

Three Resign from County Planning Commission

by Patrice Brazie

Upon receiving letters of resignation from three members of the Lincoln County Planning Commission in one week, the Lincoln County Board of Commissioners held a special meeting on Monday, August 6th to appoint new members.

The planning commission, generally made up of five members appointed to represent each of the county's voting districts and two at large

members, was already short one member prior to the latest wave of resignations. One of the remaining members, Bob Moeller of Nogal, has only served on the planning commission since his appointment in April.

The county's planning commission is tasked with the job of reviewing subdivision proposals for compliance with county and state laws, and coordinating and reviewing the findings of other agencies, like the Of-

fice of the State Engineer, in regards to those proposals.

The three resignations from the planning commission came just a few days before a scheduled public hearing on a controversial 253 unit subdivision proposed for the Nogal area, Heritage Preserve at Ruidoso.

During the county commissioners' special meeting of August 6th, county attorney Alan Morel reported that the resignations came from Jon Crunk, Jim Bassett and

Wayne Negley. The resignations and existing vacancy on the planning commission left that commission without enough members to constitute a quorum for the already advertised public hearing on Heritage Preserve at Ruidoso scheduled for August 8th, Morel said.

Crunk had been appointed by county commissioner Don Williams to represent District II; Bassett was appointed by county commissioner Tom Battin for District III; and

Negley held an at large seat on the planning commission. Existing members Jim Crouse and Jerry Carroll were appointed by District I

county commissioner Eileen Lovelace and former District V county commissioner Rick Simpson respectively. Carroll, who resides in District I,

(SEE PAGE 2)



Lincoln

County News

VOLUME #102, NUMBER 29

THURSDAY, AUGUST 16, 2007

CARRIZOZO, NM 88301



NEW MEMBERS of the Lincoln County Planning Commission came on board just in time for a public hearing on the county's most controversial new subdivision, Heritage Preserve at Ruidoso. Shown here are (left to right), Dave LaFave, Jennifer Dorgan and Wayne Stephens. (Photo by Patrice Brazie).

Legality of Subdivision Questioned

by Patrice Brazie

Speaking before the Lincoln County Planning Commission on August 8th, Denise Leja raised some questions regarding the legality of a proposed development on the former Mesa Ranch near Nogal. Leja is a member of a group of residents in the Nogal and Loma Grande areas near the former ranch that have met with developers to attempt to work out some issues they have with the proposed development.

Among those issues, and a topic that has been touched upon in many discussions of the Mesa Ranch, is the belief by many locals that the ranch is protected by a conservation easement and cannot legally be developed.

Leja told the planning commissioners that the possibility of a conservation easement protecting the Mesa Ranch was a big issue that would require more time to substantiate or disprove.

"It's been common knowledge since 2002 that Mesa Ranch was under a permanent conservation easement, which means that it cannot be developed in perpetuity," Leja said. She alleged that the former owners of the ranch had received tax breaks and other incentives to guarantee that the land would not be developed.

"Commissioner Battin, who is on the board of trustees and is the treasurer for the Southern Rockies Agricultural Land Trust, which was started in 1999 by Sid Goodloe, knows all about conservation easements," Leja said. She pointed out that Goodloe is the father of

Cindy Smith, an owner of the Mesa Ranch before selling the land for development.

Leja said that the conservation easement protecting the Mesa Ranch was used as a selling point for properties near the ranch in 2002 and 2004. According to Leja, two large realties offering properties for sale in the Nogal area issued statements that the Mesa Ranch was under a permanent conservation easement and would never be developed.

"No one seems to be able to find this information now," Leja said. She told the planning commission that Lincoln County Manager Tom Stewart had, in a conversation the week before, stated that he had also been under the impression that the ranch was protected by a conservation easement. However, Leja said, he did not realize that this was land proposed to become the subdivision Heritage Preserve at Ruidoso.

Leja went on to say that the conversation easement was likely put into effect by Thomas L. Clinton before signing a quit claim deed to Wes and Cindy Smith. "This was done in 2002 and the land was valued at agricultural prices," Leja said. "And the land was valued at \$719,000, I think, off the top of my head." Leja said it was at the time that the Mesa Ranch became the property of the Smiths that neighbors of the ranch were told of the conservation easement. "That understanding has been in effect from 2002 until now," she said.

"There's a problem here

that needs to be investigated," Leja said. "In all fairness to the people who live around Mesa Ranch, this has to be investigated before this subdivision can be approved."

Lincoln County Attorney Alan Morel said that some documentation establishing a conservation easement would have to be filed with the county. "Do you have any evidence of any easement or anything reflecting there's a conservation easement having been filed of record?" Morel asked Leja.

She answered no, but suggested that evidence of that nature would be easy to "take away."

"I'm curious about that because there is a complaint at the Attorney General's office that's been filed and received and has now disappeared," Leja said. "They can't find it, and that's at the Criminal Investigations Unit at the Attorney General's office."

Morel suggested that the issue may be a matter for the Internal Revenue Service, but "it may not be something that would actually affect the subdivision itself," he said.

Planning commission member Bob Moeller asked for further clarification from Leja. "I just want to be clear about what you're saying here," Moeller said. "Are you actually accusing these folks of committing some kind of a fraud?"

"I don't know. Possibly, yea, I don't know," Leja said. Morel suggested that it was time to move on to other issues.

(SEE PAGE 4)

Heritage Preserve Asks for Approval

by Patrice Brazie

Representatives of the Heritage Preserve at Ruidoso, a 253 unit subdivision planned for the 1,365 acre Mesa Ranch presented their proposal to the Lincoln County Planning Commission on Wednesday, August 8th. The land slated for development sits atop the Nogal Mesa near New Mexico Highway 37, and borders land along the Nogal Canyon ridge and the Loma Grande Estates subdivision.

The subdivision has been called a conservation development and, through its covenants, incorporates many restrictions that surpass the regulations spelled out in the

county's subdivision ordinance which is currently under revision.

Desdre Shelley, who said she worked for the developer, Heritage Preserve, began the presentation to the county's planning commission in the first step toward county approval of the project's preliminary plat. Shelley told a mostly newly appointed planning commission that the 253 parcels resulting from the subdivision will range from two to 10 acres in size.

Heritage Preserve has developed six subdivisions within New Mexico, Shelley said. "We've been in business 10 years and in 2004 were purchased by Verde

Realty. Verde Realty is based in El Paso, Texas, and its primary businesses are multi-family, retail and industrial real estate and master planned communities," Shelley said. "Verde has investments of over one billion dollars with operations in 10 different states and on both sides of the U.S. and Mexican border," she said.

Shelley said that the Heritage Preserve at Ruidoso is unique in its open space design concept in that certain areas of the property are protected. "This may include wildlife corridors, natural drainage areas, view sheds or archeological sites that have

(SEE PAGE 7)



The Carrizozo Labor Day Street Fair on Monday, September 3 will feature a sidewalk art contest. Sidewalks along th Street near McDonald Park will be where the sidewalk art will be presented.

Each registered participant of the Carrizozo sidewalk art contest will receive a box of

Street Fair to Sponsor Sidewalk Art Contest

chalk to use in developing their art. You can choose your own topic (as long as it's in good taste) and 'go wild' as you create magic in your own square of sidewalk!

Choosing that square is on a first come, first served basis - as is selecting the chalk colors you want to use! See Korene Walker at the Big Blue Auction House/Antique Liquidators on Central Avenue in Carrizozo to enter the sidewalk art contest.

There are two categories of participants: those under 12 years of age and those over. One winner in each age group will be selected by a

team of three judges and will enjoy a free dinner for them and their families at the 4 Winds Restaurant.

This is a wonderful way for artists to contribute to the beauty of Carrizozo, have fun and get rewarded for it!

The sidewalk art contest in Carrizozo is not the first, nor is it the largest sidewalk contest. There's actually an annual Sidewalk Arts Festival in Savannah, GA. The Savannah College of Art and Design presents the annual Sidewalk Arts Festival featuring a chalk drawing competition on the sidewalks of Savannah's centerpiece,

beautiful Forsyth Park.

Sample topics of the Savannah Festival one year included *Engineering for the World We Live In*, the importance of *being green*, underwater sea creatures, and religious themes. The team working on the *World We Live In* even baked cookies in a solar oven right beside their artwork!

The Carrizozo Labor Day Street Fair sidewalk art contest may not be as well known as the Savannah, GA contest does, but it will be one of the sights to see in Carrizozo on Labor Day, September 3.

Join the Fun on Monday, September 3rd

CALENDAR OF EVENTS

MONDAYS ND WEDNESDAYS
 -Free GED classes 6 p.m. to 8 p.m. Carrizozo School Library.

FIRST AND THIRD TUESDAYS
 -Representative from State Engineer's Office is in Ruidoso Village Hall from 9 a.m. to 12 noon.

THIRD SATURDAY OF EACH MONTH
 -American Legion Post #11, serving the Carrizozo area, meets at 9:00 a.m. at Wells Fargo Bank in Carrizozo.

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

WEDNESDAYS
 -Corona Lending Library story hour 4:00 p.m.
 -Alcoholics Anonymous 7:00 p.m. Capitan Senior Citizens Center.

TODAY, THURSDAY, AUGUST 16
 -Lincoln Historic Preservation Board meeting cancelled. Next regular meeting will be September 20.

SATURDAY, AUGUST 18
 -Mini Vacation Bible School at McDonald Park in Carrizozo 9 a.m. to 12 noon, sponsored by Angus Church of the Nazarene. Activities include crafts, treats, songs, games, and bible adventures. First 50 children to arrive will receive free school supplies. Free lunch.

TUESDAY, AUGUST 21
 -Lincoln County Commissioners meet at 8:30 a.m. in the Lincoln County Courthouse in Carrizozo.
 -Carrizozo School Board 6 p.m.

WEDNESDAY, AUGUST 22
 -Lincoln County Planning Commission public hearing 2 p.m. in Lincoln County Courthouse in Carrizozo.

THURSDAY, AUGUST 23
 -Free scrapbooking workshop 6 p.m. to 9 p.m. at REA building in Carrizozo. Call 6482126 for information.
 -New Mexico Arts Commission quarterly meeting from 9:30 a.m. to 12 noon in Santa Fe. Call 505-827-6490 for information.

TUESDAY, AUGUST 28
 -Ruidoso Village Council meeting cancelled.

Get Your Popcorn Ready the Show's About to Begin!

This Space for Rent

Advertise in the Lincoln County News

Call 505-648-2333

Resignations Stall Subdivision Approval

by **Patrice Brazie**

A public hearing called for by the Lincoln County Planning Commission to discuss the proposed Heritage Preserve at Ruidoso subdivision met with some obstacles on August 8th.

The resignations of three members of the planning commission just days before the hearing and an additional vacancy forced the appointment of new members who are unfamiliar with the planned subdivision and unqualified to render a decision on the preliminary approval of the development proposal. Those new members of the planning commission, Jennifer Dorgan, Wayne Stephens, Fred Hansen and Dave LaFave were appointed during a special meeting of the county commissioners just two days before the public hearing on the subdivision.

At the August 8th meeting of the planning commission, county attorney Alan Morel reported that he and counsel for the Heritage Preserve at Ruidoso had agreed to allow the planning commission two additional weeks to become familiar with the development proposal before voting to recommend approval or disapproval. Morel recommended that the Heritage Preserve representatives be allowed to make their presentation on the 8th, and that the hearing of comments from the public be postponed until August 22nd. He said that the planning commissioners would be able to offer their own comments at that time as well. "It's impossible for them to listen to testimony, and try to understand, when they've had zero opportunity to actually review the documentation that they're going to be making a decision on," Morel said.

Several people had requested that the entire public hearing be postponed, according to Morel. "They'd like to do it all at one time. They feel it would give the developer a leg up if they have an opportunity to speak and no one else has an opportunity to speak," Morel said. "If there's someone who is unavailable to speak on the 22nd that wants to, you should take that testimony tonight if you proceed tonight," he added. Morel said the planners had the option of either tabling the entire hearing until the 22nd, or taking some testimony and continuing the hearing on the 22nd.

Planning commission member Bob Moeller, also of Nogal, made a motion to allow the developer to go ahead with a presentation, but Moeller's motion made no reference to comments from the public.

Morel attempted to clarify the issue. "This is a public hearing and the public is ab-

solutely entitled to make comment. I don't intend by any means to deny anybody the right to make public comment," Morel said. He suggested that the commissioners make an effort to take in some information from the public before continuing on the 22nd. He explained that the planning commission already had a hefty agenda for its meeting of August 22nd, with revisions to the county's subdivision ordinance expected to take between two and three hours. "If we do this entire presentation on the 22nd, you need to bring a sleeping bag," Morel told the planning commissioners.

Opinions on how to proceed varied among the planning commission members, with Crouse questioning a need for a continuance and LaFave suggesting that a special meeting be scheduled for a date before August 22nd to hear comments from both sides.

Denise Leja, a spokesper-

son for a group of residents of the Nogal and Loma Grande area, said that she would be unavailable to speak on August 22nd, and requested that the meeting go forward until all testimony was heard. A recommendation by Morel to allow the presentation from the developer and comments from members of the public who could not attend

(SEE PAGE B)

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

Make It A Weekend!

August 23 - 26, 2007

Deming, New Mexico

Events Thursday thru Sunday

LIVE Duck Races; Tournament of Ducks; Parade; Duck Royalty Pageant; Hot Air Balloons; Outhouse Race; Tortilla Toss; Carnival; Vendors; and much more!

Sponsored in Part By:

- Sisbarra Superstore
- Diaz Produce Stand
- Rent-A-Center
- Comcast Cable
- Chino Federal Credit Union
- Jack Key Ford
- Insurance through Leavitt Group Southwest

SW LODGE INN, Inc. & BORDER FOODS

For more information: 202 S. Diamond, Deming, NM (505) 544-0469 or (888) 345-1125 www.demingduckrace.com

Three Resign from

(Con't. from P. 2)

scending vote against Zagonc.

Williams appointed Jennie Dorgan to the District II position on the planning commission, and the county commissioners voted four to one in favor of that appointment. Lovelace again cast the only vote in opposition.

Battin chose an appointee from a list of citizens who have expressed a willingness to serve on county committees. Dave LaFave is a resident of Carrizozo and serves on the town council there. He is also a county employee working as a mapper in the assessor's office. Battin's nomination of LaFave was supported by Parks and Carroll and his appointment to the planning commission was approved unanimously.

To fill the District V position Powell nominated Joe Torres, and Wayne Stephens as an alternate appointee if Torres declined to accept the position. Powell's nominees were also approved unanimously.

TCI Cellular a new service

with **Back To School** discounts!

Free Text Messages for first 3 months*

(up to 1,000 messages each month)

OR

Receive a credit up to \$50*

1st time cell users—Your time to enter the 21st century has come.

TCI Cellular offers plans starting at 16.99 a month

Family Plans offer parental peace of mind with affordable rates

No Activation Fee*

*Offering good through September 1, 2007, limited to new activation with a 12 month contract

Call 585-2700 or 439-0200 to sign up for TCI Cellular

Where keeping you connected is our business!

TBTC and TCI are an equal opportunity employers.

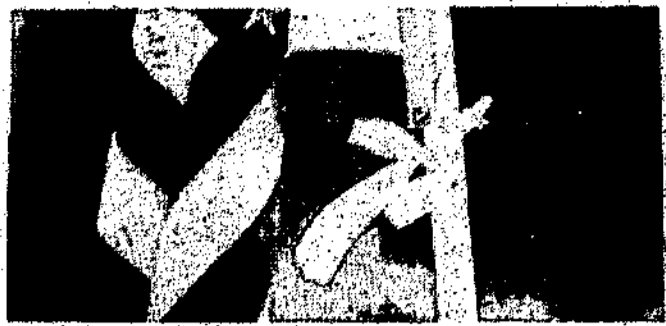
2007 POLARIS POWER PLAY SALES EVENT BEST DEALS OF THE YEAR!

2515 N. White Sands Blvd. Alamogordo, NM 88310 505-437-8276 1-800-675-8276 Mon-Fri: 8-5:30, Sat: 8-4 rockymountainupply.com

Rebates up to **\$800** on 2007 and Prior ATVs Or financing as low as 3.99% for up to 60 months* Or 2.9% financing until 2009 at \$49 per mo.*

Rebates up to **\$600** plus 4.99% financing for 72 mos** on 2007 and prior Rangers

Editorials / Opinions & Other Stuff



UNTIL THEY COME HOME.

THOUGHTS FROM THE EDITOR'S DESK

Thirty Years Ago Today

By Ruth Hammond

Some people can't remember what they did yesterday, but certain events adhere in their minds. We all know that Christmas is December 25, Independence Day is July 4 and New Year's Day is January 1. But what about other important days? Most people can remember their own birthdays and it is a toss up as to whether they remember anyone else's birthday, the same with anniversary dates.

Perhaps other important events make an impression on people, just as this date 30 years ago affected my family. We spent the day in the hospital waiting for the results of a scan to determine whether our son had a brain tumor. Back then the Polaroid photos taken were not desirable. However, the scan showed no tumor, much to our relief. But we do remember the day and our subsequent stress.

Like it or not, that day will remain etched in our minds just as other important days will be with us forever. You probably have similar instances that are with you always.

It is normal for personal events to affect us, but what about other situations? Public officials have a tendency to remember certain things while not researching other just as important matters. Years ago an elected official asked about 5th Street, which was paved with money from the Community Development Block Grant (CDBG) money, and why there were no curbs. The official was apparently unaware that CDBG deemed curbing to not be necessary.

Nowadays curbing is included as a method to direct the flow of the run off of water. Procedures change the way things are done, but there should be records of what was done when and why. Officials should take the time to research these records prior to insinuating in public that previous officials didn't do their job correctly. Officials should also review previous actions to learn if there are or are not any stipulations that should be followed in action.

These issues may not sound serious, but some people are asking why new officials are unaware of previous and ongoing procedures and actions. Maybe new officials need to do their homework before presiding in public. It is distressing to watch officials rifle through their packets reading information they should have read before and be prepared to act as if they know what is being discussed.

Even if they don't have time to read the entire packet, they should at least take time to be aware of agenda items and act as if they are taking their official duties seriously.

Remembering all the ins and outs can be difficult, but most officials have a contact person to give information that may be needed at a meeting. The contact person may also acquire additional information that may be required.

Some people may disagree and accept the indifference in the way officials act, but it isn't professional. And now that you know what happened 30 years ago, aren't you glad it isn't about the death of Elvis 30 years ago today?

New Area Code is Coming

By Patrice Brazie

In compliance with the New Mexico Public Regulation Commission's (NMPRC) implementation plan to add a new telephone area code in New Mexico, telecommunication companies are beginning to notify customers of the plan's timetable.

As mandated by the NMPRC last winter, telephone users in what is about to become Area Code 575 will have a little more than one year to adjust to having a new area code.

Only the northwest region of the state, including Santa Fe and Albuquerque, will continue to have the 505 area code.

For one year, beginning on October 7th, telephone users in the new 575 area code have been granted what the NMPRC calls a "permissive dialing period." During the permissive dialing period, telephone customers should begin to use the new 575 area code, but calls will still be connected if the old 505 area code is dialed. After October 5th, 2008, callers using the old area code will be connected to a recorded message instructing them to redial the number using area code 575 instead of 505.

After January 11, 2009, callers using the old area code will hear a recorded message telling them that the call cannot be completed as dialed.

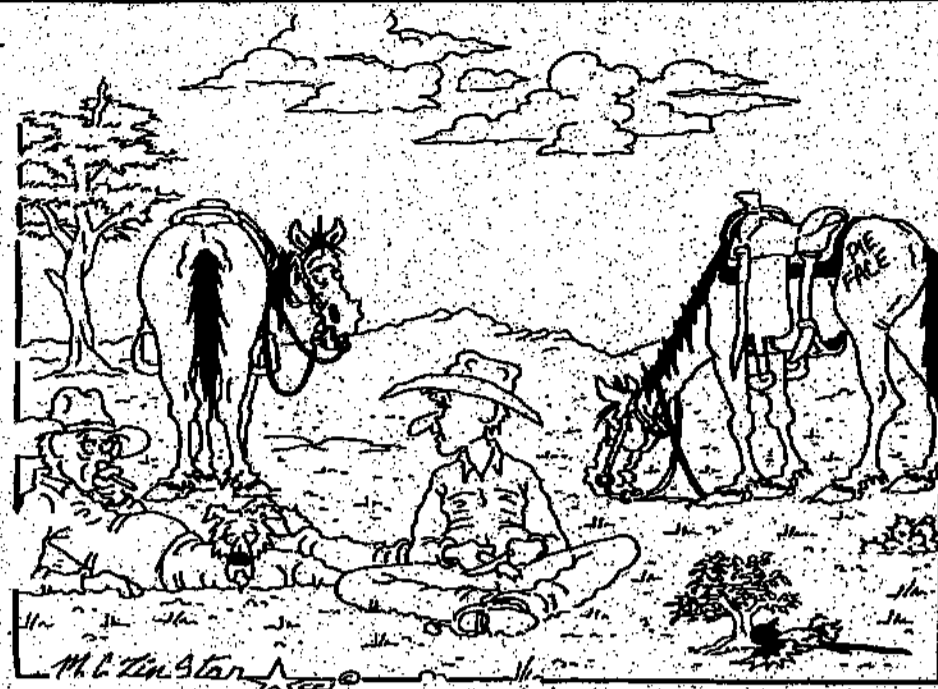
A statement issued by the NMPRC explains that the

lengthy permissive dialing period will allow ample time for customers to use up or make changes to stationery supplies and advertising products. Adding the new area code will make it possible for telecommunication companies to issue duplicate seven digit phone numbers to customers with different area codes.

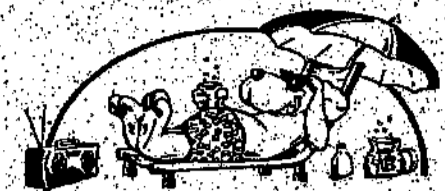
Lincoln County is within the region of New Mexico that has been assigned the new 575 area code. The change will not affect how local calls are dialed, but will affect long distance dialing. Calls to three digit numbers like 911 Emergency Services will also not be affected. Telephone customers, especially those using wireless communications, should carefully review the information being sent out by their telecommunication services provider to learn how specific elements of the service may or may not be affected. For most, it will simply be a matter of changing the area code they dial for long distance calls to southern or eastern New Mexico.

Telecommunications companies are required to notify customers of the change before the October 7th implementation date, and at least one company has already begun those mail outs. The notifications will also include information on and a map showing the areas of the state that will use the new 575 number and those that will retain the old 505 area code.

EARL



YA KNOW, I'VE NEVER HAD MUCH... AND THAT'S PROBABLY WHY I'M MOSTLY FREE TO DO WHATEVER I WANT.
Big Dry Syndicate



WEATHER REPORT

by JEFF HAMMOND

There is a slight chance for thunderstorms and scattered rain showers from this evening throughout the weekend and into early next week.

Most of Lincoln County will experience winds out of the east averaging 5-25 miles an hour, with occasional gusts up to 25 miles an hour.

Night time temperatures will start dropping over the weekend until the early part of next week from the nightly scattered rainfall.

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

Today, Thursday, August 16
Mostly sunny, with a high near 92. East wind between 5 and 15 mph., night: A slight chance of showers and thunderstorms. Partly cloudy, with a low around 59. East wind between 10 and 15 mph.

Friday, August 17
A slight chance of showers, with thunderstorms also possible after noon. Partly cloudy, with a high near 91, night: A good chance of showers. Partly cloudy, with a low around 60.

Saturday, August 18
A slight chance of showers and thunderstorms. Partly cloudy, with a high near 89, night: A fair chance of showers. Partly cloudy, with a low around 61.

Sunday, August 19
A slight chance of showers and thunderstorms. Partly cloudy, with a high near 91, night: A fair chance of showers. Partly cloudy, with a low around 60.

Monday, August 20
Partly cloudy, with a high near 92, night: A slight chance of showers. Partly cloudy, with a low around 58.

Tuesday, August 21
Mostly sunny, with a high near 89, night: A slight chance of showers. Partly cloudy, with a low around 57.

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

Today, Thursday, August 16
Mostly sunny, with a high near 85. South wind 5 to 15 mph becoming east, night: A slight chance of showers and thunderstorms. Partly cloudy, with a low around 55. East wind between 10 and 15 mph.

Friday, August 17
A slight chance of showers, with thunderstorms also possible after noon. Partly cloudy, with a high near 83, night: A fair chance of showers. Partly cloudy, with a low around 55.

Saturday, August 18
A slight chance of showers and thunderstorms. Partly cloudy, with a high near 86, night: A fair chance of showers. Partly cloudy, with a low around 56.

Sunday, August 19
A slight chance of showers and thunderstorms. Partly cloudy, with a high near 86, night: A fair chance of showers. Partly cloudy, with a low around 55.

Monday, August 20
Partly cloudy, with a high near 87, night: A slight chance of showers. Partly cloudy, with a low around 54.

Tuesday, August 21
Partly cloudy, with a high near 85, night: A slight chance of showers. Partly cloudy, with a low around 53.

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.

Legality of Subdivision

(Continued from Page 1)

"I think we've identified an issue that needs to be addressed," Morel said, "but it's up to the people who wish that issue to be considered to present evidence that it is, in fact, an issue." Morel said that it was not up to the planning commission to go out and do research as to whether there is or isn't a conservation easement protecting the Mesa Ranch from development.

When Leja requested time to further investigate the easement status of the ranch, Morel suggested that she use the two weeks until the next hearing on the development, which is scheduled for August 22nd.

In a conversation Tuesday, Goodloe told *The News* that the Mesa Ranch had never been protected by a conservation easement. "It's totally untrue," Goodloe said. "There's a connection, I'm sure, because my daughter owned the Mesa Ranch and I'm president of the Southern Rockies Agricultural Land Trust which holds conservation land easements." Goodloe said, "But there never was even a mention of any kind of an easement on the Mesa Ranch," he said.

Goodloe also stated that no owner of the Mesa Ranch was ever granted tax breaks or other incentives associated with conservation easements.

Another point at issue with the Loma Grande community is the use of Juniper Springs Road to access the subdivision, Leja said. "They say they're not going to use Juniper Springs Road, but they say they can't prevent anyone from driving on Juniper Springs Road. Their traffic study says they're going to use the point of shortest path and, coming home from Ruidoso, the shortest path for over half their subdivision is Juniper Springs Road," Leja told the planning commission. The traffic study, Leja said, acknowledges that there will be a need for a left hand turning lane on New Mexico Highway 37 at Mesa Ranch Road, a primary access for the subdivision. "If they need one there, they need one at Juniper Springs Road," she said, adding that Juniper Springs Road is already facing problems related to condition and maintenance. "It's not acceptable. It's not safe," she said.

Leja reported that after speaking to an agent of the State Engineer's office she found out that much of the data used by that office to determine water availability dates back to before 1971. "If you put in inaccurate data, you get inaccurate results," she said, "I was a research scientist. I know about experimental design."

Moeller asked Leja if she had an independent hydrologist of her own, although

even the county cannot afford to hire one.

She explained that she was addressing basic experimental design. "We know we don't have the right data," she said.

Planning commission chair Jim Crouse, of Nogal, agreed with Leja on the data issue. "I've been harping on this for ages, but what the OSE (Office of the State Engineer) says, we have to go by. We have no choice," Crouse said.

Leja told him that the OSE puts the responsibility on county commissions to go beyond the capabilities of that office.

"That's right," Crouse said. "We couldn't get a moratorium to get our land use plan finished before this came up," he added.

Leja described several instances where she believed inaccurate datum, or no data at all, was used to prove that domestic wells near the proposed subdivision will not be affected by 253 new homes pulling water from the ground. "Their own reports show negative effects on wells in the Tularosa Basin," Leja said.

Moeller again spoke up, telling Leja that her presentation was interesting, but he would be more comfortable with her opinions if they were backed up by an independent geo-hydrologist.

Leja responded by explaining that the faulty well data associated with the subdivision is backed up by water reports that the planning commission will use in reviewing the subdivision application.

"Well, are you a hydrologist?" Moeller asked her. He

echoed Crouse's comment that the planners must go by data provided by other agencies.

Leja told the planning commission that other residents of the area near the ranch will present more issues on August 22nd.

That meeting will commence at 2:00 p.m. in the chambers of the county commission at the Lincoln County Courthouse.

Morel told the county planning commission that they would be visiting the site of the proposed subdivision, and warned them against discussing the matter outside of a planning commission meeting. "It is not appropriate for you to discuss this with anyone who is actually going to appear before you," he said. "You need to have every discussion involving this project in this room," he said.

Morel thanked the newly appointed planning commission members for agreeing to "come on board" at a crucial time in the planning of Lincoln County.

To accommodate those wishing to speak on the proposed subdivision before the planning commission on August 22, the review and revision of the county's subdivision ordinance was rescheduled for September 5th.

A FINE GIFT FOR SOME ONE



A SUBSCRIPTION TO THIS NEWSPAPER

"We Salute and Thank All of Our Service People."



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 468, Carrizozo, NM 88301.

Ruth Hammond and Peter Equilar co-publishers

SUBSCRIPTION RATES:
IN COUNTY: 1-Year \$30.00 / 2-Years \$55.00
IN STATE (NM): 1-Year \$35.00 / 2-Years \$61.00
OUTSIDE NM: 1-Year \$37.00 / 2-Years \$69.00



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.

August 6
 10:08 a.m. Information report at Ruidoso police headquarters, deputy dispatched.
 11:38 a.m. Police presence stand-by requested at residential location on Hwy 70 in Ruidoso Downs, deputy dispatched.
 11:56 a.m. Information report at Indian Divide of Hwy 380, deputy dispatched.
 1:41 p.m. Disturbance reported at Lincoln County Courthouse on Central Avenue in Carrizozo, deputy dispatched.
 6:18 p.m. Medical call at

location on Enchanted Forrest Loop in Enchanted Forrest, Advanced Life Support (ALS), ambulance dispatched.

August 7
 9:40 p.m. Welfare check requested for person sitting in car at business on Ski Run Road and Hwy 48 in Alto, deputy dispatched.
 12:04 a.m. Alarm reported at location on Racoon Court in Alto, deputy dispatched.
 11:00 a.m. Dog reported running loose on Little Big Horn in Ranch Ruidoso Valley Estates, deputy dispatched.
 11:14 a.m. Police presence/stand-by requested at residence on Little Creek Road in Rancho Ruidoso Valley Estates, deputy dis-

patched.
 11:49 a.m. Domestic battery reported at Post Oak in Bonito, deputy dispatched.
 12:03 p.m. Alarm reported at location on Crown Ridge in Alto, deputy dispatched.
 2:29 p.m. Alarm reported at location on Pinehurst in Alto, deputy dispatched.
 5:40 p.m. Accident reported on Lower Eagle Creek Road in Alto, deputy dispatched.

August 8
 7:59 a.m. Dog reported running loose on Little Big Horn in Alto, deputy dispatched.
 9:17 a.m. Information report at location on Enchanted Forrest Loop in Enchanted Forrest, deputy dispatched.
 1:13 p.m. Dog reported running loose on Hwy 246 approximately 1 mile from Hwy 380 in Capitan, deputy dispatched.
 2:13 p.m. Alarm reported at location on Pinehurst in Alto, deputy dispatched.
 5:42 p.m. Information report at business location on Hwy 48 in Alto, deputy dispatched.
 6:14 p.m. Information report at mile marker 286 on Hwy 70 in Hondo, deputy dispatched.
 6:42 p.m. Dog reported running loose on Cora Dutton in Capitan, deputy dispatched.
 6:53 p.m. Medical call at Lincoln County Courthouse on Central Avenue in Carrizozo, deputy dispatched.
 8:10 p.m. Harassment reported at Lincoln County Sheriff Dept. sub-station in Ruidoso, deputy dispatched.

August 9
 8:38 p.m. Disturbance/family dispute reported at residence on El Valle Loop in San Patricio, deputy dispatched.
 8:49 p.m. Accident reported on West Second Street in Capitan, police and ambulance dispatched.

August 10
 10:06 p.m. Domestic battery reported at residence on 18th Street in Carrizozo resulting in agency assistance requested by Carrizozo police, police and deputy dispatched.
 10:15 p.m. Deer struck by vehicle reported on Hwy 48 on Angus Hill, New Mexico Fish and Game agent and deputy dispatched.
 11:09 p.m. shots fired reported on Hwy 70 in San

Patricio, deputy dispatched.
 11:37 p.m. Fire reported on El Plasano in Capitan, Capitan fire units, police and deputy dispatched.

August 9
 12:18 a.m. Shots fired reported on Alamo Canyon in Tinnie, deputy dispatched.
 6:12 a.m. Welfare check requested at residence on El Valle Loop in San Patricio, deputy dispatched.
 8:11 a.m. Assault reported at Lincoln County Detention Center (LCDC) on Airport Road in Carrizozo, deputy dispatched.

August 10
 11:38 a.m. Information report at intersection on 17th Street and Lovelace in Carrizozo, police dispatched.
 12:48 p.m. Dog reported running loose on C Avenue in Carrizozo, police dispatched.
 1:17 p.m. Dog reported running loose at Hwy 37 and Hwy 48 intersection, deputy dispatched.
 1:40 p.m. Welfare check for person sitting in car on side of Hwy 380 west of Capitan, police dispatched.
 2:51 p.m. Warrant service requested at location on Sudderth in Ruidoso, deputy dispatched.
 4:22 p.m. Alarm reported at location on Eagle Creek Canyon Road in Ruidoso, deputy dispatched.
 4:52 p.m. Dog reported

running loose on Hwy 48 in Alto, deputy dispatched.

August 10
 7:10 p.m. Traffic offenses reported on Musketball Court in Alto, deputy dispatched.
 8:27 p.m. Warrant service requested at location on Hwy 48 in Bonito, deputy dispatched.

August 10
 10:42 p.m. Telephone offenses reported at residence on East Second Street in Capitan, deputy dispatched.
 11:13 p.m. Larceny/theft reported at location on Mocasin Trail in Ruidoso, deputy dispatched.

August 10
 12:34 a.m. Accident reported at mile marker 287 on Hwy 70 in Hondo. Hondo emergency units and deputy dispatched.
 4:16 a.m. Alarm reported at

business location on Central Avenue in Carrizozo, deputy dispatched.

6:45 a.m. Medical call at residence on E avenue in Carrizozo, ambulance dispatched.

10:57 a.m. Welfare check requested for person sitting in car on Smokey Bear Boulevard in Capitan, police dispatched.

11:18 Civil dispute reported at location on Gavilan Canyon Road in Ruidoso, deputy dispatched.

11:58 a.m. Medical call at location on White Oaks Hwy, ambulance and deputy dispatched.

1:00 p.m. Agency assistance requested at LCDC on

(SEE PAGE 8)



KICKBOXER -- Jacob Vega of Las Cruces fought in an exhibition cage fight on July 28, at the Route 66 Casino in Albuquerque. Vega entered his first sanctioned bout against a twenty-six year old fighter from a fight club in Albuquerque. The fight was called a technical knock-out by the referee after only one minute and twenty seconds when Vega overpowered his opponent and rendered him unable to defend himself. Vega is a member of the Bone Crusher Fight Club in Las Cruces and was only one of several victorious fighters from his club. Jacob Vega is the son of Arthur and Patti Vega from Las Cruces and the grandson of Edward and the late Josie Vega of Carrizozo.

8:49 p.m. Accident reported on West Second Street in Capitan, police and ambulance dispatched.

10:06 p.m. Domestic battery reported at residence on 18th Street in Carrizozo resulting in agency assistance requested by Carrizozo police, police and deputy dispatched.

10:15 p.m. Deer struck by vehicle reported on Hwy 48 on Angus Hill, New Mexico Fish and Game agent and deputy dispatched.

11:09 p.m. shots fired reported on Hwy 70 in San

COMPUTER REPAIR

Web Hosting & Design

Will make house calls in greater Carrizozo area.

DIRK NORRIS

648-2722

"In God We Trust"

Church Directory



MOUNTAIN MINISTRY PARISH SIERRA BLANCA PRESBYTERY

Nogal Presbyterian Church:
 E.W. "Bo" LEWIS, Pastor
 Sunday School 10:00 a.m.
 Worship 11:00 a.m.

Ancho Community Presbyterian Church:
 Worship 9:00 a.m.
 Sunday School 10:00 a.m.

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

First Baptist Church
 HAYDEN SMITH, Pastor
 314 10th Ave., Carrizozo, NM
 648-2988 (Church) or 648-2107
 Sunday School 9:45 a.m.
 Worship Service 10:55 a.m.
 Sun. Evening 8:00 p.m.
 Wednesday, Sept. - April
 AWANAS 6:00 p.m.

Carrizozo Community Church (A/G)
 Barbara Bradley, Pastor
 Corner of C Ave. and Thirtieth
 Children's Church 10:30 a.m.
 Worship Service 10:30 a.m.
 Thursday Bible Study 9:30 p.m.

Santa Rita Catholic Community
 FR. FRANKLIN, Pastor
 213 Birch, Carrizozo, NM, 648-2853
 DAILY MASS / Santa Rita 8:30 a.m.
SATURDAY:
 Capitan Sacred Heart 5:00 p.m.
 Carrizozo Santa Rita 7:00 p.m.
SUNDAY:
 Capitan Sacred Heart 8:30 a.m.
 Carrizozo Santa Rita 10:30 a.m.
 Corona St. Theresa 1:30 p.m.

Angels Church of the Nazarene
 "Serving All of Lincoln County"
 RICK HUTCHINSON, Pastor / 336-8032
 Southwest Cor. of Hwy. 48 & 37 Junction
 Between Ruidoso and Capitan, NM
Sunday:
 Sunday School for all ages 9:30 a.m.
 Morning Worship and Children's Church 10:30 a.m.
 Family Worship 8:00 p.m.
Wednesday:
 Community dinner 6:00 p.m.
 Adult classes, Youth games and study, Kids Klub 7:30 p.m.

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

White Oaks Community Church
 Non-denominational
 Sunday Worship Service 11:00 a.m.

St. Matthias Episcopal Church
 REV. JOHN HUFFMAN, RECTOR
 Corner of E. Ave. and Sixth, Carrizozo, NM
 Ph. 505-257-2356
 Holy Eucharist Sunday 9:30 a.m.

Clayton Community Church
 TONY SCARDIA, Minister
 848 1402
 Second Sunday of Each Month 9:00 a.m.

United Methodist Churches
 JOHANNA ANDERSON, Pastor
 1000 D. Ave., 848-2893 / 848-2846
 Carrizozo, NM 88501
 Sunday School (All Ages) 10:00 a.m.
 Worship Service 11:00 a.m.
 Chor. Practice (Tuesday) 6:30 p.m.
 United Methodist Women
 Every 3rd Wednesday
 Fellowship Dinner on 4th Sunday of Month 12:30 p.m.

CAPITAN:
 Adult Sunday School 8:30 a.m.
 Worship Service 9:15 a.m.
 Children's Sunday School 9:30 a.m.
 Fellowship Time 10:15 a.m.
 Adult Sunday School 11:00 a.m.
 Choir Practice (Tuesday) 7:00 p.m.
 Fellowship Dinner Every Third Sunday
 Handmaidens (Ecumenical Women's Group)
 1st and 3rd Tuesday 9:30 a.m.

Christ Community Fellowship
 ED YINSON, Pastor (Inter-denominational)
 514 Smokey Bear Blvd., Capitan, NM
 Sunday School 9:30 a.m.
 Sunday Morning Worship 10:30 a.m.

Capitan Church of Christ
 LESLIE EARWOOD, Minister
 5th & Lincoln / 339-4827
 Sunday Bible Study 10:00 a.m.
 Worship Service 11:00 a.m.
 Evening Worship 6:00 p.m.
 Wednesday Bible Study 6:00 p.m.

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

First Baptist Church of Corona
 CAL WEST, Pastor / 848-7975
 Sunday School 10:00 a.m.
 Worship Service 11:00 a.m.
 Wednesday Bible Study 7:00 p.m.
 Fellowship Dinner 1st Sunday of Month
Sunday:
 Sunday School for all ages 9:30 a.m.
 Morning Worship 10:30 a.m.
 Children's Church 10:45 a.m.
 Evening Worship 6:00 p.m.
Wednesday:
 Teen Dinner and games 6:00 p.m.
 Teen Bible Study 7:00 p.m.
 Prayer Meeting 6:00 p.m.

**THE TASK AHEAD OF YOU,
 IS NEVER AS GREAT
 AS THE POWER BEHIND
 YOU.**



**BE STRONG IN THE LORD, AND IN HIS MIGHTY POWER.
 EPHESIANS 6:10**

"Lord, hold our troops in your loving hands. Protect them as they protect us. Bless them and their families for the selfless acts they perform for us in our time of need. Amen"

Jerry & Lanita Rasak

LaGrone Funeral Chapel

Lincoln County News

In Memory of
BILL WINKLER

Insurance Exchange
 Carrizozo Branch

CORONA NEWS

Corona Public Schools, both high school and elementary school, met their AYP (adequate yearly progress) for the 2006-2007 school year. Less than half of the schools in New Mexico met their AYP. Teachers returned to school Monday, August 13 and students started classes, Wednesday, August 15.

Jordan Muncy recently returned from the National High School Rodeo finals in Springfield where she placed 6th in the All-Around. She

earned buckles in goat tying, ang barrels and a couple of nice scholarships. By leaving Springfield right after the barrel race and driving hard, she was able to get to Cheyenne in time to see her brother, Taos win the bronc riding. Taos won Deadwood, placed 3rd in Dodge City, placed in Lovington and is up in Caldwell, Idaho this week. He is currently 2nd in the standings for the year. Taos is a student at Goodwell, Oklahoma and will be joined by his sister, Jordan this year.

Quirt McDaniel also represented New Mexico at the National High School finals. He rode his horses but was out of the money. There were over 1,500 student rodeo athletes competing from all over the United States.

Corona 4-H and FFA students earned the Best Kept Stall Award for the pig barn at the Lincoln County Fair and they also had 21 out of 69 animals in the sale. Fourteen of the 15 students from



CORONA FESTIVAL PARADE — Dusty the Road Runner (John Mulkey), Mascot for Keep New Mexico Beautiful and Peter Rabbit (Amanda Mulkey) joined the parade during the Corona Festival.

Auction! Auction!

Capitan LIVE AUCTION

& Bucket Raffle



Saturday, August 18, 11AM

Read All About It! Entertainment, Bargains and Fun! At Smokey Bear Historical Park. Bidder registration is free. Sales must be cash or check, credit cards cannot be accepted. Once again the team of Tom Brown, auctioneer, and George Hinch, MC, will conduct the show! Bring lawn chairs and enter near the train depot, across Hwy 246, behind the old Capitan Fire Station. This auction is a partnership between Capitan Public Library and Smokey Bear's Hometown Association to benefit their respective projects: the library's building expansion and the playground at Smokey Bear Historical Park. And there are over 30 items in the *Bucket Raffle*, where you could be a winner for only a dollar!

Go to www.capitanauction.org to see what's up for auction, so far...

- Award Winning Quilt • Bull & Cow Elk Hunts on the Block Ranch • Duncun Phye Table & Chairs • Ceiling Fans Installed by LaMay Electric • Lincoln County Mercantile Western Saddle • Eagle Dancer Kachina • Mike Lagg Lamp • Mary Kay Products • Camp at Fort Lone Tree • Camp at Lone Tree Bible Ranch • Chevy Rims from Chuck's Tire Service • Antique Library Reading Table • Handmade Cedar Log Bench by David Skeen • Angel Sculpture by Todd Shelby • 100 Gallons of Propane from Cortez Gas • Ace Hardware Gift Card • Group Tour of Lincoln with Drew Gomer • Day at the Races-Ruidoso Downs Race Track • Watercolor by Ted Hodoba • Welded Iron & Stone Crane Yard Art • Horseshoe Saddle Stand • Say at the Lodge at Sierra Blanca • Black Walnut Firewood • Solar/Wind/Rainwater Collection Consultation • Green Fees & Cart at the Links at Sierra Blanca • Seasoned Firewood at Stone Ranch • Hand Painted Console Cabinet • Watercolor by Beverly Carpenter • Garden Sculpture Chair by Todd Shelby • Green Fees & Full Cart at Cree Meadows Golf Course • Pie or 2 Dozen Cookies every Month for a Year! • Stay at the Inn of the Mountain Gods • Trail Ride in National Forest with Elite Outfitters • A&J Leather Bible with Cover & Leather Cross • Wal-Mart Gift Card • Auto Repair at Andy's Mechanic Service • Computer Service • Quilting Instruction • Conley's Nursery Gift Card • Serendipity Massage and Body Treatment • Animalia Pottery • Lorene Caywood Print • Z. Murray Signed Print • Framed Seabourne Prints • Framed Dptich Art • Oil Painting "Rio Bonito" by Judy Pekelsma • Copper Wall Sconce by Ravens Red Moon • Stockman's Custom Rooster Weathervane • 3' Stuffed Smokey Bear • Pottery from Jake Wolfhart Leather • Tickets to Moscow Ballet at Spencer Theater • Brunch at the Greenhouse Café • HoneyDogs Handyman Services • Sunbeam Stand Mixer • Stay at Wildflower B&B • Wall Mask • Jewelry from Capitan Co. Emporium • Bath & Beauty Basket-White Dove Treasures • Memberships at Ruidoso Athletic Club • Handmade Afghans • Circle D Metal Art • Framed Jugglers Collage • Pine Needle Basket by Ol' George's Beads & Things • Mystic Topaz Jewelry from Gems by Dennis • Stay in Capitan Cabins • Storage Chest from Country Girl's Gifts • Craftsman 83 Piece Tool Set from Sears • Stay at Mama Bears RV • Ceramic Lessons with all Supplies Furnished • Adult Dental Cleaning by Dr. Sally Waters • Gift Certificates to The Menagerie • Salon Shampoo & Conditioner from Advanced Hair Designs • Calamity Jane's Gift Cards • Ferris Wheel Condiment Server • Carved Bears • Framed Gordon Snidow Poster • Stained Glass by Jack Carpenter • Fused Glass Serving Platter from Ravens Red Moon • Sweet Retreats Gift Basket • Quilted Bowls by Bessie Tudor • Silver Necklace & Earrings Set • White Dove Treasures Tea Tree & Bowl • Chuckwagon Supper & Show at the Flying J Ranch • White Dove Treasures Incense Bundle • Art Sampler Kit • Foot Reflexology Treatments • Framed Elephant Collage • Campbell's Country Classics Jackets • Smokey's Country Market's Mountain Picnic Package • Gathering of Nations Buffet for Two • Lapis Silver Earrings from Oso Art • Meal Deals at Windy City-Dog in a Garden • Soaps & Sundries from Adobe Soapworks • Framed Paper Collage by Linda Fox • Framed Punch and Judy Collage • Desert Window Wall Hanging by Bessie Tudor • Oil Change at Chuy's Speed Shop & Kwik Lube • Sierra Cleaners Cleaning Services • Dinner Gift Certificate at Casa Blanca • Two Combo Plates at El Camino Nuevo • Pizza at Horseman's Grill • Season's Nursery Ristra Gift Card • Books Signed by Author Elizabeth Fackler • True Value Footlocker's • Certificate for Smokey Bear Restaurant • Gas or Merchandise Gift Certificate from TR's Market • Holiday Dinner Plate Set from C Mist Arabians • Stuffed Animal Cow in Western Outfit • Handpainted Gourds • Music CD by Scott & Joanna Hongell-Darsee • American Presidents' Medals Set • Mini Greenhouse Plant Protector • Cow Cookie Jar • Rada Cutlery Knife Set from Socorro Sales • Metal Outdoor Candle Holder • Framed Pueblos Print • Corona Serving Tray • Cowboy Wall Art • Wild Herb Market Food Basket • Bachelor's Aquarium Etched Glass Mirror •

booster to senior made the sale.

Winning senior showmanship in horse, Ross Davis, pigs, Dylan Johnson, sheep, J.R. Shafer, goats, Randa Hutchison and novice horsemanship, Jessica Liebold. Ross Davis had the grand champion mare, Cutler Cox, grand champion hog and reserve champion o.p.b., J.R. Shafer, grand champion goat, Cutler Cox reserve grand champion goat, Dylan Johnson, grand champion lamb, Ethan Johnson, champion mutton cross. Aubrey Vandenberg won the booster show with her steer, Chief.

In pigs, Haleigh Erramoupe had a 2nd and 3rd, Ethan Johnson, a 3rd and 5th. In goats, Alicia Palomarez had a 1st and 4th, J.R. Shafer, 1st, Randa Hutchison, 1st, 2nd, 3rd, Ryan Davidson, 3rd and 4th, Dulcie Sultermier, 3rd and 4th. In the lamb show, J.R. Shafer, 1st, Cindy Burroughs, 2nd, Randa Hutchison, 2nd and 3rd, Tysa Davison 3rd, 4th.

Resignations Stall

(Con't. from P. 3)

the meeting on August 22nd was approved, but Leja was opposed to that process. "In order not to bombard you with repetitiveness, a group of us have been coordinating our presentations with each other," Leja said, "so if I talk tonight, my presentation is going to be extremely fractured because part of what I'm going to talk about is dependent upon what (several other people) are going to talk about. It all flows together," she said. Leja suggested that the planning commissioners would be able to better understand the issues and the number of people involved if all testimony was heard without a two week interruption.

After 20 minutes of discussion on how to proceed with the meeting, representatives of Heritage Preserve at Ruidoso presented the plans for development of the former Mesa Ranch, and Leja spoke on some of the reasons for the opposition to the development. For specifics on the presentations from both sides of the Heritage Preserve, at Ruidoso development, see the accompanying articles in *The News*.

In other business, the planning commission tabled the approval of the minutes of its last meeting to give new members an opportunity to read those minutes, and went ahead with the election of a chair and vice-chair. Jim Crouse of Nogal was elected to the office of chair and Jerry Carroll of Oscuro will serve as vice-chair.



LEGALIS

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

No. CV-07-335

IN THE MATTER OF THE
PETITION OF YVONNE
BARTZ

FOR CHANGE OF NAME
OF THE MINOR CHILD,
ISABELLA JADE VIGIL

NOTICE OF PETITION FOR CHANGE OF NAME AND NOTICE OF HEARING

COMES NOW the Petitioner and hereby gives notice that a Petition for Change of Name was filed in Carrizozo, Lincoln County, New Mexico, on the 2nd day of August, 2007, requesting that the Petitioner's minor child's name be changed from Isabella Jade Vigil to Isabella Jade Bartz.

Furthermore, Petitioner hereby gives notice of a hearing on the Petitioner's Petition for Change of Name, which shall be held before the Honorable Karen L. Parsons at 8:15 a.m. on the 17th day of September, 2007, at the Lincoln County Courthouse in Carrizozo, New Mexico, whereby the Petitioner will request the Court to sign the final Order changing the minor child's name from Isabella Jade Vigil to Isabella Jade Bartz.

Yvonne Bartz
P.O. Box 1092
Carrizozo, NM 88301
430-2792

Published in the Lincoln County News on August 16 and 23, 2007.

LEGAL NOTICE STATE OF NEW MEXICO COUNTY OF LINCOLN 12TH JUDICIAL DISTRICT COURT

No. CV-07-347

IN THE MATTER OF THE
PETITION OF THOMAS
LASARO DEVARA

FOR CHANGE OF NAME

AMENDED

NOTICE OF PETITION FOR CHANGE OF NAME AND NOTICE OF HEARING

COMES NOW the Petitioner and hereby gives notice that a Petition for Change of Name was filed in Carrizozo, Lincoln County, New Mexico, on the 10th day of August, 2007, requesting that the Petitioner's name be changed from Thomas Lasaro Devara to Thomas R. Guevara.

Furthermore, Petitioner hereby gives notice of a hearing on the Petitioner's Petition for Change of Name, which shall be held before the Honorable Karen L. Parsons at 8:15 a.m. on the 26th day of September, 2007, at the Lincoln County Courthouse in Carrizozo, New Mexico, whereby the Petitioner will request the Court to sign the final Order changing his name from Thomas Lasaro Devara to Thomas R. Guevara.

Thomas R. Guevara
P.O. Box 365
Carrizozo, NM 88301
505-648-2930

Published in the Lincoln County News on August 16 and 23, 2007.

LEGALS

Heritage Preserve Asks for

(Cont. from P. 1)

been identified," Shelley told the planning commission. She said the subdivision is designed to allow minimum disturbance of the land and attempts to maintain 70 percent open space. Building envelopes within each parcel will dictate where and how much land can be disturbed. "Those building envelopes will range from one to two acres in size," Shelley said. The building envelopes are, however, big enough to accommodate guest houses.

Building height is restricted to 25 feet through restrictive covenants and all utilities will be installed underground, Shelley said. Building restrictions also limit the colors and styles of structures within the subdivision, she added. "The lots are deep restricted so that there can be no further subdivision, and we have mandatory water conservation," Shelley said, "including rainwater harvesting and rainwater recycling. We limit landscaping to native plants and to an 800 square foot area. We also mandate water saving fixtures within the households," she said.

The development will include equestrian trails and facilities, a community center and shared wells with as many as six homes per well, according to Shelley, and wells will be metered to ensure compliance with state regulations. "All the roads within the development and County Road 016, also known as Forest Road 131 or Ranger Road, will also be paved," she said.

"We did an extensive hydrological report and concluded that the water supplies are physically available and practically extractable for a 40 year period," Shelley said. She told the planning commission that those calculations were based on a scenario that would bring 40 years without rain or snow. "There's no recharge calculation in that," she said, and went on to say that neighboring wells would show no significant affects from the subdivision and that the state engineer agreed with those findings.

"Water availability per each home site will be .25 acre feet," Shelley said. "This water budget that we've provided is conservative because the Office of the State Engineer asked that we include guest houses on approximately one-third of the homes within the project. The guest house use projections are equal to that of a full time resident, but in reality that's not really going to happen," Shelley said. "Water quality tests were performed and it was found that the water does not exceed the maximum contaminate level for contaminants listed in New Mexico drinking water regulations. It does, however, exceed the secondary standards for four parameters," she said. "Those are total dissolved solids, manganese, sulphates and iron. "These water parameters were considered acceptable in an opinion from the New Mexico Environment Department," Shelley said.

The Lincoln County Solid Waste Authority (LCSWA) will set up dumpsters at the subdivision headquarters, which will be replaced by a compactor when 100 residents occupy the subdivision, Shelley said. Liquid waste will be managed with individual septic systems that meet the regulations of the county's subdivision ordinance. "This choice is supported by a favorable opinion from the New Mexico Environment Department," Shelley added.

A traffic impact study resulted in a recommendation to develop a turning lane on

MORE ON PAGE 8

Twelfth Judicial District Of New Mexico
Judicial District Court, Lincoln County,
New Mexico, this 6th day of August 2007.

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

06-3021/Martin Scott
& Donna; P311716

Published in the Lincoln County News on
August 16, 23 and 30, 2007.

LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT
No. CV-2007-249
Div. III

BONNIE O'LEARY, as Trustee of **THE RON BOSTIC CHILDREN'S TRUST**,
Plaintiff,

vs.
A.D. POWERS AND A. BETH POWERS, husband and wife, **UNITED STATES OF AMERICA (IRS), TAXATION AND REVENUE DEPARTMENT OF THE STATE OF NEW MEXICO**, and **JOHN DOE AND JANE DOE**,
Defendants.

AMENDED NOTICE OF FORECLOSURE SALE

NOTICE IS HEREBY GIVEN that on Monday, August 20, 2007, at 10:00 a.m. at the Lincoln County Courthouse, located at 300 Central Avenue, Carrizozo, New Mexico, the undersigned Special Master will offer at public sale and sell to the highest bidder for cash the following described real property:

Lot T29A of DEER PARK WOODS SUBDIVISION, UNIT 3, Lincoln County, New Mexico, as shown by the plat thereof filed in the Office of the County Clerk and Ex-officio Recorder of Lincoln County, New Mexico, October 28, 1977, in Tube No. 599.

The Special Master's sale will be conducted pursuant to the Amended Judgment, Decree of Foreclosure, Order of Sale and Appointment of Special Master entered by the Court on July 17, 2007, an action for foreclosure of that certain third mortgage dated August 31, 2005. As set forth in the Amended Judgment, said sale is subject to prior liens not foreclosed in this action.

Plaintiff's Judgment directed foreclosure of the real property to satisfy the following amounts:

Principal	\$ 65,650.00
Prejudgment Accrued Interest	\$ 11,880.93
Post Judgment interest to date of sale	\$ 629.65
Costs of Suit	\$ 185.98
Attorney's fees	\$ 1,603.10
Special Master's fee	\$ 200.00
	\$ 80,149.66

In addition to the Judgment liens noted above, there will be accruing interest and costs, including costs of publication of this notice.

The Special Master may continue the date of sale by appearing at the time designated in this notice and announcing the postponement to another specific date.

WITNESS my hand on July 23, 2007.

Peter Baca, Special Master

ALAN P. MOREL, P.A.

Alan P. Morel
P.O. Box 1030
Ruidoso, New Mexico 88355
Attorney for Plaintiff

Published in the Lincoln County News on
July 26; August 2, 9 and 16, 2003.

THANK YOU, to all of our... display advertisers, legal advertisers, classified ad advertisers, subscribers and readers of the **Lincoln County News**, your patronage is greatly appreciated.

Decree of Foreclosure entered on July 16, 2007, in the above entitled and numbered cause, which was a suit to foreclose a mortgage held by the above Plaintiff and wherein Plaintiff was adjudged to have a lien against the above-described real estate in the sum of \$111,823.25, plus interest from July 9, 2007 to the date of sale at the rate of 6.875% per annum; the costs of sale, including the Special Master's fee, publication costs, and Plaintiff's costs expended for taxes, insurance, and keeping the property in good repair.

Plaintiff has the right to bid at such sale and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its judgment to the purchase price in lieu of cash.

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

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

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

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

Dated: July 27, 2007.

Peter Baca, Special Master
c/o Castle Meinhold & Stawiariski
13725 Struthers Road, Suite 201
Colorado Springs, CO 80921
(800) 286-0013 (719) 634-4868
07-0609/Smith, Jovian B;
P307590

Published in the Lincoln County News on
August 2, 9, 16 and 23, 2007.

LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT
No. D1226CV200700311

QUICK LOAN FUNDING, INC.,
Plaintiff,

vs.
THE UNKNOWN HEIRS, DEVISEES, OR LEGATEES OF DONNA JEAN HAMILTON, DECEASED; SCOTT J. MARTIN, UNKNOWN OCCUPANTS, WHOSE TRUE NAMES ARE UNKNOWN; THE UNKNOWN SPOUSE OF SCOTT J. MARTIN, IF ANY,
Defendant(s).

NOTICE OF SUIT

STATE OF NEW MEXICO to the above-named Defendant(s): The Unknown Heirs, Devisees, or Legatees of Donna Jean Hamilton, deceased; Scott J. Martin; The Unknown Spouse of Scott J. Martin, if any.

GREETINGS: You 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 565 2nd Street, Ruidoso, NM 88345, Lincoln County, New Mexico, said property being more particularly described as:

LOT 7, OF KINGWOOD ADDITION, UNIT NO. 1, RUIDOSO, LINCOLN COUNTY, NEW MEXICO, AS SHOWN ON THE PLAT THEREOF FILED IN THE OFFICE OF THE COUNTY CLERK OF LINCOLN COUNTY, NEW MEXICO, ON MARCH 30, 1964.

Unless you serve a pleading or motion in response to the complaint in said cause on or before October 1, 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, Suit 201
Colorado Springs, CO 80921
800-286-0013; (719) 634-4868
Attorney for Plaintiff

WITNESS the Honorable **KAREN L. PARSONS**, DISTRICT JUDGE, of the

LEGAL NOTICE

TWELFTH JUDICIAL DISTRICT COURT COUNTY OF LINCOLN STATE OF NEW MEXICO
No. CV-7-310

DORA C. ZAMORA,
Plaintiff

vs.
CHRISTOBAL ZAMORA AND FULGENCIA ZAMORA, husband and wife, and **CHRISTOBAL (CRISTOBAL) B. ZAMORA** and **UNKNOWN CLAIMANTS OF INTEREST IN THE PREMISES ADVERSE TO THE PLAINTIFF**,
Defendants.

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

Christobal Zamora and Fulgencia Zamora, husband and wife, and Christobal (Cristobal) B. Zamora and Unknown Claimants of Interest in the Premises Adverse to the Plaintiff.

PLEASE TAKE NOTICE that the Plaintiff has filed a Complaint to Quiet Title in the above captioned cause wherein you are named as the Defendants.

YOU ARE HEREBY NOTIFIED that the general object of this action is to quiet title to real property a tract of land being part of Section 14, Township 9 South, Range 15 East, New Mexico Principal Meridian, Lincoln County, New Mexico, as more particularly set forth in the Complaint filed in the above-captioned cause.

The Plaintiff's attorney is Dathan Weems, Dathan L. Weems, P.C., 707 Broadway Boulevard, NE Ste. 202, Albuquerque, New Mexico 87102, (505) 247-4700.

PLEASE TAKE FURTHER NOTICE that if you intend to contest this suit, you must respond to the Complaint on or before October 1, 2007, (allowing 30 days from the last date of publication of this Notice) or a Default Judgment may be entered.

WITNESS my hand and seal of this Court this 8th day of August, 2007.

JAN PERRY
Clerk of the District Court
BY: Jolene Biggs
Deputy

Published in the Lincoln County News on
August 16, 23 and 30, 2007.

LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL DISTRICT
No. D1226CV200700255

COUNTRYWIDE HOME LOANS, INC.,
Plaintiff,

vs.
JOVIAN B. SMITH AKA JOVIAN SMITH; UNKNOWN OCCUPANTS, WHOSE TRUE NAMES ARE UNKNOWN; THE UNKNOWN SPOUSE OF JOVIAN B. SMITH AKA JOVIAN SMITH, IF ANY,
Defendant(s).

NOTICE OF SALE

NOTICE IS HEREBY GIVEN that the undersigned Special Master will on September 4, 2007, at 8:45 A.M., Lincoln County Courthouse, 300 Central, Carrizozo, NM 88301, sell and convey to the highest bidder for cash all the right, title, and interest of the above-named defendants in and to the following described real estate located in said County and State:

UNIT NO. 303, OF EAGLE CREEK WEST CONDOMINIUMS, PHASE 2A, LINCOLN COUNTY, NEW MEXICO, AS THE SAME IS ESTABLISHED AND IDENTIFIED IN THE DECLARATION RECORDED SEPTEMBER 19, 1983 IN MISCELLANEOUS BOOK 88, PAGES 318-327, BOTH INCLUSIVE; AND AS SHOWN ON THE PLAT FILED IN THE OFFICE OF THE COUNTY CLERK OF LINCOLN COUNTY, NEW MEXICO ON AUGUST 30, 1983, IN CABINET D, SLIDE NO. 140, TOGETHER WITH SAID UNITS UNDIVIDED INTEREST IN AND TO THE COMMON AREA AND FACILITIES OF THE EAGLE CREEK WEST CONDOMINIUM PROJECT ATTRIBUTABLE TO SAID UNIT. The address of the real property is 303 Ski Run Road Unit 303, Alto, NM 88312.

Said sale will be made pursuant to the



(Continued from Page 2)

the smaller towns, the villages, and cross roads settlements, are all losing in population. They are passing because for the most part they do not have the conveniences that have become a part of modern life. Easy and quicker modes of travel have acquainted people with the conveniences and the comforts of the large centers and once having enjoyed them people are unwilling to go back to the village that has nothing to offer but poorly lighted muddy streets.

No sidewalks, no modern conveniences and no entertainment. The town that keeps up with the times and furnishes these things will continue to survive, as most people would rather live in a moderately small town than a crowded city, if the things known as modern conveniences are available.

Policeman: "Why didn't you stop at the 'stop' sign?"
Blonde: "I couldn't get my car stopped."
Policeman: "Why didn't you use your noodle?"
Blonde: "The Noodle? What noodle? What is the noodle? I pushed and pulled on every-old thing in her, and it wouldn't stop."
City Dude: "Your method of cultivating your crop is old fashioned. I'd be surprised if you got more than 10 pounds of apples off that tree."
Farmer: "So would I. This is a pear tree!"

St. Rita's Commencement

On Wednesday evening, May 28th, 1930, a good crowd of relatives and friends assembled at Navarro Hall to witness the closing exercises of Saint Rita school. The eighth grade graduates, Cecilia Vidaurri, Refugio Garcia and Leonard Sanchez acquitted themselves in a most praiseworthy manner.

Rev. Father L. de Bruyere made an address stressing the point that no one could reach any great degree of success without hard, earnest effort. He was followed by Father Mitchell, the local pastor, who said hard work generally received a reward and this school was not an exception.

He then presented ten beautiful engraved gold medals to the following:
 Primary Grades -- best in Catechism, Ramon St. John.
 General excellence -- Orlando Vigil.

Grammar Grades
 General average medals as follows:
 4th Grade -- Manuel Padilla.
 5th Grade -- Bradley Smith.
 6th Grade -- Dolores Forsyth.
 7th Grade -- Carl Freeman.
 8th Grade -- Cecilia Vidaurri.
 Catechism -- Cecilia Vidaurri.
 Essay Contest -- Cecilia Vidaurri.
 History -- Leonard Sanchez.
 Department and General Excellence for the entire school -- Nellie Lee Smith.

St. Rita opened four years ago, and the attendance has been increasing steadily, until it has outgrown its present quarters. During the vacation period improvements and another room will be added; also 1st year of High School will be taught next year, and more teachers will be utilized.

A brother is a friend given by nature -- J.B. Legouve

Decoration Day

The custom of decorating the graves of loved ones was observed here today, as usual. Early this morning people were seen making their way to the city of the dead, bearing flowers and evergreens to lovingly bedeck the graves of those gone before. It is a beautiful custom, and will last as long as humanity.

Good Rains

From every section of the county that has reported comes the good news of fine rains. So far the moisture has not been of a general nature, but almost every day, somewhere in sight, a rain has fallen each day since Sunday. The moisture will be of incalculable benefit to farmers and stockmen.

"What is a gadget?" inquires a correspondent. A sort of thing that does something which would not have to be done if you hadn't got it.

Heritage Preserve Asks for

(Con't. from P. 7)

New Mexico Highway 37, Shelley told the planners. "The preliminary plans have already been completed and approved by the New Mexico Department of Transportation," Shelley said.

She addressed another concern of many neighbors of the development, the closing of access to the Lincoln National Forest. "We absolutely will not," Shelley said. "Forest Road 131 splits the development. That road will remain open to the public," she said.

Heritage Preserve is planning to install a 20,000 gallon water storage tank for use in fire protection and also plans to use two windmills to fill two 10,000 gallon tanks for similar uses, according to Shelley. Heritage Preserve mandates a 100 foot defensible space around each home, in house sprinkler systems, and nonflammable roofing materials, as well as spark arresters on all fireplaces, Shelley said.

The Lincoln County Planning Commission is expected to reach a decision on whether or not to recommend approval of Heritage Preserve at Ruidoso's preliminary plat after a continuation of a public hearing on the subdivision scheduled for August 22nd.

The planning commission will present its recommendation to the Lincoln County Board of Commissioners, who will make the final decision regarding approval of the preliminary plat.

Sheriff's Report

(Con't. from P. 5)

Airport Road in Carrizozo, deputy dispatched.
 2:42 p.m. Medical call at location on Legacy Lane in Alto, deputy dispatched.

3:53 p.m. Medical call at location on Hwy 220 in Fort Stanton, ambulance dispatched.

7:39 p.m. Shots fired reported near Pine Knot Trail in Alto, deputy dispatched.

8:19 p.m. Medical call at location on Hwy 48 in Capitan, ambulance dispatched.

8:56 p.m. Children Youth and Family Department (CYFD) referral from residence located at mile marker 279 on Hwy 70 in Hondo, deputy dispatched.

August 11
 5:20 a.m. Alarm reported at location on Prospect in Ruidoso, deputy dispatched.

9:01 a.m. Dog reported running loose on High Mesa in Alto, deputy dispatched.

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

11:36 a.m. Civil dispute reported at business location on Hwy 70 in Ruidoso, deputy dispatched.

1:02 p.m. Suspicious activity by person(s) in vehicle at Reynolds Circle in Palo Verde, deputy dispatched.

4:26 p.m. Agency assistance requested in affecting arrest at location on Sudderth Drive in Ruidoso, deputy dispatched.

6:45 p.m. Accident reported at location on Cora Dutton Road in Capitan, ambulance and deputy dispatched.

7:02 p.m. Traffic offenses reported on Spring Creek Road in Ruidoso, deputy dispatched.

11:47 p.m. Disturbance/loud party reported on CR D020 in Hondo, deputy dispatched.

11:48 p.m. Fight reported at West Lake Campground on Bonito Lake, deputy dispatched.

11:52 p.m. Fire reported on Hwy 70 approximately six miles west of Picacho, Hondo fire units dispatched. August 12



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

SOCORRO COMMUNITY YARD SALE and Sidewalk Days

Saturday, August 18th

8:00 a.m. to Noon

*Farmers Market *Entertainment

*Food *Bargains

Historic Plaza and Beyond

835-8927

CASA MANANA APARTMENTS is now taking applications for a one bedroom apartment. Rental Assistance available for elderly disabled or age 62 or older. For application, call 648-2514. TDD: 1-800-659-8331 or write to Casa Manana Apts., P.O. Box 872, Carrizozo, NM 88301.



Equal Housing Opportunity

6tc/8/9-9/13

NOTICE OF EMPLOYMENT

The Town of Carrizozo is now accepting applications for Police Officer. Applications accepted from New Mexico Certified or individuals who are eligible for Certification by Waiver. Pay is \$16.50 per hour with Health Insurance, and Retirement. Job description and applications are available at Town of Carrizozo City Hall, P.O. Box 247, Carrizozo, New Mexico 88301. Deadline for Applications is August 31, 2007 at 4:00 p.m.

Leann Wehbrecht, CMC

Clerk/Treasurer

Town of Carrizozo

3tc/8/2-16

NOTICE OF EMPLOYMENT

The Town of Carrizozo is now accepting applications for a Part Time Position maintaining the Animal Shelter weekends only. Applicants must have a valid Drivers License. Duties include cleaning kennels, walking and grooming dogs. Applications are available at Town of Carrizozo City Hall, P.O. Box 247, Carrizozo, New Mexico 88301. Deadline for Applications is August 17, 2007 at 4:00 p.m.

Leann Wehbrecht, CMC

Clerk/Treasurer

Town of Carrizozo

3tc/8/2-16

FOR SALE -- Carrizozo, NM on 'B' Avenue, 1,500 sq. ft., 3-BR, 2-Bath Home on 2.3 acres. Remodeled including new roof, siding, carpet, electric service, awesome mountain views, city water and sewer, plus well w/3 acre ft. water rights. Horses allowed, barn and storage shed. Completely fenced. Possible owner finance. \$90,000.

cathieeisen@yahoo.com

or

505-937-6321

tfn/6/21



CLEAN CREDIT SW

Bad Credit!!

We Can Help!!

505-258-1778

505-808-2009

tfn/6/21

THINK RAIN, THINK RAIN, THINK RAIN, THINK RAIN, THINK RAIN.



Lincoln County News

Established in 1905

In the County Seat of Lincoln County



Over 100 years of continuous service to our customers and readers.

Lincoln County News

309 Central Ave.
 P.O. Drawer 459
 Carrizozo, NM 88301
 505-648-2333
 fax: same as Ph. #

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

5.00 per Week / for 20 words or less

1. _____
 2. _____
 3. _____
 4. _____
 5. _____

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

COST OF AD: _____
 Tax: 1.06261 _____
 TOTAL: _____

MAIL OR BRING TO:
 Lincoln County News
 P.O. Drawer 459 / 309 Central Ave.
 CARRIZOZO, NM 88301
 Phone or Fax: 505/648-2333