

C'zozo Police Chief Given Ultimatum

by Patrice Brazie

The recent roller-coaster style policies of the Carrizozo Town Council regarding the town's police chief Carrie Spencer were continued yesterday during a special meeting of the board of trustees.

Yesterday morning's meeting began with another closed executive session with the town's legal counsel present to discuss possible litigation and an unclassified employee.

The council discussed those issues in private for about 45 minutes before returning to the meeting room at the town hall.

Upon reconvening the regular portion of the meeting, mayor Bob Hemphill presented a very brief statement reminding attendees that, after firing Spencer during a special meeting on July 10th, that action was rescinded in another special meeting on July 14th. "This Board notified Ms. Spencer, through her legal counsel, that she is

still the chief of police," Hemphill said. "She has failed to return to her post at the present time."

The move to terminate Spencer's employment was made without any public explanation of the reasons behind the action. The decision to rescind the dismissal came only a few days later, and after Spencer had retained legal counsel.

With all four of the town's trustees present at yesterday's special meeting, a mo-

tion was made to formally notify Spencer, via her attorney, that unless she returns to work by 12:00 noon on Monday, July 28th, the town council will consider her to have abandoned her post and to have voluntarily resigned from the office of chief of police of Carrizozo.

The motion to so notify Spencer passed unanimously.

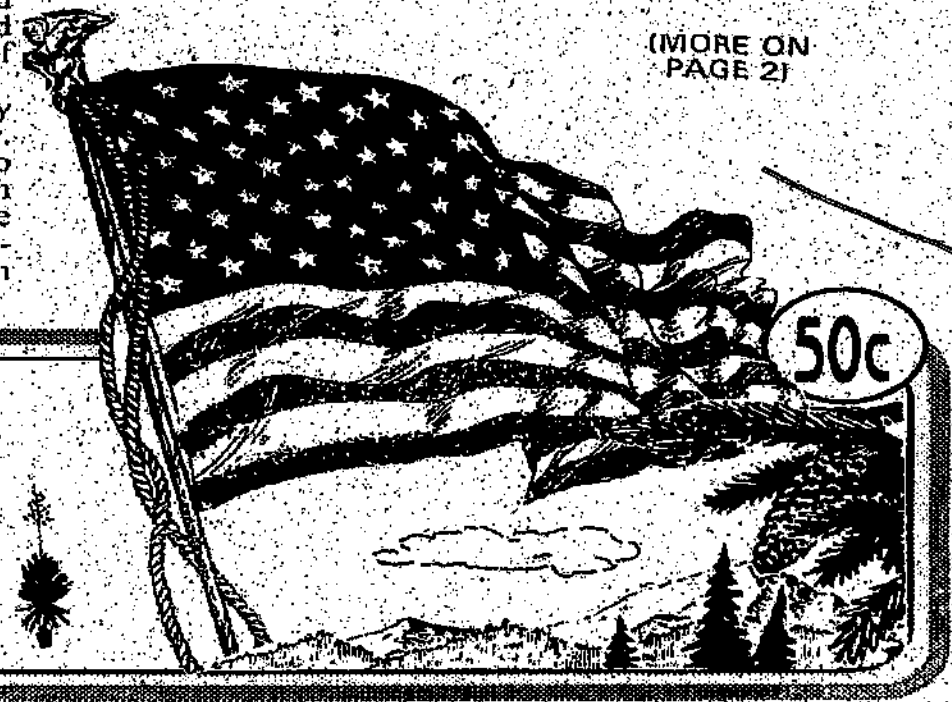
The town council also unanimously passed a motion to inform Spencer that, if she desires to have a hearing regarding the trustees' decision

to consider her position abandoned after 12:00 noon on the 28th, she must request such a hearing before that time.

Spencer's attorney, Timo-

thy Rose, sent a letter to Hemphill last week in which he spelled out Spencer's concerns about returning to work in a hostile environment. In that letter, Rose called for the

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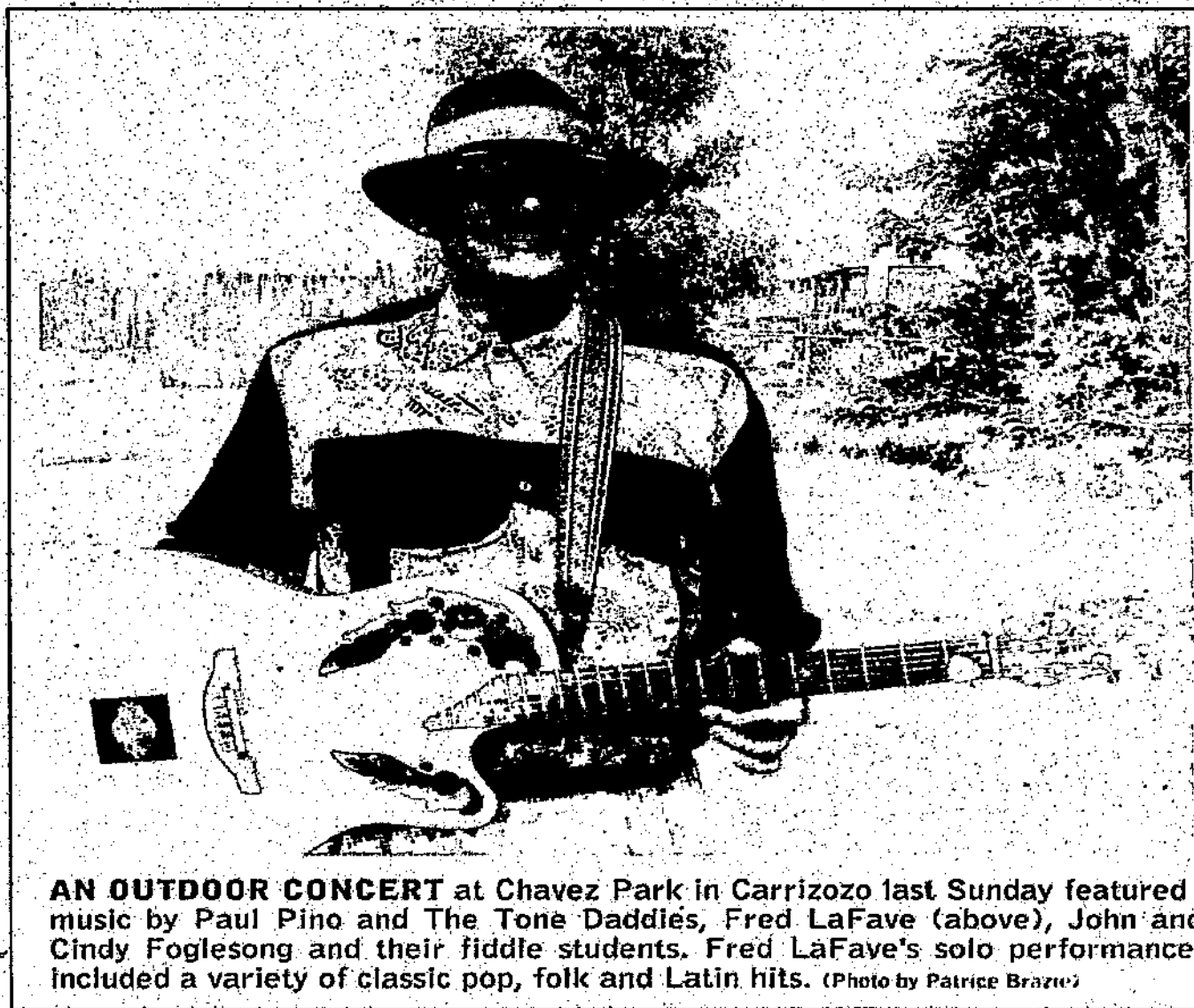
Lincoln County News

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CARRIZOZO, NEW MEXICO 88301



AN OUTDOOR CONCERT at Chavez Park in Carrizozo last Sunday featured music by Paul Pino and The Tone Daddies, Fred LaFave (above), John and Cindy Foglesong and their fiddle students. Fred LaFave's solo performance included a variety of classic pop, folk and Latin hits. (Photo by Patrice Brazie)

County at Odds With State Over Retirement Payments

by Patrice Brazie

County manager Tom Stewart is trying to get the county off the hook for \$28,050 in employee and employer contributions to the state-administered public employees' retirement fund.

Stewart reported in May that the audit of county finances for the 2006-2007 fiscal year resulted in a finding that the county was not withholding payments to the public employees' retirement program from the paychecks of participants in a federally-funded Senior Citizen Trainee Program.

The training program is state and federally funded and administered by the New Mexico Aging and Long Term Services Department.

The program provides employment training in a non-profit setting for senior citizens of low income. The training is designed to assist seniors with transitioning into employment in the private sector. Participants are paid minimum wages for the time spent in training. Stewart has reported that

he was consistently advised by representatives of the Aging and Long Term Services Department (ALTSD) that senior trainees were exempt from participation in the public employees' retirement program, and a letter from Cindy Padilla, Secretary of the ALTSD, backs that up. According to Padilla, the senior trainees do not, and never have, received pension or retirement benefits from participating in the program.

The training is limited in duration, and public employees must pay into the retirement program for five years to be eligible for benefits. The training program provides some benefits to senior participants that are not afforded to regular public employees, and vice versa. Senior trainees are not paid on the same scale as regular public employees.

During the July 15th meeting of the Lincoln County Commissioners, Stewart reported that the training program was designed to provide seniors with 20 hours of employment training per

week. According to Stewart, when the program received additional funding last year, Lincoln County Senior Citizen director Ada Hendryx was advised that it would be permissible to allow the trainees to work more than 20 hours per week as they were exempt from participation in the retirement program regardless of the number of hours they spent in training.

"Unfortunately, when the state audited, they said that if they worked more than 20 hours, we were responsible for paying (into the public retirement program)," Stewart said. He said that the issue was debated with representatives of the ALTSD for many months, with those representatives insisting that the payments to the retirement program were not required.

"It turns out that our auditor was absolutely correct," Stewart said last week. "The concern now is that we're the tip of the iceberg. The auditor found the problem here; the Office on Aging is concerned with finding the problem in other counties," he said.

The senior employment trainee program employs almost 200 senior citizens throughout the state.

Stewart told the county commissioners last week that the county can afford to pay the \$28,000 to the state if it has to, but indicated that he would continue to fight against it.

In the meantime, participants in the training program will be limited to working less than 20 hours per week to avoid the requirements of the retirement program.

"To me, it's a travesty to have these people, if they work more than 20 hours, pay into something that they'll never benefit from," Stewart said.

Ambiguous Ordinance OK for Now

by Patrice Brazie

A recent review of the Lincoln County Indigent/Hospital Health Care Ordinance brought to light some language in the ordinance that appears to misrepresent the county's policy regarding indigent healthcare funds.

The ordinance was under review by the Lincoln Coun-

ty Board of Commissioners because of a change recommended by Indigent Healthcare coordinator Rhonda Burrows and county manager Tom Stewart that would require proof of citizenship from applicants to the county's indigent health care fund.

On a suggestion by county commissioner Don Williams

to seek input from local healthcare providers, a public hearing was scheduled in June to discuss the ordinance change.

During the June hearing, Ruidoso physician Arlene Brown brought attention to a section of the ordinance that says that, in order to be eligible for county indigent healthcare funds, primary care must be provided by the Sole Community Provider, which is the Lincoln County Medical Center (LCMC), by the county-owned clinics or by healthcare providers employed by LCMC.

The medical center and county-owned clinics are operated by Presbyterian Healthcare Services (PHS) through a contract with the county.

That contract also prohibits the medical center and clinics from accessing the county's indigent health care funds. In a nutshell, the ordinance requires that indigent patients be treated only by healthcare providers who are not eligible to access the county's indigent healthcare funds. The result, as Brown pointed out, is that no primary care is available to indigent patients.

After the June public hearing the county commissioners approved the proof of citizenship amendment and instructed Burrows to meet

County Hires Emergency Services Coordinator

by Patrice Brazie

As of Monday, Joe Kenmore of Ruidoso is the new Lincoln County Emergency Services Coordinator.

County manager Tom Stewart reported last week that six people had applied for the position and four of those were called in for interviews with a selection committee.

Stewart said that Kenmore has Emergency Medical Technician and Incident Command training, holds a Ham Radio Operator's license, and was involved in the activities of the Local Emergency Planning Committee.

The position of Emergency Services Coordinator became vacant when former Emergency Services Director James Mason took employment elsewhere and Emer-

gency Services Coordinator Travis Atwell moved up to fill the director spot.

Serving as director of the Lincoln County Emergency Services, Atwell is charged with the administration of the department, Stewart said.

"This past fire season demonstrated a need for a relief, if you will," he said. "The duties that we'll divide between (Atwell and Kenmore) will give us 24 hour coverage. With the number of fires that we had prior to the monsoon season, Travis needed some help," Stewart said.

With the division of duties, and Kenmore's unique abilities to assist in administration, the county will have the added advantage of being able to provide Incident Command personnel around the clock during an emergency, if necessary, Stewart added.



CARMEN TATE was among the performers at Chavez Park in Carrizozo last Sunday. Tate is a student of John and Cindy Foglesong. Other students performing included Maria Tate and Gage Barnett. (Photo by Patrice Brazie)

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County Lodger's Tax Committee Meeting Changed to Aug. 1

Due to scheduling conflicts, the Lincoln County Lodgers' Tax Committee regularly scheduled to meet on July 30 at 10:00 a.m. is changed to Friday, August 1 at 10:00 a.m. in the Capitan Village Hall.

A final agenda will be available 24 hours prior to the meeting from the county manager's office.

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County Sets New Rules for Lodgers Tax Funding

In an effort to bring Lincoln County Lodgers Tax allocations in-line with state procurement codes, county manager Tom Stewart has issued a set of guidelines to funding applicants.

Stewart said during last week's meeting of the Board of Lincoln County Commissioners that he has sent a letter of explanation to each of the 17 organizations that utilized Lodgers Tax funding over the last three years.

In the letter, Stewart explained that the payment of Lodgers Tax funds for events that have occurred prior to approval of the funding by the board of county commissioners and issuance of a purchase order is a violation of state statutes regarding procurement.

Stewart has recommended that all requests for funding from the Lodgers Tax be submitted for approval at least two months before the event takes place. Stewart said that he plans to send the letter again in December with a timeline for applying for funding for next year's events.

County commissioner Dave Parks suggested that some event promoters might not know what their expenditure requirements will be in advance of the event.

Stewart said that statutes require that the funding be approved in advance. "If we're paying after the fact, then technically we're in violation of procurement code," Stewart said. "The 17 organizations that I sent those letters to know approximately what they're going to spend, and they just need to voice that to the Lodgers Tax Committee prior to the event so it can be approved, we can cut the purchase order, they can

make their expenditures. They turn in their bills to me and we pay, not to exceed the amount that's approved by the board of county commissioners," Stewart said.

Lincoln County Lodgers Tax funding can be used for advertising, providing police and fire protection and sanitation services for tourist related attractions, facilities and events that benefit the lodgers of Lincoln County.

C'ozo Police Chief

(Continued from Page 1)

resignation of trustees Dennis Vega, Dusty Voss and Max Saucedo, the three trustees who voted for Spencer's dismissal, and for some kind of assurance that the police chief would not be met with continued hostility if she returns to work. Rose also

stated that Spencer should be compensated for damages and legal fees.

As of yesterday, no official response to Rose's letter has been publicly presented, and there has been no indication of the initial reasons for Spencer's dismissal.

Obituary

JERRY GRAVES

Jerry Graves, 93, of Nogal Canyon, died July 11. Jerry was born in 1915 in a small town called Eagle Hill, New Mexico located near Portales. His family moved to Nogal, and he graduated from Carrizozo High School in 1937.

He married Hettie Marie Bivens, and they lived in Carrizozo until his job with the Southern Pacific Railroad demanded their relocation. They subsequently lived in Douglas, Tucumcari, and El Paso. When Jerry retired from the railroad, he and his wife returned to Nogal. Hettie predeceased him in 1986.

He attended the First Baptist Church in Carrizozo.

He is survived by four daughters, Jerilyn, Janis, Kathy and Tammy; 10 grandchildren, and eight great grandchildren.

A memorial service will be held at the First Baptist Church in Carrizozo August 3 at 2:00 p.m.



Scholarship Available for College Students

New Horizons Developmental Center, Inc. in Carrizozo announced that \$500 in scholarship funds are available for graduates of Lincoln County high schools. Lincoln County residents who have completed GED certificates are also eligible.

Applicants must be enrolled in a college or univer-

sity and have completed the equivalent of two years of college courses with an identified major in health or human services. Deadline to apply is August 10.

For an application call 575-648-2379 or stop by New Horizons at 810 E Avenue, Carrizozo.

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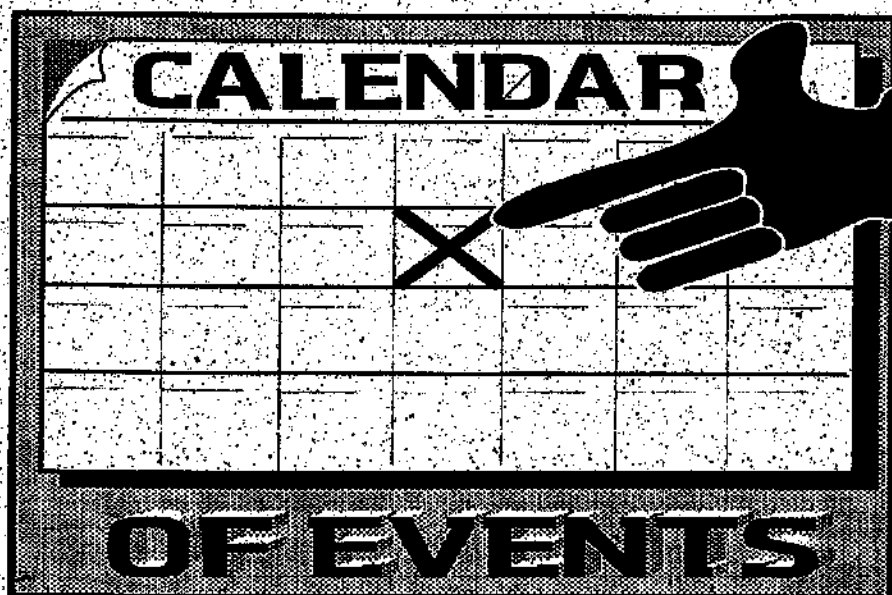


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WEDNESDAYS
 -Corona Lending Library story hour 4 p.m.
 -AWANA for children age 3 through 6th grade, 6 p.m. to 8 p.m. at First Baptist Church of Carrizozo. Non-denominational activities. Call 648-2107 for information.

FIRST AND THIRD THURSDAYS
 -Representative from State Engineer's office at 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.
 -Alcohol Anonymous 6:30 p.m. Carrizozo First Baptist Church Fellowship Hall.

TODAY, THURSDAY, JULY 24
 -Fourth anniversary of Corona Public Library.

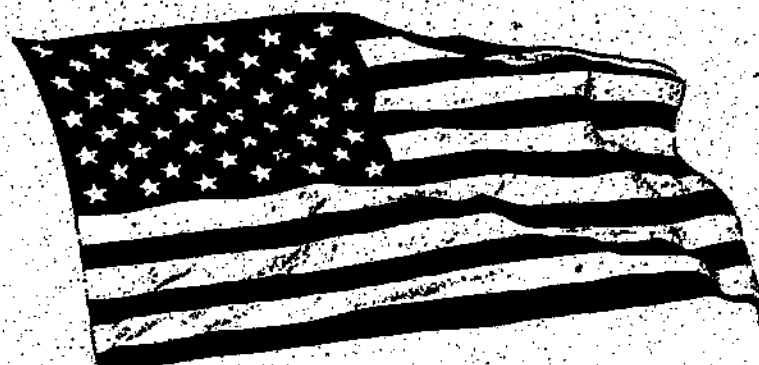
FRIDAY, JULY 25 - SUNDAY, JULY 27
 -Corona Summer Festival, parade on Saturday 10:00 a.m.

SATURDAY, JULY 26
 -Estate sale at Big Blue Auction House, 500 Central in Carrizozo 10:09 a.m.
 -Filming documentary of Town Hall meeting 1 p.m. at Carrizozo Town Hall by Marc and Julia Cohen on small towns.

TUESDAY, JULY 29
 -Ruidoso Village Council 4:30 p.m.

FRIDAY, AUGUST 1
 -Lincoln County Lodger's Tax committee meets at Capitan Village Hall at 10:00 a.m. Reset from July 30.

-Area code 505 is now 575 for Lincoln County, Otero County and southern areas.



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Ambiguous Ordinance

(Continued from Page 1)

with local physicians to hear their ideas regarding the ordinance.

During the July 15th meeting of the county commissioners, county attorney Alan Morel reported that he and Burrows had met with two local healthcare providers. "We invited all doctors within Lincoln County to attend the meeting," Morel said.

Recommendations from the two doctors that attended the meeting referred to changing the section that applies to primary care.

"There's one sentence that makes it sound like the hospital could be reimbursed when nobody else could be," Morel said. "I think we can fix that with just changing one sentence, or deleting one sentence from the ordinance," he explained.

In a memorandum from Stewart that was included in the packet of information provided to county commissioners before each meeting, the county manager recommended that a public hearing be scheduled for August to further discuss the ordinance, but Morel questioned the need for another hearing.

"I'm not certain it warrants a public hearing to change that one sentence," Morel said. "It hasn't been a problem since the inception of this ordinance. There is a level of concern among one or two doctors. If you'd like to address it, we certainly can," Morel told the commissioners.

"We can publish, have a hearing and take that one sentence out, but I don't know if it warrants that effort because it hasn't been a problem."

Jim Gibson, Lincoln County Medical Center adminis-

trator, told the county commissioners that it didn't matter what the ordinance said because the county's contract with PHS prohibits access to the county's indigent healthcare funds.

"Leave it in or take it out," Gibson said. "The contract, in my judgment, supercedes whatever the ordinance says."

County commissioners Eileen Lovelace and Dave Parks said that the ordinance should be left as is, but Williams disagreed. "I think that, since there's a concern out there, that it should be addressed," Williams said. "Especially if it's just a matter of changing one sentence," he added.

Burrows spoke against

changing the ordinance at this time, although she acknowledged that "there is some heartburn for a couple of physicians" over the current language of the ordinance. She recommended that the county commissioners agree to revisit the issue sometime within the next year or so. "I don't think it's a critical change that has to be made this month," Burrows said.

Williams said that he didn't think that the concerned physicians will be forgetting

about their issues with the ordinance.



Account Established For Funeral Expenses

An account has been established at the Carrizozo branch of Wells Fargo Bank to help pay funeral expenses of Steve J. Ortiz. He was the son of Steve and Debbie Ortiz of Carrizozo.

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Obituary

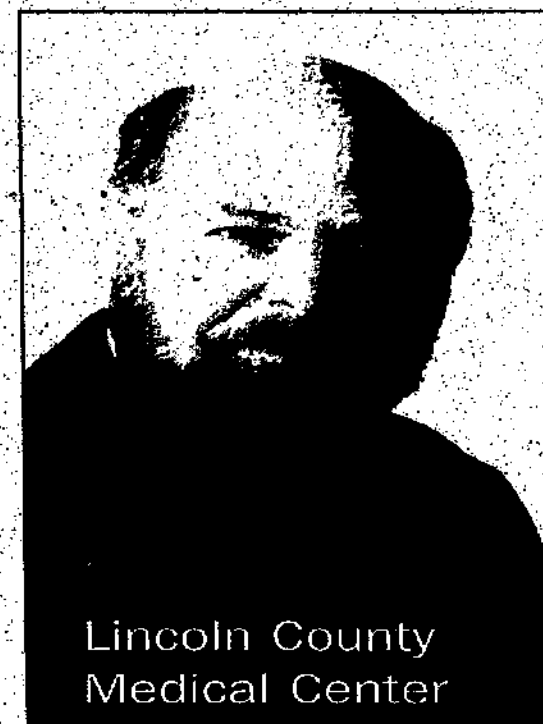
PAMELA A. PAYNE

Pamela A. Payne, wife of Philip R. Payne, died suddenly on July 15 at her home in El Paso. Philip is the son of Bill G. and Mary Ellen Payne (McKay) former residents of Carrizozo and Lincoln County. Philip was a 1981 graduate of Carrizozo High School, having attended all 12 grades in Carrizozo. Philip is a pharmacist at Memorial Medical Center in Las Cruces.

Pamela is survived by her husband, sons Justin E. Yeotis and William Ryan Payne and daughter Elizabeth Lloyd Payne all of El Paso. In addition to the family at home, she is survived by a sister and brother and many nieces and nephews.

She has been cremated at her request. Friends and family will gather for an evening of remembrance on July 30 at 5:30 p.m. at the home of Philip's mother. For information on the evening of remembrance please call (575) 527-4750.

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Editorials / Opinions & Other Stuff



UNTIL THEY COME HOME

THOUGHTS FROM THE EDITOR'S DESK

The Saga Continues and Continues

By Ruth Hammond

We don't know if Carrizozo has a police chief or not, we also don't know if there will be a lawsuit and if there is how much it will cost the town. Business as usual takes time, lots of time. And the people who discuss matters behind closed doors are not supposed to tell what was or wasn't said while they were away from public scrutiny.

Hiding isn't exactly what they were doing because it is different in each state. Here in New Mexico personnel issues must be discussed in private. One of the southern states is quite different and everything may be brought out in the open. It makes a person wonder which is the best way to handle personnel issues, private or public.

If someone said you were a jerk you might prefer it be said in private instead of in public. That appears to be the main gist of why personnel issues are private here in the Land of Enchantment. Makes sense. However the person making the accusations might want to explain reasons for the blatant statement about your character. Could be that the accuser has adequate proof to verify you are a jerk.

The other side of the matter is that once said it could be almost impossible to disprove what was said. But the situation isn't as to which way is best to handle personnel matters, it is about how this personnel issue. Seems the accused has asked for a reason as to why the action was taken. Has a reason been given or not? And if not, why?

Evidently this matter will not be settled satisfactorily for everyone because there are groups of people who are certain they know the reason and others who disagree. If the matter were more in the open it might calm tempers.

When a county personnel hearing was held years ago it was a shock to the department head's private attorney to learn that only the accused employee could ask that the hearing be closed. That employee insisted the hearing be open, alleging he had done nothing wrong and wanting the public to be aware of it. The hearing ended abruptly because the department head refused to have it public.

And it was never publicly stated as to what the county employee had allegedly done wrong. The employee was vindicated. I wish that employee had worked in county government in different counties for years and knew the rules and insisted the rules be followed by everyone.

Sometimes going public is good, other times it might not be, but asking for a public hearing certainly did show that the county employee had nothing to hide. That all happened years ago but it did show what can happen.

Here we are now, waiting for word as to whether there will be a request for a hearing or not, waiting to find out if the town of Carrizozo has a police chief or not, and if the police department and town officials will be able to rise above this most recent problem. If it were only those six people it would be different but it affects all of us.

EARL



"YA KNOW, YOU AND I HAVE A LOT IN COMMON EXCEPT I TOOK MY VOW OF POVERTY"

Big Dry Syndicate



WEATHER REPORT

by Jeff Hammond

The United States Weather Service (USWS) released a report on Monday saying that most of New Mexico has been in "drought conditions" for most of this year due to the small amount of moisture received over the last winter. The report also says that the recent rains have almost brought New Mexico out of drought condition, and that there should be enough rainfall in this next series of storms to finally upgrade from "drought conditions" to normal for this time of year.

Good news for the forests, especially Lincoln National Forest, and Lincoln County.

The forecast for the upcoming week says to expect a slight chance of rain at all elevations mostly after noon, with calm winds around 5 mph.

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

Today, Thursday, July 24, the 205th day of 2008

A fair chance of showers and thunderstorms after noon, partly cloudy skies, with a high near 92, calm wind becoming south around 5 mph, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 61, southeast wind around 5 mph.

Friday, July 25
A fair chance of showers and thunderstorms, mostly cloudy, with a high near 92, calm wind becoming south-east around 5 mph, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 60.

Saturday, July 26
A good chance of showers and thunderstorms, mostly cloudy, with a high near 88, night: A good chance of showers and thunderstorms, partly cloudy, with a low around 61.

Sunday, July 27
A slight chance of showers and thunderstorms, partly cloudy, with a high near 89, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 62.

Monday, July 28
A fair chance of showers and thunderstorms, partly cloudy, with a high near 92, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 61.

Tuesday, July 29
A slight chance of showers and thunderstorms, mostly cloudy, with a high near 92, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 61.

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

Today, Thursday, July 24, the 205th day of 2008

A fair chance of showers and thunderstorms after noon, mostly cloudy, with a high near 81, north wind around 5 mph, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 55, east wind around 5 mph becoming

(MORE ON PAGE 8)

Inside the Capitol

by JAY MILLER

SANTA FE -- Now that the State Fair is losing its race track, what should we do with the extra space?

It appears more certain every day that The Downs at Albuquerque soon will become The Downs at Moriarty. The state Racing Commission has approved the transfer of license. All that remains is acceptance by some pueblos.

That leaves the eastern third of the fairgrounds up for grabs. What should New Mexico do with that big chunk of urban property? The possibilities are endless and Gov. Bill Richardson is open to all suggestions.

Possible uses could involve just the former horse track and casino facilities. They could include the worn out Tingley Coliseum, which is surrounded by the track facility on three sides. Or it could encompass the entire state fairgrounds.

Moving the State Fair has been discussed at times. When it was built 70 years ago, it was east of town. Now it is in the middle of Albuquerque, an urban setting that isn't always comfortable for the fair or for surrounding neighborhoods.

Moriarty has been suggested as a new location. That's where the horse track is moving and there is plenty of room for the fairgrounds too. To boot, it's cowboy country.

The Mesa del Sol planned community being developed by the state and a private company, also has been discussed. It is just south of Albuquerque and closer to its restaurants, hotels and residents who would patronize it.

Some of the State Fair buildings are receiving major renovations, which provides a reason for the fair to stay put but the governor says it doesn't preclude a move.

Possible uses of the land that have been men-

tioned include a state of the art exhibit center, a world class arena, mixed residential-commercial, an Albuquerque state office complex, or a community green space.

Also on the table is exchanging all or part of the fairgrounds for land elsewhere.

Albuquerqueans would like to see a big arena, world class, of course, located where the track and Tingley Coliseum are now. Duke City voters turned down a ballot measure for a downtown arena they would have to finance. But having the state build one for them would be just great.

And then there are the neighbors of the fairgrounds. Since the fairgrounds were built out in the country in 1938, it is safe to assume that none of the neighbors lived there at the time.

But just as with people who buy near airports, they are incensed about the impact of the fairgrounds on their lives. So they are likely to favor having state taxpayers build them a nice park on the vacated land.

The idea of state funds to benefit Albuquerque is not new. The \$400 million RailRunner commuter train has no local contribution, which Spaceport America in southern New Mexico does.

There already is a fair amount of competition for any arenas or exhibit halls the state would build. Rio Rancho built an arena while Albuquerque was talking about it and stole the hockey franchise away. Several casinos in the area also have built major convention facilities.

As would be expected, Gov. Richardson is looking to go big time with the fairgrounds redevelopment. He is seeking ideas and information from developers and other interested companies, consortiums, associations, firms and/or individuals.

The governor suggests that a public-private partnership is the arrangement he would like to see. Last year, he used a similar arrangement to build a terminal for the RailRunner at the state Transportation Department headquarters.

The successful bidder agreed to build a new department headquarters building in return for residential and business rights on the remainder of the property.

The governor ended up having to pull the plug on the arrangement after complaints about the bid going to a major donor and the revelation that people were involved with the Transportation Department on the project who had been indicted in the Bernalillo County Courthouse scandal.

I also feel that the newspaper responsible for publishing the report is guilty of tabloid journalism for: 1) Not checking to insure that the figures were accurate. 2) Releasing names to go with the figures in their article. While it was well within the Town of Carrizozo and the newspaper's right to publish this information, my question is should they have?

Each and everyone of us has knowledge of some sort that could be made public, but the question is . . . should it be made public? Just because you can, does not always mean you should.

The citizens of Carrizozo deserve better treatment from their own town officials, and local news agencies. Had the article stopped at just stating figures, everything would have been okay. The public's right to know would have been fulfilled, and that would have been the end of the story. But, by allowing the list to contain names, people's right to privacy has been violated.

While we're being told that we the people do not have the right to privacy. Trust me, those rights do exist. The government does not have the right to privacy, but we the people do. Our sons and daughters have fought and died to protect those rights.

I believe an apology from BOTH the town officials, and the newspaper is owed to each and every person named in the article. It would be the right thing to do. Or does doing the "right thing" mean anything anymore. I repeat, I do not now or have I ever owed the Town of Carrizozo a \$4,266.76 water bill. And upon checking with some of the other people who were named in the list, their amounts were incorrect also, and if that's the case, why was false information printed in the newspaper article, do some journalists not bother to check their facts before running an article?

How can you trust other articles to be fair and accurate when this one was so far off base? I know town officials to be fair and honest, and I know the newspaper head to be a fair and honest person. So therefore, how something like this could have hap-

(MORE ON PAGE 8)

Letters to the Editor

I, STEVE WHEELER, DO NOT NOW, NOR HAVE I EVER, OWED THE TOWN OF CARRIZOZO A \$4,266.76 WATER BILL.

EDITOR -- This is in response to a recent article published in an area newspaper, in which my name, as well as 80 plus other Carrizozo resident's water bills were listed.

Up to this point, I, along with others had been under the impression that personal information was just that, PERSONAL.

I along with the others listed feel that our rights to privacy have been violated. In the news article a town official stated that "it was not his intention to embarrass anyone," but what other reason could there have been?

Under the Freedom of Information Act (which means you and I have no privacy) the Town of Carrizozo does have the right to release the information. My question is should they have? Under the same act, they also have the right to request, in writing, that personal identifying information be withheld. I feel that those named in the list were not properly represented by our town leaders, or whoever released this information.

Lincoln County News

USPS 313460

"The Lincoln County News" is published Thursdays at 308 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 458, Carrizozo, NM 88301

ruth hammond and peter aguitar co publishers

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



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Sheriff's Report

DISTRICT COURT CALENDAR

The Calendar for
District Judge Karen Parsons

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

July 5
10:15 a.m. Dog reported running loose on Sandia Drive in Capitan, police dispatched.
10:51 a.m. Medical call at residence on D Avenue in Carrizozo, ambulance dispatched.
6:13 p.m. Disturbance reported at Nazarene Campground in Bonito, deputy dispatched.
6:45 p.m. Shots fired reported at location on Shane Road in Rancho Ruidoso Valley Estates, deputy dispatched.
7:04 p.m. Fire reported on Bonito Lake Road in Bonito, Bonito fire units dispatched.
10:00 p.m. Suspicious activity by person(s) reported on Sacajawea in Carrizozo, police dispatched.

July 6
3:20 p.m. Medical call at location on Mira Monte Road in Alto, ALS ambulance and deputy dispatched.
5:51 p.m. Fire reported at mile marker 14 on Hwy 42 in Corona, fire units dispatched.
July 7
12:00 a.m. Information report at location on Gavilan Canyon Road in Alto, deputy dispatched.

12:27 a.m. Suspicious activity by person(s) in vehicle reported at business location at intersection of Hwy 54 and Hwy 380 in Carrizozo, deputy dispatched.

9:00 a.m. Agency assistance requested by Ruidoso Downs police at business location on Hwy 70 in Ruidoso Downs, deputy dispatched.
10:36 a.m. Unknown trouble call from location on Enchanted Forest Loop in Alto, deputy dispatched.
10:54 a.m. Unknown trouble call from location in Ruidoso Downs, deputy dispatched.

11:38 a.m. Warrant service reported at Lincoln County Detention Center (LCDC) on Airport Road in Carrizozo, deputy dispatched.
11:44 a.m. Dog reported running loose on Gavilan Canyon Road in Alto, deputy dispatched.

2:15 p.m. Welfare check requested at location on School House Road in Hondo, deputy dispatched.
3:56 p.m. Dog reported running loose on Aristoe in Glencoe, deputy dispatched.

4:03 p.m. Medical call at residence on B Avenue in Carrizozo, ambulance dispatched.
5:22 p.m. Warrant service at business location on Hwy 48 in Alto, deputy dispatched.

6:02 p.m. Warrant service at location on Harris Lane in

Ruidoso Downs, deputy dispatched.

11:04 p.m. Information report at location in Ruidoso Downs, deputy dispatched.

July 8
1:22 p.m. Peacekeeping/police presence requested at residence on Martin Torres Road in Hondo, deputy dispatched.

2:33 p.m. Alarm reported at location on Mira Monte in Alto, deputy dispatched.

3:03 p.m. Smoke reported on Hwy 380 near Lincoln County line, Carrizozo fire units dispatched.

3:53 p.m. Larceny/theft reported at business location on Hwy 70 in Ruidoso, deputy dispatched.

4:42 p.m. Welfare check requested at location on Old Schoolhouse Road in Hondo, deputy dispatched.

5:42 p.m. Trespassing reported at location on Country Lane in Alto, deputy dispatched.

5:50 p.m. Medical call at location on Mountain Ranch in Corona, ambulance dispatched.

July 9
7:12 a.m. Medical call at residence on Fourth Street in Capitan, ambulance dispatched.

11:17 a.m. Breaking & Entering (B & E) reported at location on Lincoln in Capitan, police dispatched.

12:40 p.m. Dog reported running loose on Hwy 70 in Hondo, deputy dispatched.

12:44 p.m. Civil dispute reported at residence on Aspen in Carrizozo, police dispatched.

2:27 p.m. Traffic offenses reported on Sun Valley Road in Alto, deputy dispatched.

2:49 p.m. Assault reported at location on Big Bear Road in Alpine, deputy dispatched.

5:29 p.m. Larceny/theft reported at location on Main Road in Capitan, police dispatched.

7:07 p.m. Larceny/theft reported at residence on Fifth Street in Capitan, police dispatched.

8:22 p.m. Medical call at residence on Pine Lodge Road in Capitan, ambulance dispatched.

11:00 p.m. Welfare check requested at residence on Nogal Canyon Road in Nogal, deputy dispatched.

July 10
6:46 a.m. Welfare check requested for person sitting in car at intersection of Lobo and Little Road in Capitan, police and deputy dispatched.

8:33 a.m. Threats reported at location on Cedar Crest in Nogal, deputy dispatched.

8:40 a.m. Abandoned vehicle reported on West Deer

Tuesday, July 22
In Ruidoso
9:00 a.m. Kimberlee Brock v. Kyle Brock; M-2008-15 (Presentment)(Gibson/S-Cook)

Juveniles
10:00 a.m.
Iris M.; JR-08-06 (PT/COP)
Angelo M.; JR-08-16
Jamie W.; JR-2008-19 (COP/PT)
William V.; JR-2008-02/3
3:00 p.m. Drug Court Screening
4:30 p.m. Drug Court

Darrell Brantley
10:00 a.m. Amy Gochenour v. Daniel Kizer; DV2008-47 (Trailing)Geri Kent v. Jerroll Kent; DV-08-35
11:00 a.m. Michelle Pena v. Angel Saenz; DV-2008-48
1:00 p.m. Jennifer Miller v. Eric Miller; DV-2008-49
2:00 p.m. Barbara J. Ward v. Thomas Ward; DV-2007-112 (Application to Modify)(Trailing)
Viktor Marmolejo v. Tammy Marmolejo; DV-2008-41 (TRO/Mtn Violation)
3:00 p.m. Susan Hall v. Tony Cooper; DV-2008-50
Nicholas Lawrence v. Camil Omernik; DV-2008-31

Wednesday, July 23
Docket Call 8:15 a.m.
Criminal Day
8:30 a.m.
First Appearance/Initial

Richard Mann; CR-08-168
Harold Shelby; CR-08-169
Julian Rue; CR-08-08 (FA-BW)
Christian Bustillos; CR-08-166
Troy Warren; CR-08-145
Jerry Castillo; CR-08-154
Kathleen Salcido; CR-08-148
Robby Williams; CR08-151

(MORE ON PAGE 6)

(MORE ON PAGE 6)

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Court Calendar

(Continued from Page 5)

Kolby McMinn: CR-08-164
 Tod Kizer: CR-08-170
 Baldimar Apodaca: CR-08-165
 Jaylene Chavez: CR-07-60
 Yvonne Vega: CR-05-96
 Doris O'Keefe: CR-07-101

Change of Plea
 Marcie Rue: CR-08-94
 Barbara White: R08-76/75
 Quay Chavez: CR-08-32

Jl/Other/Motions
 Julian Orozco: CR-03-200 (Jl Reg. J & S)
 Brandon Pablo: CR-06-139 (MRCR)
 Enrique Montoya: CV-08-83 (Jl)
 Kenneth Payne: CR-08-55/56 (Judicial Inquiry)

Adjudicatory
 James Morgan: CR-04-215
 Michael Cornelius: CR-07-03

Thursday, July 24
 8:15 a.m. Telephonic - Heidi Murphy v. Paul Murphy; DM-2008-11 (Judicial Inquiry)(Gibson/ProSe)
 CYFD - 8:30 a.m.

JQ-2007-08(Post Adj)
 JQ-2007-05 (IPR)
 JQ-2008-03 (ADJ)
 JQ-2008-04 (Pam)
 JQ-2007-08 (Initial Perm Meeting)
 1:15 p.m. Marlene Holman v. Yolanda McCarty; CV-2007-36 (Sch. Order)(Nunez/Richards)
 1:30 p.m. - 1/2 Day - Shawn Mandoza v. Tanya Gonzales; DM-2006-14 (Merits)(F. McSwane/S-Cook)
 4:00 p.m. T. Holmes v MVD; CV-08-102 (Mtn/Dismiss) (Rose/Belles)

Friday, July 25
 8:15 a.m. Telephonic - Joe Dee Fanning v. Janlee Fanning; DM-2008-48 (Jl Re. MSA)(Parenting Plan)(Pro Se/Hanratty)
 8:30 a.m. - 1/2 Day Merits - Megan R. Clark v Harold Clark; DM-2008-38 (McSwane/Gibson)
 1:30 p.m. Estate of Sharp; PB-2007-29 (Merits)(ProSe)
 2:30 p.m. Segobia v. Segobia; DM-98-63 (Merits)(Pro Se/Gibson/ProSe)

SHERIFF'S REPORT

(Continued from Page 4)

Trail in Capitan, police dispatched.
 8:42 a.m. Information report at location on Hwy 380 in Lincoln, deputy dispatched.
 10:33 a.m. Alarm reported at location on Short Street in Capitan, police dispatched.
 11:37 a.m. Dog reported running loose on Hwy 380 in Lincoln, deputy dispatched.
 11:43 a.m. Dog reported running loose on Hwy 380 in Carrizozo, police dispatched.
 1:39 p.m. Medical call at location on Central Avenue in Carrizozo, police dispatched.
 8:24 p.m. Accident reported on FR 120 in Alto, deputy dispatched.
 8:49 p.m. Medical call at residence on Canyon Road in Palo Verde, Advance Life Support (ALS) ambulance dispatched.
 8:58 p.m. Accident reported at intersection of Second Street and Forest in Capitan, police and ambulance and deputy dispatched.
 9:22 p.m. Medical call at business location on Hwy 48 in Alto, ALS ambulance dispatched.
 11:26 p.m. Alarm reported at business location on West Smokey Bear Boulevard in Capitan, police dispatched.
 11:47 p.m. Illegal drugs reported at LCDC on Airport Road in Carrizozo, deputy dispatched.

July 11
 12:00 a.m. Children Youth

reported at location on Snell Road in Carrizozo, police dispatched.
 8:06 p.m. Disturbance/loud party reported at residence on Valleyview in Capitan, police dispatched.
 8:58 p.m. Dog reported running loose on Hall Drive in Capitan, police dispatched.
 9:07 p.m. Distur-

and Family Department (CYFD) referral and intake from location on Hwy 70 in Hondo, deputy dispatched.
 12:00 a.m. Larceny/theft reported at location on Juniper Springs Road in Nogal, deputy dispatched.
 2:55a.m. Alarm reported at location on Hwy 380 in Lincoln, deputy dispatched.
 10:45 a.m. Accident reported on Fifth Street in Capitan, police dispatched.
 10:51 a.m. Criminal damage to property reported at location on Gavilan Canyon Road in Alto, deputy dispatched.
 1:37 p.m. Alarm reported at location on Midiron in Alto, deputy dispatched.
 2:05 p.m. Drivers test at Hull and Warrior Drive in Ruidoso, deputy dispatched.
 4:03 p.m. Medical call at intersection of Fourth and Nogal in Capitan, ambulance, police and deputy dispatched.
 4:13 p.m. Disturbance reported at mile marker 282 on Hwy 70 in Hondo, deputy dispatched.
 6:36 p.m. Medical call at mile marker 9 on Hwy 48 in Alto, ALS ambulance and deputy dispatched.
 7:21 p.m. Warrant service at residence on FR 107 in Bonito, deputy dispatched.
 8:08 p.m. Suspicious activity reported at location on Golden Rod Lane in Alto, deputy dispatched.
 9:32 p.m. Fire reported on Chisolm in Rancho Ruidoso Valley Estates, Bonito fire units and deputy dispatched.
 10:40 p.m. Fire/burning without permit reported at location on Shauna Lane in Alto, deputy dispatched.
 11:00 p.m. Unknown trouble call from LCDC on Airport Road in Carrizozo, deputy dispatched.
 11:49 p.m. Dog reported running loose on Aspen in Capitan, police dispatched.

8:08 p.m. Disturbance/loud party reported at location on Ruth Road in Nogal, deputy dispatched.
 3:32 p.m. Welfare check requested on Hwy 380 near Indian Divide, deputy dispatched.
 3:57 p.m. Medical call at Lincoln County Fairground in Capitan, ambulance dispatched.
 4:45 p.m. Traffic hazard reported at location near Dean Road and Capitan Gap, deputy dispatched.
 4:50 p.m. Traffic hazard reported on Dawson in Capitan, police dispatched.
 5:36 p.m. Medical call at Hwy 48 in Capitan, ambulance dispatched.
 6:23 p.m. Traffic hazard reported on 17th Street in Carrizozo, police dispatched.
 6:50 p.m. Traffic offenses

8:33 p.m. Medical call at location on White Oaks Highway, Carrizozo ambulance dispatched.
 10:08 p.m. Disturbance/disorderly conduct reported at business location in Carrizozo, police dispatched.
 (MORE ON PAGE 7)

LEGAL NOTICE

STATE OF NEW MEXICO
 COUNTY OF LINCOLN
 TWELFTH JUDICIAL
 DISTRICT COURT

No. D1226CV200800113

WELLS FARGO BANK, N.A., SUCCESSOR BY MERGER TO WELLS FARGO HOME-MORTGAGE, INC.,

Plaintiff,

vs.

JERRY L. HUBER; ARLENE J. HUBER; UNKNOWN MANUFACTURED HOME LIENHOLDERS, IF ANY; UNKNOWN MANUFACTURED HOME OWNERS, IF ANY; OCCUPANTS, WHOSE TRUE NAMES ARE UNKNOWN;

Defendant(s)

AMENDED NOTICE OF SUIT

STATE OF NEW MEXICO to the above-named Defendants, Unknown Manufactured Home Lienholders, if any, and Unknown Manufactured Home Owners, 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 4 Lamay Road, Nogal, NM 88341, Lincoln County, New Mexico, said property being more particularly described as:

LOT 4, OF LAMAY RANCH ESTATES, LINCOLN COUNTY, NEW MEXICO, AS SHOWN BY THE PLAT THEREOF FILED IN THE OFFICE OF THE COUNTY CLERK & EX-OFFICIO RECORDER OF LINCOLN COUNTY, NEW MEXICO, ON OCTOBER 7, 1976, IN TUBE NO. 578.

And all improvements, including, but not limited to, the manufactured home attached thereto and more particularly described as: 1999, Danville, Double Wide, HUD Tag No. PFS624426 & PFS624427.

Unless you serve a pleading or motion in response to the complaint in said cause on or before September 12, 2008, judgment by default will be entered against you.

Respectfully Submitted,
 CASTLE MEINHOLD & STAWIARSKI

By: Sharon Hankla
 Sharon Hankla
 Karen Howden Weaver
 999 18th St., Suite 2201, Bin 1
 Denver, CO 80202
 Attorney for Plaintiff

WITNESS the Honorable KAREN L. PARSONS, DISTRICT COURT JUDGE, of the Twelfth Judicial District of New Mexico Judicial District Court, Lincoln County, New Mexico, this 8th day of July 2008.

Jan Perry
 CLERK OF THE DISTRICT COURT

By: Elizabeth Ysasi
 Deputy

07-1800/Huber, Jerry & Arlene, P444170
 Published in the Lincoln County News on July 24, 31; and August 7, 2008.

LEGAL NOTICE

STATE OF NEW MEXICO
 COUNTY OF LINCOLN
 TWELFTH JUDICIAL DISTRICT

No. PB-2008-13
 Div. III

IN THE MATTER OF THE ESTATE OF DARRYL TIMOTHY COLLINS, Deceased.

NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that Eric E. Collins has been appointed personal representative of this estate. All persons having claims against this estate are required to present their claims within two (2) months after the date of the first publication of any published notice to creditors or the date of mailing or other delivery of this notice, whichever is later, or the claims will be forever barred. Claims must be presented either to the law offices of Gibson & Leonard, P.C., at the address listed below, or filed with the District Court of Lincoln County, New Mexico, located at the following address: P.O. Box 725, Carrizozo, New Mexico 88301.

Dated: July 17, 2008.

Respectfully Submitted by:
 GIBSON & LEONARD, P.C.

JulieAnn Leonard
 1221 Mechem Dr. Ste. 1
 Ruidoso, New Mexico 88345
 575.258.1070

Published in the Lincoln County News on July 24 and 31, 2008.

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 2958 (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 Assembly of God

Corner 13th & C Ave.
 Barbara Bradley, Pastor
 Children's Ministry and
 Nursery Available
 Worship Service 10:00 a.m.
 Youth Service 6:00 p.m.

Santa Rita Catholic Community

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

Angus 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 School for all ages 9:30 a.m.
 Morning Worship and Children's Church 10:30 a.m.
 Family Worship 6:00 p.m.
 Wednesday: Community dinner 6:00 p.m.
 Adult classes, Youth games and study, Kids Klub 7:30 p.m.

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. Canon Peter Sanderson,
 Priest-in-Charge
 Corner of E. Ave. and Sixth, Carrizozo, NM
 Ph. 505 257-2356
 Holy Eucharist Sunday 9:30 a.m.

Claunch Community Church

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

United Methodist Churches

JOHANNA ANDERSON, Pastor
 1000 D. Ave. 648-2883 / 648-2846
 Carrizozo, NM 88301
 Sunday School (All Ages) 10:00 a.m.
 Worship Service 11:00 a.m.
 Choir Practice (Tuesday) 6:30 p.m.
 United Methodist Women
 Every 3rd Wednesday 2:00 p.m.
 Fellowship Dinner on 4th Sunday of Month 12:30 p.m.

CAPITAN:

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

Christ Community Fellowship

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

Capitan Church of Christ

LESLIE EARWOOD, Minister
 5th & Lincoln / 336-4627
 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 / 849-7975
 Sunday School 10:00 a.m.
 Worship Service 11:00 a.m.
 Wednesday Bible Study 7:00 p.m.
 Fellowship Dinner 1st Sunday of Month
 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 8:00 p.m.

Grace Fellowship Church

TERRY AIELLO, Pastor / 849-0105
 Ancho
 Worship 2:00 p.m.
 Sunday School 3:15 p.m.

Old Lincoln Town

by Rosalie Dunlap

Wow have we had the thunderstorm and lightning storms but nothing like the four inches in less than an hour. The Bonito River was running full about 150 feet. It did some damage to homes and yards. It was reported that part of a trailer home was caught at Hattie's bridge east of Lincoln.

The Lincoln Pageant had its meeting and casting Thursday night. A nice group showed up in spite of the afternoon rain. Diane Shrecengost is the director once again. With almost the same board members attending the pageant meeting, the Preservation Board met later. With only one item on the agenda it was a short meeting.

(MORE ON PAGE 7)

Jerry & Lanita Rasak

LaGrone Funeral Chapel

In Memory of
BILL WINKLER

Insurance Exchange
 Carrizozo Branch

LEGALIS

LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT
No. D-1226-CV-2008-67

DEUTSCHE BANK TRUST COMPANY, AMERICAS FORMERLY KNOWN AS BANKER'S TRUST COMPANY, AS TRUSTEE AND CUSTODIAN FOR IXIS 2006-HE2 BY: SAXON MORTGAGE SERVICES, INC. F/K/A MERITECH MORTGAGE SERVICES, INC. AS ITS ATTORNEY-IN-FACT.

Plaintiff.

vs.

JOTINA A. TIDWELL, TONY M. TIDWELL, JR. AKA TONY TIDWELL, MORTGAGE ELECTRONIC REGISTRATION SYSTEMS INC. AS NOMINEE FOR ENCORE CREDIT CORP., AND STATE OF NEW MEXICO, DEPARTMENT OF WORKFORCE SOLUTIONS.

Defendants.

NOTICE OF SALE

Notice is hereby given that on July 31, 2008, at the hour of 10:00 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 404 Pecos Ct., Alto, New Mexico 88312, (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:

TRACT 404 OF THE RANCHES OF SONTERRA, 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, ON MAY 24, 1996 IN CABINET F, SLIDE NO. 448,

including any improvements, fixtures, and attachments, such as, but not limited to, mobile homes. Subject to all taxes, utility liens and other restriction and easements of record, and subject to a one (1) month right of redemption by the Defendants from entry of an order approving sale, the foregoing sale will be made to satisfy a foreclosure judgment rendered by this Court in the above-entitled and numbered cause on May 19, 2008, being an action to foreclose a mortgage on the above-described property. The Plaintiff's judgment is \$329,934.26, and the same bears interest at the current variable rate of 8.6400%, which accrues at the rate of \$78.17 per diem, commencing on May 1, 2008, with the Court reserving entry of final judgment against said Defendant Jotina A. Tidwell 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 of 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 Edward Little, 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 \$329,934.26, plus interest to and including date of sale of \$7,185.20 for a total judgment plus interest of \$337,119.46. Sale is subject to the entry of order of the Court approving the terms and conditions of this sale.

EDWARD LITTLE, Special Master
1509 37th St SE
Rio Rancho NM 87124
Telephone: (505) 891-1918
E-mail: sale@littledranted.com

Published in the Lincoln County News on July 3, 10, 17 and 24, 2008.

"Have A Good Day!"

LEGAL NOTICE

ALTO LAKES SPECIAL ZONING DISTRICT
RESOLUTION 2008-3

AN ELECTION RESOLUTION OF THE ALTO LAKES SPECIAL ZONING DISTRICT

WHEREAS, New Mexico State Statutes Section 3-21-20, calls for bi-annual elections of the Special Zoning District Board of Commissioners and for the County or Counties in which the District is situate to bear the costs of the election; and
WHEREAS, the Alto Lakes Special Zoning District Board of Commissioners has determined that a Regular Election be held to elect Five (5) Commissioners for the Alto Lakes Special Zoning District on September 8, 2008; and
WHEREAS, the Board of Commissioners has determined that five positions on the Board are to be filled at such Election by submitting to the qualified electors of the District, the names of candidates qualified to appear on the ballot; and
NOW, THEREFORE, BE IT RESOLVED THAT THE ALTO LAKES SPECIAL ZONING DISTRICT BOARD OF COMMISSIONERS DO HEREBY SET FORTH AN ELECTION:

1. On the 9th day of September, 2008, there will be held for the Alto Lakes Special Zoning District an election for the purpose of electing members of the Zoning Commission.
2. The polling precinct for this Election will consist of a portion of Precinct 5 that encompasses the Alto Lakes Special Zoning District, and will be conducted at the Bonito Volunteer Fire Station in Alto, New Mexico.
3. Absentee/Absentee Voting in Person will be conducted in the Lincoln County Clerk's Office, 300 Central Ave., Carrizozo, New Mexico.
4. The polls for said Election will be open between the hours of 7:00 a.m. and 7:00 p.m. on the day of the Election.
5. The County Clerk of Lincoln County is the proper filing officer and the County Clerk of record shall conduct this Election in accordance with the New Mexico State Statutes Section 1-22-1 through 1-22-19, NMSA 1978, the Election Code and the Federal Voting Rights Act, as amended.
6. The following positions on the Board shall be filled by a vote of the qualified voters:
 - Position 1, a two year term commencing September 18, 2008
 - Position 2, a two year term commencing September 18, 2008
 - Position 3, a two year term commencing September 18, 2008
 - Position 4, a two year term commencing September 18, 2008
 - Position 5, a two year term commencing September 18, 2008
7. Declaration 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 Tuesday, July 22, 2008. Candidates must be residents of the District as of the date of this resolution.
8. A declaration of intent to be a write-in candidate is to be filed with the County Clerk of Lincoln County, Carrizozo, New Mexico, before 5:00 p.m. on Tuesday, August 5, 2008, being the thirty-fifth day before the election.
9. A person is a qualified elector of the District if he or she is a citizen of the United States, at least 18 years of age on the day of the Election and a resident of the District on the day of the Election. 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 such Election should register during regular office hours prior to 5:00 p.m. on August 12, 2008 being the twenty-eighth day immediately preceding the Election at the office of the County Clerk of Lincoln County, Lincoln County Courthouse, Carrizozo, New Mexico or by any registration agent at a designated agency as provided in Section 1-4-47, NMSA 1978 and 1-4-48, NMSA 1978; provided that for federal qualified electors and overseas voters, the County Clerk shall accept a certificate of registration by electronic transmission from a voter qualified to apply for and vote by absentee ballot in the County if the transmission is received before 5:00 p.m. on September 5, 2008 being the Friday immediately preceding the election.
10. Absentee voting will be permitted in the manner authorized by Section 1-6-1 et seq., NMSA 1978; provided, however, that pursuant to Section 1-22-19, NMSA 1978, qualified electors may also vote absentee in person at the office of the County Clerk of Lincoln County, during the regular hours and days of business from 8:00 a.m., August 15, 2008 being the twenty-fifth day preceding the Election, until 5:00 p.m. September 5, 2008, being the Friday immediately prior to the Election. Absentee ballots shall be airmailed or, if requested, electronically transmitted to each such applicant or registered voter who is a federal qualified elector and overseas voter, not later than September 4, 2008 being the Thursday immediately prior to the date of the election as provided in Section 1-6-5, NMSA 1978.
11. Voting on election day and absentee voting in person as provided above, shall be by a voting system defined in Sections 1-9-1 et seq., NMSA 1978, as amended. Other absentee voting shall be by paper ballot. At least one voting system shall be used at the polling place for the Voting District.

PASSED AND ADOPTED THIS 3rd DAY OF JULY, 2008, BY THE ALTO LAKES SPECIAL ZONING DISTRICT BOARD OF COMMISSIONERS.

Ron Duncan, Chair

William Doyle, Vice-Chair & Treasurer

Fran Haines, Secretary

Earl Adamy, Member

Margaret Kachel, Member

Published in the Lincoln County News on July 17 and 24, 2008.

LEGAL NOTICE

DISTRITO ESPECIAL DE ZONA
ALTO LAKES: RESOLUCION 2008-3

UNA RESOLUCIÓN DE LA ELECCIÓN, DISTRITO ESPECIAL DE ZONA ALTO LAKES.

VISTO QUE, Las Estatuas del Estado de N.M., Sección 3-21-20 requiere una elección cada 2 años de la Junta de Comisarios, Distrito Especial de Zona, y para el Condado, o condados donde yace el Distrito deben pagar los costos de tal elección; y

VISTO QUE, La Junta de Comisarios, Distrito Especial de Zona Alto Lakes ha determinado que una elección regular tomará lugar para elegir Cinco (5) Comisarios para el Distrito Especial de Zona, Alto Lakes el día 9 de Septiembre, 2008; y

VISTO QUE, La Junta de Comisarios ha determinado que cinco posiciones deben ser ocupadas en tal elección, por someter a los electores cualificados del Distrito, los nombres de candidades calificados para aparecer en el balota; y

AHOR, ENTONCES, SEA RESUELTO QUE LA JUNTA DE COMISARIOS, DISTRITO ESPECIAL DE ZONA AQUÍ MANDA UNA ELECCIÓN:

1. En el día 9 de Septiembre, 2008, tomará lugar una elección para el Distrito Especial de Zona, Alto Lakes, con propósito de elegir miembros de la Comisión de Zona.
2. El precinto electoral para esta Elección consistirá en la porción del Precinto 5 que incluye el Distrito Especial de Zona, Alto Lakes, y Tomará lugar en la Estación Bombera en Alto, N.M.
3. El votar en ausencia, o en ausencia en persona tomará lugar en la Oficina del Clérigo del Condado, 300 Central Ave., Carrizozo, N.M.
4. Los lugares de votar estarán abiertos entre las hora de las 7 de la mañana y 7 de la tarde el día de la elección.
5. El Clérigo del condado de Lincoln es el oficial del archivo, y esta persona conducirá esta elección según las Estatuas del Estado de N.M. Secciones 1-22-1 por 1-22-19, NMSA 1978, El Código Electoral Y el Acto Federa, Derechos de Votar, como amended.
6. Las siguientes posiciones son para llenar, por voto de los electores calificados:
 - Posición 1, término de dos años, para comenzar el día 18 de Septiembre, 2008

(Continued on Page 8)

Sheriff's Report

(Con't. from P. 6)

ported at residence on 10th Street in Carrizozo, police dispatched.
10:16 p.m. Medical call at residence on Cedar in Carrizozo, ambulance and police dispatched.
10:29 p.m. Shots fired reported at Fort Stanton, deputy dispatched.
July 13
3:14 a.m. Deer struck by automobile on Hwy 48 in Alto, New Mexico Fish and Game (NM F&G) warden and deputy dispatched.
6:47 a.m. Dog reported running loose on Crazy Horse Circle in Alto, deputy dispatched.
8:42 a.m. Accident reported at location on High Mesa in Alto, ALS ambulance and deputy dispatched.
9:31 a.m. Alarm reported at location on Santiago Circle in Ranches of Sontero, deputy dispatched.
9:42 a.m. Warrant service at LCDC on Airport Road in Carrizozo, deputy dispatched.
11:31 a.m. Larceny/theft reported at location on Henley in Nogal, deputy dispatched.
1:17 p.m. Unknown trouble call from location in Alto, deputy dispatched.
2:28 p.m. Alarm reported at location on Hwy 380 in Lincoln, deputy dispatched.
7:21 p.m. Dog reported running loose at mile marker 282 on Hwy 70 in Hondo, deputy dispatched.
July 14: 07 a.m. Medical call at residence on Valleyview in Capitan, ambulance dispatched.
1:29 a.m. Alarm reported at Lincoln National Monument in Lincoln, deputy dispatched.
9:45 a.m. Dog reported running loose on Martin Torres Road in Hondo, deputy dispatched.

Old Lincoln

(Con't. from P. 6)

Rex and Bonnie Arrowsmith returned to their home in Tucson. They had been on an extended trip, visiting their son and wife, Murry and Marilyn and family then on to Kansas for a family reunion.

Lincoln residents Shelda Adams and Pam McArthur are co-presidents of Lincoln Co. Garden Club this year. Members are preparing for the annual Flower Show at the County Fair August 4-9th. Entries will be received at Fairgrounds in Capitan the morning of August 5th and judged by master gardeners that afternoon.

The McArthurs enjoyed a trip to Corpus Christi, Texas, last month to see their grandson Aaron Hooper and his dance troupe from The Studio in Roswell perform at the Bayfront Omni Hotel. Aaron, 18, will be a freshman at UNM this fall majoring in Fine Arts and Business.

Beware of the rattlesnakes! A neighbor has lost one of her dogs due to a rattlesnake bite and one snake killed. With all the new vegetation they are hard to see. Another neighbor's dog was bitten by a spider and had to be taken to the vet immediately.

Charlotte and Gene Crisain hosted a surprise anniversary party for her brother and wife, Bev and Bill Stausser. A good time was had by all.

Lois Coleman spent one day with her parents on her way home to Portland, Texas - where Dolly the hurricane may be headed later this week.

Also making a quick visit were Ralph's brother and wife, Carol and Kenneth Dunlap.

A FINE GIFT FOR SOME ONE



A SUBSCRIPTION TO THIS NEWSPAPER

Letters TO THE EDITOR

(Continued from Page 4)

pened baffles me. I can fully understand how embarrassed and irate those named on the list can be. I can only hope that the town officials and the newspaper reporter feel some regret over what has transpired.

This is not a good way for our town leaders to gain and keep the respect of the people they represent. And it's also not in the best interest of a newspaper to print old and inaccurate information. I say again, that I feel strongly that my rights and others listed in the article rights to privacy have been violated. Myself and the others have been teased and ridiculed for what is clearly inaccurate information. If the intent was not to embarrass then what was the intent?

Anyone, charged, or convicted of a crime, or appearing before a court their name becomes a matter of public record. Is being behind on your water bill equal to one being a criminal? In a town with no jobs, and a failing economy, I don't think so. Have we become so perfect as a society that anyone who deviates from the rest of the group, regardless of their circumstances, should be taken to the town square, placed in the stocks and flogged?

Perhaps we should dig a little deeper and find out who hasn't their TV Guide subscription and berate them also! Every town has a host of legal options available to bring past due accounts up to date, but to publicly humiliate its people, takes us back a century or two. Is this 2008 or 1708?

I have been assured by the paper's publisher that if the article is in error, an apology will be forth coming. I can only hope that it will be in the same size, bold print, headline that the original article was in, and not stuck between some ad for fried chicken legs, toilet paper sale, or on the back page in the lower left hand corner.

As for my \$4,266.76 water bill. I work at a golf course . . . I don't own one!! I don't think I have every used that much water in all the years I have lived in Carrizozo . . . my house would float away!! I sure hope this matter is resolved quickly, so the Town of Carrizozo can get back to less important matters, like getting a grocery store, creating jobs, building a sense of self esteem in itself, and stop being a place where even the tow-bars passing through our town are on their way to a better future than Carrizozo citizens.

STEVE WHEELER
Carrizozo, New Mexico

Weather Report

(Con't. from Page 4)

ing calm.

Friday, July 25
A fair chance of showers and thunderstorms, mostly cloudy, with a high near 81, calm wind becoming east between 5 and 10 mph, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 52.

Saturday, July 26
A fair chance of showers and thunderstorms, mostly cloudy, with a high near 78, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 53.

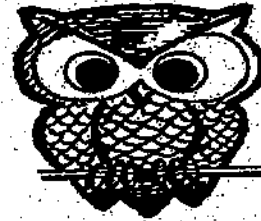
Sunday, July 27
A slight chance of showers and thunderstorms, partly cloudy, with a high near 80, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 54.

Monday, July 28
A slight chance of showers and thunderstorms, mostly cloudy, with a high near 81, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 53.

Tuesday, July 29
A slight chance of showers and thunderstorms, mostly cloudy, with a high near 82, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 53.

The above information was taken from the National Weather Service Website. For up to date weather, go to www.srh.noaa.gov/abq/ on the internet. This website is updated every four hours.

The New Mexico Highways Department has developed a new toll free number for up to the hour road information. Just dial 511. You listen to the options. You can get hourly updates about road conditions, closures and flood advisory warnings for any area of the state.



LEGAL NOTICE

(Continued from Page 7)

- Posición 2, término de dos años, para comenzar el día 18 de Septiembre, 2008
- Posición 3, término de dos años, para comenzar el día 18 de Septiembre, 2008
- Posición 4, término de dos años, para comenzar el día 18 de Septiembre, 2008
- Posición 5, término de dos años, para comenzar el día 18 de Septiembre, 2008
- 7. Hay que archivar Declaraciones de Candidatura y una prueba de intención con el Clérigo del Condado de Lincoln en Carrizozo, N.M. entre las horas de 9 de la mañana hasta las 5 de la tarde, el **Martes, día 22 de Julio, 2008**. Los candidatos deben ser residentes del Distrito en el día de esta resolución.
- 8. Una declaración de intento de ser un candidato de escrito debe haber sido archivada con el Clérigo del Condado de Lincoln, Carrizozo, N.M. antes de las 5 de la tarde el **Martes, día 5 de Agosto, 2008**, el día treinta y cinco antes de elección.
- 9. Para ser elector calificado en el Distrito, hay que ser ciudadano de los E.E.U.C., por lo menos 18 años de edad en el día de la elección, y residente Del Distrito en el día de la elección. Para votar, los electores calificados Deben haber matriculado con el Clérigo del Condado de Lincoln, o con un agente de matriculación, según la ley. Cualquier elector del Distrito, todavía no matriculado, pero que quiere votar en esta elección, debe matricularse antes de las 5 de la tarde, el día 12, 2008, cual día es veinteocho antes de la elección; en la oficina del Clérigo del Condado de Lincoln, Edificio de Gobierno, Carrizozo, N.M., o con cualquier agente de matriculación en una Agencia designado, como se provee en la sección 1-4-48, NMSA 1978; y 1-4-48. NMSA 1978 electores calificados federales, y los de trasmar, el Clérigo del Condado aceptará electrónicamente de tal elector, calificado de votar en ausencia en la Condad, con tal que el mensaje se recibe antes de las 5 de la tarde el día 5 de Septiembre, 2008 el Viernes antes de la elección.
- 10. El votar en ausencia se permitirá según Sección 1-22-19, NMSA 1978, con tal que, según Sección 1-22-19, NMSA 1978, electores calificados tambien pueden votar ausente en persona en la oficina del Clérigo del Condado de Lincoln, durante días y horas normales desde las 8 de la mañana, día 15 de Agosto, 2008, el día veinticinco antes de la elección. Se enviarán por aire, o electrónicamente se se pide, boletas a cual elector o aplicante quien es elector calificado federal y trasmar, antes día 4 de Septiembre, 2008, el Jueves antes de la elección, según sección 1-6-5 NMSA 1978.
- 11. El votar en el día de elección, y el votar en ausencia tomará lugar según El sistema delineado en las Secciones 1-9-1 et seq., NMSA 1978, amendada. Otro votar en ausencia sera por el boleta de papel. Por lo menos, un sistema se usará en el lugar de votación en el Distrito.

APROBADA ESTE DÍA 3 DE JULIO, 2008, POR LA JUNTA DE COMISARES, DISTRITO ESPECIAL DE ZONA, ALTO LAKES.

- Ron Duncan, Presidente
- William Doyle, Vice Presidente y Tesorero
- Fran Haines, Secretaria
- Earl Adamy, Miembro
- Margret Kachel, Miembro

Published in the Lincoln County News on July 17 and 24, 2008.

LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL DISTRICT COURT
No. CV-08-213

IN THE MATTER OF THE PETITION OF
JIM W. SETH

FOR CHANGE OF NAME

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 Lincoln County, New Mexico, on the 16th day of July, 2008, requesting that the Petitioner's name be changed from Jim Wayne Seth to James Wayne Bailey. 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 1:15 p.m. on the 4th day of September, 2008, 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 Jim Wayne Seth to James Wayne Bailey.

JIM W. SETH
245 Junction Rd.
Ruidoso, NM 88345
(575) 442-1920

Published in the Lincoln County News on July 24 & 31, 2008.

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.

CARRIZOZO AREA Handyman Services
Lawn mowing and cleanup, tree trimming and removal, painting and some roofing repairs, fence repairs and more. Discount for senior citizens. Call for details and free estimates.
575-430-6429
1tp/6/26

SPACE FOR LEASE
at the
Four Winds Restaurant
in Carrizozo.
(575) 648-2964
2tp/7/17-24

YARD SALE - Eileen's
Hards, 1102 Dulce
Carrizozo, Fri., July 25
and Sat., July 26. Start
8:00 am. Load locks,
CBs, Tires and misc.
1tc/7/24

HOUSE FOR SALE, 1,200 sq. ft. home on 1.5 acres off B Ave., Carrizozo. Recently remodeled, new roof, siding, electric service and carpet. Three bedroom, two bath, handicap accessible, good well with 3 acre foot water rights and city water and sewer. Horses OK. Great mountain views and good location. Appraised at \$90,000 asking \$82,000. Possible owner finance with 10 percent down. Contact Cathie Eisen at 575-937-6321.
Tfn-June 12

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

SEND YOUR CLASSIFIED AD COPY

to

Lincoln County News
P.O. Box 459
Carrizozo, New Mexico 88301

or

Call 575-648-2333

LEGAL NOTICE

NOTICE is hereby given that on June 18, 2008, Caroline Mc Coy filed application numbered T-4102-POD3 with the State Engineer for Permit to Change Location of Well within the Tularosa Underground Water Basin in Lincoln County by abandoning use of well T-4102 located in the SW¼NW¼ of Section 5, Township 9 South, Range 13 East NMPM, latitude 33d 33m 21.8s & 105d 42m 31.3s and by continuing the diversion of 3 acre feet of ground water of the historical beneficial use whichever is less from a replacement well drilled to a depth of 120 feet and fitted with 6 inch casing and located in the SW¼NW¼ of Section 5, Township 9 South, Range 13 East NMPM, latitude 33d 33m 21.8s & 105d 42m 31.3s on 1 acre of land owned by the applicant for the continued domestic and related purposes all of which is located within said Section 5. Proposed change location of well site T-4102-POD3 can be found at 1 Dry Gulch Road, Nogal, NM. The old well will be plugged.

Any person, firm or corporation or other entity having standing to file objections or protests shall do so in writing (legible, signed and include the writer's complete name and mailing address). The objection to the approval of the application: (1) if impairment, you must specifically identify your water rights; and/or (2) if public welfare or conservation of water within the state of New Mexico, you must show you will be substantially effected. The written protest must be filed, in triplicate, with the State Engineer, 1680 Hickory Loop Suite J, Las Cruces, NM 88005 within ten (10) days after the date of the last publication of this Notice. Facsimiles (faxes) will be accepted as a valid protest as long as the hard copy is sent within 24-hours of the facsimile. Mailing postmark will be used to validate the 24-hour period. Protests can be faxed to 575-524-6160. If no valid protest or objection is filed, the State Engineer will evaluate the application in accordance with Sections 72-2-16, 72-5-6 and 72-12-3.

Published in the Lincoln County News on July 24, 31, and August 4, 2008.