

County Supports Mining Law Reform

by Patrice Brazie

At the request of John Cornell of the New Mexico Wildlife Federation, the Board of Commissioners of Lincoln County has passed a resolution in support of a bill to revise the federal Mining Act of 1872.

Cornell worked closely with the Lincoln County Public Land Use and Rural Affairs Advisory Committee (PLURAAC) and a local organization called Friends of the Capitans in designing the resolution that was adopted

by the county commissioners during their regular meeting of June 17.

"I'm really proud that we could join them to come up with this resolution," Cornell said. "I think this resolution fairly represents the mining industry, those of us that care about wildlife habitat protection and clean water, and I think that it fairly represents all of the citizens of Lincoln County."

PLURAAC chair Rick Simpson, who makes a living as an outfitter, told the county commissioners that the

important issue from his perspective is that mining operations do not pay their fair share for use of the land.

"All (the resolution) is asking is to put everyone on the same plane, whether you're an outfitter or a grazing permittee, or with gas and oil," Simpson said. "Everyone pays a royalty except mining."

In November of 2007, the U.S. House of Representatives passed the H.R. 2262 Hardrock Mining and Reclamation Act of 2007, which would cause companies min-

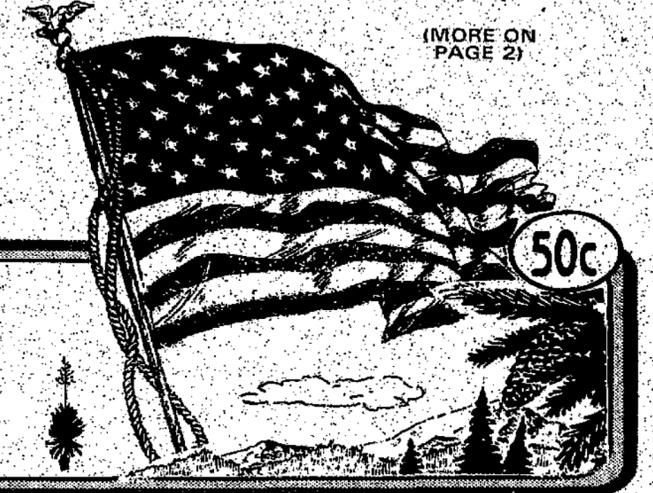
ing hardrock minerals like gold, silver and copper to pay an eight percent royalty on the minerals they extract from public lands. The bill would also add regulations regarding cleanup and reclamation of mine sites, add environmental protections and acknowledge the value of laws established at the local level.

Although New Mexico Congressman Steve Pearce and Congresswoman Heather Wilson voted against the bill, it passed through the House with 244 votes in favor and

190 against. Shortly after passing in the House, the bill moved to the U.S. Senate and was subsequently referred to the Committee on Energy and Natural Resources,

where it currently remains. "We're not getting quick enough action out of the Energy and Natural Resources Committee," Cornell told the Lincoln County Commis-

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Lincoln

County News

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LINCOLN COUNTY CLERK Tammie Maddox, shown here, has been named in a suit filed in Santa Fe District Court by former Capitan Mayor Steven Sederwall. Others named in the suit include Secretary of State Mary Herrera, Bureau of Elections Administrator Daniel Miera and Lincoln County Elections Clerk Yvonne Bartz. Sederwall failed to meet the requirements to get his name on the ballot for November's general election and is asking the district court to give him another chance to do so. (Photo by Patrice Brazie)

Property Owners Agree to Special Assessment Costs

by Patrice Brazie

In efforts to get paved streets in the Deer Park Valley subdivision of Alto, property owners there have agreed to the creation of a Special Assessment District that will enable the residents and property owners to pay for the paving project over a period of several years, if the paving project is determined to be more of a benefit than a financial burden to the citizens.

In order to determine the actual costs and benefits associated with the proposed road improvements, an engineering firm and bond consultant must be hired to complete an assessment of the project. Many of the professional fees for the engineer and bond consultant will have to be paid before the property owners can actually decide whether or not they can afford to pave the streets.

The Lincoln County Board of Commissioners has agreed to set aside \$50,000 from the general fund to cover those assessment and preparatory costs, which could be reimbursed to the county by way of the special assessment.

In May, the county commissioners made it clear that they would like some assurance that the Deer Park Valley property owners will be able to cover those initial costs if the special district is not created.

Jeff Sager, a resident of Deer Park Valley, spoke to the county commissioners on Tuesday, June 17 during the regular county commission meeting, to report that the subdivision's property owners are willing to contribute to the assessment costs before the special district is actually set up.

"We're open to your request for a \$25,000 CD (certificate of deposit)," Sager told the commissioners. "We just need a little help from the county so we can purchase the CD," he added.

Sager requested a written proposal from the county describing the terms of its request for a certificate of deposit so that the Deer Park Valley property owners can open an escrow account in which to deposit the \$25,000 CD.

Sager said the subdivision's property owners were still working out the details of setting up an escrow account, but that they should be prepared to finalize the

transaction sometime in August.

County attorney Alan Morel said that he has already begun to prepare an agreement between the property owners and the county, which will be similar to the agreements used to bond developers of subdivisions.

"Basically, it will say that there will be \$25,000 put up by this group of individuals that will be placed into a CD in the county's name. The bottom line is that it will provide that, in the event that the special assessment district is not created,

they agree to pay the attorney's fees and costs up to \$25,000," Morel said. "If, at the end of the process, the special assessment district is created and the county is refunded the money that it's expended, the money will be released from the CD along with the interest," Morel explained.

In the case that the county officials would decide to terminate the process of creating the special assessment district, for whatever reason, the county should then be willing to cover the initial costs accrued, Morel said.

County Approves LCSWA Rate Hike

by Patrice Brazie

Rising oil prices seem to be affecting the cost of just about everything else and, beginning in July, property owners in Lincoln County will see an increase in the price they pay for solid waste disposal.

In a brief presentation to the Capitan Village Council earlier this month, Lincoln County Solid Waste Authority (LCSWA) operational supervisor Debra Ingle explained the reasons behind the rate increase.

After reviewing the operations budget for the LCSWA, not including the costs of

fuel and oil, it was determined that a 60 cents per month, across the board increase to all LCSWA customers would be needed to meet the operations costs for the new fiscal year, Ingle reported. To cover the cost of fuel and oil, a current one dollar per month surcharge will be increased to two dollars per month in July, and will be reviewed quarterly. The total monthly increase for LCSWA customers will be 1.60 per month.

Ingle said the 60 cent increase will be the same for

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AS PART of another free concert in Carrizozo's Music in the Parks series, Evan Larson of the New Mexico National Guard 44th Army Band entertained the crowd with some fine gaggpipe music. (Photo by Patrice Brazie)

County Committee Members Appointed

by Patrice Brazie

The Lincoln County Board of Commissioners approved the appointments and reappointments of members to several county committees during their regular monthly meeting Tuesday, June 17.

Three members of the Lincoln County Lodgers Tax Committee were reappointed to serve additional two year terms. Those members are David Vigil, Kay Rucker and Ann Haile. The terms of the two remaining committee members, Gail Major and Pat Cooper will not expire until 2009.

Members of the Lincoln County Planning Commission also serve two year terms, and are selected to represent the county's voting districts. The term of planning commission chair Jim Crouse, from District 1, expired in March, but the county commissioners agreed to table an appointment to that seat until county commissioner Eileen Lovelace, who was absent from the June 17 meeting, could appoint or reappoint the candidate of her choice.

The county officials approved the reappointment of Fred Hanson to the planning commission, based on a nomination by county commissioner Dave Parks.

County commissioner Jackie Powell chose to nominate a candidate from her district to fill the plan-

ning commission spot formerly held by Wayne Stephens, and her appointment of Tom Mann was unanimously approved.

County commission chair Tom Battin suggested the appointment of Jerry Hawthorne to fill an at large position on the planning commission that was formerly held by Jerry Carroll, and that appointment was also approved.

Parks nominated Tony

Davis to fill a seat on the Lincoln County Public Land Use and Rural Affairs Advisory Committee (PLURAAC) that was formerly held by Jim Peebles.

Davis had been serving as an alternate member of that committee and his appointment to the District 4 spot as a regular member was also recommended by the

(MORE ON PAGE 3)

Recycling Site Now Open in White Oaks

The Gold Rush is on again! Add recycling to the list of attractions available in the 1890s gold rush town of White Oaks, Lincoln County's original resort community. Thanks to a passionate White Oaks community group of recyclers, a new recycling site is opening for the 40 residents in and countless tourists to the old mining town.

The new site is adjacent to the White Oaks Fire Station. Flattened cardboard, office paper, newspaper, clean plastic, clean aluminum or tin cans, magazines and discarded mail order catalogs will be accepted at the site.

Several groups and some businesses were instrumental in development of the new White Oaks site. Donations

included fencing material and posts, and collection carts.

The site was constructed by volunteers Ed McWilliams and Lee McCullough. Collected materials will be transported by volunteers to a collection point in Carrizozo to enter the Lincoln County Solid Waste Authority (LCSWA) recycled material collection system.

"We in White Oaks are excited to have a convenient location to deposit our recyclables," said resident Susan Gerke. "The usual feedback from residents to this new addition is 'It's about time!' It's just great to be able to participate in alleviating

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County Supports Mining

(Continued from Page 1)

sioners last week. "We feel that, if you choose to support this resolution, it will help our cause in urging Senator Bingaman to get a draft out of committee so that we can get legislation passed this year."

Debbie Higdon, founding member of the Friends of the Capitans, also urged the county officials to adopt the resolution supporting reform of the federal mining laws. Her organization is working to protect the Capitan Mountains ecology as federal agencies review a proposal for large scale mineral exploration in that range by F.I. Capitan Precious Metals, Incorporated.

"We're reaching out to every national organization that we can, to try to keep this in the forefront," Higdon said.

Simpson told the commissioners that, if adopted by the Senate, the House bill would set aside a portion of the mining royalties to help cover the sometimes overwhelming costs of reclaiming and restoring mining sites.

"There are a lot of abandoned mines," Simpson said. "Because it's all handled so loosely, they come in and do what they're going to do and then they dissolve and

they're gone, leaving this big mess. (Reclamation) takes millions of dollars of tax money that could be used for other things," he said.

Simpson also pointed out that mining companies, under the new bill, would only pay royalties on minerals that were actually extracted. "If they don't make anything, they don't pay anything," he said. "That's a whole lot better deal than grazers get. The timber industry, gas and oil, grazers and outfitters like myself, we all pay a percentage of monies made. We're just asking to level the playing field for everyone," Simpson added.

Perhaps more important to the Wildlife Federation, the Hardrock Mining and Reclamation Act of 2007 would prevent mining operations in wilderness areas and National Monuments, in the national Wild and Scenic River system, in Areas of Critical Environmental Concern, on Sacred sites and lands identified in the Roadless Area Conservation Rule of 2001.

The House bill would mandate that mineral activities be conducted in a manner that recognizes the value of the land for other uses like recreation, wildlife habitat and water supply, and require plans to protect wildlife and

fish from harm. Mining companies would also be required to provide a description of the site's quantity and quality of surface and ground water based on pre-disturbance monitoring, a description of impact to water resources, air, soil and fish and wildlife resources, and continuous monitoring to ensure compliance with environmental law.

The bill would also require mining companies to provide proof of financial assurance in the way of surety bonds, certificates of deposit, cash or letters of credit equal to an amount determined adequate to cover reclamation and restoration of the land when the mine plays out.

lands without fair compensation to taxpayers. Additionally, hardrock mining companies should pay royalties for these publicly owned minerals, which would restore billions of dollars to the public trust. Finally, we need to put adequate environmental protections in place to ensure mining activities no longer degrade the streams and landscapes throughout our region.

Mining law reform is supported across the country by hunting, fishing and outdoor recreation organizations, as well as proponents of wildlife protection and clean air and water activists. New Mexico Senators Pete Domenici and Jeff Bingaman both sit on the Energy and Natural Resources committee. Bingaman is the committee chairman.

MY SINCERE THANKS to everyone for your support in the primary election.

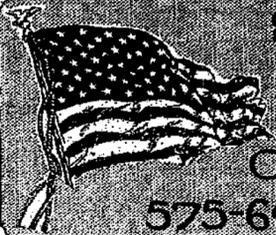
I have enjoyed serving the people of Lincoln County and look forward to another four years as County Commissioner, District 1.

EILEEN MARTINEZ LOVELACE

Three days after the Lincoln County Commissioners unanimously approved the county's resolution in support of mining law reform, New Mexico Governor Bill Richardson, along with Governor Christine Gregoire of Washington and Governor Ted Kulongoski of Oregon, sent a letter to the Senate Committee on Energy and Natural Resources calling for reform of the Mining Act of 1872.

"The 1872 Mining Law is a relic of frontier era America, and inadequate to meet the needs of the modern West,"

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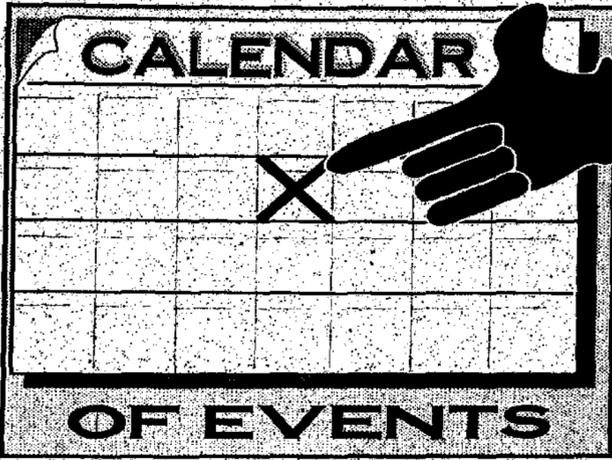
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New Newspaper Recycling Location

Newspaper recycling just got easier for residents living near the lower portion of Ruidoso and on Highway 70 with placement of a new newspaper recycling container next to the Community Youth Center, 222 Junction Road.

The container is marked as newspaper recycling only for the general public. Working with the Lincoln County Solid Waste Authority (LCSWA), Keep Ruidoso Beautiful and Keep New Mexico Beautiful (KNMB), the Youth Center now provides local residents and tourists a convenient location for newspaper drop off recycling.

The project used a Keep New Mexico Beautiful Solid Waste, Recycling, and Litter Control grant to increase the number of newspaper recycling locations in the Ruidoso community. The KNMB grant purchased the outdoor recycling container and signage.

Parent, teen, and general community training about and awareness of newspaper recycling is now underway as part of the project. Youth Center teens will receive one cent per pound for collected old newspapers.

LCSWA initiated a one cent per pound newspaper buy-back program last year as an incentive for youth clubs and other non-profit organizations in Lincoln County to collect and recycle old newsprint. Office quality school paper would also be accepted in the Youth Center recycling container.

Other drop off locations for newspaper include behind Compass Bank in the Sierra Mall, and on the north side of the auxiliary gym at Ruidoso High School, both locations managed by Ruidoso High School SADD students.

Newsprint recycling project revenue will enable Youth Center to use funds earned to provide teenagers

in the community with healthy after-school recreational alternatives. The project will also help LCSWA and Keep Ruidoso Beautiful meet the

goal of increased newsprint recycling in the Village of Ruidoso.

For more information on old newsprint collection and

the buyback program, contact the LCSWA office at 378-4697, toll free 1-877-548-8772 or via email at leswa@valornet.com.

- 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.
- SATURDAY, JUNE 28**
-Free Veterans conference in Las Cruces. To pre register and for information call 1-866-433-8387.
- TUESDAY, JULY 1**
-Lincoln County Public Land Use and Rural Affairs Advisory Committee (PLURAAC) 9 a.m. Lincoln County Courthouse in Carrizozo.
-PLURAAC subcommittee on RS 2477 roads meets at 2:00 p.m. Lincoln County Courthouse in Carrizozo.
- WEDNESDAY, JULY 2**
-Corona Library Board 9:00 a.m.
-Lincoln County Planning Commission 1:00 p.m. Lincoln County Courthouse in Carrizozo.
- THURSDAY, JULY 3**
-Alto Lakes Special Zoning District Commission regular meeting 8:30 a.m. Alto Lakes Golf and Country Club.
- FRIDAY, JULY 4**
-Independence Day. Most everything is closed.
- Area code 505 is now 575 for Lincoln County, Otero County and southern areas.

Veterans Conference Saturday

Veterans are invited to attend the Free Beyond the Yellow Ribbon Welcome Home, Benefits & Services Conference in Las Cruces Saturday, June 28 beginning at 7:00 a.m. The conference is free and area veterans and spouses of Iraq and Afghanistan veterans are strongly encouraged to participate. The conference is free but space is limited and

pre-registration is required. To pre-register, call Joseita Rodriguez toll free at 1-866-433-8387 or email your name, address, branch and dates of service to joseita.rodriguez@state.nm.us. On site registration for the conference opens at 7:00 a.m. on Saturday, June 28 at the Ramada Palms de Las Cruces, 201 E. University Avenue in Las Cruces.

Carrizozo Little League Baseball Schedule

- | | |
|---------------------------------|---------------------------------|
| July 7 -- Cubs vs. D-backs. | July 16 -- Rockies vs. Cubs. |
| July 9 -- D-backs vs. Rockies. | July 18 -- Cubs vs. D-backs. |
| July 11 -- Rockies vs. Cubs. | July 21 -- Rockies vs. Cubs. |
| July 14 -- D-backs vs. Rockies. | July 23 -- Cubs vs. D-backs. |
| June 27 -- Cubs vs. D-backs. | July 25 -- D-backs vs. Rockies. |

Thank You Card

The family of Rafael N. Delgado would like to thank family and friends who expressed their condolences at the loss of our husband and father.

Many thanks for the food, flowers, cards, phone calls, etc. Special thanks to Fr. Franklin for the beautiful Mass, Theresa Luna for reciting the Rosary, and Fred LaFave for his gentle and soothing music.

Finally, thanks to Albert and Mary Najer for preparation of the delicious meal at the reception and to the Santa Rita ladies for preparing the parish hall for the reception and serving of the meal.

We will always miss and love Rafael, our beloved husband and father. You will never be forgotten and he always in our thoughts and prayers.

Mary L. Delgado
Ralph E. and Conni Delgado
Jimmy C. Delgado

Committee Members

(Con't. from P. 1)

other PLURAAC members. The PLURAAC members will make a recommendation to the county commissioners regarding a nominee to fill Davis' alternate post, probably to be determined at their next meeting in July.

Sal Beitran and Billy Seelbach were reappointed to continue their work on the county's road review advisory committee.

County manager Tom Stewart and county commissioner Don Williams will continue to serve on the Southeastern Regional Planning Organization (SERPO) serving on the SERPO policy and technical committees respectively.

Recycling Site Now Open

(Con't. from P. 1)

the garbage crisis some and help keep items that can be recycled out of New Mexico landfills.

Other White Oaks volunteers involved in the project are Anne New, McWilliams, McCullough and David Gerke.

The site is expected to be completed and operational by June 27.

For more information about recycling in White Oaks, contact the LCSWA office at 378-4697 or toll free at 1-877-548-8772 or via email at leswa@valornet.com. The summer 2008 recycling and solid waste disposal brochure for Lincoln and Otero counties is also available via email by request at leswa@valornet.com or at www.leswa.org.

LEGAL NOTICE
NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the Lincoln County Board of Commissioners will hold a Public Hearing beginning at 2:30 P.M. on Tuesday, July 15, 2008, to be held at the Lincoln County Courthouse (Commission Chambers), in Carrizozo, New Mexico. The purpose of the Public Hearing is to consider the following item:

Final Budget Hearing, Fiscal Year 2008-2009

All parties and interested citizens will have the opportunity to be heard. Copies of the proposed Budget may be obtained from the County Manager's office at the Lincoln County Courthouse in Carrizozo, twenty-four (24) hours prior to the meeting. If you are an individual with a disability who is in need of an auxiliary aid or service, please contact 575/648-2385 at least 48 hours in advance of the meeting.

BILLIE-JO GUEVARA
Administrative Assistant / Human Resources

Published in the Lincoln County News on Thursday, June 26, 2008.

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Editorials / Opinions & Other Stuff

UNTIL THEY COME HOME

THOUGHTS FROM THE EDITOR'S DESK

National Media Is Selecting Candidates

By Ruth Hammond

Politicians are working diligently to spend the money they have been accumulating. Yes, we complained about the number of mailings that clutter our mail boxes and yes, we have complained about the astronomical number of telephone calls asking opinions. The problem is that they don't really want our opinion, they keep asking questions until they get the answers they want which will boost their ratings for their chosen candidate. Numbers can be crunched many different ways and it seems that is what is happening with these pseudo telephone surveys.

However, there is more happening here than can be readily explained. The popular vote and the announced vote don't coincide. Why? It appears some numbers are being manipulated by national media. Why? Could it be that national media prefer one candidate over the other?

It might be that or it might be that national media has a backlog of caricatures it wants to use. It also could be that national media made the decision to promote one of the candidates to help get people interested in the voting.

Let's you scoff at these suggestions, have you really considered the difference between the popular vote and the publicized vote? Have you talked to people to see if they actually agree with what is being spouted? It might surprise you to find out if people actually agree or not.

Instead of taking it for granted that one candidate is the choice of the land, what do the people next door think and what do they want? This past week more and more of the people we talk to are unhappy with the figures that are being presented and they are disappointed with numbers.

Some shake their heads and refuse to commit, which is a terrible state of affairs, especially on a national scale. Do the people really want the candidates that are being touted as being the choice of the people? Probably not.

The time has come for people to ask why the national media is promoting one candidate over the other. Will this be a re-run of the 1948 election when it was deemed by some higher ups that Thomas E. Dewey would trounce Harry Truman for president? Truman won and many of you have seen the newspaper clipping of Truman holding the newspaper headline that said Dewey Defeats Truman.

If you disagree with the national publicity, there is not much you can do about it except make your choice known when you vote in the general election in November. It is useless to make your choice known at this time and could cause some hate and discontent among those you know.

Needless to say, candidates are vying for not only the national positions but statewide and county slots that are of extreme importance. Please ask questions of your own and choose wisely before casting your vote in November.

Expect more rhetoric the next few months, but please make your own choices, don't be swayed by radicals.

"Right of Redress"

On June 30, 2008, approximately 1,200 American citizens will begin the process of exercising the Right by formally serving a Legal Notice and Demand for Redress upon the President, the Attorney General and every member of the U.S. House of Representatives and the U.S. Senate at their local, district offices.

Demanding an official response within forty (40) days, the Notice includes seven (7) Petitions for Redress of Grievances regarding substantial violations of the Constitution.

- 1.) The Iraq invasion in violation of the war powers clauses
- 2.) The Federal Reserve System's violation of the money clauses.
- 3.) The USA Patriot Act's violation of the privacy clauses.
- 4.) The direct, un-apportioned taxes on labor in violation of the tax clauses.
- 5.) The federal gun control laws in violation of the Second Amendment.
- 6.) The failure to enforce immigration laws in violation of the "faithfully execute clause."
- 7.) The construction, by stealth, of a "North American Union" without constitutional authority.

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EARL...



"YEP, THAT'S WHERE I GREW UP... I TOLD YOU I CAME FROM A BROKEN HOME."

Big Dry Syndicate

Inside the Capitol

by Jay Miller, Syndicated Columnist

SANTA FE -- The 2000 U.S. Census badly undercounted New Mexico's population, according to a recent study released by New Mexico Voices for Children.

An undercount of almost 36,000 individuals shortchanged New Mexico by \$110 million in funds for eight federal programs. Of those individuals, over 30 percent were children.

The study, conducted by PricewaterhouseCoopers, a professional consulting firm, noted that the undercount for Hispanics and Native Americans was higher than for the overall population.

New Mexico has the highest percentage of Hispanics and the second-highest percentage of Native Americans in the nation. "This undercount must be corrected so that the 2010 census is accurate," said Lisa Adams Shafer, Kids Count program director.

But correcting the undercount does not appear at all likely according to the news so far this year. New Mexico appears to be in for an even greater undercount, similar to 1990, when it led the nation.

Since the beginning of the year, the Census Bureau news has been bad and getting worse. In January Charles Louis Kincannon, longtime director of the census, announced his retirement. That came on the heels of resignations by five top bureau employees during the previous two years.

Kincannon was succeeded by Preston Jay Waite, architect of the plan to use wireless handheld computers to collect information door-to-door from people who do not return census forms.

In March that program was scrapped because of problems. In April, Waite announced his surprise retirement. Later in April, the bureau announced that it had drastically scaled back its dress rehearsal for the national head count.

Congress is worried these problems will delay the census and make it even less accurate. By law, the Census Bureau is required to submit population numbers to Congress by December 31, 2010.

Members of the U.S. House are vitally interested in the numbers. They determine which states will gain representatives and which will lose. The census determines each state's allocation of the 435 representative seats in Congress. State legislatures then begin meeting in January to determine congressional district boundaries.

It is easy to understand that nothing is more

important to members of the U.S. House than accurate, on time, census data.

Every decade the Census Bureau tries a new twist to make the data more accurate. In 1980, it hired thousands of additional temporary employees to scour street corners and alleys to count the homeless. People living in the country were given street numbers to make them easier to pinpoint.

That didn't help much, so in 1990, computers were brought to the rescue. Computer wizards somehow figured out a way to estimate how many people they miss. That formula then was applied to the actual count from census takers and resulted in something called the statistical estimate.

But lawsuits, brought by the losers, disadvantaged by the statistical count, argued that the constitution doesn't allow computerized corrections.

In 2000, the Census Bureau tried a national ad campaign, including a \$2 million ad during the Super

Bowl. Evidently, the undercounted don't pay much attention to advertising.

It has been suggested that the undercounted are intimidated by the lengthy questionnaires. Maybe they don't trust the government or maybe they figure it's just as well if the government doesn't know that much about them.

Many Indians may feel they don't have much historical reason for trusting the government. And why would illegal aliens want to fill out one of those forms. They can get the free services anyway.

So this decade's solution was wireless handheld computers. If UPS could track packages that way, why couldn't the federal government? But technology glitches and a bungled government contract has us back to paper and pencils and a multitude of additional employees to use them.

At least this year we know ahead of time that the census won't be any more accurate.



LEGAL NOTICE

Notice is hereby given that the Lincoln County Solid Waste Authority, Lincoln County, New Mexico, call for sealed bids on CABOVER / (CONDOR PREFERRED) LH/RH SIT DOWN DRIVE, WITH 32 YARD (WAYNE PREFERRED) FULLY AUTOMATED SIDE LOADER, WITH FULL-EJECT CURB SIDE UNIVERSAL GRABBER. This bid price will be good for one (1) Year. Interested bidders may secure a copy of the specifications from the office of the headquarters for the Lincoln County Solid Waste Authority, at 222 Second Street, P.O. Box 2405, Ruidoso Downs, N.M. 88346. Phone: 575-378-4697.

Sealed bids must be received by the Operational Supervisor not later than 2:00 p.m. on July 11, 2008, bids will be opened on July 11, 2008, at 2:00 p.m.

The Lincoln County Solid Waste Authority reserves the right to accept or reject all or any part of any bid, waive minor technicalities, and award the bid to best serve the interests of the Authority. Bids must comply with the N.M. Procurement code.

Published in the Lincoln County News on June 26; July 3 and 10, 2008.



WEATHER REPORT

by Jeff Hammond

The scattered showers have brought some relief to the heat but not much difference to the severe fire restrictions that are in place for ALL of Lincoln County. No open flames, no charcoal and smoking restrictions are in place.

Forested areas are especially restricted. Smoking is permitted only in closed vehicles.

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

Today, Thursday, June 26

A 10 percent chance of showers and thunderstorms. Partly cloudy, with a high near 91. South wind between 5 and 15 mph. Night: A 20 percent chance of showers and thunderstorms. Mostly cloudy, with a low around 60. Southwest wind between 5 and 15 mph.

Friday, June 27

A 20 percent chance of showers and thunderstorms. Partly cloudy, with a high near 94. Southwest wind between 5 and 10 mph. Night: A 20 percent chance of showers and thunderstorms. Partly cloudy, with a low around 59.

Saturday, June 28

A 20 percent chance of showers and thunderstorms. Partly cloudy, with a high near 93. Night: A 20 percent chance of showers and thunderstorms. Partly cloudy, with a low around 59.

Sunday, June 29

A 10 percent chance of showers and thunderstorms. Partly cloudy, with a high near 92. Night: A 20 percent chance of showers and thunderstorms. Partly cloudy, with a low around 60.

Monday, June 30

A 20 percent chance of showers and thunderstorms. Partly cloudy, with a high near 92. Night: A 20 percent chance of showers and thunderstorms. Partly cloudy, with a low around 59.

Tuesday, July 1

A 20 percent chance of showers and thunderstorms. Partly cloudy, with a high near 93. Night: partly cloudy with slight chance of showers.

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

Today, Thursday, June 26

A 20 percent chance of showers and thunderstorms. Mostly cloudy, with a high near 82. West wind between 5 and 10 mph. Night: A 20 percent chance of showers and thunderstorms. Mostly cloudy, with a low around 53. West wind between 5 and 10 mph.

Friday, June 27

A 20 percent chance of showers and thunderstorms. Partly cloudy, with a high near 85. West wind around 5 mph. Night: A 20 percent chance of showers and thunderstorms. Partly cloudy, with a low around 51.

Saturday, June 28

A 20 percent chance of showers and thunderstorms. Partly cloudy, with a high near 81. Night: A 20 percent chance of showers and thunderstorms. Partly cloudy, with a low around 50.

Sunday, June 29

A 10 percent chance of showers and thunderstorms. Partly cloudy, with a high near 82. Night: A 20 percent chance of showers and thunderstorms. Partly cloudy, with a low around 50.

Monday, June 30

A 10 percent chance of showers and thunderstorms.

(MORE ON PAGE 3)

Sheriff's Report

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

June 9
 1:35 a.m. Motor vehicle theft reported at business located on Hwy 48 in Alto, deputy dispatched.
 10:10 a.m. Alarm reported at location on El Ojito in Hondo, deputy dispatched.
 7:26 p.m. Dog reported running loose at mile marker 267 on Hwy 70 in Glencoe, deputy dispatched.
 8:14 p.m. Disturbance/loud party reported at residence on Fourth Street in Capitan, police dispatched.
 11:18 p.m. Alarm reported at location on West Smokey Boulevard in Capitan, police dispatched.

June 10
 9:27 a.m. Message delivery at location on Comfrey Loop in Carrizozo, deputy dispatched.
 10:01 a.m. Welfare check at mile marker 19 on Hwy 246 in Capitan, deputy dispatched.
 10:22 a.m. Criminal damage to property reported at loca-

tion on FR 443 in Ruidoso Downs, deputy dispatched.
 12:08 p.m. Dog reported running loose on Second street in Capitan, police dispatched.
 12:35 p.m. Medical call at Lincoln County Detention Center (LCDC) on Airport Road in Carrizozo, ambulance dispatched.
 3:31 p.m. Information report at Lincoln County Sheriff's Office (LCSO) located in the Lincoln County Courthouse (LCC) on Central Avenue in Carrizozo, deputy dispatched.
 5:18 p.m. Prisoner transport requested from location on Willie Horton Drive in Ruidoso to LCDC on Airport Road in Carrizozo, deputy dispatched.
 6:19 p.m. Drivers test requested at location on Ki Carson in Ruidoso, deputy dispatched.

June 11
 12:33 a.m. Disturbance reported at location on Dawson Road in Capitan, deputy dispatched.
 1:43 p.m. Trespassing reported at location on White Oaks Canyon Road in White Oaks, deputy dispatched.
 3:14 p.m. Medical call at

location on Bonito Park Road in Bonito, Bonito emergency units and ambulance dispatched.
 4:42 p.m. Information report at mile marker 13 on Hwy 247 in Corona, deputy dispatched.
 5:42 p.m. Warrant service at LCDC on Airport Road in Carrizozo, deputy dispatched.
 5:55 p.m. Larceny/theft reported at location on Gavilan Canyon Road in Alto, deputy dispatched.
 6:28 p.m. Welfare check requested at intersection of Minion Road and Hwy 54 in Corona, deputy dispatched.

June 12
 8:06 a.m. Trespassing reported at mile marker 11 on Hwy 247 in Corona, deputy dispatched.
 8:11 a.m. Medical call from location on Kit Carson Road in Fort Stanton, ambulance dispatched.
 9:57 a.m. Dog reported running loose on Bonito Lake Road in Bonito, deputy dispatched.
 12:33 p.m. Traffic hazard reported at intersection of Hwy 220 and Hwy 48 in Alto, deputy dispatched.
 12:46 p.m. Littering or illegal dumping reported at location on Hwy 48 in Alto, deputy dispatched.
 2:30 p.m. Fire reported at mile marker 153 on Hwy 54 in Corona, Corona fire units and deputy dispatched.
 4:16 p.m. Trespassing reported at location on Mulligan in Alto, deputy dispatched.
 5:50 p.m. Agency assistance requested by New Mexico Department of Corrections Adult Probation and Parole (APO) officer at location on Hwy 70 in Ruidoso, deputy dispatched.
 6:06 p.m. Domestic battery reported at CR C006 in Capitan, deputy dispatched.
 6:33 p.m. Threats reported at Chisolm Trail in Rancho Ruidoso Valley Estates, dep-

uty dispatched.
 6:45 p.m. Larceny/theft reported at residence on E Avenue in Carrizozo, deputy dispatched.

June 13
 4:00 a.m. Assault in progress reported at location on White Angel Mesa in Ruidoso, deputy dispatched.
 7:58 a.m. Dog reported running loose on Haakamore in Ruidoso, deputy dispatched.
 8:05 a.m. Medical call at residence on Willard Way in Corona, ambulance dispatched.
 8:54 a.m. Medical call at residence on Sixth Street in Carrizozo, deputy dispatched.
 10:16 a.m. Warrant service at LCDC on Airport Road in Carrizozo, deputy dispatched.
 10:44 a.m. Accident reported at location on Gavilan Canyon Road in Alto, Bonito emergency units and deputy dispatched.
 1:33 p.m. Search warrant issued by Magistrate Court for residence on D Avenue in Carrizozo, deputy dispatched.
 1:46 p.m. Larceny/theft reported at location on Charles McAllen in Carrizozo, deputy dispatched.
 2:38 p.m. Medical call at Carrizozo Health Clinic on E Avenue in Carrizozo, ambulance dispatched.
 3:17 p.m. Death reported at residence on C Avenue in Carrizozo, police and ambulance dispatched.
 4:37 p.m. Domestic battery reported at McDonald Park in Carrizozo, police dispatched.
 4:38 p.m. Agency assistance requested at McDonald Park in Carrizozo, deputy dispatched.
 6:21 p.m. Agency assistance requested at Monjeau Lookout Tower in Alto, deputy dispatched.
 6:59 p.m. Shots fired reported near Buggy Road and Buggy Lane in Nogal, deputy dispatched.

LEGAL NOTICE

STATE OF NEW MEXICO
 COUNTY OF LINCOLN
 TWELFTH JUDICIAL
 DISTRICT COURT
 No. CV-2008-36

DEUTSCHE BANK TRUST COMPANY AMERICAS FORMERLY KNOWN AS BANKER'S TRUST COMPANY, AS TRUSTEE AND CUSTODIAN FOR MORGAN STANLEY, MSAC 2007-NC2 BY: SAXON MORTGAGE SERVICES, INC. F/K/A MERITECH MORTGAGE SERVICES, INC. AS ITS ATTORNEY-IN-FACT.

Plaintiff,
 vs.
 MELISA VALERIO, VICTOR MONTES, AND ODILA MONTES,
 Defendants.

NOTICE OF SALE

Notice is hereby given that on July 24, 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 219 Parnell, Ruidoso Downs, NM 88346. (if there is a conflict between the legal description and the street address, the legal description shall control) and is more particularly described as follows:

Lot 5, Block 2 of PALO VERDE SUBDIVISION, UNIT 4, Ruidoso Downs, Lincoln County, New Mexico, as shown by plat thereof filed in the office of the County Clerk of Lincoln County, December 28, 1944,

including any improvements, fixtures, and attachments, such as, but not limited to, mobile homes. Subject to all taxes, utility liens and other restrictions and easements of record, and subject to a one (1) month right of redemption by the Defendants 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 June 16, 2008, being an action to foreclose a mortgage on the above-described property. The Plaintiff's judgment is \$105,350.00, and the same bears interest at the current variable rate of 9.6500%, which accrues at the rate of \$27.85 per diem, commencing on June 1, 2008, with the Court reserving entry of final judgment against said Defendant Melissa Valerio for the amount due after foreclosure sale, for costs and attorney's fees, plus interest as may be assessed by the Court. The Plaintiff has the right to bid at such sale all of its judgment amount and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its judgment to the purchase price in lieu of cash. The sale may be postponed and rescheduled at the discretion of the Special Master.

The Court's decree, having duly appointed 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 \$105,350.00, plus interest to and including date of sale of \$1,503.90 for a total judgment plus interest of \$106,853.90. 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 June 26; July 3, 10 and 17, 2008.

This Space for Rent

Call 575-648-2333 for Rates

PUBLIC AUCTION

Sat Jun 27th @ 10:30 AM

111 Siera Blanca DR, in the Ruidoso Convention Ctr
 Turn off Mechem (Hwy 48) @ Police Station



Navajo pottery, 14K gold diamond/emerald ensemble



Preview @ 9:30

American Native jewelry, Leather artifacts, weaponry, 14-18K gold jewelry w/dia, ruby, emerald, pearl, etc. Handmade and loomed rugs 25 framed collectible prints. Howard Miller GF Clock Wagon wheel furniture. Bronze & alabaster statues.



12 silver apostle spoons



Thomas Kincaid s/n



Bronze rocking horse



Bev Doolittle framed prints



50 pcs Native Art Pottery



50 pcs Native Art Pottery

Old Lincoln Town

by Rosalie Dunlap

We really had a terrific lightning and thunderstorm, this evening - Monday. Also the most unusual formations like bubbles. On Sunday evening there were four rainbows in the northeast. What a beautiful sight.

Lincoln was a busy place with the wedding of Laura Amastae and John David Kirkland. A rehearsal dinner was held Friday night at the Old Ramon Maes (Amastae) dance hall. The Village Buttery of Ruidoso catered the dinner. Those serving were Liz Montes, Phoebe Taylor, Margaret Taylor and Ellen Faye Womack (the Taylor sisters).

Saturday evening at 7:00 the couple were married at the San Juan's Church to a full house. The Rev. Dr. Thomas Arrowsmith-Lowe officiated.

Music preceding the ceremony was by the Quartet Romantico of La Luz. The recessional was Brian Blankenship, bagpipe. The groom and best men

were dressed in kilts. The bride had a short white sleeveless dress. They carried the bible given to her by her grandparents, Jim and Betty Somppi on their wedding day December 20, 1943.

The ring bearer was Noah Perez & Jub Jub, the groom's pet dog. I think he stole the show.

Following the ceremony the audience was preceded by the bagpipe player leading them to the Ellis Store. During the wedding supper the marachi band and bag-

pipe played. Scar Ward of Nogal was the DJ for the evening.

It looked for awhile there would be rain but it didn't materialize.

Sunday morning the invited guests enjoyed breakfast at the Wortley Hotel and the Dolan House.

Parents of the bride were Jon and Sharon Amaste and the grooms parents were the late John Alan Kirkland. Also present were their grandparents Alice Hopkins and Betty and Jim Somppi

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

505-217-6215
 Roy Henson Power of Attorney,
 12% buyers premium, checks, plastic, refreshments

SHERIFF'S REPORT

9:41 p.m. Suspicious activity by person(s) in vehicle reported at Salt Bush in Alto, deputy dispatched.
 10:38 p.m. Disturbance/family dispute reported at location on Hwy 380 in

Carrizozo, police and deputy dispatched.
 11:55 p.m. Motorist assistance requested at mile marker 135 on Hwy 54 north of Carrizozo, deputy dispatched.

June 14
 12:50 a.m. Disturbance/loud party reported at residence on Third Street in Capitan, police dispatched.
 6:00 a.m. Medical call at residence on French Drive in Alto, Advanced Life Support (ALS) ambulance and deputy dispatched.

8:32 a.m. Medical call at residence on 12th Street in Carrizozo, ambulance dispatched.
 10:06 a.m. Trespassing reported at business located at Hwy 54 and Hwy 380 in Carrizozo, deputy dispatched.
 11:24 a.m. Fire/burning without permit reported at location in Hondo, Hondo fire units and deputy dispatched.
 1:46 a.m. Suspicious activity by person(s) in vehicle reported at mile marker 136 on Hwy 54 north of Carrizozo, deputy dispatched.
 3:17 p.m. Accident reported at location on Pine Lodge Road in Capitan, ambulance and deputy dispatched.
 8:20 p.m. Accident reported on Pine Lodge Road in Capitan, ambulance and deputy dispatched.
 10:41 p.m. Medical call at location on White Oaks Hwy in White Oaks, ambulance dispatched.
 11:24 p.m. Warrant service at location on Hwy 70 in Hondo, deputy dispatched.

3:52 p.m. Police presence/stand-by requested at CR C006 in Capitan, deputy dispatched.
 4:37 p.m. Medical call at residence on Third Street in Capitan, ambulance dispatched.
 5:12 p.m. Traffic offenses reported at mile marker 66 on

Hwy 380 in Carrizozo, deputy dispatched.
 6:24 p.m. Police presence/stand-by requested at mile marker 96 on Hwy 380 in Lincoln, deputy dispatched.
 10:34 p.m. Disturbance reported at intersection of Fourth Street and Mogal in Capitan, police dispatched.

LEGAL NOTICE

**VILLAGE OF CAPITAN
 ORDINANCE 2008- 02**

AN ORDINANCE ADOPTING THE NEW MEXICO UNIFORM TRAFFIC ORDINANCE BY REFERENCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE VILLAGE OF CAPITAN OF CAPITAN, NEW MEXICO.

SECTION 1. ADOPTION BY REFERENCE

The 2004 Compilation of the New Mexico Uniform Traffic Ordinance, comprising Sections 12-1-1 through 12-13-6 inclusive, and all changes through April, 2008, are herewith adopted by reference, pursuant to Section 3-17-6 NMSA 1978.

SECTION 2. EFFECTIVE DATE

This ordinance shall take effect on the 10th day of June, 2008.

SECTION 3. REPEALER

The 1997 Compilation and all amendments thereto are expressly repealed.

PASSED, APPROVED AND ADOPTED this 10th day of June, 2008.

Sammy Hammons
 Sammy Hammons, Mayor

ATTEST:

Kay Strickland
 Kay Strickland, Village Clerk

Published in the Lincoln County News on June 19 and 26, 2008.

LEGAL NOTICE

**ORDINANCE 2008- 03
 AN ORDINANCE THAT WILL REVISE STREETS, SIDEWALKS, AND PUBLIC WAYS FOR THE VILLAGE OF CAPITAN**

WHEREAS, The Village of Capitan is a New Mexico municipality; and

WHEREAS, The Governing Body of the Village of Capitan is charged with making laws to insure the efficient operation of the Village; and

WHEREAS, The Governing Body of the Village of Capitan acted in regular session on June 10, 2008 to approve the replacement of Title 7 - Public Ways and Property, Chapter 1 - Streets, Sidewalks and Public Ways, Section 7-1-1 with the following:

Section 7-1-1: Street Culverts and Drains:

- A. Owner Responsibility: Each owner of real property within in the Village limits and whose property abuts upon a Village Street may contact the Village of Capitan to install culverts in each access driveway that intersects with a village roadway or right-of-way, unless expressly exempted by the Village Street Department. The owner may opt to install the culvert himself or hire a contractor to do the installation.
- B. Culverts shall be constructed of galvanized corrugated steel pipe and shall be of adequate design and capacity to handle the flow of water during times of high water. Prior to the installation of the culvert by the property owner or contractor, the property owner shall contact the Village Street Department for approval of the design and capacity specifications of the proposed culvert.
- C. If the property owner wants the Village Street Department to install a culvert, he/she will need to contact the Village. The Street Department will fill out an estimate and present it to the property owner. The estimate will include the size and length of the culvert needed, base course, delineator posts and buttons, and hourly fee to install the culvert. The cost will cover the price of the needed materials and the labor to install the culvert. If the estimate is accepted, the fees will be paid in full and a work order will be issued to the Street Department to install the culvert.

NOW THEREFORE, be it ordained by the Governing Body of the Village of Capitan to replace the existing Title 7 - Public Ways and Property, Chapter 1 Section 7-1-1 of the Municipal Code with the above Street Culverts and Drains.

Ordinance 2008- 03
 An Ordinance that will Revise Streets, Sidewalks, and Public Ways For the Village of Capitan
 Page 2 of 2

PASSED, APPROVED, AND ADOPTED THIS 10TH DAY OF JUNE, 2008.

Sammy Hammons
 Sammy Hammons, Mayor

(SEAL)
 ATTEST:

Kay Strickland
 Kay Strickland, Village Clerk

Published in the Lincoln County News on June 19 and 26, 2008.

LEGAL NOTICE

**TOWN OF CARRIZOZO
 NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that the Town of Carrizozo Board of Trustees will hold a Public Hearing on Tuesday, July 8, 2008 at 6:00 PM during the regularly scheduled meeting, City Hall Conference Room, Carrizozo, NM.

The topic to be discussed is the possible implementation of the 6th/1/4% Gross Receipts Tax.

An agenda will be posted a minimum of 24 hours before the regular meeting.

Leann Wellbrecht, CMC
 Town Clerk/Treasurer
 Town of Carrizozo

Published in the Lincoln County News on Thursday, June 26, 2008.

LEGAL NOTICE

**ORDINANCE 2008- 04
 AN ORDINANCE THAT WILL INCREASE WATER RATES FOR THE VILLAGE OF CAPITAN**

WHEREAS, The Village of Capitan is a New Mexico municipality; and

WHEREAS, The Governing Body of the Village of Capitan is charged with making laws to insure the efficient operation of the Village; and

WHEREAS, The Governing Body of the Village of Capitan acted in regular session on June 10, 2008 to approve the following proposed changes to Title 9 - Utilities - Chapter 2 - Water Service Regulations:

Section 9-2-8: Water Rates: Change: Water rates, for zero to four thousand (0-4000) gallons usage to zero to six thousand (0-6000) gallons usage (base rate), excluding New Mexico Gross Receipts Taxes, shall be as follows:

A. Municipal Rates:

Meter Size	Residential	Institutional-Commercial	Industrial
¾ inch	\$28.00	\$31.20	\$44.00
1 inch	28.00	44.00	76.00
1 ½ inch	28.00	44.00	76.00
2 inch	28.00	76.00	108.00
3 inch	28.00	76.00	108.00

Insert the following section:

- B. On May 1 of each successive year beginning with May 1, 2009, the federal consumer price index shall be added/subtracted to the monthly minimum bill for Residential, Institutional-Commercial, and Industrial. The rate shall become effective July 1st of each year.

and renumbers the succeeding sections

Insert the following section:

- E. Water Rates for the Bulk Water Station; Charges: All water sold from the bulk water station will be charged at the rate of thirty dollars (\$30.00) per thousand gallons (1,000) or three cents (\$.03) per gallon (1).

Section 9-2-9: Commodity Charges:

- A. Residential Usage: Increase "Gallons Per Month Usage in Excess of" from 4,000 gallons to 6,000 gallons.
- B. Commercial-Institutional; Industrial Commodity Charge: Increase "Gallons Per Month Usage in Excess of" from 4,000 gallons to 6,000 gallons.

Ordinance 2008- 04

An Ordinance that will Increase Water Rates For the Village of Capitan
 Page 2 of 2

Section 9-2-10: Unmetered Service:

- B.(1) Rates Established: All water withdrawn from a fire hydrant, pursuant to the provisions of subsection A of this section, shall be charged at a commodity rate of twenty dollars (\$20.00) per one thousand (1,000) gallons changed to thirty dollars (\$30.00) per one thousand (1,000) gallons.

- B.(3) Rates Established: Forest Service Fire Hydrant; Charges: All water drawn from the hydrant at the U.S. Forest Service will be charged at the commodity rate of two dollars (\$2.00) per one hundred (100) gallons or twenty dollars (\$20.00) per one thousand (1,000) gallons changed to a commodity rate of three dollars (\$3.00) per one hundred (100) gallons or thirty dollars (\$30.00) per one thousand (1,000) gallons.

NOW THEREFORE, be it ordained by the Governing Body of the Village of Capitan to include the charges made to Chapter 2 - Water Service Regulations, Section 9-2-8 (A), Section 9-2-9, (A)(B), and Section 9-2-10 (B)(1)(3) of Title 9 - Utilities.

PASSED, APPROVED, AND ADOPTED THIS 10TH DAY OF JUNE, 2008.

Sammy Hammons
 Sammy Hammons, Mayor

(SEAL)
 ATTEST:

Kay Strickland
 Kay Strickland, Village Clerk

Published in the Lincoln County News on June 19 and 26, 2008.

LEGALS

**LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT
NO. CV-08-105**

FIRST HORIZON HOME LOANS, A DIVISION OF FIRST TENNESSEE BANK NATIONAL ASSOCIATION, FORMERLY KNOWN AS FIRST HORIZON HOME LOAN CORPORATION,
Plaintiff.

TRIPP BENNETT, AIMEE BENNETT AND FOXWORTH-GALBRAITH LUMBER COMPANY,
Defendant(s).

NOTICE OF SALE

NOTICE IS HEREBY GIVEN that the undersigned Special Master will, on July 1, 2008, at 11:30 AM, at the front entrance of the Lincoln County Courthouse, Carrizozo, New Mexico, sell and convey to the highest bidder for cash all the right, title and interest of the above-named defendants in and to the following described real estate located in said County and State.

Lot 8, Block 2, WHITE MOUNTAIN MEADOWS, UNIT 2, Ruidoso, Lincoln County, New Mexico, as shown by the plat thereof filed in the office of the County Clerk of Lincoln County, New Mexico, August 13, 1982, in Cabinet D, Slides 87 and 88.

The address of the real property is 112 Meadows Drive, Ruidoso, NM 88345. Said sale will be made pursuant to the Decree of Foreclosure entered on May 22, 2008, in the above entitled and numbered cause, which was a suit to foreclose a note and mortgage held by the above plaintiff and wherein plaintiff was adjudged to have a lien against the above-described real estate in the sum of \$236,836.76, plus interest from May 33, 2008 to the date of sale at the rate of 6.375% per annum, or \$39.02 per day, the costs of sale, including the Special Master's fee of \$320.63, publication costs, and plaintiff's costs expended for taxes, insurance or keeping the property in good repair. Plaintiff has the right to bid at such sale and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its judgment of the purchase price in lieu of cash. Defendant Foxworth-Galbraith Lumber Company has a second lien on the property, which is subject of a Crossclaim that is pending and undetermined.

NOTICE IS FURTHER GIVEN that the real property and improvements concerned with herein will be sold subject to any and all patent reservations, easements, all recorded and unrecorded liens not foreclosed herein, and all recorded and unrecorded special assessments and taxes that may be due. Plaintiff and its attorneys disclaim all responsibility for, and the purchaser at the sale takes the property subject to, the valuation of the property by the County Assessor as real or personal property, affixture of any mobile or manufactured home to the land, deactivation of title to a mobile or manufactured home on the property, if any, environmental contamination on the property, if any, and zoning violations concerning the property, if any.

NOTICE IS FURTHER GIVEN that the purchaser at such sale shall take title to the above described real property subject to right(s) of redemption, as set forth in the Judgment herein.
At the date and time stated above, the Special Master may postpone the sale to such later date and time as the Special Master may specify.

Dated: May 29, 2008.

Jeffrey D. Lake
Special Master
820 Calle Amor SE
Albuquerque, New Mexico 87123
(505) 681-1414
(505) 294-4003 fax

Published in the Lincoln County News on June 5, 12, 19 and 26, 2008.

**LEGAL NOTICE
STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT
No. D-1226-CV-2007-00365**

DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE,
Plaintiff.

vs.
ALICE KLINE KING,
Defendant.

NOTICE OF SALE

Notice is hereby given that on July 10, 2008, at the hour of 10:00 am the undersigned Special Master, or his designee, will, at the North entrance of the Lincoln County Courthouse, at 300 Central, Carrizozo, NM 88301, sell all of the rights, title and interest of the above-named Defendant, in and to the hereinafter described real estate, to the highest bidder for cash. The property to be sold is located at 108 McBride Drive, Ruidoso,

New Mexico 88345, (if there is a conflict between the legal description and the street address, the legal description shall control) and is more particularly described as follows:

LOT 26, BLOCK 2, WHITE MOUNTAIN ESTATES, UNIT 2, RUIDOSO, LINCOLN COUNTY, NEW MEXICO, AS SHOWN BY THE PLAT THEREOF FILED IN THE OFFICE OF THE COUNTY CLERK AND EX-OFFICIO RECORDER OF LINCOLN COUNTY, NEW MEXICO, AUGUST 19, 1975, IN TUBE NO. 558.

including any improvements, fixtures, and attachments, such as, but not limited to, mobile homes. Subject to all taxes, utility liens and other restrictions and easements of record, and subject to a one (1) month right of redemption by the Defendant 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 23, 2008, being an action to foreclose a mortgage on the above-described property. The Plaintiff's judgment is \$362,610.70, and the same bears interest at the current rate of 11.2500%, which accrues at the rate of \$111.76 per diem, commencing on November 16, 2007, with the Court reserving entry of final a judgment against said Defendant Alice Kline King for the amount due after foreclosure sale, for cost and attorney's fees, plus interest as may be assessed by the Court. The Plaintiff has the right to bid at such sale all of its judgment amount and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its judgment to the purchase price in lieu of cash. The sale may be postponed and rescheduled at the discretion of the Special Master.

The Court's decree, having duly appointed 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 to the Court any balance remaining to satisfy further 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 \$362,610.70, plus interest to and including date of sale of \$26,598.88 for a total judgment plus interest of \$389,209.58. Sale is subject to the entry of an 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 June 12, 19, 26, and July 3, 2008.

**LEGAL NOTICE
TWELFTH JUDICIAL
DISTRICT COURT
COUNTY OF LINCOLN
STATE OF NEW MEXICO
No. CV-08-164
Division III**

CLINT BURLERSON,
Plaintiff,

vs.
GROUP I: THE FOLLOWING NAMED ADJOINING LANDOWNERS: KIM W. BLAKEY, DAVID KNOWLES, DEANA KNOWLES, GINA HOFFMAN SCHWEINEBRATEN, AND BRAD THORNE;

GROUP II: 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: MELVIN W. GLENN, BONNIE J. GLENN, LOUISE COOK McCLENDON, RICHARD D. SHRUM AND LOIS SHRUM;

GROUP III: THE UNKNOWN SUCCESSORS IN INTEREST TO THE FOLLOWING NAMED DEFUNCT PARTNERSHIP: MEL-REX INVESTMENTS; AND

GROUP IV: ALL UNKNOWN CLAIMANTS OF INTEREST IN THE PREMISES ADVERSE TO THE PLAINTIFF.

**SUMMONS AND NOTICE OF
PENDENCY OF ACTION**

THE STATE OF NEW MEXICO TO THE ABOVE DEFENDANTS NAMED OR

DESIGNATED IN GROUPS II, III AND IV;

GREETINGS: You are hereby notified that Clint Burlerson, Plaintiff, has filed an action in the District Court of Lincoln County, New Mexico, Civil Docket No. CV-08-164, 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:

The N1/2SW1/4SE1/4SE1/4 and the S1/2NW1/4SE1/4SE1/4 of Section 25, Township 9 South, Range 13 East, N.M.P.M., Lincoln County, New Mexico.

TOGETHER WITH an easement for ingress, egress and utilities sixty (60) feet in width lying along and centered upon the section subdivision line described as follows, to-wit: The East 30 feet of the N1/2NW1/4SE1/4SE1/4, the S1/2NW1/4SE1/4SE1/4, and the N1/2SW1/4SE1/4SE1/4 being the West half of said easement; and the West 30 feet of the N1/2NE1/4SE1/4SE1/4, the S1/2NE1/4SE1/4SE1/4, and the N1/2SE1/4SE1/4SE1/4, being the East half of said easement; all in Section 25, Township 9 South, Range 13 East, N.M.P.M., Lincoln County, New Mexico; 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 August 11, 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 of 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 23rd day of June, 2008.

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

Published in the Lincoln County News on June 26; July 3 and 10, 2008.

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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

LCSWA Rate Hike

(Continued from Page 1)

commercial accounts as for residential users because the commercial accounts saw a 70 percent increase just a year ago. The two dollar fuel surcharge however, could be greater for commercial customers, as the fee is charged per dumpster. "If they have one dumpster they'll be charged two dollars; if they have seven dumpsters they'll pay 14 dollars," Ingle said.

Ingle told the Capitan trustees that the solid waste authority's monthly fuel bill is running about \$40,000 per

month. "Our budget initially started out in July of last year at \$170,000 for fuel costs and we're going to close the year at almost half a million," Ingle said. "We also have hydraulics; all of our systems run on hydraulics, and we have oil and tires. Tires for our trucks went from \$381 to \$541 a tire," she added. "We have 18 tires on a truck and 22 trucks."

The Lincoln County Solid Waste Authority has led the state in recycling for the past two years, Ingle said, and

currently recycles 67 percent of the county's trash. "The closest one to us was at 22 percent," Ingle said. "In 2006, it saved us \$58,000 in hauling costs to the landfill."

Hauling costs have, of course, increased along with oil prices. Hauling a load to the landfill cost \$250 in 2006 but now costs \$475.

Ingle announced plans to expand the LCSWA recycling capabilities to add tin and aerosol cans. "I'm proud of Lincoln County and what we've done to recycle," Ingle said, and estimated a savings of \$70,000 due to recycling in the coming year. "Every buyer that I have for recyclables, other than aluminum, picks up at our site so we have no hauling fees."

When LCSWA moves into its new Greentree facility sometime next year, aluminum will be picked up there as well, totally eliminating the cost of hauling recyclables.

Ingle was away for training when the issue of a rate increase came before the county's board of commissioners on June 17th, but county commissioner Dave Parks explained the need for an increase by reiterating some of Ingle's remarks to the Capitan Village Council. Parks also said that the LCSWA board of directors was requesting LCSWA to change commercial rates at its own discretion, without prior approval of the county commissioners. Parks said that the commercial rates charged for solid waste disposal are low enough that the LCSWA loses money on the service, and that the low rates sometimes give the LCSWA an unfair advantage.

County attorney Alan Morel told the county commissioners that an ordinance amendment would be required before the county's board of commissioners could relinquish its authority to set commercial rates.

County commissioner Jackie Powell commented that, based on information provided by the LCSWA, she had been telling people for a year that a compactor would be installed at the Senior Citizens Center in Hondo. She said that people there were starting to tell her she's "full of crap" because the compactor hasn't been installed yet.

Jim Miller, speaking on behalf of the LCSWA, told Powell that a compactor is planned for the Hondo Senior Center but hasn't been purchased yet.

Powell said that she has also received complaints from Arabela residents who say that the dumpsters used by that community are often all full. "It's a 35 mile round trip from anywhere in Arabela," Powell added.

The county commissioners approved the proposed rate increase of 60 cents per month and the doubling of the fuel surcharge unanimously. County commissioner Eileen Lovelace was not present.

Regarding granting the LCSWA board of directors the authority to adjust commercial rates without pre-approval of the county officials, county commissioner Don Williams questioned the argument that LCSWA's rates were unfair to private haulers.

Commissioners agreed to place the issue on the agenda for July. A public hearing is required before changes can be made to the ordinance.

Weather Report

(Con't. from P. 4)

Partly cloudy, with a high near 82. Night: A 20 percent chance of showers and thunderstorms. Partly cloudy, with a low around 50.

Tuesday, July 1
A 10 percent chance of showers and thunderstorms. Partly cloudy, with a high near 82. Night: Partly cloudy with slight chance of showers and thunderstorms.

LEGAL NOTICE STATE OF NEW MEXICO TWELFTH JUDICIAL DISTRICT COURT No. CV-08-101

LASALLE BANK NATIONAL ASSOCIATION, AS TRUSTEE AND CUSTODIAN FOR MERRILL LYNCH MORTGAGE INVESTORS, INC. 2006-RM3 BY: SAXON MORTGAGE SERVICES, INV. AS ITS ATTORNEY-IN-FACT.

Plaintiff,

vs.

STACY K. MARQUISS,
Defendant.

NOTICE OF SALE

Notice is hereby given that on July 24, 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 Defendant, in and to the hereinafter described real estate to the highest bidder for cash. The property to be sold is located at 215 Keys Drive, Rudiso, New Mexico 88345, (if there is a conflict between the legal description and the street address, the legal description shall control) and is more particularly described as follows:

Lot 23, Block 5, of GREEN MEADOWS ADDITION, Ruidoso, Lincoln County New Mexico, as shown by the plat thereof filed in the office of the County Clerk and Ex-officio Recorder of Lincoln County, New Mexico, on August 29, 1958,

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 Defendant 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 June 11, 2008, being an action to foreclose a mortgage on the above-described property. The Plaintiff's judgment is \$191,109.71, and the same bears interest at the current variable rate of 9.3100%, which accrues at the rate of \$48.75 per diem, commencing on June 1, 2008, with the Court reserving entry of final judgment against said Defendant Stacy K. Marquiss for the amount due after foreclosure sale, for costs and attorney's fees, plus interest as may be assessed by the Court. The Plaintiff has the right to bid at such sale all of its judgment amount and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its judgment to the purchase price in lieu of cash. The sale may be postponed and rescheduled at the discretion of the Special Master.

The Court's decree, having duly appointed 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 cost 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 \$191,109.71, plus interest to and including date of sale of \$2,632.50 for a total judgment plus interest of \$193,742.21. 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@littledrattel.com

Published in the Lincoln County News on June 26; July 3, 10 and 17, 2008.

LEGAL NOTICE

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the Lincoln County Board of Commissioners will hold a Public Hearing to amend, repeal, or reenact beginning at 1:30 p.m., on Tuesday, July 15, 2008. The Public Hearing will be held at the Lincoln County Courthouse, Commission Chambers, 300 Central Avenue, Carrizozo, NM 88301, to consider the following:

- A. PLANNING COMMISSION ORDINANCE - 2002-3
- B. PUBLIC LAND USE AND RURAL AFFAIRS ADVISORY COMMITTEE (PLURAAC) ORDINANCE - 2006-7

All parties and interested citizens will have the opportunity to be heard. Copies of the proposed documents may be obtained from the County Manager's office at the Lincoln County Courthouse in Carrizozo, twenty-four (24) hours prior to the meeting. If you are an individual with a disability who is in need of an auxiliary aid or service, please contact 575/648-2385 at least 48 hours in advance of the meeting.

BILLIE-JO GUEVARA
Administrative Assistant / Human Resources

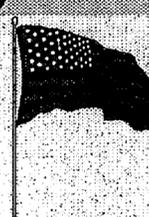
Published in the Lincoln County News on Thursday, June 26, 2008.

FAST ACTION

Lincoln County News

CLASSIFIED ADS

CALL: (505) 648-2333



CALL FOR VENDORS -- Carrizozo July 4th Star Spangled Spectacular. Arts and crafts vendors, folk art, flea market and yard sale booths; also non-profit groups, local clubs. Set up 11:00 a.m. Vendor fee: \$25. Chamber of Commerce members and non-profits \$10. Call Fran 575/973-0571

2tc/6/19-26

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

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-June12

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

DANCE to New Mexican variety tunes of Paul Pino and the Tone Daddys, Friday July 4th at the 'No Scum Allowed' Saloon in White Oaks, 7:00 p.m. to 11:00 p.m. Get the latest hit CD "Carrizozo!" at a discount. No Cover.

3tp/6/12-26

NOTICE OF EMPLOYMENT

The Town of Carrizozo is seeking applications for a full-time New Mexico Certified Police Officer or eligible to certify by waiver. Salary is \$18.00 per hour plus health insurance and retirement. Complete job description and applications are available at the Town of Carrizozo City Hall, 400 9th Street, PO Box 247, Carrizozo, NM 88301. Applications will be accepted until July 2, 2008 at 4:00 PM. Please mail completed applications to PO Box 828, Carrizozo, NM 88301 or deliver them to 404 Central, Carrizozo, NM 88301.

2tc/6/19-26

CLASSIFIED AD FORM

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Address: _____
City/State: _____ Zip: _____



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Lincoln County News

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