

# Capitan Residents Say No to Cell Tower

by Patrice Brazie

Capitan residents showed up in force last week to oppose the installation of a cell tower in town. The proposal to enter into a contract with Plateau Telecommunications was presented by the village council in February and March and had appeared to be accepted by the townspeople as no one voiced any opposition to the proposal at that time.

The land chosen for the tower, on East Lobo Street and Largo in Capitan, is owned by the village of Capitan. Part of the village's

agreement with Plateau would allow the village to improve its emergency communications by elevating its existing antennae which are located on the site.

Speaking at last week's regular village council meeting, Plateau representative David Hughes said that, in the old days of 20 or 30 years ago, a communications tower on Buck Mountain served every mobile phone user for a 100 mile radius, and that he could get service from that location all the way to Roswell. The rapid growth in the popularity of cell phones and wattage reductions that made

the devices more affordable have created a need for more towers, Hughes said. "It's a service that's essential to a lot of people's livelihood," he said.

"When you went from having 100 to 200 people on the system to having 20 or 30 thousand on the system, you had to reuse the spectrum a lot sooner. Now they've had to take the power down drastically again, and cell towers are putting out just a whisper," Hughes said. "It's a massive amount of infrastructure that's necessary to make those calls work and go through."

According to Hughes, today's cell towers only emit one one-hundred-millionth of a watt of power. "There's a lot of suspicion that cell towers cause health hazards," Hughes acknowledged. He told the crowd that he has worked around the towers as a technician and an engineer

for more than 30 years and never got so much as a sunburn. "Especially at today's wattages," he added. "In terms of risk to the general public, I know of nothing from a factual point of view." Hughes explained the value of cell phones in emergency situations, and the need for

an ample number of towers to provide emergency and law enforcement agencies the ability to triangulate the location of incoming emergency calls. He said that the planned 120 foot mono pole tower would be just slightly larger than an electric power pole, and would be less unsightly than the two existing poles that now support the village's communication antennae.

"I understand that there's also a concern about the aesthetic impact of it," Hughes said. "We've asked to put in a 120 foot tower, a mono pole, very slender, nice looking tower, but we would be willing to lower that to 80 foot if the town council wants us to." He indicated that the tower would be about four feet wide at the base.

Hughes said that if the height of the tower was reduced to 80 feet, it would eliminate the ability to add the services of other carriers, a requirement in Plateau's contract with the village, and thereby force the installation of more towers.

One Capitan resident wanted to know what would happen if the tower were to fall onto a house located about 25 yards from the tower location.

Hughes told her that the house would blow away to Texas before the tower ever flinched.

"It's a massive foundation," Hughes said, based on the same technology as the Weebles toys that "wobble but won't fall down."

"Even if you had a bulldozer large enough to go push it over, it would flop back up," he said.

Hughes said that Plateau has invested \$35,000 into the tower already in laying the foundation, but whether or not the tower would be installed was up to the village council. "But that's not my \$35,000," he said. "My boss may decide to fire me and come after the village saying we did everything fit and proper and we want our \$35,000 back. That's why I'd

(MORE ON PAGE 3)

## Canyon CowBelles Name Jerry Rasak Man of the Year

The Canyon CowBelles Man of the Year was announced at a luncheon held July 30 at the 4 Winds Restaurant in Carrizozo.

Jerry Rasak was surprised as is the CowBelle tradition. Mr Rasak was selected for the honor because of his support to the CowBelles in problem solving, doing an Ag day booth for cattle education with his wife and for all the drive time and support he gives to enable his wife to participate at the state and local level over the years. He also participates in the Kids & Kows & More program. He assists his wife for no charge to the Kids & Kows & More or beef council. He enjoys telling the youngsters about cows, cowboys and brands.

Jerry Rasak started ranching with his wife Lanita near Corona in 1990. After crushing his leg in a rollover accident on his tractor and other family illness they lease their land out to a neighboring rancher. But Rasak has always enjoyed sharing his knowledge of the beef industry with others especially since he is self-taught. He learned ranching from "hands on" experience and some good advice from his in-laws Wanda and Curtis Duke.

He has gone from "hands on" ranching to educating youth and promoting beef.

He received a gift certificate and a book from the Canyon CowBelles.

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AN UNCOMMONLY LARGE NUMBER of residents attended last week's Village Council meeting in Capitan to oppose an agreement to erect a telecommunications tower inside the village. (Photo by Patrice Brazie)

## County Resolution Recognizes Efforts During Flooding

by Patrice Brazie

The Lincoln County Board of Commissioners approved a Resolution of Appreciation on Tuesday, to recognize the great efforts of those who worked tirelessly to rescue, protect and assist those affected by the recent flooding.

The resolution sums up fact that the remnants of Hurricane Dolly dumped seven inches of rain on parts of the county, resulting in flash flooding that stranded 350 people and destroyed parts of the infrastructure of Lincoln County, Ruidoso and Ruidoso Downs.

The county's response in the emergency included 13 deputy sheriffs and 29 volunteer firefighters from the Glencoe, Arabela, Bonito and Hondo fire departments. Three volunteer shelters were active in assisting the flood victims.

The resolution further states that 18 Lincoln County Road Department workers were absolutely remarkable in their ability to repair washed out roads, and even built 150 yards of road in a raging stream to provide a rescue avenue for about 150 stranded campers in the Bonito Lake area.

All of the involved workers and volunteers were com-

mended for an exceptional devotion to their fellow man and their unshakable "can do" attitude in the face of seemingly insurmountable obstacles.

County commission chair Tom Battin said that he had been absolutely amazed by the county road department's ability to repair some of the road damage so quickly.

Commissioner Dave Parks reported that he had heard from the many state and federal agents who came to Lincoln County to assess the damage that they were also amazed by the county's rapid emergency response efforts and capabilities.

Others commented on the vast levels of coordination among county, municipal and volunteer organizations that worked so well together to face the situation head on.

"I hope we don't get a whole lot of experience with that sort of thing," Battin said, "it's nice to know we can do it."

## Airports to Benefit from DOT Funds

U.S. Senator Jeff Bingaman announced that three New Mexico airports will receive funding from the U.S. Department of Transportation (DOT) to make improvements to their facilities and runways.

"Transportation infrastructure is a crucial element in helping to attract businesses and new jobs to every corner of our state. I am pleased that the federal government is making this important investment in New Mexico's airports," Bingaman said.

The following airports received funding:

--Carrizozo Municipal Airport - \$63,161: Funding will be used to develop an airport master plan study for future airport development.

--Clovis Municipal Airport - \$637,200: Funding will be used to construct a taxiway, which will help improve airport operations. This funding supplements the \$4.1 million awarded in May for a now ongoing project to rehabilitate runway 04/22. The airport is in the process of making upgrades to accommodate increase traffic as a result of Cannon Air Force Base's new mission.

--Lordsburg Municipal Airport - \$70,809: Funding will be used to develop an airport master plan study for future airport development.

## PLURAAC Ordinances Repealed

by Patrice Brazie

The Lincoln County Board of Commissioners held a public hearing during their regular meeting Tuesday, August 19 part of which was for a discussion of revising the ordinances that created the county's Public Land Use and Rural Affairs Advisory Committee (PLURAAC) and the Lincoln County Planning Commission.

Although the drafts of the amended ordinances were prepared by the county's attorney in advance of the meeting, the county commissioners chose to repeal the PLURAAC ordinance entirely and dissolve the committee.

The public hearing August 19 was a continuation of a discussion that took off in a similar hearing in July. Last month the county commissioners opted to change the name of the PLURAAC to the Land and Natural Resources Advisory Committee (LANRAC).

First to speak was PLURAAC member Tony Davis. He highlighted some of the recommendations to the county commissioners that he said were first offered by Lincoln County Planning Commission member Wayne Stephens and subsequently approved by the PLURAAC.

"Mr. Stephen's recommendations follow two engineering principles," Davis said, "keep it simple and if it's not broken, don't fix it." Davis said. He quoted Stephens as saying that the best source of experts in regards to the ordinance is its current and former membership.

Several PLURAAC members and former members attended the hearing.

Davis said that the PLURAAC members agreed with the county commissioners regarding a two year term limit, with the opportunity to serve two terms. He said that

new members need time to familiarize themselves with the committee's background, the county's Comprehensive Land Use Plan and the county's Comprehensive Plan.

Members of the Lincoln County Planning Commission, and perhaps the PLURAAC as well, should be residents of the unincorporated areas of the county. Davis said, just as a point of fairness. "People from the unincorporated areas have little say in Ruidoso's planning and zoning," he said.

Still speaking on behalf of the PLURAAC and Stephens, Davis said that the protection of the health, safety, welfare, economy and customs and culture of the citizens of Lincoln County must be the primary focus of the PLURAAC, and of the Planning Commission rather than just the rubber stamping of the procedures of subdivision applications.

"I think this is the most important point that (Stephens) makes," Davis said.

Davis told the county commissioners that, when dealing with volunteers, a little recognition and appreciation goes a long way. "I'm worried a little bit about this revision casting dispersions on the performance of the existing committees," Davis said. "The PLURAAC, that's the one I'm familiar with, has done a remarkable job, has come up with research and recommendations on a number of different topics and, as you see, we represent a diverse background from out-

flitter to rancher to sheep farmer to engineer," he said.

Davis went on to summarize the recent activities of the PLURAAC. "We came up with a resolution on hard rock mining that was a remarkable collaboration of a number of people with diverse backgrounds and diverse interests," Davis said. "We worked on the wolf res-

olution; we have maintained and updated the Lincoln County Land Use Plan, we've come up with the RS 2477 resolution and we've done an inventory of roads that backs up that resolution should the county choose to invoke that designation," Davis said.

He reminded the county commissioners that more than half of the land in Lincoln County is under the jurisdiction of state or federal agencies.

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RONNIE MERRITT was among the past and present PLURAAC members in attendance at a public hearing Tuesday that addressed changes to the ordinance that created the Public Land Use and Rural Affairs Advisory Committee. (Photo by Patrice Brazie)

# PLURAAC Ordinances

(Continued from Page 1)

"PLURAAC's purpose is to allow the county to keep a foot in the door against these major players," Davis said. "We monitor and maintain the county's interests in these matters," he said.

County commissioner Eileen Lovelace said that she agreed with the recommendations presented by Davis.

"PLURAAC has worked well. We've had a problem or two, but nothing we haven't been able to work through," Lovelace said. "The people that have served on (the committee) have done a tremendous job. I don't see why we need to change the whole thing," she said.

Lovelace said that, no matter what changes are made, the rural community should continue to be represented. "Otherwise, they'll never be heard," she said. "Not only for the ranchers but for people like those in Nogal," she said. "PLURAAC's just really important," she added.

Oscuro free-holder Jerry Carroll objected to the referencing of state statutes by number only in the planning ordinance, and recommended that the title or some explanation of the statutes be included. That would be helpful "instead of having to go look up a law dictionary or the statutes to know what we're talking about," Carroll said.

In regards to a change in the planning ordinance that grants the responsibility for appointing a chairman and vice chairman to the county commissioners, Carroll said that he was unaware of any problems stemming from the traditional policy of allowing Planning Commission members to nominate and elect those officers.

"There have been lively discussions and differences of opinion, but I thought that was basically what these committees were there for, to have a diversity of opinion represented from the grass roots level up," Carroll said.

County commission chair Tom Battin, who suggested last month that the committee chairs should be appointed by the county commissioners, said his reason for the recommendation is that the county commission is accountable for whatever actions the committee might take. "We are, in turn, accountable to the voters and, in my mind, this places in the voters more control over who chairs those committees," Battin said.

PLURAAC chair Duane Frost questioned the removal from the PLURACC ordinance of a line referring to the protection of private property rights and interests in public lands.

"That's been one of our big thrusts, private property rights," Frost said, "because there are private property rights on federal land."

He also said that the PLURAAC and Planning Commission chairpersons should be elected the same way Battin was elected to be chairman of the board of

county commissioners, by a vote of the members.

Planning Commission member Bob Moeller, who has been outspoken about his opinion that the PLURAAC should be dissolved and reconstituted with a selection of "high quality people," spoke next. He commended the county commissions for their recommendations to expand the scope of the Planning Commission.

Carroll suggested that the plan to remove the reference to the protection of private property rights from the PLURAAC ordinance was made to appease persons who have an objective to subvert the committee.

The new draft of the LANRAC ordinance restricts the committee's meetings and activities to only that which is directed by the county manager or county commission, representing a big change from the way PLURAAC meetings have traditionally been run.

PLURAAC member Wes Owens said that the PLURAAC was established to give the citizens of Lincoln County a little bit of defense against the encroachment of federal agencies into the activities of the county. He said that by appointing the chairpersons and restricting the agendas of the PLURAAC, the county commissioners would remove the committee's ability to provide the services that it is supposed to provide.

Lovelace said that she agreed that the protection of private property rights should not be removed in the revising of the PLURAAC ordinance. She also said that the committee should determine its own agenda based on public needs.

"I'm thinking of instances where I've had people call me and they have one complaint or another, and I tell them to just call whoever is the PLURAAC chairman at that time and get on the agenda," Lovelace said. "If we change it to where we're going to be doing the agenda for them, we don't need the

committee at all, and we need to take all of the complaints right here," she said.

Lovelace also said that the Planning Commission should elect its own chairpersons as well.

County attorney Alan Morel told the county commissioners that one member of the seven member Planning Commission has missed several meetings, and the remaining six are deadlocked in a three to three vote to elect a chairman. "To my knowledge they haven't elected a new chair in 2008," Morel said.

After the closing of the public hearing, Lovelace made a motion to amend the new draft of the planning ordinance to allow the members to continue to elect their own chairman but the motion failed for lack of a second.

County commissioner Don Williams moved to approve the new ordinance as drafted, commissioner Dave Parks seconded. The motion passed four to one with Lovelace standing alone on her vote.

Parks then made a motion to amend the new draft of the PLURAAC, or LANRAC, ordinance to include the protection of private property rights as an objective of the committee.

Before a second was offered, Battin briefly conferred with Parks in a low whisper that could not be heard by those attending the meeting, and Parks began to speak again.

"I guess this has already been repealed, or replaced, because I, the private property bothers me and I'm thinking of the possibilities on the agenda thing. I move we repeal the ordinance and take it up at another hearing the next time so that everybody'll have a chance to go over it and give us any other input that we might need there," Parks said.

Commissioner Jackie Powell seconded the motion to repeal the PLURAAC ordinance.

Lovelace argued that there was no need to repeal the ordinance. She suggested that

the adoption of the draft ordinance be tabled until the county commissioners' September meeting. The motion to repeal the ordinance, and thereby dissolve the PLURAAC, passed in a four to one vote with Lovelace casting the lone dissenting vote.

The board of county commissioners elected to revisit the proposed LANRAC ordinance in September.

In response to a question from Parks, who said he needed more time to look into the private property rights applications of the ordinance, Frost explained that there are a number of private property rights that can be held on federal land. "There's grazing rights, timber rights, mineral rights, water rights, hunting rights, all on federal property that are privately owned," Frost said. "These are private property rights that are bought and paid for, or vested. They can be taken away, so we have to work on them continually," he added.

Battin thanked the PLURAAC members for the work they've done and the time they have spent on the committee. "The world has changed some since you started," he said, "and you've tried your best to adapt to that, I think."



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# CALENDAR OF EVENTS

**MONDAYS AND WEDNESDAYS**  
 -Free GED classes 6 to 8 p.m., Carrizozo School library

**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, AUGUST 21**  
 -Lincoln Historic Preservation Board 7 p.m. Community Church in Lincoln.

**TUESDAY, AUGUST 26**  
 -Lincoln County Solid Waste Authority (LCSWA) 2:00 p.m. at LCSWA offices in Ruidoso Downs.  
 -Ruidoso Village Council 4:30 p.m.  
 -Corona Village Council 5:30 p.m.

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

**NEW Bookmobile Schedule**  
**NEW Days - NEW Locations - NEW Times**

Monday, August 25	
Nogal Post Office	10:30 - 11:10
Fort Stanton RTC	12:30 - 1:55
Cainp Sierra Blanca	2:00 - 2:40
Lincoln Post Office	3:00 - 3:30
Hondo Cafe	4:00 - 4:40
San Patricio Post Office	4:50 - 5:30
Tuesday, August 26	
High Rolls Grocery	8:30 - 10:00
Mayhill Post Office	11:30 - 12:30
Weed Post Office	1:00 - 2:15
Pinon Store	3:00 - 4:30
Wednesday, August 27	
Orogrande Post Office	8:30 - 10:00
La Luz Senior Citizens	11:00 - 1:00
Carrizozo/Otero Electric	3:30 - 6:00
Thursday, August 28	
Carrizozo/Otero Electric	7:00 - 8:00
White Oaks	8:30 - 9:10
Corona School	10:10 - 11:10
Corona Post Office	11:15 - 12:00

## Capitan Residents Say No

(Continued from Page 1)

like to find a solution," he said. Several residents objected to not being better informed about the proposal to install the tower or of its precise location. One man said that he had heard that Hughes' predecessor had been known to go door to door to notify homeowners of plans to erect a tower.

"Why did Plateau not approach us, either with a letter or a phone call?" the resident asked. Hughes said that public notification wasn't part of his job and that he had been unaware of any oversight in that regard. He reminded the meeting attendees that the issue had been discussed in public meetings in February and March, and said that no one had any intention of trying to hide anything from the public.

The first choice for a tower location was on private property owned by the Brewer family, Hughes said, but the property owner persistently stalled on making a commitment to the proposal. "After about the 12th time, we realized that no answer was a 'no' answer," Hughes said.

A woman who identified herself as a realtor representing property owners who live near the proposed tower site said she could guarantee that a tower there would lower property values. She suggested that the town pay back the \$35,000 and do whatever else they had to do to stop the erection of the tower. Her comments drew a round of applause from the standing room only crowd.

Former Lincoln County Sheriff Tom Sullivan questioned the need to improve service for emergency calls in the village, saying that 911 calls from a cell phone in Lincoln County are basically a crap shoot, and that those emergency calls go directly to the Sheriff's Department dispatcher in Carrizozo, not to the Capitan Police Department.

Hughes was asked why Plateau had not filed a NEPA (Natural Environmental Protection Agency) report as required by law.

Hughes answered that the report had been completed by a licensed environmentalist and filed. He said that the report is required to ensure that there is no possibility of ground water contamination from digging for the tower's foundation.

A resident argued that health issues and effects on the view and the nearby residents should also be examined in the report, but Hughes said that NEPA requirements are different depending upon whether the construction is on public or private land.

"I think you should have notified these people, and that you're in violation," the resident said.

It was also suggested that the townspeople who oppose the Lobo Street location for the tower try to influence Brewer to allow the tower on

his property. "Put it out in the toolies. That would be fine," one man said.

Jerry Carroll, who lives near a cell tower located on Highway 54 south of Carrizozo said that his honey bees disappeared after the tower was erected, and the western view from his home was ruined. He also said that he has had more difficulty sleeping since the tower went up.

Carroll also suggested that the towers everywhere could be used as tools by terrorists.

"Dropping that tower and wrecking your communications would be an objective of a terrorist group," Carroll said. The cell tower also interferes with Carroll's search for extraterrestrial intelligence, he said.

"We weren't informed. We don't want it. I think that pretty much sums it up," another resident said.

Village Trustee Davis

asked for a show of hands from anybody that was in favor of the tower and only two people raised their hands. Davis then made a motion that the town council should try to get out of its lease agreement with Plateau.

"I'll take my part of the blame. I'm sorry," Davis said. "All I was thinking about was the emergency services." He said that he had lived with a 400 foot tower on his property in Amarillo for years and never experienced any difficulty associated with that tower.

Village attorney Zach Cook pointed out that the motion was to attempt to get out of a contract that had already been signed, and that there could be liabilities.

"I want to kill it but I don't want a long term lawsuit out of it," Davis said.

Hughes indicated that Plateau would probably be willing to settle for getting its

\$35,000 back. Davis withdrew his original motion and moved that the village enter into negotiations with Plateau regarding a release from the lease contract. The motion passed unanimously.

Cook said that he would look into whether or not the village had given adequate information to the public prior to signing the contract.



### In The Service

Army National Guard Pvt. Jaime L. Silva has graduated from basic combat training at Fort Jackson, Columbia, S.C. She is the daughter of Nick and Rose Silva of Las Cruces. Her mother, Connie Todd, resides in Carrizozo.

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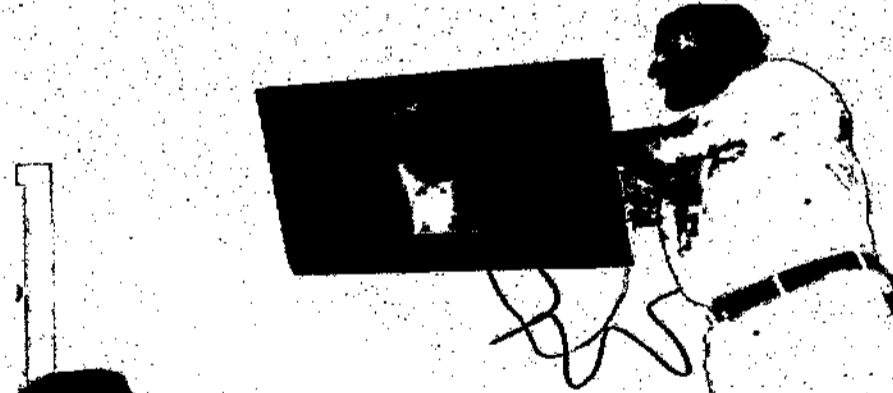
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NEW TV's at Lincoln County Medical Center are being installed by maintenance employees. Paul Blair is on the ladder and Juan Contreras is on the floor. (Courtesy Photo)

## New TV's Installed At County Hospital

Patient rooms at Lincoln County Medical Center (LCMC), are receiving a TV makeover.

The 25-bed critical access facility is replacing 30 TVs with modern 26-inch LCD high definition televisions. The TVs are equipped to handle digital signals that will take place in February 2009.

LCMC purchased the TVs earlier this year with \$30,178 of operational proceeds as part of their reinvestment to the community.

"The TVs are being installed in waves as rooms are available," said Tim Harkins, MD, OBGYN, and LCMC Chief of Staff. "We want to make sure we do not disrupt the high level of care that is being provided daily and be

sure we have plenty of rooms available should they be needed," Harkins added.

The main hospital building is 58 years old and remodeling has taken place over the years, including the emergency and operating rooms within the past decade. The patient rooms have been painted and re-decorated throughout the years; however many of the fixtures have not been updated as often as patient beds, resulting in outdated items that can be difficult, cumbersome or frustrating to use.

"The TVs are a prime example of something that frustrated patients during their

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Lincoln County Medical Center

Presbyterian's new reconstructive and cosmetic surgeon brings 30 years of experience.

Lincoln County Medical Center welcomes John Finley, MD, FACS, to our growing family of physicians. Dr. Finley is a board-certified visiting specialist from Albuquerque, offering a broad range of reconstructive and cosmetic plastic surgery at the Lincoln County Surgical Clinic.

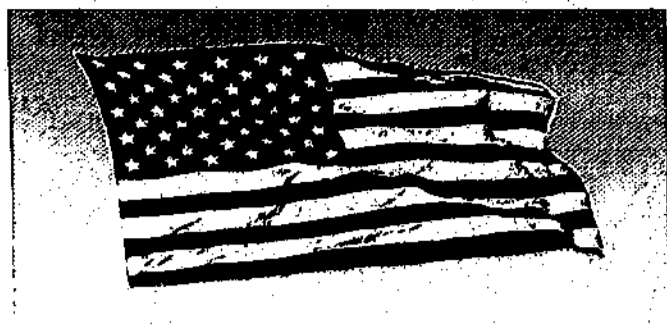
Dr. Finley received his medical degree from Indiana University and had a general surgery residency, followed by a surgical fellowship in plastic surgery, at Indiana University Hospitals. Among his accomplishments, Dr. Finley has served on the clinical staff of Tulane University and as department chair of Cosmetic and Reconstructive Surgery at the renowned Ochsner Clinic in New Orleans.

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# Editorials / Opinions & Other Stuff

## THOUGHTS FROM THE EDITOR'S DESK

### County Eliminates Committees By Ruth Hammond

Not long ago the Lincoln County Commission made the decision to discontinue the county water research and conservation committee. Some super qualified people on that committee wondered why as did the general public. Evidently elected officials weren't as concerned about water as the majority of the people are. Why else would the commissioners discontinue a valuable and important committee? Water is one of not the most valuable asset we have here in New Mexico. Newcomers are surprised that applications must be filed with the state engineer, or as one person stated, "Back home I can drill all the wells I want and don't need no permission." He needs one here. Getting officials to accept the value of certain things can be difficult if not impossible at times. The original reason for some of the county committees has been for the committees to do the groundwork and research and help reduce the amount of time spent in repetition at the county commission meetings that are much too long now. And how do the commissioners react? The get rid of more committee. Why? Is it because they didn't have "High quality people" on the committee? If not then it was the fault of the county commissioners, not because the committee was at fault. Or was it that one person had more clout and swayed officials for personal reasons? The fact that one official wanted to rename one of the committees seems to be a dodge, not constructive type improvements. If officials were unhappy with some of the committee members, they should have terminated them, not thrown out the entire bushel of apples because of a worm in one apple. Maybe those officials don't like to eat homemade apple pie. What a shame. They are the losers. It also seems that the public attending the commission meeting Tuesday was not privy to the whispered talk between two of the officials at an open meeting. Why was this allowed? If two officials have a hidden agenda they should get it lined up before the meeting, not while there are numerous people sitting in the audience waiting for a motion to be made or acted upon or whatever happened. Very often officials have a tendency to not include the public they are supposed to be serving. Officials should remember that most of the audience members are voters. It also seems to be counter productive for officials to decide which member should chair the meeting. It should be at the will of the jury to name a foreman, not the judge and if the purpose is to have a rubber stamp committee, why even bother appointing anyone to the committee? Suspending a committee makes a person wonder if this will become a trend and if other committees will also be cast aside with insinuations of not being high quality? Maybe officials should consider the appearance of the actions they have taken. Is it actually open government?

## New IV's Installed (Continued from Page 1)

stays," said Harkins. "These sleek, flat screen TVs modernize the rooms and are simple to use from the remotes connected to the patient's bed," Harkins added. Harkins said LCMC participates in a third party patient satisfaction survey program using the Press Ganey Company. Harkins said the company randomly selects patients to voluntarily complete a mail survey about the care received from different areas within LCMC including the inpatient area. This area encompasses the medical, surgical, obstetrics and intensive care units and their respective rooms. The survey asks questions on a number of different aspects of a patient's stay including the facility and room décor. "One survey, received last month from a patient who was here in June, noted on their survey, 'Yah! I got to use the new TV and the new remote,'" said Harkins. "We know that patient comforts like a good television and quality food go a long way in making their stay pleasant."

Kristie Murillo, a LCMC Nurse Tech for the past two and a half years, agrees. "Patients love the new TVs. They love the independence especially since we have a TV for every bed," said Murillo. "They are very patient friendly with an easy to use handset that allows the patient to use the key pad to select the channel they want rather than scroll through all of the channels." Murillo added. Lincoln County Medical Center is a county-owned facility leased by Presbyterian Healthcare Services. This partnership has existed since 1972 and is dedicated to improving the health of individuals, families and communities. Lincoln County Medical Center and Presbyterian Healthcare Services operates a hospital, six clinics and a countywide ambulance service. Lincoln County Medical Center employs more than 250 people, including more than 15 providers throughout Lincoln County.

EARL



YA KNOW, THE ONLY DIFFERENCE BETWEEN GRASSHOPPERS AND RANGE HORSES IS THAT GRASSHOPPERS DONT RUN YOUR CATTLE AWAY FROM WATER.

Big Dry Syndicate

## Inside the Capitol

BY  
JAY MILLER

SANTA FE -- Expect to see some minor impacts on your life as New Mexico state government implements energy-saving measures. The biggest change will come when some agencies adopt a four-day work week. Earlier this summer, Gov. Bill Richardson directed the state personnel office to help alleviate the strain of high gas prices on state employees and taxpayers. How can the state personnel office lower your gas prices? We'll get to that. Chief among the energy-saving ideas seems to be adoption of a four-day week for state government and allowing employees to work at home. They call that telecommuting. If New Mexico follows the pattern of other states that are moving to a four-day-week, state offices will be closed on Friday. That's one day less for you to avail yourself of state government services. The flip side of that is that office hours will be extended Monday -- Thursday so you may be able to go to the motor vehicle department after your work day is finished. It appears likely those state agencies that choose to go to a four-day week will work four 10-hour days instead of five eight-hour days. My guess is that the agencies that choose to go with four-day week will allow employees some flexibility in how the hours are added onto the day. In Santa Fe, the state already staggers

coming and going times in order to alleviate traffic. The state personnel office presented its guidelines to cabinet secretaries and agency directors in mid-July. They are to submit their policies back to the personnel office by September. Not all agencies will choose to make the switch. Some can't. Police, prisons, courts and universities will continue their normal schedules. For those that make the change, public transportation schedules will have to be altered. Day care centers also will be impacted. What else will the public notice? Maybe less traffic on Fridays, assuming state employees stay home in order to save the gas money for which the program is designed. There will be fewer state cars on our roads on Fridays. Those are the cars state employees use to go to meetings and we pay for the gas. Maybe that's the taxpayer savings the governor is talking about. With new technology, teleconferencing is replacing meetings in many organizations. That would save considerable gas. More work may be farmed out to Albuquerque offices that many agencies already have opened, largely for the convenience of top officials who live in Albuquerque. And then there is telecommuting, which not only can solve traffic problems, it can help with personal lives. Telecommuting isn't for everyone. Many prefer the personal interaction of

an office. But others would welcome the peace and quiet of working from home. It takes discipline to work at home. Administrators must find ways to measure and monitor work being done. Not every job lends itself to telecommuting but for some, such as young mothers, it can be a job saver. It also can allow for flexible hours. I work from home and find myself working as much at nights and on week-ends as during normal work hours. But then, my job produces a product and if it isn't done, 15 newspaper editors around the state know. Utah, a state about our size, recently began a year's trial of the four-day week. It estimates about a third of its government buildings will be closed on Fridays and that the savings on lights, heat and air conditioning will be about \$3 million during the year in addition to improving the environment. Other benefits of the four-day week that have been mentioned include fewer emissions and less exposure to them, less road maintenance, fewer accidents, greater safety, lower child care costs and more time with family. Little has been released to employees and the press about the governor's energy-saving efforts but let's hope he takes a cautious approach.

## WEATHER REPORT

by Jeff Hammond

Flood damage cleanup continues in Ruidoso and Ruidoso Downs, and throughout the Hondo Valley. Several of the roads to campgrounds and into the Lincoln National Forest and fishing reserves are once again open for public use.

Forecast for Carrizozo, the high plains of Lincoln County and the Hondo Valley: Today, Thursday, Aug. 21, the 233rd day of 2008. Mostly sunny, with a high near 92, south wind around 5 mph becoming west, night: A slight chance of showers and thunderstorms, partly cloudy, with a low around 59, west wind around 5 mph.

Friday, August 22. A slight chance of showers and thunderstorms, partly cloudy, with a high near 93, night: A slight chance of showers and thunderstorms, partly cloudy, with a low around 59.

Saturday, August 23. A slight chance of showers and thunderstorms, partly cloudy, with a high near 91, night: A fair chance of showers and thunderstorms, partly cloudy, with low around 58.

Sunday, August 24. A slight chance of showers and thunderstorms, partly cloudy, with a high near 91, night: A fair to good chance of showers and thunderstorms, mostly cloudy, with a low around 57.

Monday, August 25. A slight chance of showers and thunderstorms, mostly cloudy, with a high near 89, night: A good chance of showers and thunderstorms, mostly cloudy, with a low around 57.

Tuesday, August 26. A slight chance of showers and thunderstorms, partly cloudy, with a high near 88, night: A good chance of showers and thunderstorms, mostly cloudy, with a low around 57.

Forecast for Ruidoso, Capitan and Corona and most of the Hondo Valley: Today, Thursday, Aug. 21, the 233rd day of 2008. A slight chance of showers and thunderstorms, partly cloudy, with a high near 81, north wind around 5 mph becoming southwest, night: A slight chance of showers and thunderstorms, partly cloudy, with a low around 52, southwest wind around 5 mph.

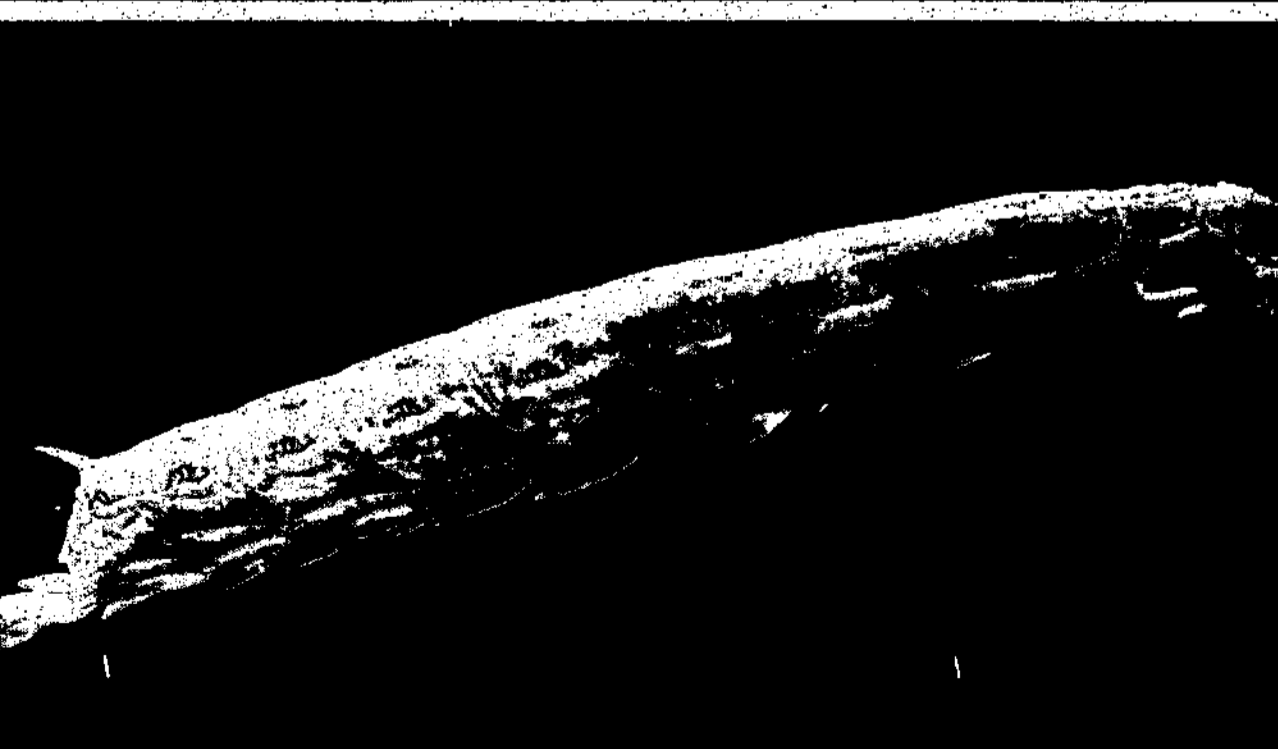
Friday, August 22. Mostly sunny, with a high near 82, night: A slight chance of showers and thunderstorms, partly cloudy, with a low around 49.

Saturday, August 23. A slight chance of showers and thunderstorms, partly cloudy, with a high near 81, night: A fair to good chance of showers and thunderstorms, mostly cloudy, with a low around 50.

Sunday, August 24. A slight chance of showers and thunderstorms, mostly cloudy, with a high near 79, night: A good chance of showers and thunderstorms, mostly cloudy, with a low around 48.

Monday, August 25. A slight chance of showers and thunderstorms, mostly cloudy, with a high near 80, night: A good chance of showers and thunderstorms, mostly cloudy, with a low around 50.

Tuesday, August 26. A slight chance of showers and thunderstorms, mostly cloudy, with a high near 79, night: A good chance of showers and thunderstorms, mostly cloudy, with a low around 50.



A SHORT TREK into the woods, grasslands or backyards of Lincoln County can yield some interesting finds, like this four-inch long Striped Morning Sphinx caterpillar. (Photo by Patrice Brazile)

## Lincoln County News

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# LEGALS

(Continued from Page 6)

## ARTICLE 4. ADMINISTRATION.

### SECTION A. DESIGNATION OF THE FLOODPLAIN ADMINISTRATOR.

The Planning Director of the County of Lincoln is hereby appointed the Floodplain Administrator to administer and implement the provisions of this ordinance and other appropriate sections of 44 CFR (Emergency Management and Assistance - National Flood Insurance Program Regulations) pertaining to floodplain management.

### SECTION B. DUTIES & RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR.

Duties and responsibilities of the Floodplain Administrator shall include, but not be limited to, the following:

(1) Maintain and hold open for public inspection all records pertaining to the provisions of this ordinance.  
 (2) Review permit application to determine whether to ensure that the proposed building site project, including the placement of manufactured homes, will be reasonably safe from flooding.  
 (3) Review, approve or deny all applications for development permits required by adoption of this ordinance.

(4) Review permits for proposed development to assure that all necessary permits have been obtained from those Federal, State or local governmental agencies (including Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334) from which prior approval is required.

(5) Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the Floodplain Administrator shall make the necessary interpretation.

(6) Notify, in riverine situations, adjacent communities and the State Coordinating Agency which is the New Mexico Department of Homeland Security and Emergency Management (DHSEM), prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency.

(7) Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.

(8) When base flood elevation data has not been provided in accordance with Article 3, Section B, the Floodplain Administrator shall obtain, review and reasonably utilize any base flood elevation data and floodway data available from a Federal, State or other source, in order to administer the provisions of Article 5.

### SECTION C. PERMIT PROCEDURES.

(1) Application for a Floodplain Development Permit shall be presented to the Floodplain Administrator on forms furnished by him/her and may include, but not be limited to, plans in duplicate drawn to scale showing the location, dimensions, and elevation of proposed landscape alterations, existing and proposed structures, including the placement of manufactured homes, and the location of the foregoing in relation to areas of special flood hazard. Additionally, the following information is required:

(a) Elevation (in relation to mean sea level) of the lowest floor (including basement) of all new and substantially improved structures;  
 (b) Elevation in relation to mean sea level to which any nonresidential structure shall be floodproofed;  
 (c) A certificate from a registered professional engineer or architect that the nonresidential floodproofed structure shall meet the floodproofing criteria of Article 5, Section B (2);  
 (d) Description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of proposed development.

(2) Approval or denial of a Floodplain Development Permit by the Floodplain Administrator shall be based on all of the provisions of this ordinance and the following relevant factors:

- (a) The danger to life and property due to flooding or erosion damage;
- (b) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
- (c) The danger that materials may be swept onto other lands to the injury of others;
- (d) The compatibility of the proposed use with existing and anticipated development;
- (e) The safety of access to the property in times of flood for ordinary and emergency vehicles;
- (f) The costs of providing governmental services during and after flood conditions including maintenance and repair of streets and bridges, and public utilities and facilities such as sewer, gas, electrical and water systems;
- (g) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effect of wave action, if applicable, expected at the site;
- (h) The necessity to the facility of a waterfront location, where applicable;
- (i) The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use.

### SECTION D. VARIANCE PROCEDURES.

(1) The Appeal Board, as established by the community, shall hear and render judgment on requests for variances from the requirements of this ordinance.

(2) The Appeal Board shall hear and render judgment on an appeal only when it is alleged therein an error in any requirement, decision, or determination made by the Floodplain Administrator in the enforcement or administration of this ordinance.

(3) Any person or person aggrieved by the decision of the Appeal Board may appeal such decision in the courts of competent jurisdiction.

(4) The Floodplain Administrator shall maintain a record of all actions involving an appeal and shall report variances to the Federal Emergency Management Agency upon request.

(5) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the State Inventory of Historic Places, without regard to the procedures set forth in the remainder of this ordinance.

(6) Variances may be issued for new construction and substantial improvements to be erected on a lot of 1/2 acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing the relevant factors in Section C (2) of this Article have been fully considered. As the lot size increases beyond the 1/2 acre, the technical justification required for issuing the variance increases.

(7) Upon consideration of the factors noted above and the intent of this ordinance, the Appeal Board may attach such conditions to the granting of variances as it deems necessary to further the purpose and objectives of this ordinance (Article 1, Section C).

(8) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

(9) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.

(10) Prerequisites for granting variances:

- (a) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- (b) Variances shall only be issued upon: (i) showing a good and sufficient cause;

(ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and (iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.

(c) Any application to which a variance is granted shall be given written notice that the structure will be permitted to be built with the lowest floor elevation below the base flood elevation, and that the insurance coverage shall be commensurate with the increased risk resulting from the reduced lowest floor elevation.

(11) Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use provided that (i) the criteria outlined in Article 4, Section D (1)-(9) are met, and (ii) the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.

## ARTICLE 5. PROVISIONS FOR FLOOD HAZARD REDUCTION.

### SECTION A. GENERAL STANDARDS.

In all areas of special flood hazards the following provisions are required for all new construction and substantial improvements:

(1) All new construction or substantial improvements shall be designed (or modified) and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;

(2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;

(3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;

(4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

(5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;

(6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the system and discharge from the systems into flood waters; and

(7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

### SECTION B. SPECIFIC STANDARDS.

In all areas of special flood hazards where base flood elevation data has been provided as set forth in (i) Article 3, Section B, (ii) Article 4, Section B (8), or (iii) Article 5, Section C (3), the following provisions are required:

(1) Residential Construction - new construction and substantial improvement of any residential structure shall have the lowest floor (including basement), elevated to or above the base flood elevation. A registered professional engineer, architect, or land surveyor shall submit a certification to the Floodplain Administrator that the standard of this subsection as proposed in Article 4, Section C (1) a., is satisfied.

(2) Nonresidential Construction - new construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor (including basement) elevated to or above the base flood level or together with attendant utility and sanitary facilities be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review structural design, specifications, and plans for the construction, and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification which includes the specific elevation (in relation to mean sea level) to which such structures are floodproofed shall be maintained by the Floodplain Administrator.

(3) Enclosures - new construction and substantial improvements, with fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement area which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:

- (a) A minimum of two openings on separate walls having a total net area of not less than 1 square inch for every square foot of enclosed area subject to flooding shall be provided.
- (b) The bottom of all openings shall be no higher than 1 foot above grade.

(c) Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

### (4) Manufactured Homes.

(a) Require that all manufactured homes to be placed within Zone A on a community's FIRM shall be installed using methods and practices that minimize flood damage. For the purposes of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

(b) Require that manufactured homes that are placed or substantially improved within Zones A1-30, AH, and AE on the community's FIRM on sites (i) outside of a manufactured home park or subdivision, (ii) in a new manufactured home park or subdivision, (iii) in an expansion to an existing manufactured home park or subdivision, or (iv) in an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as a result of a flood, be elevated on a permanent foundation such that the lowest floor of the manufactured home is elevated to or above the base flood elevation and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.

(c) Require that manufactured homes be placed or substantially improved on sites in an existing manufactured home park or subdivision with Zones A1-30, AH and AE on the community's FIRM that are not subject to the provisions of paragraph (4) of this section be elevated so that either:

- (i) the lowest floor of the manufactured home is at or above the base flood elevation, or
- (ii) the manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.

### SECTION C. STANDARDS FOR SUBDIVISION PROPOSALS.

(1) All subdivision proposals including the placement of manufactured home parks and subdivisions shall be consistent with Article 1, Sections B, C, and D of this ordinance.

(2) All proposals for the development of subdivisions including the placement of manufactured home parks and subdivisions shall meet Floodplain Development Permit requirements of Article 3, Section C; Article 4, Section C; and the provisions of Article 5 of this ordinance.

(3) Base flood elevation data shall be generated for subdivision proposals and other proposed development including the placement of manufactured home parks and subdivisions which is greater than 50 lots or 5 acres, whichever is lesser, if not otherwise provided pursuant to Article 3, Section B or Article 4, Section B (8) of this ordinance.

(4) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have adequate drainage provided to reduce exposure to flood hazards.

(5) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize or eliminate flood damage.

### SECTION D. SEVERABILITY.

If any section, clause, sentence, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

### SECTION E. PENALTIES FOR NON-COMPLIANCE.

No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this court order and other applicable regulations. Violation of the provisions of this court order by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this court order or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$500.00 and/or ninety (90) days in jail for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the Village of Capitan from taking such other lawful action as is necessary to prevent or remedy any violation.

### SECTION F. CERTIFICATION OF ADOPTION.

APPROVED: Sammy Hammons  
 Sammy Hammons, Mayor

PASSED: August 12, 2008

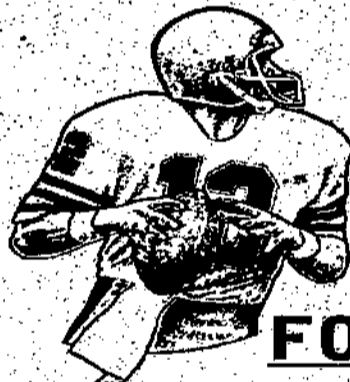
ORDINANCE BECOMES EFFECTIVE: August 26, 2008

I, the undersigned, Kay Strickland, do hereby certify that the above is a true and correct copy of an ordinance duly adopted by the Mayor and Council, at a regular meeting duly convened on August 12, 2008.

Kay Strickland  
 Kay Strickland, Village Clerk

{SEAL}

Published in the Lincoln County News on Thursday, August 21, 2008.



# CARRIZOZO GRIZZLY

## 2008 VARSITY FOOTBALL SCHEDULE


August 23	Cloudcroft (Scrimmage)	Away	TBA
August 29	Tucumcari	Away	7:00 PM
September 5	Capitan	Away	7:00 PM
September 12	Marfa, TX	Home	6:00 PM
September 18	Alamo JV	Home	6:00 PM
September 27	Escalante	Away	1:00 PM
October 3	Hagerman	Home	7:00 PM
October 10	OPEN		
October 17	Ft. Sumner	Away	7:00 PM
October 24	Mescalero	Away	7:00 PM
October 31	Jal	Home	7:00 PM

## JR. HIGH SCHEDULE

Aug. 28	Cloudcroft	Away	4:00 PM
Sept. 4	Mescalero	Away	4:00 PM
Sept. 11	Capitan	Home	4:00 PM
Sept. 25	Mescalero	Home	4:00 PM
Sept. 29	Capitan	Away	4:00 PM
Oct. 9	Cloudcroft	Home	4:00 PM



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# SHERIFF'S REPORT

1:49 p.m. Traffic offenses reported at mile marker 9 on Hwy 48 in Alto, deputy dispatched.

2:04 p.m. Fire reported at mile marker 76 on Hwy 380 in Capitan, Capitan fire units dispatched.

3:24 p.m. Dog reported running loose on Tina Drive in Capitan, police dispatched.

3:49 p.m. Temporary Restraining Order service at residence on Hwy 70 in Hondo, deputy dispatched.

4:51 p.m. Assault reported at LCDC on Airport Road in Carrizozo, deputy dispatched.

5:05 p.m. New Mexico Department of Corrections Adult Probation and Parole Officer Task Force requesting agency assistance for arrests at location on Hwy 70 in Ruidoso, deputy dispatched.

6:24 p.m. Medical call at LCDC on Airport Road in Carrizozo, ambulance and deputy dispatched.

6:35 p.m. Disturbance/family dispute reported at intersection of Rancher and Reynolds in Palo Verde, deputy dispatched.

**August 8**  
2:44 a.m. Medical call at residence on Hwy 70 in Glencoe, ALS ambulance dispatched.

3:33 a.m. Suspicious activity reported on B Avenue in Carrizozo, deputy dispatched.

9:30 a.m. Medical call at Carrizozo Health Center located on E Avenue in Carrizozo, ambulance dispatched.

11:57 a.m. Threats reported at business location on Hwy 380 in Carrizozo, deputy dispatched.

1:04 p.m. Medical call at Carrizozo Health Center located on E Avenue in Carrizozo, ambulance dispatched.

2:22 p.m. Disturbance/family dispute reported at residence on F Avenue in Carrizozo, police dispatched.

3:40 p.m. Criminal damage to property reported at residence on Gavilan Canyon Road in Alto, deputy dispatched.

8:45 p.m. Domestic battery reported at residence on Eagle Creek Canyon Road in Ruidoso, deputy dispatched.

8:52 p.m. Suspicious activity by person(s) in vehicle reported on Brick Street in Carrizozo, police dispatched.

**August 9**  
7:29 a.m. Alarm reported at location on North Bonito Road in Capitan, police dispatched.

9:33 a.m. Dog reported running loose on Moccasin Trail in Alto, deputy dispatched.

11:23 a.m. Civil dispute reported at location on Quintana in Corona, deputy dispatched.

11:27 a.m. Dog reported running loose on Perry Springs in Glencoe, deputy dispatched.

1:12 p.m. Disturbance reported at FR400 in Bonito, deputy dispatched.

1:25 p.m. Accident reported at mile marker 3 on Hwy 37 in Bonito, Bonito emergency units and ambulance dispatched.

2:23 p.m. Disturbance/family dispute reported at residence on Eagle Creek Canyon Road in Alto, deputy dispatched.

2:36 p.m. Criminal damage to property reported at location on Ironwood Avenue in Carrizozo, police dispatched.

4:40 p.m. Drivers test requested at location on Water Canyon Road in Carrizozo, deputy dispatched.

4:43 p.m. Drivers test requested by Capitan police, deputy dispatched.

6:17 p.m. Disturbance reported at location on Water Canyon Road in Carrizozo, police dispatched.

6:38 p.m. Medical call at residence on F Avenue in Carrizozo, ambulance dispatched.

6:45 p.m. Warrant service at business located at Hwy 54 and Hwy 380 intersection in Carrizozo, deputy dispatched.

6:50 p.m. Criminal damage to property reported at location on FR 57 in Lincoln, deputy dispatched.

7:30 p.m. Disturbance/loud party reported at location on

Cougar in Alto, deputy dispatched.

7:30 p.m. Warrant service at Baca Campground on Hwy 380 between Capitan and Lincoln, deputy dispatched.

7:44 p.m. Fire reported at location on Placitas in Ranches of Sontero, Bonito fire units dispatched.

10:03 p.m. Medical call at residence on Eighth Street in Carrizozo, ambulance dispatched.

10:31 p.m. Medical call at mile marker 247 on Hwy 70 in Corona, ambulance dispatched.

11:58 p.m. Disturbance/loud party reported at residence on Chisolm in Rancho Ruidoso Valley Estates, deputy dispatched.

**August 10**  
12:29 a.m. Disturbance/loud party reported at residence on Eagle Creek Canyon Road in Alto, deputy dispatched.

1:02 a.m. Disturbance/loud party reported at residence near intersection of Hwy 380 and Hwy 70 in Hondo, deputy dispatched.

8:19 a.m. Drivers test requested on Hwy 54 in Corona, deputy dispatched.

10:50 a.m. Welfare check requested at residence on Third Street in Capitan, police dispatched.

11:09 a.m. Medical call at location on Chama Canyon Road in Ranches of Sontero, ALS ambulance dispatched.

11:113 a.m. Burglary reported at residence on Santiago Drive in Alto, deputy dispatched.

11:37 a.m. Shots fired reported at location on Lake

Shore Drive in Alto, deputy dispatched.

12:10 p.m. Larceny/theft reported at location in Nogal Canyon, deputy dispatched.

12:32 p.m. Medical call at residence on Little Road in Capitan, ambulance dispatched.

1:44 p.m. Medical call at residence on Little Road in Capitan, ALS ambulance dispatched.

1:59 p.m. Welfare check requested at residence on Loma Grande Road in Nogal, deputy dispatched.

2:23 p.m. Fire reported at mile marker 161 on Hwy 54 in Corona, Corona fire units and deputy dispatched.

4:44 p.m. Drivers test requested at LCC on Central Avenue in Carrizozo, deputy dispatched.

**LEGAL NOTICE**  
**TWELFTH JUDICIAL DISTRICT COURT COUNTY OF LINCOLN STATE OF NEW MEXICO**  
No. CV-08-247  
Division III  
TAMMY KAYE CALLAHAN  
Plaintiff,  
vs.  
GROUP I: THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED THEIR UNKNOWN HEIRS, AND THE UNKNOWN SPOUSES OF THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED THEIR UNKNOWN HEIRS: LOICE H. CALLAHAN, ESEQUEL GARCIA AND LOUISA GARCIA;  
GROUP II: THE UNKNOWN HEIRS OF THE FOLLOWING NAMED DECEASED PERSONS: JOSE S. ENCINIAS, ALSO KNOWN AS JOE S. ENCINIAS AND AS JOE ENCINIAS, AND CAROLYN C. MAESTAS, ALSO KNOWN AS CAROLYN MAESTAS;  
GROUP III: THE UNKNOWN TRUSTEES OF THE ROGER MAESTAS AND CAROLYN MAESTAS LIVING TRUST, AND THE UNKNOWN BENEFICIARIES OF THE ROGER MAESTAS AND CAROLYN MAESTAS LIVING TRUST;  
GROUP IV: ALL UNKNOWN CLAIMANTS OF INTEREST IN THE PREMISES ADVERSE TO THE PLAINTIFF.  
Defendants.

**SUMMONS AND NOTICE OF PENDENCY OF ACTION**

THE STATE OF NEW MEXICO TO THE ABOVE DEFENDANTS NAMED OR DESIGNATED:  
GREETINGS: You are hereby notified that Tammy Kaye Callahan, Plaintiff, has filed an action in the District Court of Lincoln County, New Mexico, Civil Docket No. CV-08-247 Div. III, wherein you are named as Defendants and wherein said Plaintiff seeks to obtain constructive service upon you.  
The general subject matter of said action is to quiet title to certain real estate, which is the subject matter of the above-captioned and numbered cause of action and is described as follows:

Lot 3, Block "F" of RUIDOSO PINE LODGE CO. SUBDIVISION, Lincoln County, New Mexico, as shown by the plat thereof filed in the office of the County Clerk of Lincoln County, New Mexico, on March 26, 1925.  
TOGETHER WITH all improvements thereon, SUBJECT TO reservations, restrictions and easements of record.

You are further notified that unless you enter your appearance, plead or otherwise respond in said cause on or before October 6, 2008, judgment will be rendered against you by default and the relief prayed for in the Complaint will be granted to Plaintiff in conformity with the allegations to the Plaintiff's Complaint.

The name and address of the attorney for the Plaintiff is Archie A. Witham, (575) 354-2698, P.O. Box 83, Nogal, New Mexico 88341.

WITNESS my hand and seal of the District Court of Lincoln County, New Mexico, on this the 19th day of August, 2008

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

Published in the Lincoln County News on August 21, 28; and September 4, 2008.



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

**FAST ACTION**

*Lincoln County News*

**CLASSIFIED ADS**

**CALL: (505) 648-2333**

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

**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  
\*\*\*\*\*

**FOR RENT** -- One bedroom, furnished, in Carrizozo, \$350 monthly includes utilities. Small deposit. Call 648-2598, Tues.-Sat. to see.  
4tp/7/31-8/21  
\*\*\*\*\*

**ESTATE SALE** -- Sunday, Aug. 31, 8am to 2pm, 410 11th St., Carrizozo. Furniture, household items, lots and lots of books, knick knacks, etc. Must be able to take purchases home, the same day. CASH ONLY!!  
2tp/8/21-28  
Tfn-June 12  
\*\*\*\*\*

**WE WANT TO THANK everyone for their wonderful support of Casa Manana's Nickel and Dime Yard Sale. All your 'nickels and dimes' totaled a little over \$300.00. Look for our new landscape area across from the Woman's Club soon.**  
1tp/8/21  
\*\*\*\*\*

**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  
\*\*\*\*\*

## CLASSIFIED AD FORM

Your Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State: \_\_\_\_\_ Zip: \_\_\_\_\_

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

1       2       3       4       5

**Here's What I Would Like to Say**

**\$6.00 per Week / 100 words or less \*\***

1.) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

20.

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

**COST OF AD:** \_\_\_\_\_      **MAIL or BRING TO:**

**Tax: (.0625)** \_\_\_\_\_

**TOTAL:** \_\_\_\_\_

**Lincoln County News**

P.O. Drawer 459  
309 Central Ave.  
CARRIZOZO, NM 88301  
Ph. or Fax: 575-648-2333