

County Denies Road Variance

by Patrice Brasie

A request for a variance from the Lincoln County subdivision ordinance's requirements regarding grade was denied by the Board of Lincoln County Commissioners following a June 16th public hearing on the request.

Developer of the proposed five-lot Windmill Creek subdivision outside of Capi-

tan, Vic Currier of Currier Development, LLC, and surveyor Eric Collins of D.T. Collins and Associates presented the request for a variance from road grade requirements.

In a June 9th memorandum, Lincoln County Planning Director Curt Temple told the county commissioners that he believed a variance was not necessary.

"In my opinion, the

developer can conform to the subdivision ordinance grades with some further design of the existing plans, and not have to have a variance for excessive grades," Temple wrote in the memo. "The de-

veloper has not shown that strict compliance with the requirements of the subdivision regulations would result in a substantial or unreasonable hardship to the developer."

Temple further wrote

that the plans submitted by the developer referenced only minimum road standards and were not prepared by an engineer as required by the ordinance. He referred to the language of the ordinance which

reads as follows: "Any section proposed shall be based upon calculations providing adequacy. Referencing minimal criteria without appropriate engineering interpretations will not be acceptable."

According to Temple, one tract of land connected with the proposed subdivision was split from the remaining five at an earlier date. Temple

said that Currier is using the same restrictive covenants for the proposed Windmill Creek subdivision as were used for the previously divided tract which, in essence, amounted

(CONTINUED ON
PAGE 2)



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CARRIZOZO, NEW MEXICO 88301

THURSDAY, JUNE 25, 2009



GUNS WERE A BLAZIN' when the wild west shoot out was held during Carrizozo Cowboy Days on June 13. The 'no account shiftless varmit' was trying to rob the town bank but the law came to the rescue and brought the planned caper to an end. (Courtesy photo by Rose Kratochvil)

Ruidoso Downs Senior Center Budget Cut

by Patrice Brasie

When county manager Tom Stewart received notification that the City of Ruidoso Downs would not provide funding for a driver and activities at the Zia Senior Center in that city, he offered the Board of Lincoln County Commissioners three alternatives to consider regarding operations at the center. Those options were discussed during the June 16th meeting of the county commissioners, with many interested citizens in the audience.

The loss of almost \$38,000 in support funding from Ruidoso Downs, \$33,000 for a full-time driver and \$5,000 for activities, could simply be added to the county's operational costs of running five senior citizen centers. However, the county is currently in deficit spending mode and with a dwindling reserve.

"In essence, we cannot survive such an uncompensated increase," Stewart said. "Under the circumstances, this is clearly not a practical solution."

The second option, Stewart said, would be to close the Ruidoso Downs center, the busiest in the county, and use the savings of about \$225,000 annually to fund other needed projects including the Deer Park Valley Special Assessment District for which the county will eventually be reimbursed.

Option number three would be to eliminate the driver position that is no longer being funded by Ruidoso Downs, and find a way to consolidate transportation services to include the Ruidoso Downs seniors. Stewart said that Zia Senior Center Program Director Ada Hendryx was already working on the transportation reorganization.

Hendryx told the county commissioners that an alternative transportation service providing rides to hospitals in Albuquerque charges about \$300 for a round trip, a cost that most Lincoln County seniors simply can't afford. With the loss of funding for a driver, she said, the biggest problems will be getting seniors to doctors and hospitals in Albuquerque, Roswell, El Paso and Las Cruces, but also said that she believed the Carrizozo senior center driver could become the source of transportation for the Ruidoso seniors as well.

"I feel confident in Mr. Stewart's recommendation of reducing one staff position, that we will be able to continue to serve the needs of the seniors of Ruidoso Downs," Hendryx said last week. "Hopefully, we can coordinate and consolidate some of those trips to Albuquerque, El Paso, Las Cruces and Roswell, which are more costly than local transportation," she said. "I feel confident that we

can continue to provide all the services that are going to be required."

Hendryx said that she had recently received word that some additional funding from the Area Agency on Aging will be provided to assist with the cost of providing meals to seniors. She said that a 2.25 percent reduction in state funds might be offset by some funding from the federal stimulus package. Hendryx explained that, while all of the services provided to seniors are equally important, providing nutritional meals to homebound seniors is the most critical.

In response to a question from county commissioner Jackie Powell, Hendryx explained that Medicaid reimburses a transportation provider for trips to certain doctor or hospital visits by qualified seniors, but added that most Lincoln County seniors don't qualify for the Medicaid benefits.

"The (service) we provided helped those folks out, the ones that are not covered by Medicaid," she said.

Powell commented that eliminating the driver for the Ruidoso Downs center would also eliminate a duplication of services between the senior center and Lincoln County Transit.

Ruidoso Downs Mayor Tom Armstrong said that his community cares about its seniors, but is having budgetary problems of its own.

"We're very proud of

(CONTINUED ON
PAGE 3)

State Coverage Insurance Back on Track

by Patrice Brasie

As talk of healthcare reform continues to create controversy across the country, a state and federally funded medical insurance program designed for uninsured, working adults and small businesses in New Mexico is once again accepting new participants.

Scott Annala, Indigent Healthcare Coordinator for Lincoln County, briefed the Board of Lincoln County Commissioners on the progress of the State Coverage Insurance (SCI) program during their regular meeting of June 16th.

"I have great news about the State Coverage Insurance. It is up, it is running and it is going full-scale," Annala announced last week.

The SCI program began in July, 2005, with participation by Lincoln County citizens gradually increasing until funding ran out in September, 2008. The names of those wishing to enroll in the program as of September were placed on a waiting list until the funding issues were resolved in February of this year. That waiting list grew to more than 10,000 names, Annala said, but they have all been processed and there is no longer a waiting list.

"They're wanting to

enroll as many people as they possibly can," Annala said.

The SCI program is authorized through a Health Insurance Flexibility and Accountability (HIFA) waiver from the Center for Medicaid and Medicare Services, and will require another waiver in September to renew funding.

To be eligible for enrollment, applicants to the SCI program must be citizens and residents of New Mexico from the ages of 19 to 74 and of low to moderate income. Small businesses are encouraged to provide the coverage to their employees through a cost-share arrangement in which

the employer pays a portion or all of the premiums, which cost around \$90 to \$110 depending on individual income.

"Basically, if you make \$21,000 a year (or less), you can qualify for State Coverage Insurance," Annala said. "That breaks down to about \$1,800 a month, or if you make less than \$12.28 an hour," he added.

Annala said that there is some talk in the state legislature about having New Mexico counties fund the SCI premiums through their county indigent healthcare funds, a move that Annala anticipates would reduce the amount paid

out by the county fund for healthcare services. In theory, the county could pay about \$1,200 per year for the individual SCI premium rather than up to \$12,500 annually for treatment.

Annala said that he would assist anyone interested in applying for State Coverage Insurance. More information about the program is available through a web site at www.insurennewmexico.net, or by calling the Insure New Mexico Solutions Center at 1-888-997-2583. Annala's office telephone number is 258-1232.

Amateur Radio Operators Return To Lincoln County

For Annual Simulated Emergency Operation

It's not unusual to see amateur "ham" radio operators setting up stations and tents in remote locations this time of year. The fourth full weekend of June brings Field Day, an annual outing in which radio clubs throughout the United States and Canada pack up their radio equipment and camping gear and spend a cou-

ple of days honing their disaster preparedness skills by operating solely on emergency power.

But few — if any — of the 30,000 Field Day participants travel as far as a group of Indianapolis-based radio operators who've been journeying to New Mexico every June since 2002. This weekend, June 27 and 28, they'll renew the tradition: Seven of the club members, including a

half-dozen from Indiana and a now-retired ex-Indianapolis police officer now living in Colorado, will fly and/or drive to the Corona area and set up their station atop 8,637 foot Gallinas Peak.

From noon Saturday, Albuquerque time, to noon Sunday they'll operate three individual stations, transmit

(MORE ON
PAGE 5)

County Denies Variance

(Continued from Page 1)

to the creation of a six-lot subdivision. A subdivision resulting in six lots would fall into the category of a Type 3 subdivision for which the state and county requirements are more stringent and complex.

"There are discrepancies in the restrictive covenants, and the disclosure statement about Tract 1 being in this development or out," Temple continued.

Although the developer indicated that the first divided tract is not part of Windmill Creek, there is a well on that tract that will be shared by home owners in the new subdivision.

"Just by looking at the submitted plat, it appears to be a six-tract subdivision," Temple wrote. "Tract 1 is being used just like the other proposed five tracts even though it was split out last year. This appears to me to be a common promotional scheme to circumvent our existing subdivision rules."

Beginning the June 16th public hearing on the vari-

ance request, county attorney Alan Morel said that some of the issues of concern regarding the proposed subdivision had been resolved, and the only topic for discussion during the hearing was the request for a variance from road grade requirements.

Collins told the county commissioners that the developer could not meet the rules of the ordinance without making significant cuts into the existing roadway.

"We cannot, without significant cuts into the existing roadway, meet the requirement by your ordinance to meet five percent (grade) 100 feet out of the intersection into the subdivision, and then go up at 10 percent," Collins said. "What we would like to request is to shorten that length as far as the 100 feet."

Collins said that compliance with county regulations would degrade the area, contribute to erosion problems and create an unnecessarily unattractive scar on the landscape.

Temple reminded Collins that one of the things the county officials consider when hearing a variance request is whether or not compliance with regulations creates a hardship for the developer.

"You haven't demonstrated that this is a hardship," Temple told Collins. "Cutting the road two more feet down, I don't see where that's a hardship."

Temple added that erosion and drainage issues within the proposed development can be resolved with good engineering.

Morel told the county commissioners that they could consider the effect on the appearance of the land, but must balance the desire for an attractive landscape with the need to protect the health, safety and welfare of the people.

"He can build it by not requesting a variance," Morel said. "The issue is, does the cut create a substantial hardship. I don't know if it's a hardship, but it does create a visible issue that I think you can take into consideration. You have to balance that with the health, safety and welfare issues that are involved. It does require you to find a physical hardship for the applicant," Morel said.

"Is the developer just trying to get out of doing it because he doesn't want to spend the money to do it, or is it something that, because of the topography, it would help if you didn't have to do as deep a cut, it wouldn't be as big a scar, it wouldn't look as bad?" Morel asked. "You can't do away with health and safety concerns in order to grant the variance, but if you can still look at the health, safety and welfare concerns and grant the variance, then the issue is solely whether it's a physical hardship," he explained.

County commissioner

Don Williams pointed out that, to some degree, every development inflicts scars on the landscape.

"Our ordinance has requirements that were put there by people a lot smarter than us, and if (developers) can comply with the ordinance, I think they should," Williams said. "The specification for the grade is there to protect the people that are going to be living there. If we grant the variance, we would be compromising the safety of those people."

Morel added that the granting of an ordinance variance amounts to giving someone permission to violate the law.

"You're variance says that you're actually going to allow a violation of the law because of exceptional circumstances," Morel said.

In order to grant a variance, the county commissioners must find that certain conditions apply. The variance must not be inconsistent with the limitations placed on other properties in the area and cannot be detrimental to public health, safety and welfare or be materially injurious to other properties or improvements in the area. The variance must be justifiable due to a physical hardship for the applicant because of the property's size, shape, the presence of structures or because of topographical issues, and any variance must uphold the spirit and intent of the ordinance in regards to health, safety and fairness.

County commissioner Dave Parks, after reviewing photographs of the roadway in question, said that it didn't look like a "bad grade" and agreed with a comment made by Collins saying that many of the county's existing subdivisions have road grades that exceed county standards.

"That's why we passed this ordinance, to try to prevent that in the future," Parks said.

County commissioner Jackie Powell made a motion to deny the variance request, and William seconded. The motion passed unanimously.



VERONICA BACA "Betty" MEDINA

Veronica Baca Medina, 'Betty Medina', 66 passed away on Sunday, June 14 at Mountain View Hospital in Las Cruces. Betty Medina was born to Emperatriz and Lino Baca of Lincoln, NM on April 29, 1943. She later moved to Carrizozo when she married Fernando Baroz Medina.

Betty Medina is survived by her son Alfred Medina and his wife Sandra, and their children Ramon, Alex, and Christopher, all of Alamogordo; daughter Patricia Medina Montes and her husband Pat and their children Elaine, Sean and Nathan of Carrizozo; her youngest son David (GooGoo) Medina also of Carrizozo; brother Raymond Baca of Oklahoma City, OK; sisters Gloria Baca Sanchez of Roswell, Lorena Baca Lucero of Roswell, and Mary Baca Valdez of Brownwood, Texas and numerous nieces and nephews including Johnnie (Sugar) Medina, Freddie B. Sanchez, Elaine Hicks, and Dorothy Torrez.

Betty Medina was preceded in death by her husband Fernando B. Medina, her son Fernando Medina, Jr., a brother Fred Baca, and sisters Lucy Torrez and Jessie Garcia, mother Emperatriz Martinez Baca and father Lino Chavez Baca.

Cremation has taken place under the direction of Alamogordo Funeral Home. A catholic rosary will be conducted at the Santa Rita Catholic Church in Carrizozo on Friday, June 19 at 7:00 p.m. A mass will be given on Saturday June 20 at 10:00 a.m. with Fr. Franklin officiating.



As the LINCOLN COUNTY NEWS goes into its 104th year of being in existence (1905-2009), we will again be randomly publishing articles from old NEWS files. The following articles appeared in the "Lincoln County News"

Friday, March 15, 1962

Billy's Bones Rest in Peace

FORT SUMNER, N.M. -- The dust and weeds covering Billy the Kid's grave in DeBaca County will not be disturbed.

Special Judge E.T. Hensley Jr. of Portales Tuesday denied a motion of Lois Telfer of New York City asking for a court order to move the bones of the famed outlaw from Fort Sumner to Lincoln.

The action originated in Lincoln County largely through the efforts of the late Joe Sargent, who was a friend of Miss Telfer during her several visits to Lincoln County.

Miss Telfer, the only living relative of William Bonney, also known as Billy the Kid, made her request for the removal of Billy's bones because of what she called commercialization and neglect of the grave. The site, when visited by a NEWS reporter in January, was a shambles of broken fence, weeds and rubbish, hardly a credit to any of the graves in the yard.

Judge Hensley said he denied the motion because it could not be determined which was Bonney's grave and which were those of two friends buried near him.

Louis A. Bowdre, a second cousin of one of the Kid's friends, testified that he wasn't certain which grave contained the remains of his relative. That's why he opposed the motion by Miss Telfer.

Miss Telfer has 10 days in which to appeal the decision.

May 12, 1961

Removal Attempt Made in 1925

Wilbur F. Coe of Glencoe, president of the Lincoln County Historical Society, wrote in a letter to the NEWS this week, that he favored reintering the body of Billy the Kid in historic Lincoln Town, and "by this move great benefit will come to DeBaca County, as well as Lincoln County and the entire state of New Mexico."

The Letter follows:

"I have read in the Lincoln county News several articles concerning the matter of removing the last remains of Billy the Kid from the Old Military Burial Grounds, near Fort Sumner, to Old Lincoln Town.

"It is true that the Kid was killed near Fort Sumner in 1881. He was buried in the Military Cemetery there because no other burial grounds were available in the vicinity at that time. The distance was too great to bury the Kid in Lincoln at that time.

"According to my father, Frank Coe, with whom Billy the Kid spent the fall and winter of 1877, in and around Lincoln, the only home Billy the Kid knew was in this area.

"Just because he was killed near Fort Sumner is no reason why some one of his relatives, or descendant of his best friend could not remove his body to his home ground -- Lincoln, New Mexico.

"It is fitting that Billy the Kid should be buried along side John Tunstall and McSween in Lincoln. Court records show that my father, Frank Coe, was a member of the Coroner's Jury when Tunstall was killed and he helped bury Tunstall in Lincoln, in the Spring of 1878.

"About 1925 my father made a special trip to Fort Sumner to see about moving Billy the Kid's body to Lincoln, where he considered it belonged. Due to expense of the operation and poor transportation facilities he was unable to carry out his plans. My father died in 1931 still believing that Billy the Kid should be buried in Lincoln.

"Since the removal of Billy the Kid's body to Lincoln is an issue at this time, I intend to exert

(MORE ON PAGE 5)

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LEGAL NOTICE

STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL DISTRICT COURT
No. D-1226-CV-2009-00017

DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE,
Plaintiff,

vs
ANTHONY D. POWERS A/K/A A D POWERS, AMELIA BETH POWERS A/K/A A BETH POWERS, DEPARTMENT OF THE TREASURY- INTERNAL REVENUE SERVICE, AND TAXATION AND REVENUE DEPARTMENT OF THE STATE OF NEW MEXICO,
Defendants

NOTICE OF SALE

Notice is hereby given that on July 21, 2009, at the hour of 9:00 am the undersigned Special Master, or his designee, will, at the North Side entrance of the Lincoln County Courthouse, at Twelfth Judicial District Court, 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 154 Meander Dr., 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 28, BLOCK 10, PALMER GATEWAY SUBDIVISION, 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, MAY 23, 1955, A.P.N.# 0024425

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 upon entry of an order approving sale, and subject to a one hundred twenty (120) day redemption by the Defendant Department of Treasury- Internal Revenue Service, and subject to a nine (9) months redemption by the Defendant Taxation and Revenue Department of the State of New Mexico. The foregoing sale will be made to satisfy foreclosure judgment rendered by this

Court in the above-entitled and numbered cause on June 16, 2009, being an action to foreclose a mortgage on the above-described property. The Plaintiff's judgment is \$199,264.66, and the same bears interest at the rate of 6.3000% per annum, which accrues at the rate of \$34.39 per diem, commencing on April 16, 2009, with the Court reserving entry of final judgment against said Defendants, Anthony D. Powers a/k/a A.D. Powers and Amelia Beth Powers a/k/a A. Beth Powers, 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 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 \$199,264.66, plus interest to and including date of sale of \$3,335.83 for a total judgment plus interest of \$202,600.49. Sale is subject to the entry of an order of the Court approving the terms and conditions of this sale.

PETER BACA, Special Master
P O Box 215
Carrizozo, NM 88301
Telephone: (575) 648-9925
E-mail: sale@littledrantel.com

Published in the Lincoln County News on June 25 and July 2, 9 and 16, 2009.



Ruidoso Downs Senior Center

(Continued from Page 1)

our senior citizens here, but we've come up on kind of hard times ourself," Armstrong said. "We've looked into some of the issues here ourself and the decision was that we have other people that we have to look at, and we have other obligations out there for that."

He thanked the county manager for offering an alternative to closing the Ruidoso Downs senior center, saying it was the last thing that should be done.

County commissioner Eileen Sedillo said that Hendryx should be commended for her dedication to her job.

"If it wasn't for her, our senior citizens would suffer, because she takes care of all of the seniors in Lincoln County," Sedillo said.

Several people in the

audience nodded in agreement.

Powell said that she was very proud of what Lincoln County is able to do for its citizens with the small budget it has to operate with.

"I personally would rather do all that we can for our citizens than drive on a graveled road," Powell said, referring to county's limited ability to provide road maintenance or improvements. "Just so you know, our neighboring counties don't do this for their seniors," she said. "I'm very happy that we can continue it."

Lincoln County allocates about \$794,000 in funding per year for the operations and activities of its five senior citizen centers.

The county commissioners unanimously approved

Stewart's third recommendation, to eliminate the driver for the Ruidoso Downs senior center.

- MONDAYS and WEDNESDAYS**
-Free GED classes 6 to 8 p.m. Carrizozo School Library.
- TUESDAYS**
-Capitan Public Library preschool story hour 4:00 p.m.
- WEDNESDAYS**
-Corona Public Library story hour 4:00 p.m.
- THURSDAYS**
-Gambler's Anonymous open meeting 7:15 p.m. at Mescalero Reformed Church, 336 Wardlaw Drive in Mescalero. For information call Mike at 575-682-6200.
- FIRST and THIRD THURSDAYS**
-Representative from State Engineer's office is at Ruidoso Village Hall from 9 a.m. to 12 noon.
- THIRD SATURDAY of each MONTH**
-American Legion Post #11 Wells Fargo Bank in Carrizozo 9 a.m.
- EACH FRIDAY**
-AI Anon family group for families and friends of alcoholics, noon at Methodist Church in Carrizozo. Bring lunch.
- SUNDAY, JUNE 28**
-Music in the Park - Free. Music by Paul Pino and the Tone Daddies, Chavez Park in Carrizozo, potluck lunch at 1:00 p.m. music from 2:00 p.m. to 4:00 p.m.
- TUESDAY, JUNE 30**
-Ruidoso Village Council 4:30 p.m.
- WEDNESDAY, JULY 1**
-Lincoln County Planning Commission 1:00 p.m. in Lincoln County Courthouse in Carrizozo. Public hearings.
- FRIDAY, JULY 3**
-Independence Day observed by many governmental agencies, many offices closed.

Obituaries



FRANK DAVID VEGA
1927-2009

Frank David Vega, age 81, a resident of Bosque Farms, died June 16. He was a member of Our Lady of Guadalupe Catholic Church. Frank served in the United States Naval Service in Norfolk, VA in 1946. He retired from the civil service as a carpenter after 33 years.

He was preceded in death by his parents, Tranquilino and Mariana Reyes Vega.

Frank is survived by his wife of 61 years, Ticha Gabaldon Vega; four children, Sonny Vega and his fiancée, Maddie Martinez, Ronnie Vega and wife, Mary, Patsy

NATHALEE BRITTON TAYLOR

A celebration of the life of Nathalee Britton Taylor will be held at Bill and Nathalee's home at 205 West Second Street in Capitan on Saturday, June 27th.

The memorial will begin with a slide show at 6:00 p.m. and invite thoughts from anyone who wishes to speak in remembrance of Nathalee.

There will be refreshments and ample opportunity for her friends to visit and remember her remarkable life.

Vega and Carla Maez and husband, Elias; seven grandchildren, Carrie Lynn Vega and fiancé; two great-grandchildren; two sisters, Susie English of Alabama and Martha Sanchez of Albuquerque, and many nieces and nephews.

Funeral services were held at Our Lady of Guadalupe Catholic Church on June 20 with Fr. Hoi Tran presiding. Interment followed at Valencia Catholic Cemetery.

Pallbearers were Cody Vega, Dusty Vega, Casey Vega, Bruce English, Edward Vega, Jr., Ryan Vega and Steve Fortney. Honorary pallbearers were Joe Ortiz, Benny Tapia, Wayne Ake, Morris Vaisa, Charlie Palacio, Orlando Gabaldon and Benny Miller.

Sign Frank's online register book at www.romerofuneralhome.com. Romero Funeral Home, 609 N. Main St., Belen, NM.

Free Concert in Chavez Park Sunday

Carrizozo's Music in the Parks concert series continues this Sunday with Paul Pino and the Tone Daddies playing at Chavez Park. Organizers have invited anyone interested to participate in a pot luck lunch at 1:00 p.m. at the park; the music will start at 2:00 p.m.

The Albuquerque based band is quite popular in this area, partly because Pino's roots are here. He was born in Tularosa and grew up on a ranch near Carrizozo. The band's latest CD is named after the town of Carrizozo. The band is expected to perform many of their original songs as well as some favorite standards. The music ranges from pop-rock to soulful Spanish ballads, and sometimes reflects the influence of the po-

etry and songs heard by Pino as a child growing up on the ranch.

Organizers of the event encourage everyone to come out and visit with their neighbors, enjoy an interesting meal and listen to a band with local ties. Bring a lawn chair or blanket to sit on. The concert will run from 2-4:00 p.m.



WHITE OAKS VOLUNTEER FIRE DEPARTMENT has received a new water tender which is equipped with a 2000 gallon water tank, a 20 gallon foam tank and a 1,000 GPM pump. The tender will be used to suppress structure, vehicle and wildland fires in the White Oaks Fire District and will be available to assist other county and municipal fire departments. The ability of having foam injected into the water lines will help in extinguishing a fire quicker and safer for all types of fires. Pictured are (from right to left) fire chief Bob Cranston, logistics officer Grady Stewart, safety compliance officer David Thomas, captain Roy Dose and training officer Curt Kenagy. (Courtesy photo)

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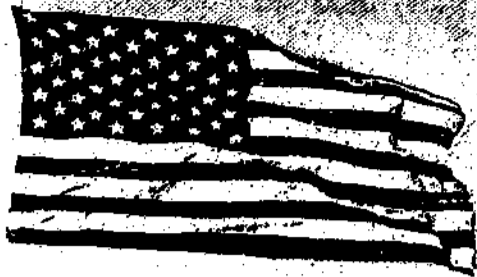
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Editorials / Opinions & Other Stuff

THOUGHTS

FROM THE EDITOR'S DESK

Oops, did thoughts do that?

By Ruth Hammond

Some readers may be wondering just exactly what is meant by the question "Did thoughts do that?" Last week this column wanted to know if it is monsoon season yet. This week the clouds have been leaking, which may or may not be an indication that the monsoon season is here.

And the question is whether just asking and thinking about monsoons actually brought the monsoons here or is the asking and thinking about monsoons wishful thinking instead of being worth anything? If you have any ideas as to the validity of this premise, please let us know. It is not our intention to do anything that could cause weather to be changed, for good or bad but the idea does have merit.

Before you grab the butterfly net to use to whisk us away, you might consider how people thought years ago. Back in the days before weather forecasters people had no way of knowing what the weather might be in advance and were often surprised at abrupt weather changes.

Of course, some of the older people thought they could predict weather changes by the aches in the joints. And a select few believed that they could move certain objects and this would change the weather. One man kept his "special rocks" hidden away for fear that someone might move the rocks into a pattern that might be dangerous. When asked about the rocks, this man blithely said that he had the rocks in place the way he wanted the weather to be for that particular day and time. Interesting idea.

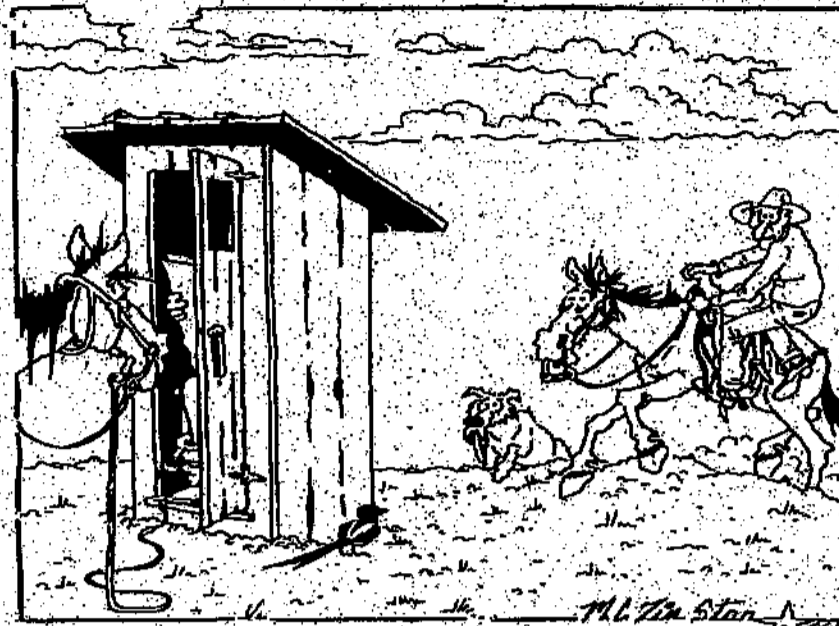
The idea that any one person could control the weather made for many dubious conversations. One person was in favor of having the guy carted off while others asked him to be responsible for certain days being super pleasant. It was never fully explained as to whether there was any cooperation or not, but some people kept a close watch on the man and the area where he kept his rocks hidden.

Although superstitions continue to abound and some people believe that we have the ability to change the weather, it is dubious. Thinking good thoughts may be a major way to get ourselves in a better mood, and it may even affect the way we perceive the weather, but it will not actually change the weather. Then again, maybe just the idea that thinking about it will change the weather could lead to philosophical debates and conversations.

Getting into heated debates could possibly increase temperatures, if not of the outside at least it might cause the temperature of the people involved to go up, but it is unlikely that it would change weather. As for when the monsoon season will arrive, just wait for it to arrive.

Except for accepting whatever weather we have, and dressing appropriately, there is little we can do in the way of changing the weather. Yes, last week our question was about when the monsoon season would start. Apparently it is here now and it is up to us to appreciate the rain.

EARL



"WHEW! I'M GONNA MAKE IT! AND WITHOUT A MOMENT TO SPARE!"

Big Dry Syndicate

Inside the Capitol

by JAY MILLER, Syndicated Columnist

SANTA FE -- The survey done for Lt. Gov. Diane Denish showing her demolishing former Reps. Heather Wilson and Steve Pearce in the gubernatorial race wasn't the only interesting political maneuver last week.

Albuquerque Republican Jon Barela has announced his candidacy for the 1st Congressional District seat currently held by Rep. Martin Heinrich.

Also present for Barela's announcement was Robert Aragon, a Democratic ward chairman and state central committee member who enthusiastically endorsed Barela.

Such surprises aren't new for Aragon. In fact, they're not even surprises anymore. He has sided with Republicans anytime he felt it might be to his advantage.

The surprise was that Barela evidently figures that Aragon's endorsement will be to his advantage. The chances appear good that Barela will face Republican opposition in next year's primary election.

Funeral home owner Kevin Daniels is said to be about ready to get into that GOP race, in which he is expected to be a strong candidate. Might Barela's warm relationship with Aragon be fodder for Daniels to use in strong Republican areas?

Barela obviously wants to show he can attract Democrat votes in the general election. But is this the time to demonstrate that?

The argument didn't work for former U.S. Rep. Heather Wilson in her Senate primary election battle with conservative Steve Pearce last year.

There appear to be some ties between Barela and Wilson. Barela has been endorsed by Bernalillo County Sheriff Darren White who also is a supporter of Wilson. And Barela is using the campaign manager White used in his unsuccessful contest with U.S. Rep. Martin Heinrich last year.

Blogger Joe Monahan says if Kevin Daniels does get in the GOP congressional primary, it will be another face-off between the two party factions still battling for power within the GOP.

If Barela makes it through the primary election, it isn't clear how many Democrats Aragon can attract for him in the general election. Aragon's support of Darren White last year didn't prevent a trouncing by Martin Heinrich. Aragon also supported Sen. John McCain.

Blogger Heath Haussamen quotes Aragon as saying he is a lifelong Democrat but always puts New Mexico first. Actually Aragon always puts himself first. Anyone who watched him while he was a state legislator or a regent of Eastern New Mexico University knows that.

Aragon's tenure in both positions was not lengthy. His actions in the state Legislature were such that he was beaten twice as an in-

cumbent. He never was the powerhouse that his first cousin Manny Aragon was.

Barela held his news conference in Albuquerque's South Valley, saying that his deep roots in the area will help him attract the crossover votes necessary to beat Heinrich, whom he painted as a liberal.

Heinrich may be a liberal but his congressional voting record doesn't necessarily show it. He has voted against his party on some economic and budget issues and on gun control.

He may have gotten passes from party leaders on those votes since his district can swing either way. He also may have gotten party help when the Armed Services Committee, on which he serves, voted to keep the 1,000 jobs associated with the 150th Air National Guard unit at Albuquerque's Kirtland Air Force Base.

Last month, I wrote about Gov. Bill Richardson being dubbed the "king of pocket vetoes." I observed that former Gov. Ed Mechem was no slouch in that field either. Pocket vetoes occur when a governor takes no action on a bill. I mentioned that some people thought Big Ed might have just been too lazy to go through all the bills sent him.

Mechem's daughter, Martha Vigil of Espanola, called recently to note that Gov. Mechem had four employees compared to Gov. Richardson's 40-some employees.

WEATHER REPORT

by Jeff Hammond

Can you say rain, rain, rain and more rain? Well that's what is in store for us here in Lincoln County for the next week's forecast.

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

Today, Thursday, June 25, the 176th day of 2009

A slight chance of showers and thunderstorms after noon, partly cloudy, with a high near 90, south winds between 5 and 10 mph, night: A slight chance of showers and thunderstorms before midnight, partly cloudy, with a low around 60, south wind around 5 mph.

Friday, June 26

A fair chance of showers and thunderstorms, partly cloudy, with a high near 92, south wind around 5 mph, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 62.

Saturday, June 27

A slight chance of showers and thunderstorms, mostly cloudy, with a high near 94, night: A fair chance of showers and thunderstorms, mostly cloudy, with a low around 61.

Sunday, June 28

A fair chance of showers and thunderstorms, mostly cloudy, with a high near 89, night: A fair chance of showers and thunderstorms, mostly cloudy, with a low around 60.

Monday, June 29

A slight chance of showers and thunderstorms, partly cloudy, with a high near 91, night: A slight chance of showers and thunderstorms, partly cloudy, with a low around 60.

Tuesday, June 30

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

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

Today, Thursday, June 25, the 176th day of 2009

A slight chance of showers and thunderstorms after noon, partly cloudy, with a high near 82, south wind between 5 and 10 mph, night: A slight chance of showers and thunderstorms before midnight, partly cloudy, with a low around 53, south wind between 5 and 10 mph.

Friday, June 26

A fair chance of showers and thunderstorms, mostly cloudy, with a high near 82, south winds between 5 and 10 mph, night: A fair chance of showers and thunderstorms, mostly cloudy, with a low around 52.

Saturday, June 27

A slight chance of showers and thunderstorms, mostly cloudy, with a high near 82, night: A fair chance of showers and thunderstorms, mostly cloudy, with a low around 50.

Sunday, June 28

A fair chance of showers and thunderstorms, mostly cloudy, with a high near 78, night: A fair chance of showers and thunderstorms, mostly cloudy, with a low around 52.

Monday, June 29

A slight chance of showers and thunderstorms, mostly cloudy, with a high near 81, night: A slight chance of showers and thunderstorms, mostly cloudy, with a low around 51.

Tuesday, June 30

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

LETTERS TO THE EDITOR POLICY

The Lincoln County News welcomes letters to the editor.

Letters will be the writers's personal opinion and will not reflect the editorial opinion of the Lincoln County News.

All letters must be original, no copies or form letters will be used. Preference is given to type-written letters. Hand written letters must be legible.

Letters must be signed by the writer with the author's full name, address, and telephone number. Only the writer's name and city of residence will be published.

"Thank You Letters" will be considered as advertising and not be accepted as Letters to the Editor.

Letters of any length will be considered for publication with priority given to letters of no more than 300 words. All letters are subject to editing for length, grammar, spelling, and reader interest.

Letters to the Editor should be hand delivered or mailed to:

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309 Central Avenue.
P.O. Drawer 459
Carrizozo, NM 88301

Lincoln County News

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ruth hammond and peter aguilera
co-publishers

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OUTSIDE NM: 1-Year \$37.00 / 2-Years \$69.00

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



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

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

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, May 23.

6:24 p.m. Information report at location on Ironwood in Carrizozo, deputy dispatched.

7:32 p.m. Disturbance reported resulting in a foot pursuit of fleeing criminal near intersection of FR 443 and Hale Lake Road in Ruidoso Downs, United States Forest Service ranger and deputy dispatched.

7:56 p.m. Unknown trouble call from residence on Adobe in Carrizozo, police dispatched.

8:55 p.m. Welfare check requested at residence on 18th Street in Carrizozo, police dispatched.

9:26 p.m. Medical call at location on Long Road in Capitan, ambulance dispatched.

10:36 p.m. Dog reported running loose on Screaming Eagle in Alto, deputy dispatched.

11:59 p.m. Suspicious activity by person(s) in vehicle reported on Basin Road in

Carrizozo, deputy dispatched.

May 24

6:43 a.m. Medical call at residence on G Avenue in Carrizozo, ambulance dispatched.

10:44 a.m. Welfare check requested at residence on E Avenue in Carrizozo, police dispatched.

11:31 a.m. Warrant service at LCDC on Air Port Road in Carrizozo, deputy dispatched.

2:10 p.m. Traffic offenses reported at location on Hwy 380 in Capitan, police dispatched.

2:58 p.m. Welfare check requested at intersection of Hwy 380 and Hwy 246 in Capitan, police dispatched.

3:51 p.m. Dog reported running loose on Hwy 380 in Lincoln, deputy dispatched.

May 25

3:32 a.m. Medical call at location on Hwy 70 in San Patricio, ALS ambulance dispatched.

6:26 a.m. Dog reported running loose on Wyatt Earp Circle in Rancho Ruidoso Valley Estates, deputy dispatched.

7:23 a.m. Dog reported running loose on Broadmore in Alto, deputy dispatched.

8:56 a.m. Criminal damage to property reported at location on Las Estrellas in



8:28 a.m. Medical call at residence on G Avenue in Carrizozo, ambulance dispatched.

8:44 a.m. Information report at location on Moccasin Trail in Alto, deputy dispatched.

11:04 a.m. Trespassing reported at location on Las Estrellas in Alto, deputy dispatched.

11:09 a.m. Unknown trouble call from mile marker 139 on Hwy 54 in Ancho, deputy dispatched.

12:50 p.m. Dog reported running loose near mile marker 161 on Hwy 54 in Corona, deputy dispatched.

2:36 p.m. Fire reported at mile marker 301 on Hwy 70 in Hondo, fire units and deputy dispatched.

2:44 p.m. Suspicious activity reported at Laughing Sheep Ranch in Lincoln, deputy dispatched.

2:55 p.m. Dog reported running loose on Hwy 54 in Oscuro, deputy dispatched.

4:40 p.m. Medical call at location on E Avenue in Carrizozo, ambulance dispatched.

5:54 p.m. Welfare check requested at business located on Hwy 48 in Alto, deputy dispatched.

9:34 p.m. Medical call at residence on Fred Canyon Way in Bonito, Advanced Life Support (ALS) ambulance and deputy dispatched.

10:11 p.m. Trespassing reported at location on Billy the Kid Court in Rancho Ruidoso Valley Estates, deputy dispatched.

May 27

10:03 a.m. Dog reported running loose on Florencio Lane in San Patricio, deputy dispatched.

1:46 p.m. Accident reported at mile marker 162 on Hwy 54 in Corona, Corona emergency units, ambulance and deputy dispatched.

6:18 p.m. Welfare check requested at residence on Blackfoot in Rancho Ruidoso Valley Estates, deputy dispatched.

6:56 p.m. Registered Sex Offender check at Lincoln County Sheriff's Office (LCSO) located in the Lincoln County Courthouse (LCC) on Central Avenue in Carrizozo, deputy dispatched.

6:58 p.m. Registered Sex Offender check at Lincoln County Sheriff's Office (LCSO) located in the Lincoln County Courthouse (LCC) on Central Avenue in Carrizozo, deputy dispatched.

7:21 p.m. Medical call at residence on Screaming Eagle in Alto, ALS ambulance and deputy dispatched.

8:20 p.m. Alarm reported at location on Big Bear Road in Ruidoso, deputy dispatched.

May 28

7:34 a.m. Accident reported at intersection of Hwy 54 and E Avenue in Carrizozo resulting in agency assistance requested, Carrizozo emergency units, police, ambulance and deputy dispatched.

8:35 a.m. Unknown trouble call from Ruidoso police, deputy dispatched.

9:55 a.m. Larceny/theft reported at location on Cedar Creek in Ruidoso, deputy dispatched.

10:53 a.m. Medical call at location on Hwy 246 in



(Continued from Page 2)

every effort to this end . . . because I feel the same as my father did -- that Bill the Kid should rest in peace in Historical Lincoln Town."

Writer Sends Another Ballad of Billy the Kid

Dear Editor,

Have been following with interest your new Lincoln County War over Billy the Kid. Seems it would be a matter to be dealt with on the State level. Anyway, in the light of the apocalypse of the book, "Alias Billy the Kid," by C.L. Sonnichsen and William V. Morrison, it seems it would be to the interest of your neighbors in the long term view to turn your attention from the Fort Sumner bones that are no bones.

Could there be room for another ballad on Billy the Kid, on a slightly revised basis?

A Ballad of Lonely Bill

Sprung from the moil of the "Westward, Ho!"
 In the flux of a Nations's birth,
 With a seven hat and a seven boot
 But a will of genie's girth,
 Comes a youth with many a feigned surname,
 Comes a lad by hunger bid,
 Who dought his found in a no-man's-ground:
 Billy, the lonely kid.
 There's some who say the Kid out-drew
 His first of twenty-one
 Under cupreous skies of the Great Divide,
 In the cirque of the Kneeling Nun,
 But out he stole from his orphan-norn,
 And he rode like none had rid';
 He was hard to hound in a no-man's-ground--
 Lonely Billy, the Kid,
 He found his friends in the swarthy folk
 The centuries had spanned,
 Who'd learned the lore and tapped the store
 Of a gold and purple land.
 He called the bluff of bully and churl,
 His enemies bellowed and bled
 In old Lincoln-town, out in no-man's-ground--
 Billy, the lonely Kid.
 To the Swarthy Folk, the Dusky Folk,
 With 'dobies and oven of clay,
 Who chat with the music of cataracts,
 And try not tomorrow today!
 A faceless cadaver was Garrett's reward;
 His onerous quarry had fled.
 And he stanced his wound out in no-man's-ground--
 Lonely Billy, the Kid.
 He earned the scroll of a patriot,
 And the Dusky Folk who knew,
 Will speak with the lingua of waterfalls.
 "It is not too grand to be true!"
 He earned the scroll of a patriot,
 But his almonry had to be hid;
 For gallows-bound, it was no-man's-ground
 For lonely Bill-The-Kid!

D. Vernon Payne
 212 W. First St.
 San Angelo, Texas

Amateur Radio Operators Return to Lincoln

(Continued from Page 1)

ting voice, Morse code and radioteletype signals on short-wave frequencies and VHF in an effort to contact as many fellow Field Day participants as possible. Then, when the event ends, they'll tear down the station, leave the mountain and cart their gear back to Indiana.

Although they've been known by various names and call letters over the years, including the Indianapolis Radio League, this year's team will pay homage to New Mexico's otherworldly heritage with their specifically requested, FCC-assigned club call sign of W9UFO and their tongue-in-cheek name, The Purveyors of Doont. It's a nod to the fact that their annual New Mexico trips drew their inspiration from club member Mike Koss' 1997 trek to Roswell during the 50th anniversary of the mysterious UFO crash.

Koss got such a kick out of his getaway, including his visit to the International UFO Museum, that in 2002 he convinced several fellow club members to join him for Field Day weekend on a Roswell area mountain where an unidentified flying object once fell to earth. Since then, unforeseen circumstances such as forest fires and parched conditions have forced the group to relocate their Field Day operation several times, including one year that sent them across the border to Colorado.

But this weekend they'll return to their favorite operating site, Gallinas Peak, where they'll expect to make more than 1,000 contacts from their mountaintop perch. Although the W9UFO crew aren't planning to give formal tours of their set-up, they'll gladly accommodate any curious observers who'd like to see and learn more about the operation. For more information about amateur radio, go to www.emergency-radio.org

Church Directory

<p>MOUNTAIN MINISTRY PARISH, SIERRA BLANCA PRESBYTERY</p> <p>Nogal Presbyterian Church: E.W. "Bo" LEWIS, Pastor Sunday School 10:00 a.m. Worship 11:00 a.m.</p> <p>Ancho Community Presbyterian Church: Sunday School 9:00 a.m. Sunday School 10:00 a.m.</p> <p>Corona United Presbyterian Church: Sunday School 10:00 a.m. Worship 11:00 a.m.</p> <p>First Baptist Church</p> <p>HAYDEN SMITH, Pastor 314 10th Ave., Carrizozo, NM 849-2868 (Church) or 848-2107 Sunday School 9:45 a.m. Worship Service 10:55 a.m. Sun. Evening 8:00 p.m. Wednesday, Sept. - April AWANAS 6:00 p.m.</p> <p>RUIDOSO DOWNS FIRST SOUTHERN BAPTIST CHURCH AT OLD LINCOLN CHURCH Rev. Zach Malott / 575-973-0560 Senior Circuit Preacher Dr. Randy Widener, Ph.D / 575-937-2086 Senior Pastor Sunday Service 2:30pm</p> <p>Carrizozo Assembly of God Corner 13th & C Ave. Barbara Bradley, Pastor Children's Ministry and Nursery Available Worship Service 10:00 a.m. Youth Service 6:00 p.m.</p> <p>Santa Rita Catholic Community</p> <p>FR. FRANKLIN, Pastor 213 Birch, Carrizozo, NM, 848-2853</p> <p>DAILY MASS / Santa Rita 8:30 a.m. SATURDAY: Capitan Sacred Heart 5:00 p.m. Carrizozo Santa Rita 7:00 p.m.</p> <p>SUNDAY: Capitan Sacred Heart 8:30 a.m. Carrizozo Santa Rita 10:30 a.m. Corona St. Theresa 1:30 p.m.</p> <p>Angus Church of the Nazarene 'Serving All of Lincoln County'</p> <p>RICK HUTCHINSON, Pastor / 336-8032 Southwest Corner of Hwy. 48 & 37 Junction Between Ruidoso and Capitan, NM Sunday: Sunday School for all ages 9:30 a.m. Morning Worship and Children's Church 10:30 a.m. Family Worship 6:00 p.m. Wednesday: Community dinner 6:00 p.m. Adult classes, Youth games and study, Kids Klub 7:30 p.m.</p> <p>St. Matthew Episcopal Church Rev'd Canon Peter Sanderson, Priest-in-Charge Corner of E. Ave. and Sixth, Carrizozo, NM Ph. 505-267-2958 Holy Eucharist Sunday 8:30 a.m.</p>	<p>White Oaks Community Church Non-denominational Sunday Worship Service 11:00 a.m.</p> <p>Clarech Community Church TONY SCACCIA, Minister 848-1402 Second Sunday of Each Month 9:00 a.m.</p> <p>United Methodist Churches</p> <p>JOHANNA ANDERSON, Pastor 1000 D. Ave. 848-2893 / 848-2848 Carrizozo, NM 88301 Sunday School (All Ages) 10:00 a.m. Worship Service 11:00 a.m. Choir Practice (Tuesday) 6:30 p.m. United Methodist Women Every 3rd Wednesday 2:00 p.m. Fellowship Dinner on 4th Sunday of Month 12:30 p.m.</p> <p>CAPITAN: Adult Sunday School 8:30 a.m. Worship Service 9:15 a.m. Children's Sunday School 9:30 a.m. Fellowship Time 10:15 a.m. Adult Sunday School 11:00 a.m. Choir Practice (Tuesday) 7:00 p.m. Fellowship Dinner Every Third Sunday Handmaidens (Ecumenical Women's Group) 1st and 3rd Tuesday 8:30 a.m.</p> <p>Christ Community Fellowship</p> <p>ED VINSON, Pastor (Inter-denominational) 514 Smokey Bear Blvd., Capitan, NM Sunday School 8:30 a.m. Sunday Morning Worship 10:30 a.m.</p> <p>Capitan Church of Christ</p> <p>LESLIE EARWOOD, Minister 5th & Lincoln / 336-4527 Sunday Bible Study 10:00 a.m. Worship Service 11:00 a.m. Evening Worship 6:00 p.m. Wednesday Bible Study 8:00 p.m.</p> <p>Trinity Southern Baptist Church</p> <p>MEL GNATKOWSKI, Pastor / 648-2630 Phone 354-2044 Capitan (South on Hwy. 48) Sunday School 9:30 a.m. Worship Service 11:00 a.m.</p> <p>First Baptist Church of Corona</p> <p>CAL WEST, Pastor / 849-7875 Sunday School 10:00 a.m. Worship Service 11:00 a.m. Wednesday Bible Study 7:00 p.m. Fellowship Dinner 1st Sunday of Month</p> <p>Sunday School for all ages 8:30 a.m. Morning Worship 10:30 a.m. Children's Church 10:45 a.m. Evening Worship 6:00 p.m.</p> <p>Wednesday: Teen dinner and games 6:00 p.m. Teen Bible Study 7:00 p.m. Prayer Meeting 8:00 p.m.</p> <p>Grace Fellowship Church TERRY AIELLO, Pastor 849-0105 Corona, NM Worship 9:30 a.m.</p>
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In Memory of

BILL WINKLER

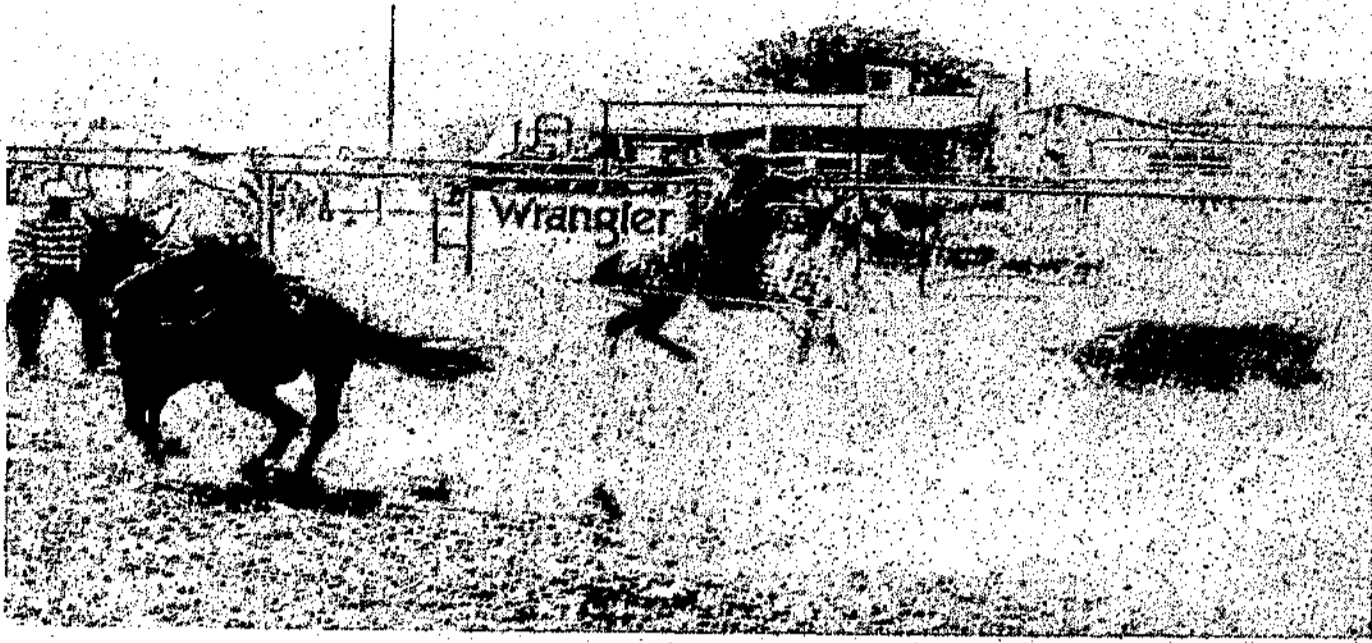
Insurance Exchange
 Carrizozo Branch

Jerry & Lanita Rasak

LaGrone Funeral Chapel

(CONTINUED ON PAGE 8)

Carrizozo Cowboy Days **RODEO and SHOOT OUT**



COURTESY
PHOTOS
BY
ROSE
KRATOCHVIL



LEGALS

**LEGAL NOTICE
PUBLIC NOTICE OF
INITIATION SECTION 106 PROCESS**

TowerCo intends to provide wireless coverage in the community of Carrizozo, New Mexico. Project requires development of a 25- by 15-ft ground lease area to accommodate an equipment shelter adjacent to an existing telecommunications facility. Up to six panel antennas will be mounted to an existing 102-ft steel monopole at about 77-ft above ground. The facility will be located along 13th Street, near two other existing telecommunications facilities, in Carrizozo, in Lincoln County, NM. Comments regarding potential effects to Historic Properties may be sent to EarthTouch, Inc. attn. Lorna Billat, 3135 N. Fairfield Rd. Ste D, Layton UT84041 801-423-1014. (Ref: Carrizozo/NM2031-TCO) 6/25/09
CNS-1627087#
LINCOLN COUNTY NEWS

Published in the Lincoln County News on Thursday, June 25, 2009.

LEGAL NOTICE

**STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL DISTRICT
NO. D1226CV200900104**

WELLS FARGO BANK, N.A.
Plaintiff,

vs.
KEITH G. LONG, MARGARET P. LONG;
WELLS FARGO BANK, N.A.; OCCU-
PANTS WHOSE TRUE NAMES ARE
UNKNOWN,
Defendant(s),

NOTICE OF SUIT

STATE OF NEW MEXICO to the above-named Defendants Keith G. Long and Margaret P. Long.

GREETINGS: You are hereby notified that the above-named Plaintiff has filed a civil action against you in the above-entitled Court and cause, the general object thereof being to foreclose a mortgage on property located at 309 Coconino Lane, Ruidoso, NM 88345, Lincoln County, New Mexico, said property being more particularly described as:

LOT 44, BLOCK 20 OF FOREST HEIGHTS SUBDIVISION, RUIDOSO, LINCOLN COUNTY, NEW MEXICO, AS SHOWN BY THE AMENDED PLAT THEREOF FILED IN THE OFFICE OF THE COUNTY CLERK OF LINCOLN COUNTY, SEPTEMBER 20, 1973, IN TUBE NO. 495.

Unless you serve a pleading or motion in response to the complaint in said cause on or before July 27, 2009, judgment by default will be entered against you.

Respectfully submitted,
CASTLE MEINHOLD & STAWIARSKI
By: Sharon Hankla
Sharon Hankla
D. Renae Richards Charney
999 18th St., Suite 2201, Bin 1
Denver, CO 80202
(800) 286-0013; (303) 285-2222
Attorney for Plaintiff

WITNESS the Honorable KAREN L. PARSONS, DISTRICT COURT JUDGE, of the Twelfth Judicial District of New Mexico Judicial District Court, Lincoln County, New Mexico, this 21st day of May 2009.

Jan Perry
CLERK OF THE DISTRICT COURT
By: Gloria LaMay, Deputy
08-2539 P580091

Published in the Lincoln County News on June 11, 18 and 25, 2009.

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

NO. D1226CV200900154

WELLS FARGO BANK, N.A., SUCCE-
SOR BY MERGER TO WELLS FARGO
HOME MORTGAGE, INC.,
Plaintiff,

vs.
BONNIE A. CONLEY, MAUREEN K. IRE-
LAND, WELLS FARGO BANK, N.A.,
OCCUPANTS, WHOSE TRUE NAMES
ARE UNKNOWN, UNKNOWN SPOUSE
OF BONNIE A. CONLEY, IF ANY,
UNKNOWN SPOUSE OF MAUREEN K.
IRELAND, IF ANY,
Defendant(s)

NOTICE OF SUIT

STATE OF NEW MEXICO to the above-named Defendants Maureen K. Ireland, Occupants, Whose True Names are Unknown and Unknown Spouse of Maureen K. Ireland, if any Margaret P. Long.

GREETINGS: You are hereby notified

that the above-named Plaintiff has filed a civil action against you in the above-entitled Court and cause, the general object thereof being to foreclose a mortgage on property located at 15 Katrina Road, Corona, NM 88318, Lincoln County, New Mexico, said property being more particularly described as:

TRACT 15 OF TRACT A, COUGAR MOUNTAIN ESTATES, LINCOLN (SIC) 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, MAY 25, 1999, IN CABINET G, SLIDE NO. 381 MORE CORRECTLY KNOWN AS TRACT 15 OF TRACT A, COUGAR MOUNTAIN ESTATES, 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, MAY 25, 1999, IN CABINET G, SLIDE NO. 381.

Unless you serve a pleading or motion in response to the complaint in said cause on or before August 3, 2009, judgment by default will be entered against you.

Respectfully Submitted,
CASTLE MEINHOLD & STAWIARSKI
By: D. Renae Richards Charney
Sharon Hankla
D. Renae Richards Charney
999 18th St., Suite 2201, Bin 1
Denver, CO 80202
(800) 286-0013; (303) 285-2222
Attorney for Plaintiff

WITNESS the Honorable KAREN L. PARSONS, DISTRICT COURT JUDGE, of the Twelfth Judicial District Court, Lincoln County, New Mexico, this 1st day of June 2009.

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

09-0212; P585000

Published in the Lincoln County News on June 18, 25; and July 2, 2009.

LEGAL NOTICE

Notice is hereby given that the Lincoln County Board of Commissioners has received the following road review request:

Request to vacate a portion of land within the Prospect Loop right-of-way adjoining Lot 16A in the Valley East Estates. Prospect loop is a dedicated County Maintained Road. Requested from Eric Collins for Sean & Loretta Lawrence.

Request to close part of County Road E043, Las Palas Road, off the Arabella Highway. Request to close the portion from the gate to the already closed part at the private gravesite, approxi-

mately 2000'. Petitioner is Hunter Schuehle.

Request to vacate part of Bronson Avenue and part of the alleyway within the Buckhorn Addition of White Oaks. Requested from Eric Collins for Barry Keith.

Request to vacate Sparrow Hawk Ct. (formerly known as Gavilan Court) in Gavilan Subdivision dedicated to the County. Requested by Mike Runnels, Esq.

Pursuant to Section 67-6-9, N.M.S.A., the Board of Commissioners has appointed a Road Review Committee which will meet at 8:00 A.M. on Tuesday, June 30, 2009. The Road Review Committee will meet at the Lincoln County Road Department and proceed to each site for review.

The report of the Road Review Committee will be presented to the Board of Commissioners during their regular meeting on July 21, 2009.

Anyone wishing to make comments or recommendations may do so at either of the two above mentioned meetings.

**TOM BATTIN, CHAIRMAN
LINCOLN COUNTY BOARD
OF COMMISSIONERS**

Published in the Lincoln County News on June 18 and 25, 2009.

LEGAL NOTICE

**STATE OF NEW MEXICO
COUNTY OF LINCOLN
TWELFTH JUDICIAL
DISTRICT COURT**

NO. D-1226-CV-2008-0260

LASALLE BANK, N.A. AS TRUSTEE
FOR THE MLMI TRUST SERIES
006-RM4,
Plaintiff,

vs.
MARLENE A. LIMA, RICHARD LIMA,
AND THE ASSOCIATION OF
WHISPERING BLUFFS UNIT OWNERS,
INC., A NEW MEXICO CORPORATION,
A/K/A WHISPERING BLUFFS
CONDOMINIUM ASSOCIATES,
Defendants.

SECOND NOTICE OF SALE

Notice is hereby given that on July 21, 2009, at the hour of 9:00 am the undersigned Special Master, or his designee, will, at the North Side entrance of the Lincoln County Courthouse, at Twelfth Judicial District Court, 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 604 White Mountain Dr. Unit 804, 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:

Apartment (Unit) 804 of WHISPERING BLUFFS CONDOMINIUMS, Ruidoso, Lincoln County, New Mexico, as the same is established and identified by the "Declaration and Plats" of Whispering Bluff Condominiums, dated March 2, 1982, recorded May 11, 1982 in Book 78, Miscellaneous Records, pages 1063 to 1098, inclusive, and amendments thereto, and as further shown by the plat thereof filed in the Lincoln County Clerk's office, March 5, 1982 in Cabinet D, Slide No. 62, as amended by that certain "Affidavit" dated October 13, 1983, recorded October 14, 1983 in Book 88, Miscellaneous Records, page 862;

TOGETHER WITH said Apartment's undivided interest in the common area and facilities of the Whispering Bluff Condominiums attributable to said Apartment,

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 one (1) month right of redemption by the Defendants upon entry of an order approving sale. The foregoing sale will be made to satisfy foreclosure judgment rendered by this Court in the above-entitled and numbered cause on March 19, 2009, being an action to foreclose a mortgage on the above-described property. The Plaintiff's judgment is \$119,626.49, and the same bears interest at the variable rate of 8.9900%, which accrues at the rate of \$29.46 per diem, commencing on December 1, 2008, with the Court reserving entry of final judgment against said Defendant, Marlene A. Lima, 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 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 \$119,626.49, plus interest to and including date of sale of \$6,864.18 for a total judgment plus interest of \$126,490.67. Sale is subject to the entry of an order of the Court approving the terms and conditions of this sale.

PETER BACA, Special Master
P.O. Box 215
Carrizozo, NM 88301
Telephone: (575) 648-9925
E-mail: sale@littledrantel.com

Published in the Lincoln County News on June 25; July 2, 9 and 16, 2009.

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(575) 648-2333

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

**FIRE
DANGER
HIGH**

Sheriff's Report

(Continued from Page 5)

Capitan, ambulance dispatched.
 10:58 a.m. Unknown trouble call from residence on Hwy 37 in Nogal, deputy dispatched.
 1:28 p.m. Criminal damage to property reported at location on Hwy 70 in Hondo, deputy dispatched.
 2:34 p.m. Fire reported near intersection of Hwy 54 and Gran Quevera in Corona, deputy dispatched.
 4:34 p.m. Warrant service at Lincoln County De-

partment Center (LCDC) on Airport Road in Carrizozo, deputy dispatched.
 6:54 p.m. Fire/burning without permit reported at location on Cedar Creek in Ruidoso, deputy dispatched.
 7:32 p.m. Alarm reported at location on Country Club Road in Alto, deputy dispatched.
 8:45 p.m. Medical call at location on CR E028 in Pichacho, ambulance dispatched.
 11:51 p.m. Information report at Alto Post Office, deputy dispatched.

9:47 a.m. Traffic hazard reported on Hwy 380 in Capitan, police dispatched.
 11:26 a.m. Warrant service at location in Ruidoso, deputy dispatched.
 12:35 p.m. Fire reported at location on Tenth Street in Carrizozo, fire units and police dispatched.
 5:09 p.m. Warrant service at LCDC on Air Port Road in Carrizozo, deputy dispatched.
 6:23 p.m. Drivers test requested at Ruidoso high school on Warrior Drive in Ruidoso, deputy dispatched.
 7:03 p.m. Burglary reported at location on Fourth Street in Capitan, police dispatched.
 7:12 p.m. Civil dispute reported at mile marker 4 on Hwy 37 in Nogal, deputy dispatched.
 8:47 a.m. Cattle on Highway reported at mile marker 80 on Hwy 380, deputy dispatched.

tion on Rio Felix in Alto, deputy dispatched.
 8:39 p.m. Fire reported near intersection of Hwy 380 and Hwy 70 in Hondo, fire units dispatched.
 May 30
 8:40 a.m. Warrant service at LCC on Central Avenue in Carrizozo, deputy dispatched.
 12:59 p.m. Larceny/theft reported at location on El Centro Drive in Alto, deputy dispatched.
 1:03 p.m. Fire reported at location on Alexis Drive in Arabella, Arabella fire units dispatched.
 3:19 p.m. Medical call at residence on 14th Street in Carrizozo, ambulance dispatched.
 3:44 p.m. Fire reported at mile marker 102 on Hwy 54 in Oscura, Carrizozo fire units and deputy dispatched.

4:07 p.m. Burglary reported at location on John Westin Lane in San Patricio, deputy dispatched.
 5:25 p.m. Alarm reported at LCC on Central Avenue in Carrizozo, deputy dispatched.
 6:13 p.m. Dog reported running loose on B Avenue in Carrizozo, police dispatched.
 6:37 p.m. Abandoned vehicle reported on Greenbriar in Alto, deputy dispatched.
 6:42 p.m. Criminal damage to property reported at location on Orchard View in Lincoln, deputy dispatched.
 8:25 p.m. Domestic battery reported at residence on Wayne Circle in Bonito, deputy dispatched.
 10:18 p.m. Traffic hazard reported at Ski Run road in Alto, deputy dispatched.

DISTRICT COURT CALENDAR

The Calendar for District Judge Karen Parsons

Monday, June 22

No Hearings
 Gil Sarinopoulos, CR-2008-286 - Thompson/Rose - Stip. Continuance - to be filed
 Marcello Silva, CR-2009-06 - DA/Mitchell P.C. - Stip. Continuance to be filed
 Bruce Parsons, CR-2008-115 - Newton/Rose - Stip. Continuance to be filed.

Tuesday, June 23

8:15 a.m. Bradley Chambers v. MVD; CV-2009-145 (Merits) ProSe/Belles
 Criminal Jury Trials - 8:30 a.m.
 #1 Jason Christensen; CR-2009-03 - Thompson/Mitchell P.C.
 #2 Rocky Rue; CR-2009-05 - DA/Schneider-Cook
 1:15 p.m. Telephonic - Stephen Waites v. Mary Areniva; DM-2009-49 (Status) Pro Se
 4:00 p.m. Chris Salas v. James Salas; CV-2009-182 (TRO) Gruening/Wilson
 Darrell Brantley
 10:00 a.m. DV-2009-36 (OTA) Trailing
 DV-2008-101 (Status) Filosa/R.Haw
 11:00 a.m. DV-2008-67 Mtn/Modify
 1:15 p.m. DV-2009-38 Trailing
 DV-2009-40
 DV-2009-39 (OTA)
 2:00 p.m. DV-2009-41 Trailing
 DV-2009-42
 3:00 p.m. DV-2009-43

Wednesday, June 24

Criminal Jury Trials - 8:30 a.m. - 1 of 3 Days
 #1 Matthew Sanchez; CR-2008-140 - Thompson/Rose
 Christian Crouch; CR-2009-09 - Drug Unit/Mitchell P.C.
 Pending Mtn/Suppress - set 7-17-09

Thursday, June 25

8:15 a.m. Rickard Hollis v MVD; CV-2009-123 (Merits) ProSe/Belles
 Criminal Jury Trials - 8:30 a.m. - 2 of 3 Days
 Matthew Sanchez; CR-2008-140 - Thompson/Rose
 #2 Barbara Tova; CR-2008-270 - Thompson/Mitchell P.C. Stip Extension of Time to be filed
 1:15 p.m. Telephonic - Hal Robinson v. Gateway Texaco; CV-2008-376 (Judicial Inquiry) Pro Se/ProSe

Friday, June 26

8:15 a.m. Lawrence Chavez v. Christina Kennedy; DM-2008-13 (Jl Re: Order to Strike) Cook/ Pro Se
 Criminal Jury Trials - 8:30 a.m. - 3 of 3 Days (if needed)
 Matthew Sanchez; CR-2008-140 - Thompson/Rose
 #1 Randy Garcia; CR-2008-241 - Thompson/Mitchell P.c.
 1:15 p.m. Telephonic - Mountain View v. Smith et al; CV-2007-304 (Mtn/Compel) Beauvais/C.Haw/Morel

LOCAL NOTICE

STATE OF NEW MEXICO COUNTY OF LINCOLN IN THE PROBATE COURT No. 2353

IN THE MATTER OF THE ESTATE OF MARCIA ROBERTS HERINGTON, Deceased

NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that the undersigned have been appointed domiciliary foreign Co-Personal Representatives of this estate. All persons having claims against this estate are required to present their claims within two (2) months after the date of the first publication of this notice or the claims will be forever barred. Claims must be presented either to the undersigned Co-Personal Representative as follows:
 KRISTA F. HERINGTON
 2525 Cherry Road
 Springfield, IL 62704
 RONALD EARL HERINGTON, JR.
 3213 Elderberry Lane
 Springfield, IL 62711
 or, you may file your claims with the probate Court within and for the County of Lincoln at Post Office Box 338, Carrizozo, New Mexico, 88301-0338.

DATED this 16 day of June, 2009.

KRISTA F. HERINGTON
 2525 Cherry Road
 Springfield, IL 62704
 RONALD EARL HERINGTON, JR.
 3213 Elderberry Lane
 Springfield, IL 62711
 PREPARED BY:
 Alan P. Morel
 ALAN P. MOREL, P.A.
 Post Office Box 1030
 Ruidoso, New Mexico 88355-1030
 Tel. (575) 257-3556
 Attorney for Co-Personal Representatives

Published in the Lincoln County News on June 25 and July 2, 2009.

FAST ACTION

Lincoln County News

CLASSIFIED ADS

CALL 575.648.2333

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

FOR SALE -- Roper Large Capacity Washing Maching . . . \$75; Whirlpool Supreme Heavy Duty Large Capacity Dryer . . . \$75; Maytag Refrigerator / Freezer - 22cu total (15/7) . . . \$200.

Call Andy 648.1124 tfn/6/11

FOR SALE -- Alfalfa, small and large square bales, round bales. Various qualities. The Hay Ranch in Roswell. 575-973-2200 4tc/6/18-25/7/2-9

3 FAMILY YARD SALE, furniture, bikes, clothing, nick nacks, etc. 1608 Jasmine, Carrizozo, Friday 9 a.m. to ? Saturday 9 a.m. to ? No Early Birds 1tp-June 25

PAUL PINO & THE TONE DADDIES live at the No Scum Allowed, Saturday, June 27, 7 p.m. to 11 p.m.. CD's for sale at Rainbow Inn, Roys and Paul's NW Takeout. 1tc-June 25



LAND FOR SALE
 Five miles NE of White Oaks, 4.5 acres fenced with electric and phone, level with awesome views, good access, very nice parcel for \$24,000.00.

Call 575-937-6321 tfn/5/28

FOR RENT -- 4 offices in Carrizozo with meeting space, kitchenette and bathroom. Up one flight of stairs, next to Gallery 408; available July 1st. \$325.00 utilities included.

Call 575-648-2598 tfn/6/18

CARRIZOZO HANDYMAN SERVICES
 We still have low rates. We do spring cleanup including Yard Cleanup and Lawn Mowing, clean up trash and take care of other fire hazards -- dead dry grass, weeds, branches, and dead trees no problem. We can safely take out dead trees and tree limbs and handle other odd jobs. Painting, fence and driveway repair, service and repair of swamp coolers plus various other jobs available. Call for FREE ESTIMATES and SENIOR CITIZEN DISCOUNTS. No job too big or too small.
CALL 575-430-6429 toa/4-10

EMPLOYMENT NOTICE
 Lincoln County Solid Waste Authority is accepting applications for a Temporary/Full-time CDL Driver, Class "A" endorsement required. **Positions will be filled as needed.** You may pick up applications and job descriptions at 222 Second Street, Ruidoso Downs, NM or call (575) 378-4697. Applications deadline will be Monday, June 29, 2009, at 2:00 p.m.
2tc/6/18-25

LEGAL NOTICE

NOTICE is hereby given that on March 16, 2009, Duggar Trust, c/o Stein & Brockmann, P.A., P.O. Box 5250, Santa Fe, NM 87502, filed Notice of Intention to Appropriate Nonpotable Water at Depths Greater than 2,500 feet pursuant to NMSA 1978, statutes 72-12-25 through 72-12-28 numbered T-5587 with the STATE ENGINEER for permit to use four (4) wells located within a 2,000 foot radius of the following points:

T-5587-POD1 located in the NW1/4, Section 1, Township 9 South, Range 12 East, NMPM, where X=431,237 meters East; Y=3,713,637 meters North, and
 T-5587-POD2 located in the SW1/4, Section 1, Township 9 South, Range 12 East, NMPM, where X=431,196 meters East; Y=3,712,359 meters North, and
 T-5587-POD3 located in the NE1/4, Section 1, Township 9 South, Range 12 East, NMPM, where X=431,713 meters East; Y=3,713,612 meters North, and
 T-5587-POD4 located in the SE1/4, Section 1, Township 9 South, Range 12 East, NMPM, where X=431,849 meters East; Y=3,712,836 meters North,
 all above in UTM Coordinate System Zone 13 NAD83

To be used for a new appropriation of nonpotable water with a requested Diversion Amount of 6,500 acre-feet of water and requested Consumptive Use Amount of 6,500 acre-feet of water per annum of underground water (combined for a total of 6,500 acre-feet of water) to be produced from all wells from an aquifer the top of which is at least 2,500 feet or more below the ground surface within the Tularosa Basin, in Lincoln County, New Mexico. The water will be used for Domestic, Livestock, Irrigation, Municipal, Industrial, Commercial, Energy Production, Mining, Firefighting, Recreation, Water Storage, Subdivision and related purposes. Specific Use: the water may be marketed and sold in the Tularosa Basin or the Pecos River Basin including its tributaries for municipal, industrial, commercial, domestic, agricultural, irrigation, livestock, energy production, mining, recreational, environmental, or public use purposes. The place of use for the water is within the Tularosa Basin or the Pecos River Basin including its tributaries on land to be contracted. The water will be placed to beneficial use over a twenty five year period and will be used perpetually from then on.

The general location of the wells is in the Tularosa Basin two miles west of Nogal, NM.

Any person may bring an action in the district court of the county in which such well is situated for damages or for injunctive relief with respect to any claimed impairment of existing water rights due to an appropriation of nonpotable water under this act { 72-12-25 to 72-12-28 NMSA 1978}. State Engineer hearings are not conducted for protests or aggrieved persons due to appropriation of nonpotable water under 72-12-25 to 72-12-28 NMSA 1978.

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