

# ED Continues Monitoring Cimarron Site

by Patrice Brazie

A few decades ago, from about 1960 to 1983, the Cimarron Mining Company used a spot in Carrizozo to mill iron and precious metals. The Cimarron Mill was operated as a gold recovery site, using cyanide in the process, from 1979 until 1982.

In 1982, the New Mexico Environment Improvement Department (NMEID) issued a notice of violation for the non-permitted discharge of waste water from the operation into an open pit. In 1983, the Cimarron Mining Company filed for bankruptcy and abandoned the site,

avoiding any action by the state regarding the violation.

In 1988, after follow-up inspections of the Cimarron site by the NMEID, the U.S. Environmental Protection Agency (EPA) listed the site as a "superfund" site, the national priority list for toxic waste clean-up, and took control of monitoring and cleaning-up the cyanide contamination left by the mining company's improper handling of its waste water.

In 1989 and 1990, water samples taken from the site determined that the shallow aquifer at the Cimarron site was contaminated, but the deeper aquifer and the water from wells that feed Carrizozo's municipal water system were not

affected.

The clean-up process included the drilling of recovery wells that extract the contaminated ground water and dispose of it at Carrizozo's municipal waste water treatment plant. From 1993 to 1997, six recovery wells were constructed and made operational by the Bureau of Reconstruction. Beginning in 1997, the Corps of Engineers operated the recovery system until 2001.

In July of this year, Earl Dixon, geologist with the New Mexico Environment Department's Ground Water Quality Bureau, Superfund Oversight Section, reported to the Lincoln County Board of

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CARRIZOZO, NM 88301

### Carrizozo Town Council Changes Meeting Dates

by Patrice Brazie

With both the Village of Capitan and the Town of Carrizozo holding their monthly meetings on the second Tuesday of each month, it has been impossible for interested parties to attend both meetings.

Local news reporters have occasionally requested that one of the town councils change its meeting night to accommodate coverage of both meetings by the press.

The Carrizozo Town Council unanimously agreed Tuesday to change its regular meeting night to Monday beginning in September. Meetings will be held on the second Monday of each month.

There was some light-hearted discussion about the Monday meetings conflicting with the popular Monday Night Football television broadcast, but all agreed to change the meeting night anyway.

At any rate, beginning in September, *The News* will now be able to provide coverage of both Capitan and Carrizozo town council meetings. Carrizozo town council meetings will continue to commence at 6:00 p.m., with an agenda

posted 24 hours in advance at the following locations: Carrizozo City Hall, Wells Fargo Bank, City Bank, the Lincoln County Courthouse, the United States Post Office and the office of *the Lincoln County News*.

In other business, the town trustees heard a report from Ray Dean about the local high school equivalency, or GED program, at the Carrizozo schools. Dean encouraged participation in the program by anyone interested in completing the course. He said that the program has graduated 18 students to date. Students are able to do much of the required work at home, he said. More information

about Carrizozo's GED program is available through the school's administration office.

The town council also approved the continuation of a franchise agreement with Baja Broadband, LLC for cable television services to Carrizozo, and approved the adoption of an ordinance increasing the Judicial Education Fee from \$2 to \$3. The judicial education fee is imposed on anyone convicted in Municipal Court of a motor vehicle violation.

The Carrizozo city hall will be closed September 8th, 9th and 10th while employees attend training sessions.

### Portion of Smokey Bear District is Now Closed

The Smokey Bear District Office announced the closing of a project area to public access west of the district office and Cedar Creek Road. The area, which includes a hiking and biking trail was closed effective August 10 at 8:00 a.m.

The District Fitness Trail behind the district office will not be closed. However, the parking area at the entrance of the Fitness Trail will be closed Monday through Friday due to log hauling operations. Signs will be posted in the area to remind the public of this closure action.

The District will be implementing a vegetation treatment, which includes cutting and removal of trees within a 165 acre project area. Machinery, logging trucks and other vehicles will be active in the area. Implementation of this project is expected to last approximately 30-45 days.

The purpose of the temporary area closure is to protect public health and safety through the duration of the project.

For more information on this closure action, please contact the Smokey Bear Ranger District Office at (575) 257-4095, between 7:30 a.m. and 4:30 p.m.

For more information on the Lincoln National Forest, please visit our website [www.fs.fed.us/r3/lincoln](http://www.fs.fed.us/r3/lincoln).



MUCH NEED MONSOON RAINS continue in Lincoln County. This storm rolled past Carrizozo on Tuesday afternoon and headed into the mountains. (Photo by Patrice Brazie)

### Crews Trim Trees On County Properties

by Patrice Brazie

Carrizozo Mayor Bob Hemphill briefed the town's trustees on several items in his regular monthly statement during Tuesday night's town council meeting at city hall.

He said that a recent motorcycle rally hosted in Carrizozo raised more than \$750 for local scholarships. A couple of people in the audience said that the event had been a lot of fun and that there may be another rally scheduled later this autumn with an extended route.

The mayor said that he had received a letter of appreciation from the county for work done on the Lincoln County courthouse property in Carrizozo by a crew of inmates from the Lincoln County Detention Center. The crew, supervised by Tommy Guevera and often referred to simply as "Tommy's crew" trimmed more than 65 trees on county properties.

The crew has also been working on clean-up projects around Carrizozo and recently did some work at the Lincoln County Fairgrounds in Capitan as

well.

Hemphill said that he has been getting some questions about whether or not the town's curfew is still in effect. It is, and the mayor added that he is working on fixing or replacing the town's emergency notification siren so that a warning can be issued about 30 minutes before the 10:00 p.m. curfew goes into effect.

The Carrizozo Municipal Swimming Pool finished up the season on Wednesday, one day before the fall semester began at the municipal schools. Hemphill said that the pool was opened for the summer just one day after school ended in the spring, so local children had use of the pool throughout their entire summer vacation this year.

Motorists traveling along New Mexico Highway 380 east of Carrizozo should note that the speed limit has been changed near the Valle Del Sol subdivision and golf course. The 65 mile per hour speed limit has been reduced to 55 miles per hour beyond the entrance to the golf course. The speed limit increases to 65 again a short distance past the entrance to

the golf course.

The large cottonwood trees at Spencer Park in Carrizozo will have to be removed, according to Hemphill. The trees were planted in the 1960s, when the park and recreation center were constructed, and have grown to the point that the roots are causing damage to underground lines and the park's sidewalks, creating safety hazards.

Hemphill said he spoke with State Forester Eddie Tudor about the trees, and Tudor recommended replacing them with non-bearing mulberry trees which grow fairly quickly, have a nice shape and provide ample shade. No decision has been made yet as to exactly what variety of trees will eventually be planted.

Last month the Carrizozo Town Council approved a new mileage reimbursement rate for town employees and elected officials, but Hemphill said that with gas prices rising pretty rapidly again, the 35 cents per mile rate may have to be re-examined in the near future. The County has approved mileage reimbursement rates of up to 50.5 cents per mile.



A SPECIAL MEETING of the Carrizozo Town Council on Tuesday afternoon provided the opportunity for Mary Ann Burr to update the Mayor and Trustees on capital improvement funding possibilities available with assistance from the Southeastern Regional Planning Organization and the Southeastern New Mexico Economic Development District. (Photo by Patrice Brazie)

# ED Continues Monitoring . . .

(Continued from Page 1)

Commissioners on the progress at the site since the Corps of Engineers took charge.

"Initially, they predicted the time to operate the recovery well system would be 13 months," Dixon said. "They were predicting they

could pull all of the contaminated ground water out of the shallow zone in 13 months. However, over time, the pumping rates declined and went all the way down to (less than a quarter-of-a-gallon per minute). Because of ineffi-

ciencies and troubles, they shut the system off in 2001 for some assessment."

While the recovery well system was shut off, the aquifer began to recover, Dixon said. Ground water samples taken in 2002 showed a significant drop in contamination. A year-or-two later, the EPA proposed to remove the site from the national priority list due to the drop in contaminant level, evidence that the remedy was working.

"The EPA looks at the water quality standard for free cyanide, which is lesser form of cyanide, and that standard is 200 micrograms per liter," Dixon said. "However, the New Mexico Water Quality Control Commission specifies the standard for cyanide as 200 micrograms per liter, but it doesn't specify which form, so they'll look at the analysis that captures all forms of cyanide in the water and that's the standard that we at the Environment Department are held to," he explained.

"During this time, New Mexico declined the EPA's proposal to drop the site from the list, because the state standards for cyanide had not been met, therefore the aquifer was not clean."

Because the contaminant levels fell within accepted EPA standards, responsibility for management of the site was transferred to the State of New Mexico in 2005.

Dixon explained that state standards require that the level of cyanide found in the water samples from all of the Cimarron monitoring sites must remain below 200 micrograms per liter for eight con-

secutive quarters before being considered stable. Test samples from two recovery wells and two monitor wells showed cyanide levels slightly above 200 micrograms per liter last October. There are a total of 17 wells being used for recovery and monitoring. All tests fell within acceptable ranges for seven quarters before the spike in October.

"We came up with the decision to move forward on our regarding work," Dixon said.

Once the water at the site tests within acceptable ranges of contamination for two years, the NMED can request to have the site removed from the superfund list. Beyond that, the site will continue to be monitored from time to time.

"Right now, it's not a risk to the water supply or human health," Dixon said. "It's contained right there on the site. The cyanide is breaking down and the levels are decreasing."

A supplemental soil investigation conducted by the ED in 2007 showed that the cyanide contamination that still exists is near the surface and decreases with depth. A third five-year review of the site was completed by the EPA in 2008, and earlier this year cinder block trenches at the site were removed by the ED.

"The cinder block trenches were very dry. It didn't look like they did very much fluid management," Dixon said. "We filled that in, compacted it, regraded the surface so it would drain water off. We filled in another tank foundation and we also filled in the discharge pit," he said. "We didn't do anything about the

level of cyanide at the site; it's about infiltration and drainage."

Dixon said that quarterly sampling will continue at the Cimarron site until samples are found to fall within acceptable standards for cyanide for two years continuously.

"Then we make our pitch to the Water Quality Control Commission to concur with the EPA to remove the site from the national priority list," he said. "We're having discussions about removing the recovery wells at the site."

He added that two new monitoring wells might be placed at the site boundaries to further ensure that no contaminants are leaving the site, although that hasn't occurred in 20 years of monitoring.

Dixon told the county commissioners that the health risks from the cyanide contamination were very low.

"We haven't seen anything show up in that deeper aquifer, both beneath the site or down grade of the site," Dixon said. "It's basically Mother Nature taking her time to break down those contaminants."

In response to a question from the audience, Dixon estimated that a person would have to drink more than two liters of water every day for 70 years to risk any affects from cyanide contamination at the levels found on the Cimarron site.

"You would incur a one in ten thousand increased risk for cancer," Dixon said.

# Looking Back

'Through Our Old NEWS files'

As the LINCOLN COUNTY NEWS goes into its 105th year of being in existence (1905-2009), we will again be randomly publishing articles from old NEWS files. The following article appeared in the Lincoln County News

## The Long and Short of it is . . .

by KIT CARSON

Do family feuds still rage and kins-folks ever have a fallin'-out now? Well, YES! And they did, too, during the ox-wagon trail-days more than a century ago?

Imagine a five-party ox-wagon caravan -- a two-family agreement -- whose two members had combined all personal resources in order to make the overland trip from Tennessee to Texas having a family feud in the early days at Little Rock, dividing all their belongings while one remained in the small settlement and the other family-head split rails for money until he was financially able to purchase the required needs to continue the journey to Texas alone.

That is exactly what happened to John H. Carson, wife and three-month-old baby girl and Berry Casey and his wife one late fall in 1858. Mrs. John H. Carson, then only 16 years old and the mother of the three-month-old child, was a sister of Berry Casey, her young married brother.

They had combined their personal resources in Bradley County, Tennessee, in the later days of September 1858, when the war clouds of the approaching Conflict of the States hung heavily over the area, in order to make the trip to Texas, where, at that time, a more peaceful environment seemed possible.

John H. supplied his two faithful oxen, Old Pide and Old Spot, along with a few cooking utensils and some necessary groceries. Berry furnished his efficient wagon along with additional supplies and camping equipment.

So early one morning in the beautiful autumnal days of the later part of September the combined forces of the two related young families started the long overland trek to Texas. Perfect harmony and peace reigned over the caravan as the travelers visualized their destination on the far-away Texas frontier.

The two young wives with the small baby girl took their stations in the covered wagon; while the two young husbands took their positions on the seat of the wagon. John H. cracked the homemade rawhide whip over the heads of his faithful oxen and the long, treacherous journey was underway.

Time passed slowly and good progress was made as the caravan wound its way over Lookout Mountain near Chattanooga on into Memphis where they ferried the Mississippi. They were seemingly happy in the fact they were escaping the wrangling that was later to open the Civil War. They moved diligently over the trail. The women slept in the protection of the covered wagon while the men dozed by the campfire during their nightly stop. Sunday was a day of rest and no traveling was done.

A little bit of whiskey was purchased along the trail at a cost of 15 cents per quart; while fodder for the oxen cost a nominal fee of 12 1/2 cents per bundle. The ferry over the Mississippi cost \$1.05. Eight pounds of bacon dug their meager supply of money for 80 cents. One ounce of asafoetida -- no doubt for the three-month old girls -- cost a dime. One pound of copperas for the oxen took five cents of their money.

A total of 16 quarts of whiskey was purchased and the entire trip cost \$47.20. Incidentally, their columns holds the original diary kept on the trip.

No doubt the two families were very weary when they reached a campsite in Little Rock, possibly to rue the day they left their families and childhood homes in Bradley County, Tennessee.

Tension was doubtless high. It is usually the case when kin-folks are placed together in trying times and hazardous conditions.

Anyway a squabble developed in their camp at Little Rock. It resulted in their separation on the trail.

John H., along with his family and personal belongings led his two oxen from the campsite to another location. Berry remained in camp with his wife, around his wagon and their personal possessions. He pioneered and settled in Little Rock -- he went no further, he had all he wanted!

John H., tenacious in his drive for anticipated accomplishments, set up a temporary camp in another location. He shouldered his broad-ax,

(Continued on Page 6)

**BORED?**  
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If, after you have considered all the many advantages of a gift mule, and you finally decide that maybe this isn't exactly for you -- consider the Lincoln County News as a special gift. The News doesn't eat a thing, doesn't smell, won't frighten your neighbors much, and has many uses after you've passed your copy around among many friends and relatives.

The NEWS is 'different' in many ways. It's strictly a local newspaper, all about people of Lincoln County and surrounding areas, with pictures of people doing their thing in this great big county. And it's a bargain.

Send your subscription to  
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**CONSIDER A MULE.**

# CALENDAR OF EVENTS

- 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 Mesalero Reformed Church, 336 Wardlaw Drive in Mesalero. 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**  
-Al Anon family group for families and friends of alcoholics, noon at Methodist Church in Carrizozo. Bring lunch.
- SUNDAY, AUGUST 16**  
-Music in the Parks, McDonald Park in Carrizozo, Free, 2:00 p.m. to 4:00 p.m. Lanny Maddox, Indian flutist, Fred Kinnan & Tim Rice jazz duet. Bring chairs.
- TUESDAY, AUGUST 18**  
-Lincoln County Commission 8:30 a.m. Lincoln County Courthouse in Carrizozo.  
-CDBG hearing in Lincoln County Courthouse commission chambers 10:00 a.m.  
-CDBG hearing 11:30 a.m. at Carrizozo Senior Center.  
-CDBG hearing at Capitan Senior Center 1:00 p.m.  
-Carrizozo Planning and Zoning Commission 6 p.m.
- THURSDAY, AUGUST 20**  
-The Alto Lakes Special Zoning District Commission regular meeting 11:00 a.m. at Alto Lakes Golf and Country Club.  
-Lincoln Historic Preservation Board meets at 7:00 p.m. Community Church in Lincoln.
- FRIDAY, AUGUST 21**  
-The AARP driver safety class will be from 9:00 a.m. to 1:00 p.m. in the Otero County Electric Cooperative building on 12th Street in Carrizozo. The class is sponsored by the Carrizozo Chamber of Commerce. Completion of the class qualifies attendees for car insurance discounts. There is a charge. Space is limited. Reservations are necessary, call 648-2732, leave a message with name and phone number. For more information call 648-1400.

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

Monday, August 17	
Nogal Post Office	11:30 - 12:15
Fort Stanton Monument	2:00 - 2:30
Hondo School	3:00 - 4:30
Tuesday, August 18	
High Rolls Grocery	8:30 - 9:30
Mayhill Post Office	10:30 - 11:30
Weed Post Office	1:00 - 2:15
Pinon Store	3:00 - 4:30
Wednesday, August 19	
Orogrande Post Office	9:00 - 10:00
La Luz Senior Citizens	11:15 - 1:00
Carrizozo/Otero Electric	3:00 - 6:00
Thursday, August 20	
White Oaks	8:00 - 9:00
Corona School	10:10 - 11:30
Corona Post Office	11:35 - 12:30

## THANK YOU

### For supporting the Carrizozo Little League

Special thanks to the players, coaches, fans, Steve Gore Transportation, Carrizozo Fire Department, Leslie family, Rocking Horse Daycare, Shear Creations, Harkey Cattle Company, and Valle Del Sol.

### Congratulations Diamond Backs



## County Funds for Animal Shelter Are Appreciated

by Patrice Brazie

The Carrizozo Animal Shelter has received some sorely needed improvements over the summer, thanks in great part to a \$30,000 funding award from Lincoln County.

During the July meeting of the Lincoln County Board of Commissioners, Carrizozo Mayor Bob Hemphill briefed the county commissioners on the use of the county's funds and thanked them for their assistance in bringing improvements to the facility.

### Capitan Clinic on County's Wish List

by Patrice Brazie

The Lincoln County Board of Commissioners will hold a public hearing during its regular meeting next week to gather comments from the public regarding its next application for a Community Development Block Grant (CDBG). The grants are designed to assist with capital improvements in areas where at least 51 percent of the population falls within the low to moderate income range.

During the July meeting of the county commissioners, county manager Tom Stewart stated that a new health clinic in Capitan was a priority consideration for the county's grant application.

"We're focusing in on a Capitan clinic to replace the Rose Clinic," Stewart said in July. "I've set aside \$200,000 for an initial investment in that project."

The manager alluded to the possibility of working closely with Capitan Mayor Sam Hammons on a

this phase of the animal shelter upgrade with your gracious assistance," Hemphill told the county officials as he provided photographs of the work completed.

The mayor explained that new outdoor kennels at the facility will allow animals to go outside of the building while still being secured. Guillotine doors on the outdoor runs make it possible to contain dogs either inside or outside while the kennels are being cleaned, thereby providing more safety for both the animals and the shelter staff. Welded wire fencing around the kennels was designed with further expansion of the outdoor kennel areas in mind, he said.

Hemphill said that one of the most expensive elements of the project was

the addition of galvanized metal barriers between the individual kennels.

"It has to be so that the dogs can't see each other or touch noses," Hemphill said. "It stops the fighting between the dogs. It used to be chain-link there," he said.

The town of Carrizozo contributed \$6,000 to the project. Hemphill said that the prices for materials for the project have gone "through the roof", especially the cost of the galvanized metal.

"The fencing material is all welded, galvanized metal, and they did a really good job," Hemphill said. "We're stable for a while. We do have a temperature problem in the building; it gets really hot because the only outside air is through those guillotine doors," he said. "Our next project is

going to be a big exhaust fan and some type of swamp cooler or mister inside."


An additional drainage trench was added to the outdoor kennel area to make cleaning easier and more efficient. Hemphill told the county commissioners that upgrades to the electrical system at the shelter were on hold for now because of the cost constraints, and future plans include adding more outdoor kennels to the west side of the building.

County commissioner Tom Battin told Hemphill that it was nice to see that county funds were used well.

"It took us a little longer than we thought would," Hemphill said. "If you run across any extra money, we could use it for a fun down there," he said.


**Carrizozo Music in the Parks**

Sunday, August 16  
2:00 - 4:00 P.M.  
McDonald Park  
Central Avenue - Rt. 54  
(1/2 mi. S. of Rt. 380)  
Carrizozo



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Bring a picnic and enjoy a wonderful afternoon of soft jazz and Native American flute music under the shade trees at our great little park!



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Many thanks to Fran Redinger for sponsoring Fred and Tim and to all our sponsors and supporters of this season's Music in the Parks series.

Carrizozo Music in the Parks is an economic development project of Carrizozo Works, Inc.

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# Editorials and Other Stuff

## THOUGHTS

FROM THE EDITOR'S DESK

Did you like our new look?

By Ruth Hammond

We received many comments about our new look last week. And if you didn't know, *The News* changed from doing things the way it had been done for decades to the new, and supposedly easier and quicker, electronic method. One person mentioned that we joined the 21st century. Another noted that the computer in the front office was a dinosaur and was surprised it worked. But the most encouraging words we heard were that the paper was nice and clean and most everyone appreciated color on the front page.

Even though we had some tense moments last week, the transfer of electronic data was smooth and the end result was our first issue was published using electronic methods instead of cut and paste and wax and page size negatives. We do hope you liked it.

Instead of patting ourselves on the back, we will continue to try to learn the new terminology and the new way of putting together a weekly newspaper. We plan to use color frequently and make other changes that will enhance the paper for our readers.

Gathering the news each week will differ from the way it has been in the past. As stated in the box below, electronic submissions will receive priority. It is preferred that all submissions be electronically. Word format may be easiest to convert into pagination. If you have questions about this, please call us at 575-648-2333.

However, we will accept all submissions, and as before, all letters will be considered. Legal notices and paid advertising will be accepted in any form.

The thing to do now is enjoy the remainder of summer. The weatherman hints that cooler days are in the forecast and there is possibility of rain, but don't expect that to be fact. The weatherman might not be correct, though he does make an effort to be concise.

Yes, the changes made here at *The News* have made it an interesting mid summer event for us. The evolutionary process of printing a weekly newspaper now takes less space. There is no need to opaque the page size negatives and strip in half tones. It is not necessary to know how to read backwards and upside down as was the forte in previous years. Gone are the days of worrying about getting ink on clothes. We do hope you like the new format and look forward to the changes that will be made, some gradually, and others more quickly.

## LETTERS TO THE EDITOR POLICY

The Lincoln County News welcomes letters to the editor and acknowledges that any letters printed herein represent the personal opinion of the writer, and do not necessarily reflect the editorial opinion of the Lincoln County News.

To be considered for publication, all letters must be original. No copies or form letters will be used. While preference is given to letters received in digital format, typed or hand-written letters, if legible, are also considered. Letters sent by email as an attached Microsoft Word document are most preferred.

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

Consideration will be given to letters of any length, but those of 300 words or less are preferred. All letters are subject to editing for length, grammar, spelling and reader interest.

Electronic submissions should be sent to news@tularosa.net. Letters can be hand-delivered to our office in Carrizozo or mailed to:

**LINCOLN COUNTY NEWS**  
309 Central Avenue  
P.O. Drawer 459  
Carrizozo, NM 88301

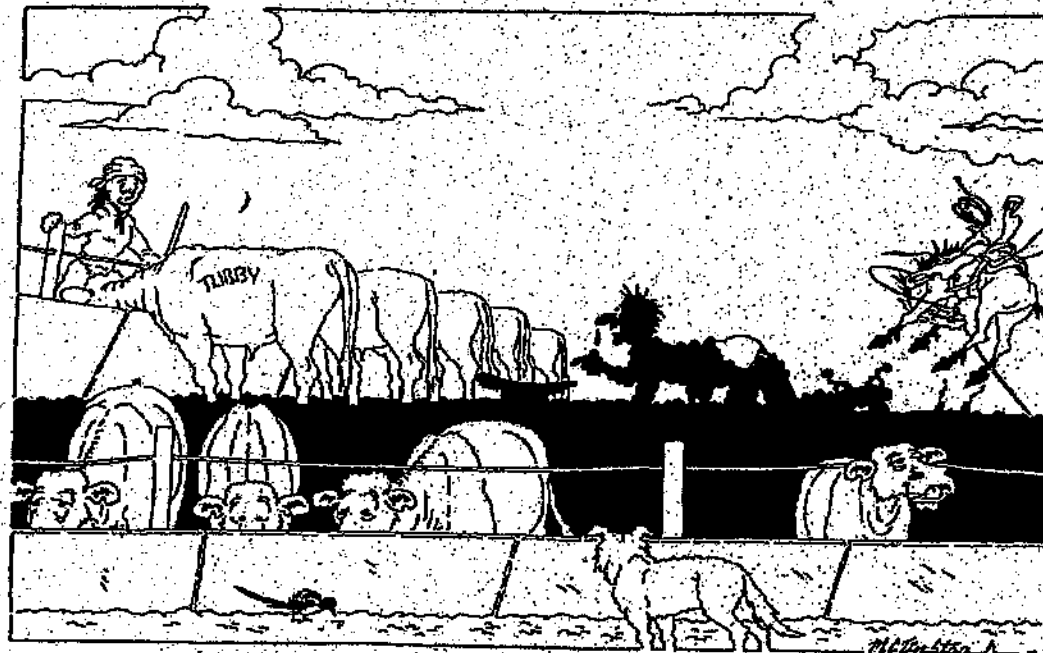
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EARL...



"THE ONLY PLACE ON THIS RANCH THAT ISN'T POWDER IS THIS FEEDLOT..."

Big Dry Syndi

## \* Inside the Capitol

By Jay Miller, Syndicated Columnist

**SANTA FE** -- I have another book for you to read. This one is a must for every New Mexican. It gives us background about why we are the way we are and how we got there.

The book is "Eagles and Empire" by Roswell's David Clary. It is the story of the Mexican-American War, written for the first time ever, from both sides.

Why are both sides important to New Mexicans? As you should recall, we were on one side at the beginning of the war and the other side at the end. They were fighting over us.

Clary takes us through the reasons for the war from both sides. We see the false assumptions we made about each other and the manufactured excuses for going into war that led both sides blundering down a path that neither side was astute enough to avoid.

Time is spent talking about New Mexicans and their conflicted feelings. When Gen. Kearny and his troops marched into town in 1846, they weren't greeted as liberating heroes.

Their main concern at the time was why did Gov. Armijo not head those troops off at Glorieta Pass. That was what was supposed to happen.

Kearny promised many great things but left soon after to conquer California. Resentment grew in some areas and several months later New Mexicans and Indians rebelled in Taos, killing the Yanquis' first governor.

Clary goes through all the steps and missteps that led our countries to that point. We also learn of the mistakes that caused the war to continue another two years while New Mexicans remained under military occupation.

When a treaty was signed in 1848, both sides knew the hostilities still weren't over. The Norteamericanos still wanted more land. The Gadsden Purchase took care of that seven years later. New Mexico gained enough southern territory to build a railroad to California.

Eagles and Empire also is a story that every American should read. The mistakes and misassumptions that led us into that war have led us into others since.

When reading Clary's work, you will find yourself thinking you've heard it all before, recently. Why don't we ever learn? Why do we think we know our enemy when we are actually so wrong? Why can't we

exhaust diplomatic possibilities before we pick-up sticks and start fighting?

Why do we think that wars are always going to be short? Why are we always so blind to the hidden costs of war? Wars that linger on, deferred costs and interest on debt are examples. But the biggest cost for which we seem least prepared are the returning veterans whose health and lives have been broken.

Support of our brave troops, which is always used to promote more war expenditure and demonize those who don't support more military spending, is forgotten once they get home. It happens in every war, but especially the unpopular ones like the Mexican-American War.

You'll also notice that some aspects of war have improved. The use of volunteers in those days may have hurt our cause more than helping it. After taking a town we would promise to treat civilians with respect but then the street gangs, criminals, bankrupts and other scum of society would descend on the community and do just the opposite.

The improvements even extended to the officer corps. The West Point grad-

uates were very professional, but many officers all the way up to general often were already politicians looking for glory and not interested in making a president from the opposite party look good.

Eagles and Empire, from Bantam Books, will be in bookstores tomorrow, July 28. It is available from Amazon.com now. I'm sure you will find it a valuable addition to your collection. It fills in many gaps other authors have ignored.

The last of those gaps has to do with the war's aftermath, continuing until today. We don't remember that war as well as the Mexicans. It is still affecting their views toward us.

**Any news articles or photos you want to get in the NEWS**

Just call 648-2333 or e-mail News@tularosa.net.

**We'll try really hard to get it in the earliest issue possible.**

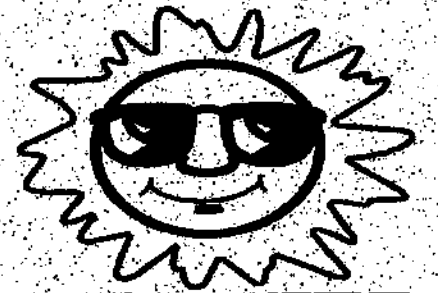
## An Experience . . .

As you have probably noticed by the different look of the NEWS starting with last week's issue, modern and up to date changes have and are being made. Not only in the added color but also in the overall looks of the paper. Have to admit, last week's issue looked somewhat amateurish, but things should start looking better as time goes by and I get used to using the new program in which the paper is being layed out. With the help of the people at the Roswell Daily Record and our own Patrice Brazie, we are getting a bit more familiar with everything and things should start looking a whole lot better soon.

Have been at this job for better than 44 years and this, to me, has been the hardest and biggest change that has occurred during that span. Of course memory has a habit of dulling past experiences. The change when we went from hot metal offset was quite dramatic, the difference being that I had only a couple of years of hot metal experience, so when we went to the offset process it didn't have quite the shock effect that this transition has had. But time does have the power to make changes like this just another experience in a long, long, long journey. And as anything else is this profession, as I have come to realize, never dull.

Guess it all comes down to us old timers, and I have finally come to gripes with that (being an old timer). Don't now if there is anyone else that has that kind of tenure in this business, and if there is, congratulations to you, and may you have many more years ahead. Still able to do most things well, but the old back and eye balls sometimes tell you it's time to go home, even when it is not yet 5:00 pm or the task at hand has not been completed. So please bear with us a bit longer. Things will get better.

peter aguilar



## WEATHER REPORT

by JEFF HAMMOND

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

Today, Thursday, August 13, the 225th day of 2009

A fair chance of showers and thunderstorms, partly cloudy, with a high near 89, calm winds becoming south between 5 and 10 mph, night: A very good chance of showers and thunderstorms, partly cloudy, with a low around 62, south winds between 5 and 10 mph.

Friday, August 14

A good chance of showers and thunderstorms, mostly cloudy, with a high near 85, night: A good chance of showers and thunderstorms, mostly cloudy, with a low around 59.

Saturday, August 15

A fair chance of showers and thunderstorms, mostly cloudy, with a high near 88, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 60.

Sunday, August 16

A slight chance of showers and thunderstorms, partly cloudy, with a high near 89, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 57.

Monday, August 17

A fair chance of showers and thunderstorms, partly cloudy, with a high near 89, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 57.

Tuesday, August 18

A good chance of showers and thunderstorms, partly cloudy, with a high near 84, night: A slight chance for showers and thunderstorms, partly cloudy, with a low around 55.

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

Today, Thursday, August 13, the 225th day of 2009

A good chance of showers and thunderstorms, mostly cloudy, with a high near 79, calm winds becoming south between 5 and 10 mph, night: A very good chance of showers and thunderstorms, mostly cloudy, with a low around 56, south wind between 5 and 10 mph.

Friday, August 14

A good chance of showers and thunderstorms, mostly cloudy, with a high near 74, night: A good chance of showers and thunderstorms, mostly cloudy, with a low around 51.

Saturday, August 15

A fair chance of showers and thunderstorms, mostly cloudy, with a high near 80, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 52.

Sunday, August 16

A slight chance of showers and thunderstorms, partly cloudy, with a high near 79, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 51.

Monday, August 17

A fair chance of showers and thunderstorms, partly cloudy, with a high near 79, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 50.

Tuesday, August 18

A good chance of showers and thunderstorms, partly cloudy, with a high near 75, night: A slight chance for showers and thunderstorms, partly cloudy, with a low around 48.

# 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.

July 20  
7:31 a.m. Medical call at location in Ancho, ambulance dispatched.  
9:00 a.m. Information report at Lincoln County Managers Office located in the Lincoln County Courthouse (LCC) on Central

Avenue in Carrizozo, deputy dispatched.  
9:17 a.m. Vandalism reported at location on Loma Grande in Nogal, deputy dispatched.  
10:36 a.m. Abandoned vehicle reported on Lincoln Hills Drive in Alto, deputy dispatched.  
11:09 a.m. Welfare check requested at location on Hiker Court in Alto, deputy dispatched.  
11:39 a.m. Fire

reported at location on Hwy 37 in Nogal, deputy dispatched.  
12:00 p.m. Welfare check requested at residence on Crown Ridge Road in Alto, deputy dispatched.  
12:25 p.m. Trespassing reported at location on Las Estrellas Road in Ranches of Sotero, deputy dispatched.  
3:03 p.m. Dog reported running loose on Elk Run in Alto, deputy dispatched.

6:12 p.m. Peacekeeping/police presence requested at residence on West Cedar in Capitan, deputy dispatched.  
8:14 p.m. Dog reported running loose on Old Angus Road in Alto, deputy dispatched.  
8:34 p.m. Dog reported running loose on Crooked Stick Lane in Alto, deputy dispatched.  
11:46 p.m. Traffic offenses reported at location on Hwy 48 in Alto, deputy dispatched.

8:34 p.m. Welfare check requested at residence on Katrina Road in Corona, deputy dispatched.  
July 22  
8:05 a.m. Accident reported at location on Musketball Court in Alto.

deputy dispatched.  
8:33 a.m. Harassment reported at location on Hwy 48 in Ruidoso, deputy dispatched.  
9:54 a.m. Dog reported running loose on Snowflake Road in Alto.

(Continued on Page 6)

## Capitan Clinic on . . .

(Continued from P. 3)

project that could piggy back a new clinic onto plans to build a new senior citizens center in the Village of Capitan. (Hammons) got a \$500,000 CDBG to put in a senior citizens center," Stewart reported. "I may be helping and cooperating with him to get the senior citizens center, and maybe a combination senior citizens center and Capitan clinic developed."

The Rose Clinic in Capitan is privately owned and leased to Presbyterian Healthcare Services (PHS) for operation of the clinic. PHS also holds the contract for operation of the publicly-owned Lincoln County Medical Center (LCMC) and healthcare clinics in Carrizozo and Corona. Stewart said that LCMC personnel were researching statistics and income levels for Capitan to determine whether or not the qualifications for a CDBG can be met. Updated information will be available during the public hearing scheduled for 10:00 a.m. on Tuesday at the county commission chambers of the Lincoln County courthouse complex.

Also during Tuesday's meeting of the county commissioners, an update on the Lincoln County Medical Center's master plan will be presented. A complete agenda for the meeting will be available at the courthouse on Monday.

### LEGAL NOTICE STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT No. PB-2009-21

IN THE MATTER OF THE ESTATE OF  
JACK W. RISTER, Deceased.

#### NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that Lillian Lucille Rister has been appointed Personal Representative of the Estate of Jack W. Rister, deceased. All persons having claims against this estate are required to present their claims within two months after the date of the first publication of this Notice or the claims will be forever barred. Claims must be presented to Lillian Lucille Rister, Personal Representative, c/o Maddox, Holloman & Kirksey, P.C., P.O. Box 2508, Hobbs, New Mexico 88241, or filed with the District Court Clerk, Lincoln County Courthouse, Carrizozo, New Mexico.

DATED: 7-27, 2009.

LILLIAN LUCILLE RISTER

MADDOX, HOLLOMAN & KIRKSEY, P.C.

BY: KATHLEEN A. MORAN  
Attorneys for Personal Representative  
P.O. Box 2508  
Hobbs, New Mexico 88241-2508  
575/393-0505

Published in the Lincoln County News on August 13 and 20, 2009.

## Church Directory

Mountain Ministry Parish,  
Sierra Blanca Presbytery  
Nogal Presbyterian Church  
E.W. "BO" LEWIS, Pastor  
Sunday School.....10:00 a.m.  
Worship.....11:00 a.m.

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

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

First Baptist Church  
HAYDEN SMITH, Pastor  
314 10th Avenue, Carrizozo, NM  
648-2968 (Church) or 648-2107  
Sunday School.....9:45 a.m.  
Worship Service.....10:55 a.m.  
Sunday Evening.....6:00 p.m.  
AWANAS...6:00 p.m. Wednesday\*  
\*September-April

Ruidoso Downs  
First Southern Baptist Church  
At Old Lincoln Church  
REV. ZACH MALOTT, Senior Circuit  
Preacher  
575-973-0560  
Dr. Randy Widener, Ph.D., Senior Pastor  
575-973-2086  
Sunday Service.....2:30 p.m.

Carrizozo Assembly of God  
Corner of 13th and C Avenue  
BARBARA BRADLEY, Pastor  
Children's Ministry and Nursery Available  
Worship Service .....10:00 a.m.  
Youth Service.....6:00 p.m.

Santa Rita Catholic Community  
FR. FRANKLIN, Pastor  
213 Birch, Carrizozo, NM 648-2853  
Daily Mass:  
Santa Rita.....8:30 a.m.  
Saturday:  
Capitan Sacred Heart.....5:00 p.m.  
Carrizozo Santa Rita.....7:00 p.m.  
Sunday:  
Capitan Sacred Heart.....8:30 a.m.  
Carrizozo Santa Rita.....10:30 a.m.  
Corona St. Theresa.....1:30 p.m.

Angus Church of the Nazarene  
Serving All of Lincoln County  
RICK HUTCHINSON, Pastor 336-8032  
SW Corner of Hwy. 48 and Hwy. 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.

St. Matthias Episcopal Church  
REV.D CANON PETER SANDERSON,  
Priest in Charge (575) 257-2356  
Corner of E. Ave. And 6th, Carrizozo, NM  
Holy Eucharist.....Sunday, 9:30 a.m.

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

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

United Methodist Churches  
JOHANNA ANDERSON, Pastor  
1000 D Ave., Carrizozo, 648-2893 or 648-2846  
Sunday School, All Ages.....10:00 a.m.  
Worship Service.....11:00 a.m.  
Choir Practice.....Tuesday, 6:30 p.m.  
United Methodist Women  
Thrd Wednesday of Month.....2:00 p.m.  
Fellowship Dinner  
Fourth Sunday of Month.....12:30 p.m.

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

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

Capitan Church of Christ  
LESLIE EARWOOD, Minister  
5th and Lincoln 336-4627  
Sunday Bible Study.....10:00 a.m.  
Worship Service.....11:00 a.m.  
Evening Worship.....6:00 p.m.  
Wednesday Bible Study.....6:00 p.m.

Trinity Southern Baptist Church  
MEL GNATKOWSKI, Pastor, 648-2530  
Capitan, South on Highway 48, 354-2044  
Sunday School.....9:30 a.m.  
Worship Service .....10:00 a.m.

First Baptist Church of Corona  
CAL WEST, Pastor 849-7975  
Sunday School.....10:00 a.m.  
Worship Service.....11:00 a.m.  
Wednesday Bible Study.....7:00 p.m.  
Fellowship Dinner..First Sunday of Month

Sunday:  
Sunday School for All Ages.....9:30 a.m.  
Morning Worship.....10:30 a.m.  
Children's Church.....10:45 a.m.  
Evening Worship.....6:00 p.m.

Wednesday:  
Teen Dinner and Games.....6:00 p.m.  
Teen Bible Study.....7:00 p.m.  
Prayer Meeting.....6:00 p.m.

Grace Fellowship Church  
TERRY AIELLO, Pastor  
Corona, NM 849-0105  
Worship.....9:30 a.m.

July 21  
1:23 a.m. Suspicious activity reported at Capitan schools, police dispatched.

10:23 a.m. Information report at Ruidoso Downs police headquarters in Ruidoso Downs, deputy dispatched.

10:59 a.m. Suspicious activity by person(s) in vehicle reported on Jicarilla Road in White Oaks, deputy dispatched.

11:33 a.m. Fire reported at location on Hwy 42 in Corona, Corona fire units and deputy dispatched.

1:47 p.m. Medical call at Carrizozo Health Clinic on E Avenue in Carrizozo, ambulance dispatched.

2:58 p.m. Fire reported at location on Ski Run Road in Alto, Bonito fire units and deputy dispatched.

4:56 p.m. Report of motor vehicle theft from location on Ski Run Road in Alto, deputy dispatched.

6:05 p.m. Fire reported at mile marker 8 on Hwy 37 in Nogal, Nogal fire units and deputy dispatched.

6:12 p.m. Welfare check requested at residence on Pine Lodge Road in Capitan, deputy dispatched.

6:18 p.m. Police presence/stand-by requested at location on Rio Arriba Road in Ruidoso, deputy dispatched.

6:49 p.m. New Mexico Department of Corrections Adult Probation and Parole Officer (APO) requested Agency Assistance at location in Ruidoso, deputy dispatched.

8:16 p.m. Smoke reported at mile marker 14 on east side of Hwy 48 in Bonito, deputy dispatched.

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 . . .

(Continued from Page 5)

**LEGAL NOTICE**

STATE OF NEW MEXICO  
 COUNTY OF LINCOLN  
 TWELFTH JUDICIAL DISTRICT COURT  
 Cause No: 2009-CV-0272  
 Division: III

IN RE: The Petition for Change of Name of DILLON RUBE WALEMA.

**NOTICE OF PETITION TO LCHANGE NAME TO: FRANKLIN WALEMA and ALL OTHER INTERESTED PERSONS:**

PLEASE TAKE NOTICE that in accordance with the provisions of Sections 40-8-1 through 40-8-3 N.M. Stat. Annot., Raina Najar, on behalf of her minor child, Dillon Rube Walema, will apply to the Honorable Karen L. Parsons, District Judge to the Twelfth Judicial District, 300 Central, Carrizozo, New Mexico at 8:15 a.m. on the 3rd day of September, 2009, at a regular term of the Court, or as soon thereafter as the matter may be heard, for an Order for a Change of Name from Dillon Rube Walema to Dillon Rube Najar.

(SEAL)

CLERK OF THE DISTRICT COURT  
 By: Linda L. Zamora  
 Deputy Clerk

Published in the Lincoln County News on August 13, 20 and 27, 2009.

deputy dispatched.  
 11:16 a.m. Littering or illegal dumping reported at location on Cedar Creek Road in Ruidoso, deputy dispatched.  
 1:29 p.m. Warrant service at location on 11th Street in Carrizozo, deputy dispatched.  
 4:20 p.m. 911 Hang-up from location on Smokey Bear Boulevard in Capitan, police dispatched.  
 6:56 p.m. Welfare check requested for person sitting in car on Hwy 380 east of Capitan, deputy dispatched.  
 7:18 p.m. Assault reported at location on Hwy 70 in Hondo, deputy dispatched.  
 8:46 p.m. Disturbance reported at location on Hwy 48 in Alto, deputy dispatched.

July 23  
 8:10 a.m. Larceny/theft reported at location on Calle La Placita in Lincoln, deputy dispatched.  
 8:48 a.m. Fire reported at location on Hwy 70 in Glencoe, Glencoe/Palo Verde fire units dispatched.  
 10:01 a.m. Medical call at location on Bonito Park in Alto, Advanced Life Support (ALS) ambulance dispatched.  
 12:46 p.m. Trespassing reported at location on Hwy 37 in Bonito, deputy dispatched.  
 1:27 p.m. Dog reported running loose on Gavilan Hills Road in Alto, deputy dispatched.  
 2:24 p.m. Larceny/theft reported at Lincoln County Sheriff's Office (LCSO) located in the LCC on Central Avenue in Carrizozo, deputy dispatched.  
 2:59 p.m. 911 Hang-up from residence on Flintlock Trail in Ruidoso, deputy dispatched.  
 3:56 p.m. Fraud reported at location on Mechem Drive in Ruidoso, deputy dispatched.

4:51 p.m. Dog reported running loose on Sierra Blanca Trail in Ruidoso, deputy dispatched.  
 5:27 p.m. Missing or lost person reported at location on Laughing Horse Trail in Capitan, deputy dispatched.  
 6:44 p.m. Abandoned vehicle reported at location in Nogal, deputy dispatched.  
 9:53 p.m. Traffic offenses reported on Holden in Alto, deputy dispatched.  
 10:06 p.m. Welfare check requested at location on Calle El Ojito in Hondo, deputy dispatched.  
 11:03 p.m. Domestic battery reported at West Lake campground on Bonito Lake, deputy dispatched.

# Looking Back . . .

(Continued from Page 2)

went into the wilderness and chopped enough rails at one cent each to purchase a wagon to complete his trek to Texas.

He arrived in Mr. Pleasant, Texas, on Christmas Eve Day where he pitched camp about his wagon until he had time to fall trees and construct a log cabin to shelter his family and a log crib to protect his oxen from the hard winter months. At that time only two or three general merchandise stores comprised the business activities of that frontier town.

John H. spent the rest of his life in that Northeast Texas section.

Berry Casey with his spread remained in Little Rock and was not contacted again by John H.

**THE LONG AND SHORT OF IT IS . . . Family feuds are "old as the hills!" Cain slew Abel.**



**LEGAL NOTICE**

TWELFTH JUDICIAL DISTRICT COURT  
 COUNTY OF LINCOLN  
 STATE OF NEW MEXICO  
 No. CV-09-298

JOELLEN P. FEIND, TRUSTEE OF THE CHARLES E. AND JOELLEN P. FEIND FAMILY TRUST,

Plaintiff,

vs.  
 GROUP I: THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED THEIR UNKNOWN HEIRS, AND THE UNKNOWN SPOUSES OF THE FOLLOWING NAMED PERSONS, IF LIVING, IF DECEASED THEIR UNKNOWN HEIRS: EUGENE P. JUSTICE, ANN L. JUSTICE, AND T.M. SHIRLEY;

GROUP II: THE UNKNOWN HEIRS OF THE FOLLOWING NAMED DECEASED PERSON: JOE E. PETTY, ALSO KNOWN AS JOE PETTY;

GROUP III: THE UNKNOWN SPOUSES OF THE FOLLOWING PERSONS IF LIVING, IF DECEASED THEIR UNKNOWN HEIRS: WILLIAM LAWRENCE PAYTE, ALSO KNOWN AS WILLIAM L. PAYTE, STEVEN THOMAS PAYTE, ALSO KNOWN AS STEVEN T. PAYTE, AND LAURA LYNN PAYTE, ALSO KNOWN AS LAURA L. FARLEY;

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

Defendants.

**SUMMONS AND NOTICE OF PENDENCY OF ACTION**

THE STATE OF NEW MEXICO TO THE ABOVE DEFENDANTS NAMED OR DESIGNATED:

GREETINGS: You are hereby notified that Joellen P. Feind, Trustee of The Charles E. and Joellen P. Feind Family Trust, Plaintiff, has filed an action in the District Court of Lincoln County, New Mexico, Civil Docket No. CV-09-298 Div. III, wherein you are named as Defendants and wherein said Plaintiff seeks to obtain constructive service upon you.

The general subject matter of said action is to quiet title to certain real estate, which is the subject matter of the above-captioned and numbered cause of action and is described as follows:

Lot 2A, Block 2 of GLEN GROVE SUBDIVISION, Ruidoso, Lincoln County, New Mexico, as shown by the replat of Lots 2, 3 and 4, Block 2, Glen Grove Subdivision, filed in the office of the County Clerk of Lincoln County, New Mexico, on January 18, 2000, in Cabinet G, Slide No. 576;

TOGETHER WITH all improvements thereon; SUBJECT TO reservations, restrictions and easements of record.

You are further notified that unless you enter your appearance, plead or otherwise respond in said cause on or before September 28, 2009, 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 11th day of August, 2009.

JAN PERRY  
 Clerk of the District Court  
 By: Gloria LaMay  
 Deputy

Published in the Lincoln County News on August 13, 20 and 27, 2009.

## Have A Very Nice Day!!

**Make It A Weekend**  
**August 20-23, 2009**  
 Deming, New Mexico  
**Events Thursday thru Sunday**  
**LIVE Duck Races; Tournament of Ducks Parade; Duck Royalty Pageant; Hot Air Balloons; Outhouse Race; Tortilla Toss; Carnival; Vendors; & much more!**

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 • KNFT-FM  
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 • Wells Fargo

For more information:  
 202 S. Diamond, Deming, NM  
 (575) 544-0469 or  
 (888) 345-1125  
 www.demingduckrace.com

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# LEGALS

## LEGAL NOTICE

### VALLE DEL SOL IMPROVEMENT DISTRICT NOTICE OF PRELIMINARY HEARING

NOTICE IS HEREBY GIVEN of the intent to form the Valle Del Sol Improvement District ("District") pursuant to Chapter 3, Article 33, NMSA 1978 and Resolution No. R2009-07, adopted on March 10, 2009 (the "Formation Resolution") a copy of which is attached as Exhibit A to this Notice and is hereby incorporated into and made a part of this Notice.

The land comprising the District is identified on the plats of the Valle Del Sol Subdivision filed in the records of the Lincoln County Clerk. The legal description for this subdivision is attached as Exhibit B.

The General Plan of the District is attached as Exhibit C to this Notice and is hereby incorporated into and made a part of this Notice.

The hearing will be held at the Carrizozo City Hall on September 14, 2009 at 5:30 p.m.

The estimated cost of the improvement, or maintenance of the district is \$12,000.00 per Phase, annually.

The boundary of the District will include all Phases of Valle Del Sol Subdivision.

The routes of the improvements by streets or location of the improvements are as shown on the plats of Valle Del Sol subdivision, filed in the records of Lincoln County. The Town of Carrizozo has assumed maintenance of Phases I and II, and will assume each additional Phase from the Developer as each Phase reaches a 50% sold to an end user within that Phase, thereby starting the fifteen year assessment period for that Phase.

All tracts within the proposed District will be assessed and those properties adjoining the subdivision Valle del Sol, if their only access is via subdivision property.

The assessment period shall be fifteen years upon assumption of maintenance of the Phase, at which point, the Town of Carrizozo will assume maintenance in accordance with regular subdivision standards.

The amount of the assessment for each tract is \$100.00 annually.

The Developer will receive a waiver for his consideration of constructing and maintaining the improvements for a period of fifteen years.

The amount of cost to be assumed by the municipality is any cost over the estimated assessment.

The Notice is recorded pursuant to Section 3/33-154 NMSA 1978.

Executed effective the 14th day of July, 2009 at Carrizozo, New Mexico.

Mayor Bob Hemphill

Attest:  
Leann Welhbrecht  
Town Clerk

Due to the length of Exhibits A, B, and C, they are not being published herein. However, the documents can be viewed at the Town of Carrizozo City Hall during the normal business hours.

Published in the Lincoln County News on July 30; August 6, 13 and 20, 2009.

## NOTICE

### STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT Case No. D-1226-CV-200800151

Wells Fargo Bank, N.A., Plaintiff,

v. LAURA P. LINDSEY, AKA LAURA KINDSEY, GARY D. LINDSEY, OCCUPANTS WHOSE TRUE NAMES ARE UNKNOWN; THE UNKNOWN SPOUSE OF GARY D. LINDSEY; THE UNKNOWN SPOUSE OF LAURA P. LINDSEY AKA LAURA LINDSEY, Defendants.

## NOTICE OF SALE

NOTICE IS GIVEN that the undersigned Special Master

## LEGAL

Bayview Loan Servicing, LLC, Plaintiff,  
v. ZOILA SOLIS; ROQUE SOLIS; OCCUPANTS, WHOSE TRUE NAMES ARE UNKNOWN, Defendants.

## NOTICE OF SALE

NOTICE IS HEREBY GIVEN that the undersigned Special Master will on September 8, 2009 at 9:00 AM, outside the front entrance of the Lincoln County District Court, 300 Central Ave, Carrizozo, NM, 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: A tract of land situated in the NE/4 of Section 2, Township 8 South, Range 10 East, N.M.R.M., Lincoln County, New Mexico, and being more particularly described by metes and bounds as follows, to-wit:

## LEGAL NOTICE

NOTICE is hereby given that on June 30, 2009, SEA GEM LLC, c/o J.E. Helzer, P.O. Box 128, Hondo, New Mexico 88336, filed application No. H-49 with the STATE ENGINEER for permit to change location of supplemental well H-49 located in the SE¼SW¼SW¼ of Section 3, Township 11 South, Range 17 East, N.M.P.M.

Applicant proposes to drill replacement supplemental well approximately 120 feet in depth, and 12 inches in diameter located in the SE¼SW¼SW¼ of Section 3, Township 11 South, Range 17 East, N.M.P.M., for the continued diversion of up to 323.52 acre feet per annum of supplemental groundwater and the irrigation of up to 101.10 acres of land located in the:

SUBDIVISION	SECTION	TOWNSHIP	RANGE	ACRES
PT. S1/2 S1/2SW1/4	3	11 SOUTH	17 EAST	11.1
PT. N1/2NW1/4	10	11 SOUTH	17 EAST	37.5
PT. E1/2SE1/4NW1/4	10	11 SOUTH	17 EAST	1.8
PT. W3/4	10	11 SOUTH	17 EAST	50.7

Well H-49 is supplemental to the Pablo Chavez Ditch, surface point of diversion under State Engineer Surface File Nos. 01300-1, 013001-2, and 01300-2.

The replacement well will be located approximately 20 feet of the original well. The proposed well will be located in Hondo, Lincoln County, New Mexico.

Any person, firm or corporation or other entity having standing to file objections or protests shall do so in writing (legible, signed, and include the writer's complete name and mailing address). The objection to the approval of the application must be based on: (1) Impairment; if impairment you must specifically identify your water rights; and/or (2) Public welfare/conservation of water; if public welfare or conservation of water within the state of New Mexico, you must show you will be substantially affected. The written protest must be filed, in triplicate, with John R. D'Antonio, Jr., P.E., State Engineer, 1900 West Second Street, Roswell, New Mexico 88201, within ten (10) days after the date of last publication of this Notice. Facsimiles (fax) will be accepted as a valid protest as long as the hard copy is sent within 24-hours of the facsimile. Mailing postmark will be used to validate the 24-hour period. Protest can be faxed to Office of the State Engineer, (575) 623-8559. If no valid protest or objection is filed, the State Engineer will evaluate the application in accordance with Sections 72-2-16, 72-5-6, and 72-12-3.

Published in the Lincoln County News August 6, 13 and 20, 2009.

will on August 25, 2009 at 9:00 AM, front entrance of the Lincoln County District Court, 300 Central Ave., Carrizozo, NM, 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 1, Block 6 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. The address of the real property is 200 Alpine Village, Ruidoso, NM 88345.

Said sale will be made pursuant the Decree of Foreclosure entered on March 2, 2009, in the above entitled and numbered cause, which was a suit to foreclose a mortgage held by the above Plaintiff and wherein Plaintiff was adjudged to have a lien against the above-described real estate in the sum of \$203,176.32 plus interest from November 15, 2008, to the date of sale at the rate of 6.5000% per annum, the costs of sale, including the Special Master's fee, publication costs, and Plaintiff's costs expended for taxes, insurance, and keeping the property in good repair.

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

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

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

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

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

Dated: 7/16/2009

Peter Baca, Special Master  
c/o Castle Meinhold & Stawiariski  
999 18th St., Suite 2201 Bin 1  
Denver, CO 80202  
(800) 286-0013 (303) 285-2222  
08-0637 FC01  
7/16, 08/13/2009 P597107

Published in the Lincoln County News on July 30; August 6, 13 and 20, 2009.

## LEGAL NOTICE

### STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT Case No. D-1226-CV-200700491

Bayview Loan Servicing, LLC, Plaintiff,  
v. ZOILA SOLIS; ROQUE SOLIS; OCCUPANTS, WHOSE TRUE NAMES ARE UNKNOWN, Defendants.

## NOTICE OF SALE

NOTICE IS HEREBY GIVEN that the undersigned Special Master will on September 8, 2009 at 9:00 AM, outside the front entrance of the Lincoln County District Court, 300 Central Ave, Carrizozo, NM, 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: A tract of land situated in the NE/4 of Section 2, Township 8 South, Range 10 East, N.M.R.M., Lincoln County, New Mexico, and being more particularly described by metes and bounds as follows, to-wit:

Beginning at a point on the Northeasterly right of way line of U.S. Highway no. 380, which is South 22 degrees 44' East 625.40 feet from the North 1/4 corner of said Section 2; thence along said right of way line South 50 degrees 19' East, 300 feet; thence North 47 degrees 18' East, 200 feet; thence North 50 degrees 19' West, 300 feet; thence South 47 degrees 16' West, 200 feet to the point of beginning. The address of the real property is 101 US Highway 380W, Carrizozo, NM 88301.

Said sale will be made pursuant to the Decree of Foreclosure entered on February 18, 2009, in the above entitled and numbered cause, which was a suit to foreclose a mortgage held by the above Plaintiff and wherein Plaintiff was adjudged to have a lien against the above-described real estate in the sum of \$505,087.49 plus interest from February 1, 2009 to the date of sale at the rate of 12.990% per annum, the costs of sale, including the Special Master's fee, publication costs, and Plaintiff's costs expended for taxes, insurance, and keeping the property in good repair. Plaintiff has the right to bid at such sale and submit its bid verbally or in writing. The Plaintiff may apply all or any part of its judgment to the purchase price in lieu of cash.

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

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

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

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

Dated: 08/04/2009

Peter Baca, Special Master  
c/o Castle Meinhold & Stawiariski  
999 18th St., Suite 2201, Bin 1  
Denver, CO 80202  
(800) 286-0013 (303) 285-2222  
08/06, 08/13, 08/20, 08/27/2009 P606067

Published in the Lincoln County News on August 6, 13, 20 and 27, 2009.

## LEGAL NOTICE

### TWELFTH JUDICIAL DISTRICT COURT STATE OF NEW MEXICO COUNTY OF LINCOLN No. CV-09-189 Div. III

CITY BANK NEW MEXICO, a New Mexico Banking Corporation,

Plaintiff,

vs.

THE OUTLAW CLUB, LLC, and KERWIN R. PRICE, JR.,

Defendants.

## AMENDED

### NOTICE OF SALE OF LIQUOR LICENSE

NOTICE IS GIVEN that on September 9, 2009, at 10:00 A.M., at the front entrance to the Village of Ruidoso Municipal Building located at 313 Cree Meadows Drive in Ruidoso, New Mexico, the undersigned Special Master will offer at public sale and sell New Mexico Liquor License No. 28019 to the highest bidder for cash.

The Special Master's sale will be conducted pursuant to the Default Judgment and Order of Appointment of Special Master entered by this Court in the above styled and numbered cause on July 29, 2009, in an action for collection of Plaintiff's Promissory Note.

Plaintiff's Judgment directed collection of the Promissory Note and sale of the collateral securing the Note to satisfy the following Judgment liens:

Principal, interest and late fees through 9/09/09	\$232,683.98
Costs of suit	325.49
Attorney fees	1,794.72
Special Master's fee	296.48

\$235,100.67

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

The purchaser of New Mexico Liquor License No. 28019 is required to make appropriate application to the Department of Alcohol and Gaming of the Regulation and Licensing Division of the State of New Mexico for approval to operate the Liquor License in an approved location in the State of New Mexico.

NOTICE IS FURTHER GIVEN that the Special Master may continue the date of sale without republishing the Notice of Sale by appearing on the date and time designated in this notice and announcing the postponement to another specific date.

/s/ Sarah Prothro

Sarah Prothro, Special Master

LEE GRIFFIN & ASSOCIATES, P.C.

By: /s/ Lee Griffin

Lee Griffin  
1044 Mechem Drive  
Ruidoso, New Mexico 88345  
(575) 258-9404  
Attorney for Plaintiff

Published in the Lincoln County News on August 13, 20, 27, and Sept. 3, 2009

Have A Really Great Day!!

**LEGAL NOTICE**  
**VILLAGE OF CAPITAN**  
**MUNICIPAL COURT FEE ORDINANCE**  
**ORDINANCE 2009 - 01**  
**AMENDING SECTION 1-9-4, CORRECTION FEES,**  
**JUDICIAL EDUCATION FEES, AND COURT**  
**AUTOMATION FEES.**

WHEREAS, the 2009 State Legislature amended state statute 35-14-11, which increased the amount assessed for the Judicial Education fee; and

WHEREAS, the governing body of the Village of Capitan wishes to amend the section of the municipal court and penalty assessment section of the 2002 codification.

**BE IT ORDAINED BY THE GOVERNING BODY OF THE VILLAGE OF CAPITAN, NEW MEXICO:**  
 Section 1-9-4 of the Capitan Municipal Code is amended to read: 1-9-4: CORRECTION FEES, JUDICIAL EDUCATION FEES AND COURT AUTOMATION FEES:

A. Short Title: This section shall be known as the MUNICIPAL COURT FEE ORDINANCE.

B. The Municipal Judge shall collect the following costs:

- (1) A corrections fee of twenty dollars (\$20.00).
- (2) A judicial education fee of three (\$3.00).
- (3) A court automation fee of six (\$6.00).

D. The fees are to be collected upon conviction from persons convicted of violating any ordinance relating to the operation of a motor vehicle or any ordinance that may be enforced by the imposition of a term of imprisonment.

E. All money collected pursuant to Paragraph (1) of Subsection B of this section shall be deposited in a special fund in the municipal treasury and shall be used for:

1. municipal jailer or juvenile detention officer training;
2. the construction planning, construction, operation and maintenance of a municipal jail or juvenile detention facility;
3. paying the cost of housing juveniles in a detention facility;
4. complying with match or contribution requirements for the receipt of federal funds relating to jails or juvenile detention facilities; Ordinance 2009-01 Page 2 of 2
5. providing inpatient treatment or other substance abuse programs in conjunction with or as an alternative to jail sentencing;
6. defraying the cost of transporting prisoners to jails or juveniles to juvenile detention facilities; or
7. providing electronic monitoring systems.

H. A municipality may credit the interest collected from fees deposited in the special fund pursuant to Subsection D of this section to the municipality's general fund.

I. All money collected pursuant to Paragraph (2) of Subsection B of this section shall be remitted monthly to the state treasurer for credit to the judicial education fund and shall be used for the education and training, including production of bench books and other written materials of municipal judges and other municipal court employees.

J. All money collected pursuant to Paragraph (3) of Subsection B of this section shall be remitted monthly to the state treasurer for credit to the municipal court automation fund and shall be used for the purchase and maintenance of court automation systems in the municipal courts. The court automation systems shall have the capability of providing, on a timely basis, electronic records in a format specified by the judicial information systems council.

K. As used in this section "convicted" means the defendant has been found guilty of a criminal charge by a municipal judge, either after trial, a plea of guilty or a plea of nolo contendere.

PASSED ADOPTED AND APPROVED this 14th day of July, 2009.

Sam Hammons  
 Sam Hammons, Mayor

ATTEST:  
 Kay Strickland  
 Kay Strickland, Village Clerk  
 Published July 30 and August 13, 2009.

**Football Season**  
**is here ...**  
**NEWS-sports update**  
**Rio Rancho Varsity 34**  
**La Cueva West Varsity 6**  
 Albuquerque YAFL

**Observe**  
**ALL**  
**Traffic Signs**  
**Children are**  
**Now Back at**  
**School.**

# WANTED: Grocery Store in Carrizozo

## FAST ACTION Lincoln County News CLASSIFIED ADS

**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

**LAND FOR SALE**  
 Five mile 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

**SKI AND FISH BOAT FOR SALE**  
 Invader 17 foot, open bow, 90 HP Merc. Ship to Shore Radio, depth/fish finder, also set up for fishing, serviced every season, garage kept. In excellent condition. \$4,200.  
 5 Mauer Road in Bent  
 Call Anytime 575-937-6320 4tc/8/6-27

**DOG OBEDIENCE CLASSES**  
 Start Saturday, August 22, McDonald Park in Carrizozo, 10:00am. Four week course, skip Labor Day weekend.  
 Call 575-430-1640 for information 2tp/8/13-20

**THE MENAGERIE INVENTORY REDUCTION!**  
 50% Discounts, Must See!!  
 Capitan Summer Market, Saturdays 9AM-??  
 107 W. Smokey Bear Blvd., 937-2271 2tp/8/13-20

**FOR SALE** -- Blue Heeler pup, 10 months old, male, not neutered, no papers. \$75.00.  
 Call 973-8004. 1tp/8/13

**HOUSE SALE** -- Everything must go. 5K Generator, bunk beds used 2 times, clean bedroom set, Gibson Les Paul custom Guitar, Welder oxy/acetylene, Entertainment Center, Casio Guitar Synthesizer, Boss Guitar Synthesizer, Boss G.R. 1600 digital 16 track recording studio, Large component stereo system with EQ CD player and speakers, stereo cassette player, Biamps, 16 Channel Mixing Board in anvil case (excellent condition), string trimmer, 2600 PSI power washer used 2 times, massage table, dining room set, blond wood glass top table, hutch with glassware, plates and gold silverware.  
 5 Mauer Road in Bent / Call Anytime 575-937-6320 4tc/8/6-27

**YARD SALE Multi-family**  
**Saturday, August 15 -- 8AM - 2PM**  
 Appliances, Air Conditioner, Furniture, Clothes, Books, Many VCR Movies, Knick-knacks and much more.  
 Bar W Ranch Headquarters  
 Mile Marker 125 / US Highway 54 / Carrizozo 2tp/8/6-13

**EMPLOYMENT NOTICE**

**PART-TIME PROGRAM DIRECTOR/ ADMINISTRATIVE ASSISTANT:**

The Carrizozo Soil and Water Conservation District and the South Central Mountain Resource and Conservation Development Council are currently accepting applications for a part-time employee. The position is a part-time, shared position of 20 hours per week at the NRCS office located at 307 12th Street in Carrizozo, NM. Working knowledge of computers and general office skills, such as filing, bookkeeping, correspondence a must. Meeting minute transcription and advanced computer skills a plus. Applications available at the NRCS office, 307 12th St., Carrizozo, NM; 575-648-2941x101 or by request to P.O. Box 457, Carrizozo, NM 88301. Applications must be RECEIVED NO LATER THAN AUGUST 21ST, 2009. The District and RC&D Council are equal opportunity employers. 2tc/8/13-20

**EMPLOYMENT NOTICE**

**ADMINISTRATIVE ASSISTANT FOR FIXED ASSETS.** The County of Lincoln is seeking an experienced accounting specialist and project officer. The selected candidate will enter and/or electronically scan a barcode system and update fixed assets into a data base or spreadsheet records; perform fixed asset accounting, conduct the annual physical inventory of County assets; determine the life of equipment for depreciation purposes and prepares the annual depreciation report. Conducts capital asset audits in compliance with state, federal, and GASB standards; monitors and assists finance and purchasing staff with internal controls, internal auditing and assures accurate posting of asset data. Initiates and tracks disposal of surplus and obsolete equipment in accordance with state directives. The ideal candidate should have prior experience in the fields of accounting, bookkeeping, or a related field and should have an Associate's degree in the field of accounting or similar field. In addition, the selected individual may assist the county manager with administering any number of special projects. Selected individual should have excellent verbal, written, analytical, computer, and persuasive skills. Position has excellent health and retirement benefits. Starting salary is \$32,117 per year, advancing to \$33,722 after 6 months in the position. To obtain an employment application by mail send a resume to Billie-Jo Guevara, Lincoln County Manager's Office, P.O. Box 711, Carrizozo, New Mexico 88301. E-mail correspondence is acceptable at [aahr@lincolncountynm.net](mailto:aahr@lincolncountynm.net) or telephone 575-648-2385 Ext. 100. Closing date for application is 5:00PM, Friday, August 28, 2009. Lincoln County is an equal opportunity employer. 1tc/8/13

**FOR SALE** -- Alfalfa, small and large square bales, round bales. Various qualities. The Hay Ranch in Roswell. 575-973-2200 4tc/8/13-9/3

This Space for RENT,  
 Call 648-2333 for VERY Reasonable Price Quotes.

**CLASSIFIED AD FORM**

YOUR NAME \_\_\_\_\_  
 MAILING ADDRESS \_\_\_\_\_  
 CITY/STATE \_\_\_\_\_ ZIP \_\_\_\_\_

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

1  2  3  4  5  6

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

\$6.00 per week for 20 words or less\*

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\* Add 10 cents per word for each word over 20

Cost of Ad \_\_\_\_\_  
 Tax (.0625) \_\_\_\_\_  
 Total \_\_\_\_\_

Mail Or Bring To:  
**LINCOLN COUNTY NEWS**  
 P.O. Drawer 459  
 309 Central Avenue  
 Carrizozo, NM 88301  
 Phone or FAX 575-648-2333