAL NOTICE

RESOLUTION AND PROCLAMATION OF REGULAR SCHOOL DISTRICT ELECTION

WHEREAS, the Board of Education of the Hondo Valley Public School District No. 20 ("Board" and "District," respectively), in the County of Lincoln and State of New Mexico, has determined that a Regular School District Election be held on February 6, 2007 ("Election"), pursuant to the School Election Law, NMSA 1978, Sections 1-22-1 through 1-22-19; and

WHEREAS, the Board has determined that four (4) positions on the Board are to be filled at the Election by submitting to the qualified electors of the District the names of candidates qualified to appear on the ballot for election to the positions to be filled; and

WHEREAS, the persons who desire to fill such positions on the Board shall be required to file declarations of candidacy or declarations of intent to be a write-in candidate, all in accordance with NMSA 1978, Sections 1-22-1 et seq.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE HONDO VALLEY PUBLIC SCHOOL DISTRICT NO. 20, CONSTITUTING THE GOVERNING BODY OF SAID DISTRICT, IN THE COUNTY OF LINCOLN AND STATE OF NEW MEXICO:

Section 1. On the 6th day of February, 2007, there will be held in the Hondo Valley Public School District No. 20, Lincoln County, New Mexico, a regular school district election for the purpose of submitting to the qualified electors of the District the names of candidates for the four (4) positions to be filled on the Board, being Board Member Position Number 2, Board Member Position Number 3, Board Member Position Number 4, and for Board Member Position Number 5.

Section 2. At the Election, the following at-large positions on the Board shall be filled by the qualified electors of the District:

- Position 2: For the remainder of a four-year term that expires on March 1, 2009;
- Position 3: For a four-year term commencing March 1, 2007;
- Position 4: For a four-year term commencing March 1, 2007; and
- Position 5: For a four-year term commencing March 1, 2007.

Section 3. The Voting Districts for the Election are as follows:

Voting District	Election Precincts	Polling Places
	3A, 12A, 12B, 12C, and 14	Hondo Valley School Gym Lobby Hondo, New Mexico
Absentee		Lincoln County Courthouse Carrizozo, New Mexico

Absentee voting shall be permitted as described in Section 9 herein.

Section 4. The polls for the Election will be open between 7:00 a.m. and 7:00 p.m. on the day of the Election.

Section 5. A declaration of candidacy for a position on the Board to be filled at the Election shall be filed with the Lincoln County Clerk, the proper filing officer, during the period commencing at 9:00 a.m., December 19, 2006, being the third Tuesday in December, and ending at 5:00 p.m. on the same day, pursuant to NMSA 1978, Section 1-22-7.

Section 6. In making a declaration of candidacy, the candidate for a position on the Board to be filled at the Election shall submit a sworn statement of intent in substantially the form provided in NMSA 1978, Section 1-22-8.

Section 7. A person who desires to be a write-in candidate for a position on the Board to be filled at the Election shall file with the Lincoln County Clerk, a declaration of intent to be a write-in candidate before 5:00 p.m. on January 2, 2007, being the thirty-fifth day preceding the date of the Election, pursuant to NMSA 1978, Section 1-22-18.

Section 8. A person is a qualified elector of the District if on the day of the Election he or she is a citizen of the United States, at least 18 years of age, and a resident of the District. In order to vote, qualified electors of the District must have previously registered with the Lincoln County Clerk or any voter registration agent in accordance with law. Any qualified elector of the District who is not now registered and who wishes to vote at the Election should register prior to 5:00 p.m. on January 9, 2007, being the twenty-eighth day immediately preceding the Election during regular office hours at the office of the Lincoln County Clerk, Lincoln County Courthouse, Carrizozo, New Mexico or by any registration agent at a designated agency as provided in NMSA 1978, Sections 1-4-47 and 1-4-48.

Section 9. Pursuant to the Absent Voter Act, NMSA 1978, Sections 1-6-1 through 1-6-18 (except 1-6-4.2 and 1-6-10.2), the Absent Voter Precinct Act, NMSA 1978 Sections 1-6-19, 1-6-20, 1-6-22, 1-6-24, and 1-6-25, and by NMSA 1978, Section 1-22-19, qualified electors may also vote absentee at the office of the Lincoln County Clerk, during regular hours and days of business from 8:00 a.m. on January 12, 2007, being the twenty-fifth day preceding the Election, until 5:00 p.m. on February 2, 2007, being the Friday immediately prior to the Election. Absentee voting shall be by paper ballot pursuant to NMSA 1978, Section 1-22-19.

Section 10. Voting on election day shall be by a voting system defined in NMSA 1978, Section 1-9-1. At least one voting system shall be used at the polling place for each Voting District.

PASSED AND ADOPTED this 16th day of October 2006.

President, Board of Education
Hondo Valley Public School District No. 20
[SEAL]

Attest:
Secretary, Board of Education
Hondo Valley Public School District No. 20

Published in the Lincoln County News on December 7, 2006.

LEGAL NOTICE

RESOLUCIÓN Y PROCLAMACIÓN DE ELECCIÓN REGULAR DE DISTRITO ESCOLAR

CONSIDERANDO QUE, la Junta de Educación del Distrito Escolar Público Núm. 20 de Hondo Valley ("Junta" y "Distrito", respectivamente), en el Condado de Lincoln y el Estado de Nuevo México, ha determinado que se llevará a cabo una Elección regular de Distrito Escolar ("Elección") el 6 de febrero 2007, conforme a NMSA 1978, Secciones 1-22-1 a 1-22-19; y

CONSIDERANDO QUE, la Junta ha determinado que en la Elección se llenarán cuatro (4) posiciones en la Junta por someter a los votantes habilitados del Distrito los nombres de los candidatos habilitados para aparecer en la balota de elección para los posiciones que se llenarán; y

CONSIDERANDO QUE, las personas que quieren llenar tales posiciones en la Junta se requieren someter declaraciones de candidatura o declaraciones de intento de ser candidato por voto escrito, todo conforme a NMSA 1978, Secciones 1-22-1 et seq.

AHOR, POR LO TANTO, LA JUNTA DE EDUCACION DEL DISTRITO ESCOLAR PUBLICO NUM. 20 DE HONDO VALLEY, EL CUAL CONSTITUYE EL CUERPO GOBERNANTE DEL DISTRITO, EN EL CONDADO DE LINCOLN Y ESTADO DE NUEVO MEXICO RESUELVE:

Sección 1. El 6 de febrero 2007 se llevará a cabo una elección regular en el Distrito Escolar Público Núm. 20 de Hondo Valley, Condado de Lincoln, Estado de Nuevo México con el fin de presentarles a todos los votantes habilitados del Distrito los nombres de los candidatos por las cuatro (4) posiciones que se llenarán en la Junta.

Sección 2. En la Elección, las siguientes posiciones de representación general de la Junta se llenarán por los votantes habilitados del Distrito:

- Posición Núm. 2: Por el resto un plazo de cuatro años que expira el 1 de marzo, 2009;
- Posición Núm. 3: Por un plazo de cuatro años comenzando el 1 de marzo, 2007;
- Posición Núm. 4: Por un plazo de cuatro años comenzando el 1 de marzo, 2007; y
- Posición Núm. 5: Por un plazo de cuatro años comenzando el 1 de marzo, 2007.

Sección 3. Los Distritos Electorales para la Elección son los siguientes:

Distrito Electoral	Precintos	Sitios de Votación
	3A, 12A, 12B, 12C, y 14	Hondo Valley School Gym Lobby Hondo, New Mexico
En Ausencia		Lincoln County Courthouse Carrizozo, New Mexico

Un Distrito para Votantes en Ausencia se permitirá según se expresa en la Sección 9 más adelante.

Sección 4. Los sitios de votación en la Elección permanecerán abiertos entre las 7:00 a.m. y las 7:00 p.m. el día de la Elección.

Sección 5. Una declaración de candidatura para una posición en la Junta que se llenará en la Elección se presentará con el Lincoln County Clerk el oficial apropiado de registración, durante el periodo comenzando a las 9:00 a.m., el 19 de diciembre, 2006, siendo el tercer martes de diciembre, y terminando a las 5:00 p.m. el mismo día, conforme a NMSA 1978, Sección 1-22-7.

Sección 6. Al declarar la candidatura, el candidato para una posición en la Junta que se llenará en la Elección someterá una declaración jurada de intento en la forma sustancial conforme a NMSA 1978, Sección 1-22-8.

Sección 7. Una persona que quiere ser candidato por escrito para una de las posiciones de la Junta que se llenarán en la Elección presentará al Lincoln County Clerk una declaración de intento de ser candidato por escrito antes de las 5:00 p.m. el 2 de enero, 2007, que es el treinta y cinco día que antecede la fecha de la Elección, conforme a NMSA 1978, Sección 1-22-18.

Sección 8. Una persona es votante habilitado del Distrito si en el día de la

Elección él o ella es ciudadano(a) de los Estados Unidos, tiene por lo menos 18 años de edad, y es residente del Distrito. Para votar, los votantes habilitados del Distrito deben haberse registrado previamente con el Lincoln County Clerk, o cualquier auxiliar de registración conforme a la ley. Cualquier votante habilitado del Distrito que no esté registrado ahora y que desee votar en la Elección debe registrarse durante las horas hábiles antes de las 5:00 p.m. el 9 de enero de 2007, siendo el veinte y ocho día que antecede inmediatamente la Elección, en la oficina del Lincoln County Clerk, en el Edificio de la Corte del Condado de Lincoln, en Carrizozo, Nuevo México; o por cualquier agente de registración de votantes en una agencia designada en NMSA 1978, Secciones 1-4-47 y 1-4-48.

Sección 9. Conforme a la Ley de Votación en Ausencia, NMSA 1978, Secciones 1-6-1 a 1-6-18 (excepto 1-6-4.2 y 1-6-10.2), la Ley de Recinto de Votación en Ausencia, NMSA 1978, Secciones 1-6-19, 1-6-20, 1-6-22, 1-6-24, y 1-6-25, y por NMSA 1978, Sección 1-22-19, votantes habilitados también podrán votar en ausencia en la oficina del Lincoln County Clerk durante las horas y en los días hábiles desde las 8:00 a.m. en el 12 de enero de 2007, siendo el veinte y cinco día antes de la Elección, hasta las 5:00 p.m. en el 2 de febrero, 2007, siendo el día viernes que antecede inmediatamente la Elección. Votación en ausencia se llevará a cabo usando balota de papel conforme a NMSA 1978, Sección 1-22-19.

Sección 10. La votación en el día de elección se llevará a cabo usando un sistema de votación definido en NMSA 1978, Sección 1-9-1. Se colocará, por lo menos, un sistema de votación en el sitio de votación de cada Distrito Electoral.

APROBADA Y ADOPTADA este día 16 de octubre 2006.

Presidente, Junta de Educación Distrito Escolar Público Núm. 20 de Hondo Valley

[SELLO]
Atestiguado:
Secretaria(o), Junta de Educación Distrito Escolar Público Núm. 20 de Hondo Valley

Published in the Lincoln County News on December 7, 2006.

LEGAL NOTICE

RESOLUTION NO. 2006-14

WHEREAS, the Governing Body in and for the County of Lincoln, State of New Mexico, meeting in a regular session on the 21st day of November 2006, has approved and adopted the Official Holiday Calendar for Lincoln County.

NOW, THEREFORE, BE IT RESOLVED that the Lincoln County Board of Commissioners hereby adopts the following as the Official Holiday Calendar for Lincoln County.

- *Martin Luther King, Jr. Birthday; will be observed on Monday, January 15, 2007
- *Presidents' Day; will be observed on Monday, February 19, 2007
- *Good Friday; will be observed on Friday, April 6, 2007
- *Memorial Day; will be observed on Monday, May 28, 2007
- *Independence Day; will be observed on Wednesday, July 4, 2007
- *Labor Day; will be observed on Monday, September 3, 2007
- *Columbus Day; will be observed on Monday, October 8, 2007
- *Veteran's Day; will be observed on Monday, November 12, 2007
- *Thanksgiving Day; will be observed on Thursday, November 12, 2007
- *Christmas Day; will be observed on Monday, December 24, 2007 and Tuesday, December 25, 2007
- *New Year's Day; will be observed on Tuesday, January 1, 2008

RESOLVED IN BOARD ACTION this 21st day of November 2006.

BOARD OF COMMISSIONERS OF LINCOLN COUNTY, NEW MEXICO

Rick Simpson, Chairman
Tom Battin, Vice Chairman
Earl B. Hobbs, Member
Eileen M. Lovelace, Member
Maurice A. St. John, Member

(SEAL)
ATTEST:
Tammie J. Maddox, County Clerk

Published in the Lincoln County News on Thursday, December 7, 2006.



LEGAL NOTICE

New Mexico Environment Department - Ground Water Quality Bureau

Notice is hereby given pursuant to 20.6.2.3108.G NMAC, the following Ground Water Discharge Permit applications have been proposed for approval. To request additional information or to obtain a copy of a draft permit, contact the Ground Water Quality Bureau in Santa Fe at (505) 827-2900. Draft permits may also be viewed on-line at www.nmenv.state.nm.us/gwb/New%20Pages/public_notice.htm.

DP-1458, Alto Hombro Gordito Hideout, Noline Angenent, Owner, PO Box 1445, Ruidoso, NM 88355, proposes to discharge up to 3,250 gallons per day of domestic wastewater from a lodging facility to two septic tank/leachfield systems. Potential contaminants associated with this type of discharge include nitrogen compounds. The facility is located at Mile Marker 3 on Highway 37, in Nogal, in Section 4, T10S, R13E, Lincoln County. Ground water most likely to be affected is at a depth of approximately 49 feet and has a total dissolved solids concentration of approximately 1,775 milligrams per liter.

NMED Permit Contact: Melanie Sanchez. Prior to ruling on any proposed Discharge Permit or its modification, the New Mexico Environment Department (NMED) will allow thirty days after the date of publication of this notice to receive written comments and during which a public hearing may be requested by any interested person, including the applicant. Requests for public hearing shall be in writing and shall set forth the reasons why the hearing should be held. A hearing will be held if NMED determines that there is substantial public interest. Comments for requests for hearing should be submitted to the Ground Water Quality Bureau at PO Box 26110, Santa Fe, NM 87502.

Published in the Lincoln County News on December 7, 2006.

LEGAL NOTICE

RESOLUTION NO. 2006-14

WHEREAS, the Governing Body in and for the County of Lincoln, State of New Mexico, meeting in a regular session on the 21st day of November 2006, has approved and adopted the Official Holiday Calendar for Lincoln County.

NOW, THEREFORE, BE IT RESOLVED that the Lincoln County Board of Commissioners hereby adopts the following as the Official Holiday Calendar for Lincoln County.

- *Martin Luther King, Jr. Birthday; will be observed on Monday, January 15, 2007
- *Presidents' Day; will be observed on Monday, February 19, 2007
- *Good Friday; will be observed on Friday, April 6, 2007
- *Memorial Day; will be observed on Monday, May 28, 2007
- *Independence Day; will be observed on Wednesday, July 4, 2007
- *Labor Day; will be observed on Monday, September 3, 2007
- *Columbus Day; will be observed on Monday, October 8, 2007
- *Veteran's Day; will be observed on Monday, November 12, 2007
- *Thanksgiving Day; will be observed on Thursday, November 12, 2007
- *Christmas Day; will be observed on Monday, December 24, 2007 and Tuesday, December 25, 2007
- *New Year's Day; will be observed on Tuesday, January 1, 2008

RESOLVED IN BOARD ACTION this 21st day of November 2006.

BOARD OF COMMISSIONERS OF LINCOLN COUNTY, NEW MEXICO

Rick Simpson, Chairman
Tom Battin, Vice Chairman
Earl B. Hobbs, Member
Eileen M. Lovelace, Member
Maurice A. St. John, Member

(SEAL)
ATTEST:
Tammie J. Maddox, County Clerk

Published in the Lincoln County News on Thursday, December 7, 2006.

County manager Tom Stewart reported that the cattle guards normally used to keep cows off of roadways cost \$2,400 each. According to Merritt, County Road B-048 services three property owners, Martin, Merritt and Merritt's son. The county's legal counsel, attorney Alan Morel, reminded the county commissioners that it is illegal by state statute to block access to any county maintained road, so locking a gate there would be a violation of the law. He said that Martin could file an official request with the county to have the road vacated or closed. The issue would then have to be taken up by the county's road review committee to establish who might be affected by the closure and what those affects might be. The county commissioners decided to table any further discussion of the issue until Martin submits a request for the road review committee to exam the road. Martin may request closure or vacation of the road through that committee.

★
Cattle Guard
(Con't. from P. 2)

County Road Issue Policies

(Continued from Page 1)

tained by the county, and new roads added to the county's maintenance schedule

are those roads in subdivisions that are already built to county specifications.

The status of roads outside of subdivisions or municipalities often falls into a sort of limbo, as they are indefinitely excluded from the county's maintenance list. A county ordinance adopted in 2003 also forbids private individuals from performing any improvement to roads that the county claims jurisdiction over but will not maintain, unless those improvements meet county specifications. Many of the citizens living on such roads cannot afford the cost of such improvements, and face an unending deterioration of the roads with no clear means to resolve the problem. The establishment of special tax assessment districts is a possible means to collect the necessary funds for road improvements in concentrated development areas, but a prevalence of non-resident property owners can make it

difficult to get a majority consensus in favor of that option.

During a recent meeting of the county's board of commissioners, county road superintendent Albert Hernandez reported that his department is understaffed, under equipped and underfunded. According to Hernandez, in efforts to maintain the 800 or more miles of "approved" county roads, the road department workers must sometimes spend four hours of each workday just transporting themselves and their equipment to the site. The county has recently leased an additional road grader and is considering the hiring of additional staff to assist with road maintenance, but there has been very little discussion of establishing a means by which more rural roads may be added to the maintenance roster.

LEGALS

LEGAL NOTICE STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT

No. D1226CV200600287

NATIONAL CITY MORTGAGE, INC. F/K/A NATIONAL CITY MORTGAGE CO., DBA ACCUBANC MORTGAGE, Plaintiff,

vs.

ERIC ATKINSON; TINA ATKINSON; WELLS FARGO FINANCIAL BANK; UNKNOWN MANUFACTURED HOME LIENHOLDERS, IF ANY; UNKNOWN MANUFACTURED HOME OWNERS, IF ANY; UNKNOWN OCCUPANTS, WHOSE TRUE NAMES ARE UNKNOWN; THE UNKNOWN SPOUSE OF ERIC ATKINSON, IF ANY; THE UNKNOWN SPOUSE OF TINA ATKINSON, IF ANY,

Defendant(s).

NOTICE OF SUIT

STATE OF NEW MEXICO to the above-named Defendant(s): Eric Atkinson; and Unknown Manufactured Home Lienholders, if any; Unknown Manufactured Home Owners, if any; The Unknown Spouse of Eric Atkinson, if any.

GREETINGS: Your are hereby notified that the above-named Plaintiff has filed a civil action against you in the above-entitled Court and cause, the general object thereof being to foreclose a mortgage on property located at 101 Cedar, Capitan, NM 88316, Lincoln County, New Mexico, said property being more particularly described as:

Lot 15, of MESA VERDE ACRES, Unit 3, Lincoln County, New Mexico, as shown by the Replat of Tracts 101, 102, 103, 108 and 109, Mesa Verde Acres, Unit 3, filed in the office of the County Clerk and Ex-officio Recorder of Lincoln County, New Mexico, on August 4, 1970, in Tube No. 377.

Unless you serve a pleading or motion in response to the complaint in said cause on or before January 8, 2007, judgment by default will be entered against you.

Respectfully Submitted,

CASTLE MEINHOLD & STAWIARSKI
By: Sharon Hankla

Sharon Hankla, Karen Howden Weaver
13725 Struthers Road, Suite 201
Colorado Springs, CO 80921
800/286-0013; 719-634-4868
Attorney for Plaintiff

WITNESS the Honorable KAREN L. PARSONS, DISTRICT JUDGE, of the Twelfth Judicial District of New Mexico Judicial District Court, Lincoln County, New Mexico, this 6th day of November, 2006.

JAN PERRY
Clerk of the District Court
By: Elizabeth Ysasi
Deputy

06 2988/Atkinson,
Eric & Tina P264571

Published in the Lincoln County News on November 22, 30; and December 7, 2006.

INVITATION FOR BIDS NUMBER 06-02

Annual Contract for Spec Base Course Class II

The Village of Capitan is requesting sealed bids for an annual contract for Spec Base Course Class II.

Notice is hereby given that competitive sealed bids will be received by the Village Clerk at the Village of Capitan 114 Lincoln Avenue, PO Box 246, Capitan, NM 88316, until 2:00 PM local time, Thursday, December 7, 2006. The bids will be opened and publicly read aloud at 2:15 PM the same day. Bids not received by the time and date indicated above will not be accepted for consideration and will be returned unopened.

Specifications are available at the Village of Capitan or by calling 505-354-2247.

Kay Strickland
Village Clerk

Published in the Lincoln County News on November 22 and 30 and December 7, 2006.

County Considers

(Continued from Page 1)

county to Juarez. "That will allow the movement of goods from central Mexico to Juarez and then up through the NAFTA corridor and into Chicago," he said. "So this roadway is going to become more and more important to the country as well as to our area." Griggs compared the four lane portion of Highway 54 between El Paso and Alamogordo to the two lane blacktop portion from Tularosa to Carrizozo, saying the El Paso to Alamogordo route was a much easier drive. "A four lane highway allows you drive at a higher speed and be safer at the same time," he said.

Bob Kurtz of the NMDOT reported that his agency is spending more than \$105 million on Highway 54 improvements, and said that once completed the highway will carry a 65 mile per hour speed limit instead of the current 55 miles per hour.

The four state coalition that makes up S.P.I.R.I.T. came to be because the New Mexico Department of Transportation (NMDOT) lacks the resources to finance the four lane concept, Griggs said, and S.P.I.R.I.T. works to find alternative means of funding. "The membership pays dues to help pay for the mailers and the expenses involved with the lobbying effort," he added. Congress awarded Highway 54 a high priority status a year or two ago, Griggs said. The priority status opens the route to alternative federal funding. Griggs said that Alamogordo, Corona and Vaughn have joined S.P.I.R.I.T., and asked the county officials to consider doing the same. He added that the residents and officials of Carrizozo have been reluctant to join S.P.I.R.I.T. because of concerns over how a four lane highway would affect the community. With S.P.I.R.I.T. membership rated at five cents per resident, county manager

Tom Stewart estimated the cost to the county would be \$970.55.

A former Carrizozo town council member, county commissioner Eileen Lovelace said that NMDOT improvements to Highway 54 performed about 12 years ago were done in a manner contrary to the town's flood plan and curbing designs.

"We were told politely to keep our mouths shut or they were just going to bypass the town with this four lane highway," Lovelace said. "That's why Carrizozo is hesitant to join S.P.I.R.I.T., because they don't trust the state highway department."

Nosker, Kurtz and Griggs all emphasized that community input would be gathered before any work was designed for the highway as it passes through Carrizozo.

Stewart suggested that the county take a look at the S.P.I.R.I.T. budget before making any decision regarding membership, to review how its money is spent.

The county commissioners voted to approve membership in S.P.I.R.I.T. if a review of the organization's budget by the county manager and one county commissioner meets approval.

FAST ACTION

Lincoln County News

CLASSIFIED ADS

CALL:
505-648-2333

**ELSIE'S FLAME CHARBROILED BURGERS
HOMEMADE ENCHILADAS AND BURRITOS
HOT DOGS SANDWICHES FRESH SALADS
ICE CREAM SHAKES FLOATS AND SODAS
CARRIZOZO 380@54 VISIT US SOON
LOCAL BUSINESS DELIVERY 648-4200**

tfn/1/19

**BLEACHED HAY FOR SALE
\$4.50 PER BALE**

Can deliver (500 bales at a time)
Call Richard Lopez
835-2790 or 507-5153

4tc/11/22-12/14

FOR SALE in Carrizozo. Fenced lot, nearly 1/2 acre with garage/shop building, water and power.

\$14,500 o.b.o.
648-2323

4tc/11/22-12/14

A FINE GIFT FOR SOME ONE



A SUBSCRIPTION TO THIS NEWSPAPER

FOR RENT -- 14x80 Mobile Home, one mile from Capitan, 3BR, 2-bath, deck with view. Must have references and credit check. \$490 rent plus utilities. \$490 deposit one year contract, for application.

505-623-1739

4tc/12/7-28

WANTED -- Bookkeeper/Secretary

Santa Rita Catholic Church is seeking a part-time bookkeeper/secretary. Knowledge of Quickbooks is necessary along with good organizational skills. Background check required. Application available by mail from Santa Rita Church, P.O. Box 727, Carrizozo, NM 88301 or call 648-2853.

2tc/12/7-14

FOR SALE

Antique Servel Gas Refrigerator - 1940. Stored indoors since 1978. \$100.00.
Call 354-1314

2tp/12/7-14



CLASSIFIED AD FORM

Your Name: _____

Address: _____

City/State: _____ Zip: _____

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

1 2 3 4 5

Here's What I Would Like to Say

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

1.) _____

_____ 20 _____

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

COST OF AD: _____

Tax: (.0625) _____

TOTAL: _____

MAIL or BRING TO:
Lincoln County News
P.O. Drawer 459 / 309 Central Ave.
CARRIZOZO, NM 88301
Phone or Fax: 505/648.2333

Public Water Meeting Tonight In Ruidoso

A public meeting to present the district specific rules and regulations for water administration on the Lower Pecos River stream system will be held by the Office of the State Engineer, today, December 7, from 6 p.m. to 8 p.m. in the Ruidoso Convention Center. Meetings were held earlier this week in Carlsbad and Roswell.