

# Small Changes in County Attorney Morel's Contract

by Patrice Brazie

In 2008, the Lincoln County Board of Commissioners entered into another contract for legal services with attorney Alan Morel, who was the only attorney to respond to the county's issuance of a request for proposals. The contract is good for the initial, or base, year, plus three additional years in which the contract may be renegotiated.

County manager Tom Stewart reported, during the January 12th meeting of the county commissioners, that Morel's contract for the 2009-2010 fiscal year is for \$13,475, plus tax, per month includes all fees and costs associated with the regular duties of the job, but

does not include litigation of individual cases in magistrate or districts courts.

In renegotiating his contract for the coming year, Stewart said, Morel agreed to continue to perform his services to the county at the previously agreed upon rate of pay, but this year added one interesting stipulation.

"The only revision to the proposed contract is a stipulation that, if the county manager should resign, Mr. Morel reserves the right to return to an hourly rather than flat fee rate," Stewart said.

In actuality, the contract does reflect a couple of small changes, a slight increase in the tax charged due to an increase in the gross receipts tax rate in Ruidoso, and an agreement that the coun-

ty pay for legal research software and services obtained from New Mexico One Source Law.

"The reason we did that was because the cost has been escalating on keeping our law books up to speed," Stewart said. "Alan and I have negotiated a way for the county to maintain what I need to have at minimal expense, and then Alan can do the portion that he needs and it's more economical that way."

After hearing of Morel's stipulation regarding the resignation of the county manager, county commissioner Eileen Sedillo asked if there was something that the county commissioners should be aware of.

Stewart responded by saying simply, "I'm on contract with you until May. I'll live by my contract."

Morel told the county commissioners that he was unaware of any "inside scoop" regarding the manager's plans for the future.

"It's just something that I wanted to put in to protect myself because I've been doing this job for 16 years and I have a pretty good idea of what it takes to do the job," Morel said. "Tom doing his job makes it easier to do my job, and it changes the dynamics if he's not here. It didn't come from him, it came from me," he added.

Morel explained that he did not charge the county for litigation during the

(Continued on Page 2)

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## Lincoln County News

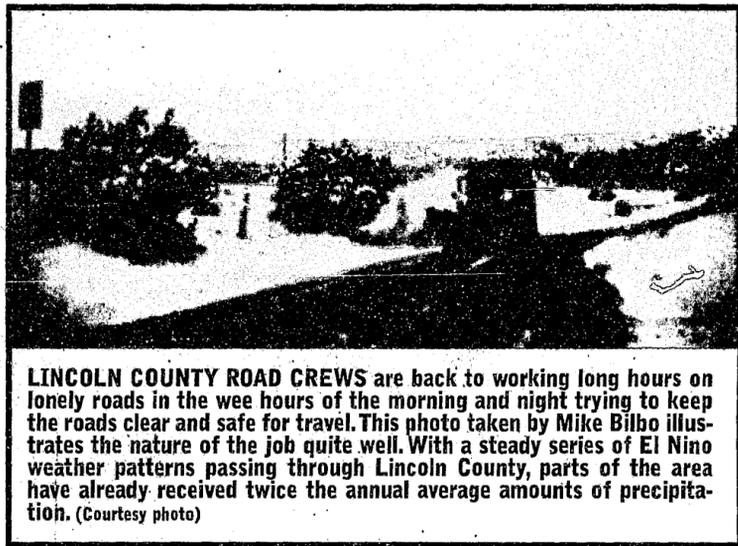
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**LINCOLN COUNTY ROAD CREWS** are back to working long hours on lonely roads in the wee hours of the morning and night trying to keep the roads clear and safe for travel. This photo taken by Mike Bilbo illustrates the nature of the job quite well. With a steady series of El Nino weather patterns passing through Lincoln County, parts of the area have already received twice the annual average amounts of precipitation. (Courtesy photo)

## Sale of Rural Events Center Approved

by Patrice Brazie

County manager Tom Stewart reported in January that the sale of the county's Glencoe Rural Events Center and Joe Skeen Arena property is nearing finalization.

Stewart said on January 12th, during a regular meeting of the Board of Lincoln County Commissioners, that he had received word that the appraisal of the property had been approved by the New Mexico State Property Tax Director on December 11th.

The property sale, approved by county commission in November of last year, must now be reviewed by the state Board of Finance.

County attorney Alan Morel is

scheduled to present the transaction proposal to that board on February 16th.

Completion of the transaction is contingent on the buyer, Sherry Barrows Strategies, LLC, being able to provide the funding for the \$340,000 purchase, but Stewart said in January that he had received a commitment letter for the closing on the property, located about 12 miles east of Ruidoso on Interstate Highway 70.

"So, we're essentially ready to proceed on the closure of the Glencoe Rural Events Center," Stewart said.

The board of county commissioners unanimously adopted a resolution approving the contract agreement for the sale of the property on January 12th.

## County Hears Animal Control Ordinance Recommendations

by Patrice Brazie

Last September the Lincoln County Board of Commissioners issued a request to Carrizozo resident Barbara Culler to collect comments and suggestions from interested parties regarding possible changes to the county's animal control ordinance.

Culler is the co-founder of the nonprofit organization Miracle's Paws for Pets, which encourages and assists pet owners in having their animals spayed or neutered to reduce the continued overpopulation of unwanted and uncared for domestic pets. Culler and associate Kim Roper work closely with animal groups and shelters in several states, including Texas, Arizona and Colorado, to find placement for dogs and cats that are found locally but not accepted into local homes or shelters.

Speaking before the county commissioners during their meeting of January 12th, Culler began by expressing her feelings about what an animal ordinance should be and what might be accomplished by improving the county's

existing regulations.

"First and foremost, the ordinance is a learning tool, and it takes us back to the basics about getting along; not only with each other, but with the animals that share this world with us," she began. "Second, it pushes all of us to be a little bit better and, whether we believe it or not, all could use improve-

ment in one way or another. Third, there are people in this world that, no matter what happens, will do what they want no matter who or what gets damaged as a result of their actions, and the ordinance keeps both people and animals safe from them," she said. "The ordinance is a guide and, when needed, a protection."

(Continued on P. 3)



**THIS BEAUTIFUL WINTERY SCENE** also gives some idea of how much snow most of Lincoln County has received in the last few weeks, and more rain/snow started coming down early Wednesday and dropping thermometer readings way down again. Photo was taken Thursday last somewhere between the Bonito Lake and Angus turnoffs. (Courtesy photo)

## Physician's Assistant Joins Carrizozo, Corona Clinics

Lincoln County Medical Center (LCMC) is pleased to announce that Ellen Orr Wittman, PA-C, has joined the Carrizozo Health Center to provide medical care for patients. Wittman



started on Monday, February 1.

Wittman arrives in Carrizozo nearly five months after the position had become vacant. LCMC Medical Director Gary Jackson, DO, provided interim coverage while interviewing several candidates for both medical skill and community fit.

"We're extremely happy to have Ellen join the Carrizozo clinic team and feel she'll be an excellent fit for Carrizozo, Corona and Lincoln County," said Jackson. "Ellen has a strong background in family medicine training and clinical experience which will be of great benefit to patients of this clinic."

Wittman completed her undergraduate degree at the University of Michigan in Ann Arbor. She completed post baccalaureate courses in pre-medicine and Spanish at El Camino College in Torrance, California, the University of New Mexico in Albuquerque, Santa Fe Community College and the College of Santa Fe.

She received her Physician Assistant Masters' Degree from Samuel Merritt University in Oakland, California.

Additionally, Wittman has provided clinical care services in New Orleans, Louisiana, family practice for the Dona Ana County Detention Center in Las Cruces and Health Centers of Northern New Mexico and was a Hospitalist Physician Assistant at Alta Vista Regional Hospital in Las Vegas, New Mexico.

"My goal has always been to provide compassionate medical care in a not-for-profit setting while working in a comfortable, dedicated environment to an under-served patient population," said Wittman.

Dr. Jackson said that Wittman would be in the Carrizozo Health Center Mondays-Fridays from 9 a.m. to 5 p.m.

Dr. Jackson added that he feels Ellen will make an immediate, positive impact with patients and their satisfaction based on her professionalism and

belief in high quality care.

"I want to reassure patients of the Carrizozo and Corona clinics as well as Lincoln County residents that we prioritized the recruitment of this position," said Jackson. "We remained focused on finding someone who not only thrived on providing quality care in a rural setting, but wants to become an active member of the community in which she serves. We found that with Ellen," Jackson added.

Lincoln County Medical Center is a county-owned facility leased by Presbyterian Healthcare Services. This partnership has existed since 1972 and is dedicated to improving the health of individuals, families and communities.

Lincoln County Medical Center and Presbyterian Healthcare Services operates a hospital, six clinics and a countywide ambulance service. Lincoln County Medical Center employs more than 250 people, including more than 15 providers throughout Lincoln County.

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**LINCOLN COUNTY NEWS  
CALENDAR OF EVENTS**

**MONDAYS and WEDNESDAYS**  
-Free GED classes 6 to 8 p.m. Carrizozo School Library.

**TUESDAYS**  
-Capitan Public Library pre-school 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**  
-Al Anon family group for families and friends of alcoholics, noon at Methodist Church in Carrizozo. Bring lunch.

**TODAY, THURSDAY, FEBRUARY 4**  
--Democratic Party of Lincoln County monthly meeting at K-Bob's in Ruidoso. Order from menu at 5:30 p.m., business meeting at 6:00 p.m.

**MONDAY, FEBRUARY 8**  
--Carrizozo Town Council 6:00 p.m.

**TUESDAY, FEBRUARY 9**  
--Ruidoso Village Council 4:30 p.m.

--Corona Village Council 5:30 p.m.

--Corona School Board 6:00 p.m.  
--Capitan Village Council 6:30 p.m.

## Small Changes in Contract ...

(Continued from Page 1)

first 15 years of his contracts with the county.

"For the first 15 years I didn't charge for any litigation even though we instituted some on our own," Morel explained. "I don't charge for following litigation when we get sued; we assign it to outside counsel and I track it and I update it, but I don't charge you. When we actually file for litigation for enforcement of ordinances, I have been billing for those cases, and they've almost all been settled," he said. "I'm kind

of at your mercy; if you decide to file 15 cases, I can do them but I can't do them for free."

Morel said that the amount of time required by his paralegal staff in dealing with county issues has also increased.

"I was able to shift 100 hours of work to them and they can do it a lot cheaper than I can," Morel said. "With that reduction, you still won almost \$4,800 every single month over the year (in litigation)."

Stewart said that

he did not foresee any changes in contract, which will be subject to negotiations as well, but added a provocative comment.

"I do owe you a minimum of 60 days notice, but you won't be able to hire a replacement in that amount of time," Stewart said.

The board of county commissioners backed Stewart's recommendation and unanimously approved Morel's contract for another year.

## Have A Great Week!

### The Republican Party of LINCOLN COUNTY

#### ANNOUNCES

#### Precinct Caucuses and Pre-Primary County Convention

To be held on

**SATURDAY, FEBRUARY 20, 2010  
at 10:00 a.m.**

#### CREE MEADOWS COUNTRY CLUB

301 Country Club Drive  
Ruidoso, New Mexico

Additional Information will be available at  
<http://rplcnm.org>

## Carrizozo School News

**Thursday, February 4th:**  
1/2 Day of School for Parent / Teacher Conferences. Buses will run at 12:30 PM K-6th students have pre-scheduled times.

7th-12th grade par-

ents are invited to meet with teachers between 1:00 PM-6:00 PM. Science Fair Projects on display. Junior High Girls / Boys Basketball at Ruidoso at 4:00 PM.

**Friday, February 5th:**  
NO SCHOOL

Parent/Teacher Conferences from 8:00 AM-12:00 PM. Science Fair Projects on display.

**Saturday, February 6th:**  
JV/Varsity Girls/Boys Basketball vs. Mountair at Home at 2:00 PM.

## OBITUARY

NELVA JUNE TYREE

Nelva June Tyree, 78, of Corona, died Friday, January 29 in Lubbock, TX. Nelva was born on December 2, 1931 in Hunt, TX to Levi L. and Lillian (Crider) Mogford. Nelva lived in Corona for the past 48 years, since June of 1962, coming from Douglas, AZ. She married Tommy Tyree on October 2, 1948 in Carrizozo. She was a member of the Church of Christ.

Nelva was preceded in death by her parents; brothers, Noland D. Mogford and Burel Mogford; sister, Arlis Mogford Yancey; and grandson, Mitchell Ray Tyree Jr. "Bo".

She is survived by her husband, Tommy Tyree of Corona; sons, Mitchell Ray Tyree and his wife Charlene of Eunice, and Bill Tyree and his wife Nora of Belen; brother, Gale D. Mogford; sister, Nona Faye Holt; four grandchildren and nine great-grandchildren.

There was a viewing on Wednesday, February 3 at the Corona High School auditorium followed by the service with Rev Ray Wells officiating. A reception followed the service at the High School Recreation Room.

Pallbearers were Mitch Tyree, Bill Tyree, Casey Tyree, Kirt Tyree, David Tyree, and Richard Tyree. Burial followed at the Corona Cemetery.

Arrangements were entrusted to: Harris-Hanlon Mortuary

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Friday Evenings

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# Looking Back

'Through Our Old NEWS files'

As the LINCOLN COUNTY NEWS goes into its 106th 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 on . . .

Friday, February 10, 1956

## Ramblin' Around Lincoln County

Tape Recorded Interviews with People who Helped Build Lincoln County

ANDREW J. McBRAYER

My name is Andrew J. McBrayer. I was born in White Oaks, February 16, 1893. I lived in White Oaks until I was about two months old. We then moved to Jicarilla. My father was mining there. He had some claims and built a log cabin. We lived there until I was about 23 years old.

I worked around in different places in Lincoln County. I worked a while in White Oaks in a coal mine and in the mill. Then I spent quite a bit of my time around Nogal with some of my relations. I worked for my grandfather part of the time, Martin May. In June of 1918 I moved to Carrizozo. I went to work for the railroad company and worked there until the first of June this last year.

My father came from Missouri to Colorado in about 1873. He lived in Colorado for 17 years doing mining and also homesteaded in a little place called Gypsum. That was about 1882. My father's name was Willis Erving McBrayer. In about 1891 he sold this little farm at Gypsum and came to White Oaks. He stayed around White Oaks a short time and then he got interested in the Jicarilla country. He went over there and got some mining claims. Shortly after he went to Jicarilla he met my mother and they were married in Jicarilla.

Her maiden name was Liddy May. She was the daughter of Martin May. She came here from Springfield, Mo., in about 1884 by wagon train. There were several families came at that time. Several Mays and some Browns, and I think the Daltons and quite a few others. My mother and Mrs. Maggie Brown Espy are first cousins. There were the Husts, (the father of Marion, Elmer and George). There were many people in that wagon train. Quite a few are still living in the country now, I suppose.

I lived in Jicarilla until I was about 23 years old and went to school in a log cabin up there. I walked a mile and a half across the mountain to the school house. They only had short term schools, about five months each summer. In the winter time it snowed in those days. It doesn't anymore.

Mrs. Stoneroad was my first teacher. The second one was Miss Pearsil. There was one Mrs. Ruidiselle, she was a well known lady at the time in White Oaks. She taught there one term. Albert Ross was one of my schoolmates. He was about the same age as I was and another was Maurice Brookon and he had two brothers. He was a little bit older. Also the Reasoner family, they were well known. Also the Prices -- Floyd, Cecil and Irene. They lived up there and had some mining claims.

My father dug a tunnel, or a mine shaft some might call it. This one was a little over 500 feet deep and it's still there. I held on to it for several years, then I sold it to another party. He found some gold there but not in paying quantities. There were several drifts and probably 1500 feet or more work for this one tunnel. He died here in 1923 and is buried in the Jicarilla Cemetery. My mother is also buried there and one of my oldest sisters and one brother. He died here in Carrizozo.

Jicarilla was a nice little community in the early days. One of the families who lived there were the Ross's that I mentioned. There were four Ross girls and this boy Albert I spoke of. Two of the girls were older. I got a Christmas card from one of them this year -- Nellie Hill, who lives in California. The other girls I've lost track of. I think they did live around Los Angeles. There was one who lived at Mountainair for a long time. She married Ed Wheeler. That was Lila. Albert died several years ago. Then there was the Reasoner family. They had a big family. Ted Reasoner married a girl who was a school teacher. Her name was Pearl Taylor. I think she still lives down in Bowie, Texas. I believe she was the last teacher I had.

We only had five month terms and it takes quite a few years for a fellow to get up to the eighth grade. In most cases we advanced one-half a grade. I went to the eighth grade when I quit. They didn't have any high school there in those days. Then I helped my father mine.

### AN UNSOLVED MURDER

The unsolved Peeler murder happened about 1900. I was about 7 years old. The old man was killed one night. He had a small store and a log cabin down the canyon from where we lived, about a mile.

One night about 9 o'clock someone came to the door and knocked and he hardly ever opened the door to anyone unless he recognized the voice.

(Continued on Page 8)

# County Hears Animal Control . . .

(Continued from Page 1)

In talking with people from Lincoln County communities, Culler said, she realizes that most people care about the animals that they live beside, and are upset when an action by someone who doesn't care as much causes pain, fear or death to an animal.

"In our world, what is accepted behavior with and for animals is changing, and so are people's attitudes, and both at a pretty fast pace," Culler said.

Along with comments from the public regarding possible amendments and additions to the county ordinance, Culler provided the county commissioners with samples of ordinances already in place in other communities and counties, and a list of websites that could provide them with additional information and ideas.

One recommendation offered to the county officials was to require licensing of dogs. Culler explained the perceived need for licensing by saying that, while many people view license requirements as just another source of revenue for the county, the recommendation is to exempt low-income pet owners as well as senior citizens and owners of guide dogs and service animals from the cost associated with licensing. She added that one requirement for licensing would be proof of rabies vaccinations. Another recommendation is to charge a very low fee of about three dollars for

licensing a dog that has been spayed or neutered, while charging a much higher fee for intact animals. Doing so would encourage more responsible pet ownership.

"The best benefit of the license isn't the money," Culler said. "It's to help protect people from rabies and to work on controlling our animal populations so that the animals born in Lincoln County have good lives and not early deaths."

Culler said that she included recommendations directed at commercial kennels and rescue sanctuaries, animal fighting and conditional use permits, and expansion of sections of the ordinance dealing with animals running at-large, impoundment and animals left in or transported by vehicle. It was also recommended that certain terms used in the ordinance should be better defined, including the difference between a dangerous dog and a vicious dog, better definitions of neglect, cruelty and extreme cruelty, food, drink, shelter and medical care, and the description of proper methods of euthanasia and who is qualified to perform such treatments.

Culler said that some of those contributing to the process of making recommendations to the county officials suggested a fee schedule for fining owners of pets running at large, and included means by which an owner could first receive a simple warning before actually

being required to pay a fine.

"The way it is worded is intended to give the animal control (personnel) choices, and let

the person who commits the offense and the animal control officer have a chance to connect and, hopefully, work together," Culler said. "One place the

(Continued on Page 7)

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## OBITUARY

**DOROTHY M. LESLIE**

A private burial for Dorothy M. Leslie, 93 of Carrizozo, was on Saturday January 30 in Cedar Vale Cemetery in White Oaks.

Dorothy was born on March 9, 1916 in Rapid City, North Dakota to Lorenzo and Nettie (Hull) Pratt and passed away on January 25 at her home in Carrizozo. She lived in Rapid City till age 7 at which time she moved to Tularosa with her family and in 1928 moved to White Oaks. She attended school and graduated high school there. While in White Oaks she met her husband Robert Leslie, of 70 years, and they were married in Albuquerque in 1932. Dorothy and Robert moved to Fairbanks, Alaska in 1939 and in 1976 they moved to Carrizozo where they enjoyed retirement.

Dorothy was a homemaker for a ranching and mining family. She was a member of the White Oaks Historical Society and was treasurer for a number of years. She was also a member of the Alaska Yukon Pioneers, and a member of the First Church of Christ Scientist, based in Boston, Mass and Fairbanks, Alaska. She was also a member of the Carrizozo Senior Center and taught art to the seniors for a number of years. She also loved to sew and garden.

Dorothy is preceded in death by her husband, Robert in 2003, two brothers, Harold Pratt and Marion Pratt; two sisters, Eva Johnson and Ruth Pratt and her parents.

She is survived by her two sons, Kenneth Leslie and wife Sharon of Carrizozo and Donald Leslie of Salcha, Alaska; five grandchildren and five great grandchildren.

Condolences can be made at [www.lagrone-ruidoso.com](http://www.lagrone-ruidoso.com).

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**Carrizozo Grizzly Basketball Schedule**  
 Varsity Boys & Girls JV Boys / Mid High Boys & Girls

Date	Time	Opponent/Site	Teams
Nov. 20	4:00 pm	Hondo/Away	Mid B/G
Nov. 21	10:00 am	Mescalero/Home	Mid B/G
Nov. 30	4:00 pm	Capitan/Home	Mid B/G
Dec. 1	4:00 pm	Cloudcroft/Home	JV/V B/G
Dec. 3	TBA	Magdalena Tournament	
Dec. 3	4:00 pm	Away	V/B/G
Dec. 7	4:00 pm	Magdalena/Home	Mid B/G
Dec. 8	4:00 pm	Cloudcroft/Home	Mid B/G
Dec. 11	4:00 pm	Capitan/Home	JV/V B/G
Dec. 12	10:00 am	Magdalena/Home	JV/V B
Dec. 17	TBA	Hondo/Home	Mid B/G
Dec. 30	2:00 pm	Mescalero Tournament	V/ B/G
Jan. 5, '10	4:00 pm	Cliff/Away	V/ B/G
Jan. 7-9	TBA	Mountainair/Home	Mid B/G
Jan. 11	4:00 pm	Capitan Tournament	V/ B/G
Jan. 12	4:00 pm	Cloudcroft/Away	Mid B/G
Jan. 14	4:00 pm	Ruidoso/Away	Mid B/G
Jan. 16	4:00 pm	Capitan/Away	JV/V B/G
Jan. 19	4:00 pm	Mescalero/Home	JV/V B/G
Jan. 22	4:00 pm	Ruidoso/Home	JV/V G
Jan. 23	4:00 pm	Magdalena/Away	JV/V B
Jan. 26	4:00 pm	Ruidoso/Home	Mid B/G
Jan. 28	4:00 pm	Magdalena/Away	Mid B/G
Feb. 1	4:00 pm	Cloudcroft/Away	JV/V B/G
Feb. 2	3:00 pm	Magdalena/Away	Mid B/G
Feb. 6	1:00 pm	Cloudcroft/Away	JV/V B/G
Feb. 9	5:00 pm	*Corona/Home	V B/G
Feb. 11	4:00 pm	*Vaughn/Home	Mid/V B/G
Feb. 16	4:00 pm	Mountainair/Away	Mid B/G
Feb. 18	4:00 pm	Capitan/Away	Mid B/G
Feb. 22-27	4:00 pm	*Hondo/Away	JV/V B/G
Mar. 1-6	4:00 pm	*Mountainair/Homt	JV/V B/G
Mar. 9-13	4:00 pm	*Vaughn/Away	JV/V B/G
	4:00 pm	*Corona/Away	JV/V B/G
	4:00 pm	*Hondo/Home	JV/VB/G
	4:00 pm	*Mountainair/Away	JV/V B/G
	4:00 pm	*Hondo/Home	JV/VB/G
	4:00 pm	*Mountainair/Away	JV/V B/G
	4:00 pm	District Tourney Week	V B/G
	4:00 pm	1st. Round	
	4:00 pm	State Tournament	V B/G
	4:00 pm	State Tournament	V B/G

\*District Games



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Fire Safe

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# Editorials/Opinion & Other Stuff

## THOUGHTS

From the Editor's Desk

### Battle Continues - Who Will Lose?

By Ruth Hammond

The battle lines were drawn and probably will continue for much too long. It should never have happened, but someone was greedy and thus the battle started. Representatives of the broadcast media said they wanted to put legal notices on their stations and that it would have no effect on any of the newspapers.

It would have been a good idea but it was not at all truthful. Apparently the broadcast media wants all the legal notices with none to be published in the newspapers. If that happens, the losers will be the public which should be uppermost in the minds of the very people who should be providing a basic service.

Many times people are swayed by part and half truths, not realizing that the end result could be terrible. As it is, the public deserves better than lies. The public deserves to receive as much information about government dealings as possible. That is only possible if legal notices are readily available to them.

Of course, if you prefer that legal notices be only available at odd hours of the day and night, you might be one of those who want to hide the legal notices and possibly negotiate business on the sly. As it is now, the public has access to legal notices at all times, especially at the convenience of the reader. One former real estate person read legal notices and said he often found property listed in those legals.

Real estate is not the only reason to read the legal notices. Information about meetings and what the meetings are about are in legal notices. Right now the legal notices contain information about elections that will be held, both municipal and state wide elections.

One other thing to think about is that if you had to stay awake all night listening for legals you could possibly be dozing when a legal notice of drastic importance was being presented. Residents of Carrizozo are aware that radio broadcasts are rarely received except when driving. Can you imagine trying to write down important information while driving? It could be worse than texting or using a cell phone.

Uninformed is the term for how the public would be if legal notices were only broadcast and not available in newspapers as they are now. It would save time now being spent clipping legal notices and placing them on the refrigerator, but would that saved time be spent wondering whatever was happening?

Suppose you never knew about any of the elections or important meetings, or who was doing what? Aren't you glad you do know in advance?

## 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

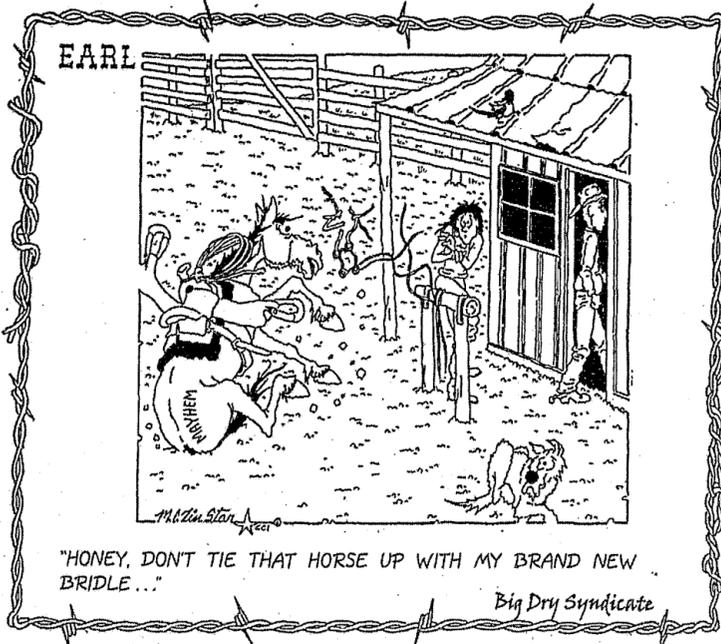
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## \* Inside the Capitol

By Jay Miller, Syndicated Columnist

**SANTA FE** -- On opening day of the 2010 Legislature, former Gov. Gary Johnson carried a sign outside the state Capitol saying "No such thing as a temporary tax."

It has become a trendy saying among Republicans and conservative Democrats this session. House Majority Whip Keith Gardner, of Roswell, went one better by declaring "There's nothing more permanent than a temporary tax increase."

It's a take off on a popular remark after World War II about military barracks buildings that local communities decided to keep around "temporarily."

But there are such things as temporary tax increases. Gov. Bill Richardson likes to brag that he has eliminated a billion dollars in taxes since the beginning of his administration. That made the former tax increases temporary taxes.

Back in 2003, when most of that \$1 billion of taxes were cut, some Democrats wanted to make the cuts temporary. But euphoria about having a governor who already was off wooing big international companies to relocate in New Mexico prevented that handful of Democrats from inserting what they called a circuit breaker in the tax cut bills.

The circuit breakers would have reinstated the taxes when New Mexico ever faced another deficit. Back then we were riding high and Richardson promised the tax cuts would attract enough businesses with high-paid employees to more than make up for the tax cuts.

It didn't happen. And now we're really in a

mess. The governor, all Republicans and conservative Democrats are insisting that those tax cuts, made during the good times, must remain permanent even though they would solve our present situation.

Both tax cuts and tax increases can be temporary. Many of the same lawmakers who insist all tax increases are sure to become permanent also love to put sunset clauses on any legislation they don't like.

So all tax increase legislation passed by this Legislature could contain a sunset clause directing that as soon as the state ends a year with surplus revenue, that tax increase would disappear.

Why is Gov. Richardson insisting that his billion dollars of tax cuts become permanent, at least for the rest of his administration. It is to protect his tax-cutting legacy. And his traditional enemies are helping him do it.

One way to create a stable tax structure, which doesn't have frequent hikes and cuts, is to establish a special fund into which surpluses would be placed every year that the states ends up in the black. There wouldn't be any piddling rebates to every taxpayer. That money would go into a special fund to be used in deficit years.

It would truly be a rainy day fund that would be triggered automatically depending on whether the state ends up with a surplus or a deficit.

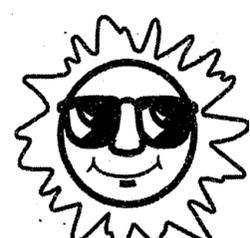
It sounds good but the likely tendency would be to spend all the money rather than tuck it away for a rainy day. Americans aren't good at saving. But we also have lawmakers who like to assure that money isn't just tucked

away. They want it locked away.

Back during a previous energy boom, from 1974 to 1982, the Severance Tax Fund was created for just the purpose I have mentioned. But after a few years, lawmakers decided to lock it up much like our state's Land Grant Permanent Fund.

Maybe we should try again -- if we ever see another state surplus. The hole at the end of the tunnel hasn't appeared yet but experience tells us it always does. Although when we get to that point, we always seem to discover new needs the state should address.

Deficit years give us an opportunity to decide whether the new programs we decided were so important really are that necessary. It wouldn't be a bad idea to go back and look at a state budget from 50 or 60 years ago and see what government services we thought we could live with then.



## Weather Report

by Jeff Hammond

Lincoln County will continue to receive higher than normal amounts of moisture, both rain and snow in the upcoming week. Today and Friday are going to be mostly clear, with snow showers starting on Saturday, continuing into early next week.

Ski Apache is currently operating 8 of 11 ski lifts, 55 of 55 trails are open for skiing and snowboarding, 100 percent of terrain is open. Currently there is approximately 48 inches of packed powder at the lower elevations and 54 inches of packed powder at the higher elevations. Projected closing date is currently April 4.

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

Today, Thursday,  
February 4

A fair chance of showers, mostly cloudy, with a high near 45, west winds between 5 and 10 mph, night: Partly cloudy, with a low around 26, west winds between 5 and 10 mph.

**Friday, February 5**  
Partly sunny, with a high near 55, night: Partly cloudy, with a low around 29.

**Saturday, February 6**  
Partly sunny, with a high near 54, night: A slight chance of snow showers, mostly cloudy, with a low around 28.

**Sunday, February 7**  
A slight chance of rain showers, mostly cloudy, with a high near 53, night: A good chance for snow showers, mostly cloudy, with a low around 25.

**Monday, February 8**  
A slight chance of rain showers, partly cloudy, with a high near 49, night: A slight chance of snow showers, partly cloudy, with a low around 25.

**Tuesday, February 9**  
A slight chance of snow showers, partly cloudy, with a high near 46, night: A slight chance of snow showers, with a low around 24.

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

**Today, Thursday, February 4**  
A good chance of snow showers, mostly cloudy, with a high near 39, west winds between 5 and 10 mph, night: Partly cloudy, with a low around 25, west winds around 10 mph.

**Friday, February 5**  
Partly sunny, with a high near 49, night: Partly cloudy, with a low around 25.

**Saturday, February 6**  
Partly sunny, with a high near 50, night: A slight chance of snow showers, mostly cloudy, with a low around 24.

**Sunday, February 7**  
A slight chance of rain showers, mostly cloudy, with a high near 46, night: A slight chance of snow showers, mostly cloudy, with a low around 19.

**Monday, February 8**  
A slight chance of rain showers, partly cloudy, with a high near 42, night: A slight chance of snow showers, partly cloudy, with a low around 18.

**Tuesday, February 9**  
A slight chance of snow showers, partly cloudy, with a high near 44, night: A slight chance of snow showers, partly cloudy, with a low around 19.

The above information was taken from the National Weather Service Website. For up to date weather reports, go to [www.srh.noaa.gov/abq/](http://www.srh.noaa.gov/abq/) on the internet. This website is up-dated every four hours.

The New Mexico Highways Department has developed a new toll free number for up to the hour road constructions/ conditions information. Just dial 511, listen to the options and follow the directions.

You can also get up to the minute, in-depth, construction updates by logging in to

[www.nmroads.com](http://www.nmroads.com)



Paid for by Candidate

**LEGAL**

**LEGAL**

**LEGAL**

**PRIMARY ELECTION PROCLAMATION**

Pursuant to the Primary Election Law of the State of New Mexico, I, Bill Richardson, Governor of the State of New Mexico, by virtue of the authority vested in me, do hereby issue the following proclamation.

That a Primary Election is, and the same is hereby called to be, held throughout the State of New Mexico and in each county and precinct thereof on the 1st day of June, 2010;

That the Primary Election shall be applicable to the following political parties, to wit: the Democratic Party and the Republican Party; and

That the Primary Election shall be for the purpose of permitting the Democratic Party and the Republican Party to nominate candidates for the following offices:

**FEDERAL OFFICES**

**ONE UNITED STATES REPRESENTATIVES**

**District 2:** Catron, Cibola, Chaves, DeBaca, Doña Ana, Eddy, Grant, Guadalupe, Hidalgo, Lea, Lincoln, Luna, Otero, Sierra and Socorro counties and certain precincts of Bernalillo, McKinley and Valencia counties as defined in the Final Judgment and Order in the matter of Jespen v. Vigil-Giron, First Judicial District Court, cause no. D-0101-CV-2001-02177. **TWO-YEAR TERM**

**STATE AND DISTRICT OFFICES**

ONE GOVERNOR **FOUR-YEAR TERM**  
 ONE LT. GOVERNOR **FOUR-YEAR TERM**  
 ONE SECRETARY OF STATE **FOUR-YEAR TERM**  
 ONE STATE AUDITOR **FOUR-YEAR TERM**  
 ONE STATE TREASURER **FOUR-YEAR TERM**  
 ONE ATTORNEY GENERAL **FOUR-YEAR TERM**  
 ONE COMMISSIONER OF PUBLIC LANDS **FOUR-YEAR TERM**  
 THREE COURT OF APPEALS JUDGES **EIGHT-YEAR TERM**

**THREE MEMBERS OF THE STATE HOUSE OF REPRESENTATIVES**

**Districts 56, 57 & 59,** as defined in the Final Judgment and Order adopting New Mexico State House of Representatives Redistricting Plan issued by the court in the matter of Jespen, et. al. v. Vigil-Giron, et. al., First Judicial District Court cause no. D-0101-CV-2001-02177 (consolidated). **TWO-YEAR TERM**

**TWO MEMBERS OF THE PUBLIC REGULATION COMMISSION**

**District 2:** Chaves, Curry, Eddy, Lea, Quay, Roosevelt counties and certain precincts of Bernalillo, De Baca, Dona Ana, Guadalupe, Lincoln, Otero, Santa Fe and Torrance counties as enumerated in 8-7-7 NMSA 1978 (being laws of 2001, 1st Special Session, Chapter 3, Sec. 4.) **FOUR-YEAR TERM**

**District 5:** Catron, Grant, Hidalgo, Luna and Sierra counties and certain precincts of Dona Ana, Lincoln, Otero, Socorro, Torrance and Valencia counties as enumerated in 8-7-10 NMSA 1978 (being laws of 2001, 1st Special Session, Chapter 3, Sec. 4.) **FOUR-YEAR TERM**

**TWO DISTRICT JUDGES**

12th Judicial District, Division 1 **TO FILL UNEXPIRED TERM**  
 12th Judicial District, Division 4 **TO FILL UNEXPIRED TERM**

**COUNTY OFFICES**

**LINCOLN COUNTY**  
 THREE COUNTY COMMISSIONERS **FOUR-YEAR TERM**  
 District 2 **FOUR-YEAR TERM**  
 District 4 **FOUR-YEAR TERM**  
 District 5 **FOUR-YEAR TERM**  
 ONE COUNTY CLERK **FOUR-YEAR TERM**  
 ONE COUNTY TREASURER **FOUR-YEAR TERM**  
 TWO MAGISTRATE JUDGES **FOUR-YEAR TERM**  
 Division 1 **FOUR-YEAR TERM**  
 Division 2 **FOUR-YEAR TERM**

Declarations of candidacy by pre-primary convention designation and nominating petitions for the office of United States representative shall be filed with the Secretary of State on Tuesday, February 09, 2010, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of retention of the two Justice of the Supreme Court and the two Judges of the Court of Appeals for the general election shall be filed with the Secretary of State on Tuesday, February 09, 2010, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of intent to be a write-in candidate in the primary election for the office of United States representative, members of the legislature in multi-county districts, the Public Regulation Commission, District Judges, and Public Education Commission and any office voted on by all voters of the state shall be filed with the Secretary of State on Tuesday, March 9, 2010, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of intent to be a write-in candidate in the primary election for magistrates or members of the legislature located wholly within one county or composed of only one county shall be filed with the county clerk, on Tuesday, March 09, 2010, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of candidacy and nominating petitions for legislature, district judge, retention judges for all affected district judicial offices, public regulation commission and public education commission shall be filed with the proper filing officer on Tuesday, March 16, 2010, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of candidacy and nominating petitions for magistrate judge shall be filed with the respective county clerk on Tuesday, March 16, 2010, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of candidacy and filing fees or, in lieu thereof, pauper statements for all other elective county offices shall be filed with the county clerk on Tuesday, March 16, 2010, between the hours of 9:00 a.m. and 5:00 p.m.

Declarations of candidacy and nominating petitions for candidates who seek, but fail to receive pre-primary convention designation for a statewide office or the office of United States representative shall be filed with the Secretary of State during regular business hours either ten days following the date of the pre-primary convention or on Wednesday, March 31, 2010, between the hours of 9:00 a.m. and 5:00 p.m.

No state convention for designating candidates shall be held later than Sunday, March 21, 2010.

Certificates of designation of primary election candidates shall be filed by political parties with the Secretary of State no later than 5:00 p.m. on the first Tuesday succeeding the state convention.

DONE AT THE LINCOLN COUNTY CLERK'S OFFICE THIS 1ST DAY OF FEBRUARY, 2010, WITNESS MY HAND AND SEAL OF THE COUNTY OF LINCOLN.

TAMMIE J MADDOX  
 LINCOLN COUNTY CLERK

Published in the Lincoln County News on Thursday, February 4 and 11, 2010.

**PROCLAMACIÓN DE ELECCIÓN**

Conforme a la Ley de Elección del Estado de Nuevo México, Yo, Bill Richardson Gobernador del Estado de Nuevo México, en virtud de la autoridad que la ley me otorga, por la presente expido la proclamación a continuación:

Que la Elección es, y la misma por la presente se llevará convocada para que se lleve a cabo en todas partes del Estado de Nuevo México y en cada condado y recinto electoral de los condados el día primero de Junio 2010.

Que la Elección será aplicable a los partidos políticos a continuación, a saber: el Partido Demócrata y el Partido Republicano; y

La Elección tendrá el fin de permitir que el Partido Demócrata y el Partido Republicano nominen candidatos para los cargos a continuación:

**CARGOS FEDERALES**

**UNO REPRESENTANTES PARA EL CONGRESO DE LOS ESTADOS UNIDOS**

**Districto 2:** Condados de Catron, Cibola, Chaves, DeBaca, Doña Ana, Eddy, Grant, Guadalupe, Hidalgo, Lea, Lincoln, Luna, Otero, Sierra y Socorro y determinados recintos electorales de los condados de Bernalillo, McKinley, y Valencia según consta en la Decisión Definitiva y Orden en el asunto de Jespen v. Vigil-Giron, Corte del Primer Distrito Judicial, causa núm. D-0101-CV-2001-02177. **PLAZO DE DOS AÑOS**

**CARGOS DEL ESTADO Y DISTRITO**

**UN GOBERNADOR** **PLAZO DE CUATRO AÑOS**  
**UN GOBERNADOR TENIENTE** **PLAZO DE CUATRO AÑOS**  
**UN SECRETARIA DEL ESTADO** **PLAZO DE CUATRO AÑOS**  
**UN AUDITOR DEL ESTADO** **PLAZO DE CUATRO AÑOS**  
**UN TESORERO DEL ESTADO** **PLAZO DE CUATRO AÑOS**  
**UN PROCURADOR GENERAL** **PLAZO DE CUATRO AÑOS**  
**UN COMISARIO DE TERRENOS PUBLICOS** **PLAZO DE CUATRO AÑOS**  
**TRES JUECES DE LA CORTE DE APELACIONES** **PLAZO DE OCHO AÑOS**

**TRES MIEMBROS DE LA CÁMARA DE REPRESENTANTES DEL ESTADO**

**Districtos 56, 57 & 59,** según consta en la Decisión y Orden que adoptó el Plan de Volver a Dividir Distritos Electorales de la Cámara de Representantes que expidió la Corte del Primer Distrito Judicial en el asunto de Jespen v. Vigil-Giron, Corte del Primer Distrito Judicial, causa núm. D-0101-CV-2001-02177 (consolidada). **PLAZO DE DOS AÑOS**

**DOS MIEMBROS DE LA COMISIÓN REGULATORIA**

**Districto 2:** Condados de Chaves, Curry, Eddy, Lea, Quay y Roosevelt y determinados recintos electorales de los condados de Bernalillo, DeBaca, Dona Ana, Guadalupe, Lincoln, Otero, Santa Fe y Torrance según están enumerados en 8-7-7 Leyes de Nuevo México Glosadas de 1978 (leyes del 2001, Primera Sesión Extraordinaria, Capítulo 3, Apartado 4.) **PLAZO DE CUATRO AÑOS**

**Districto 5:** Condados de Catron, Grant, Hidalgo, Luna y Sierra y determinados recintos electorales de los condados de Dona Ana, Lincoln, Otero, Socorro, Torrance y Valencia según están enumerados en 8-7-10 Leyes de Nuevo México Glosadas de 1978 (leyes del 2001), Primera Sesión Extraordinaria, Capítulo 3, Apartado 4.) **PLAZO DE CUATRO AÑOS**

**DOS JUECES DE DISTRITO**

12o Distrito Judicial, División 1 **PARA LLENAR EL PLAZO NO VENCIDO**  
 12o Distrito Judicial, División 4 **PARA LLENAR EL PLAZO NO VENCIDO**

**FUNCIONARIOS EN LOS CONDADOS**

**CONDADO DE LINCOLN**  
**TRES COMISIONADOS DE CONDADO**

Districto 2 **PLAZO DE CUATRO AÑOS**  
 Distrito 4 **PLAZO DE CUATRO AÑOS**  
 Distrito 5 **PLAZO DE CUATRO AÑOS**

**UN ESCRIBANO DE CONDADO** **PLAZO DE CUATRO AÑOS**  
**UN TESORERO DE CONDADO** **PLAZO DE CUATRO AÑOS**  
**DOS JUECES MAGISTRADO**  
 División 1 **PLAZO DE CUATRO AÑOS**  
 División 2 **PLAZO DE CUATRO AÑOS**

Las declaraciones de candidatura por designación y peticiones de nominación por convención pre-primaria elección para los cargos de representante en el Congreso de los Estados Unidos serán presentadas en la Oficina de la Secretaria de Estado el martes, 9 de febrero 2010 entre las 9:00 a.m. y las 5:00 p.m.

Las declaraciones para que siga desempeñando dos cargos de Juez de la Corte Suprema y dos cargos de Jueces de la Corte de Apelaciones para la elección general serán presentadas en la Oficina de la Secretaria de Estado el martes, 9 de febrero 2010 entre las 9:00 a.m. y las 5:00 p.m.

Las declaraciones de la intención del candidato por escrito en la elección primaria para el cargo de Representante en el Congreso de los Estados Unidos, miembros de la legislatura de distritos en múltiples condados, la comisión regulatoria, Jueces de Distrito, comisión pública de educación y cualquier cargo público para el cual voten todos los votantes del estado, serán presentadas en la Oficina de la Secretaria de Estado el martes, 9 de marzo 2010 entre las 9:00 a.m. y las 5:00 p.m.

Las declaraciones a la intención del candidato por escrito en la elección primaria para los cargos de magistrados o miembros de la legislatura localizados totalmente dentro de un condado o que consisten únicamente de un condado, serán presentadas en la oficina del respectivo escribano de condado el martes, 9 de marzo 2010 entre las 9:00 a.m. y las 5:00 p.m.

Las declaraciones de candidatura y peticiones de nominación para distritos legislativos en varios condados, jueces de distrito, fiscales de distrito, comisión pública de educación y la comisión regulatoria serán presentadas en la Oficina de la Secretaria de Estado el martes, 16 de marzo 2010 entre las 9:00 a.m. y las 5:00 p.m.

Las declaraciones de candidatura y peticiones de nominación para juez magistrado serán presentadas en la oficina del respectivo escribano de condado el martes, 16 de marzo 2010 entre las 9:00 a.m. y las 5:00 p.m.

Las declaraciones de candidatura y cuotas de presentación, o en vez de cuotas de presentación, declaraciones en forma pauperis para todos los otros cargos serán presentadas en la oficina del escribano de condado el martes, 16 de marzo 2010 entre las 9:00 a.m. y las 5:00 p.m.

Las declaraciones de candidatura y peticiones de nominación para candidatos que aspiran a la designación pre-primaria elección para cargos públicos dentro del estado o para el cargo de Representante en el Congreso de los Estados Unidos pero no la reciben, serán presentadas en la Oficina de la Secretaria de Estado durante las horas hábiles normales ya sea diez días a partir de la fecha de la convención pre-primaria elección o el miércoles, 31 de marzo 2010 entre las 9:00 a.m. y las 5:00 p.m.

Ninguna de las convenciones para designar candidatos se llevará a cabo a más tardar el domingo, 21 de marzo 2010.

Los partidos políticos presentarán los certificados para designaciones de candidatos en la pre-elección en la Oficina de la Secretaria de Estado, no más tarde, a las 5:00 p.m. el primer martes después de la convención del estado.

LLEVADO A CABO EN LA OFICINA DEL ESCRIBANO DEL CONDADO DE LINCOLN ESTE DIA TRES DE FEBRERO DE 2006, ATESTIGUA MI MANO Y EL GRAN SELLO DEL CONDADO DE LINCOLN

TAMMIE J MADDOX  
 ESCRIBANA DEL CONDADO DE LINCOLN

Published in the Lincoln County News on February 4 and 11, 2010.

**STATE OF NEW MEXICO**  
**PRIMARY ELECTION**  
**PROCLAMATION**

**LEGALS**

**LEGALS**

**LEGALS**

**LEGAL NOTICE  
INVITATION FOR BIDS**

NOTICE is hereby given that the Village of Capitan, Lincoln County, New Mexico, calls for sealed bids for an Annual Contract for Spec Base Course, Class II. Interested bidders may request a copy of the specifications from the Village Clerk at the Village of Capitan at 114 Lincoln Avenue, Capitan, New Mexico or by phoning 575-354-2247. The specifications are also available by email from the Village Clerk.

Scaled bids will be received by the Village Clerk at 114 Lincoln Avenue, Capitan, NM until February 8, 2010 at 2:00 PM local time. The Bids will be publicly opened and read aloud at the Village Hall at 114 Lincoln Avenue, Capitan, NM at 2:15 PM. Any bids received after the closing time will be returned unopened.

The Village of Capitan reserves the right to reject any and/or all bids and to waive all informalities as allowed by the State of New Mexico Procurement Code.

Kay Strickland  
Village Clerk

Published in the Lincoln County News on January 28 and February 4, 2010.

**LEGAL NOTICE  
TWELFTH JUDICIAL DISTRICT  
COUNTY OF LINCOLN  
STATE OF NEW MEXICO  
No. D-1226-CV-2009-406  
Karen L. Parsons**

**NEW MEXICO RANCH SALES, LLC,**  
a New Mexico limited liability company,  
Plaintiff,

vs.

**CLAIRE L. OLSON and DAVID JOE MARTINEZ,**  
Defendants.

**NOTICE OF SPECIAL MASTER'S SALE**

ON JANUARY 4, 2010, the District Court of Socorro County, New Mexico, entered a Judgment Decree of Foreclosure, Order of Sale, and Appointment of Special Master in the above styled and numbered cause. Said Judgment foreclosed the Mortgage of Plaintiff, New Mexico Ranch Sales, LLC, Carrizozo, New Mexico, upon the following described property and any improvements thereon, located in County of Lincoln, State of New Mexico, and more particularly described as follows to-wit:

PARCEL 91 OF VALLE DEL SOL SUBDIVISION PHASE ONE LOCATED WITHIN THE TOWN OF CARRIZOZO AS SHOWN ON THAT CERTAIN PLAT RECORDED ON JUNE 15TH, 2007 AT 2:39 PM IN CABINET I AND SLIDE 739 AS RECEPTION #200705291, AND AMENDED ON OCTOBER 17, 2007 AT 9:01 AM IN CABINET J AND SLIDE 7 AS RECEPTION #200709454, BOTH OF THE RECORDS OF THE COUNTY CLERK OF LINCOLN, NEW MEXICO.

and directed that the Special Master, Christina Soto, be ordered to sell the above described property at public auction to satisfy the Mortgage Lien of Plaintiff New Mexico Ranch Sales, LLC. The total amount of the Judgment, including interest accrued through January 4, 2010, attorney fees, court costs and costs of collection is \$30,448.17. Said sum does not include interest which continues to accrue at the rate of 9.25% from and after January 4, 2010, advances made by Plaintiff for hazard insurance premiums, ad valorem property taxes, assessments, costs of the sale, or other advances made by Plaintiff prior to or in preparation for the judicial sale.

THE PROCEEDS of the sale will be applied as follows:

**FIRST:** To the costs and expenses of sale, including but not limited to the fee of the Special Master, costs of publication, and reasonable expenses of retaking, holding, preparing for sale and selling said property;

**SECOND:** To the judgment of Plaintiff in the amounts set forth above;

**THIRD:** Any proceeds of sale received by the Special Master in excess of the above amounts shall be deposited into the Registry of the Court pending further Order of the Court.

THE SALE will be made to the highest and best bidder for cash or cashier's check. Plaintiff may bid in all or a portion of its judgment in this action in lieu of cash.

NOTICE IS HEREBY GIVEN that the above described property will be sold at public auction to the highest bidder, for cash, on the front steps of the Lincoln County Courthouse, in Carrizozo, Lincoln County, New Mexico, at the hour of 11:00 a.m. on the 19th day of February, 2010, such sale shall be subject to the approval of the District Court of Lincoln County, and subject to the period of redemption allowed by the Court of One (1) month as provided in the mortgage for Defendants.

DATED: this 7th day of January, 2010.

Christina Soto, Special Master

**PLEASE DIRECT INQUIRES TO:**

Jerry A. Armijo, P.A.  
Attorney for Plaintiff  
P.O. Box 773  
Socorro, NM 87801  
(575) 835-1400

Published in the Lincoln County News on January 14, 21, 28; and February 4, 2010.

**LEGAL NOTICE**

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

No. PB-2010-01  
Judge Karen L. Parsons

IN THE MATTER OF THE ESTATE OF  
HAZEL F. RAMSEY,  
a.k.a. "HAZEL F. RANSEY",  
Deceased.

**AMENDED NOTICE TO CREDITORS**

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

Dated: January 26, 2010.

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

JulieAnne Leonard  
505 Mechem Dr.  
Ruidoso, New Mexico 88345  
575.257.1010

Published in the Lincoln County News on January 28 and February 4, 2010.

**LEGAL NOTICE**

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

No. D-1226-CV-2009-429  
Judge Karen L. Parsons

**NEW MEXICO RANCH SALES, LLC,**  
a New Mexico limited liability company,  
Plaintiff,

vs.

**KENNETH W. DAVIS,**  
Defendant.

**NOTICE OF SPECIAL MASTER'S SALE**

ON JANUARY 5, 2010, the District Court of Socorro County, New Mexico, entered a Judgment Decree of Foreclosure, Order of Sale, and Appointment of Special Master in the above styled and numbered cause. Said Judgment foreclosed the Mortgage of Plaintiff, New Mexico Ranch Sales, LLC, Carrizozo, New Mexico, upon the following described property and any improvements thereon, located in County of Lincoln, State of New Mexico, and more particularly described as follows to-wit:

PARCEL 51 OF VALLE DEL SOL SUBDIVISION PHASE ONE LOCATED WITHIN THE TOWN OF CARRIZOZO AS SHOWN ON THAT CERTAIN PLAT RECORDED ON JUNE 15TH, 2007 AT 2:39 PM IN CABINET I AND SLIDE 739 AS RECEPTION #200705291, AND AMENDED ON OCTOBER 17, 2007 AT 9:01 AM IN CABINET J AND SLIDE 7 AS RECEPTION #200709454, BOTH OF THE RECORDS OF THE COUNTY CLERK OF LINCOLN, NEW MEXICO.

and directed that the Special Master, Christina Soto, be ordered to sell the above described property at public auction to satisfy the Mortgage Lien of Plaintiff New Mexico Ranch Sales, LLC. The total amount of the Judgment, including interest accrued through January 5, 2010, attorney fees, court costs and costs of collection is \$23,990.18. Said sum does not include interest which continues to accrue at the rate of 10.25% from and after January 5, 2010, advances made by Plaintiff for hazard insurance premiums, ad valorem property taxes, assessments, costs of the sale, or other advances made by Plaintiff prior to or in preparation for the judicial sale.

THE PROCEEDS of the sale will be applied as follows:

**FIRST:** To the costs and expenses of sale, including but not limited to the fee of the Special Master, costs of publication, and reasonable expenses of retaking, holding, preparing for sale and selling said property;

**SECOND:** To the judgment of Plaintiff in the amounts set forth above;

**THIRD:** Any proceeds of sale received by the Special Master in excess of the above amounts shall be deposited into the Registry of the Court pending further Order of the Court.

THE SALE will be made to the highest and best bidder for cash or cashier's check. Plaintiff may bid in all or a portion of its judgment in this action in lieu of cash.

NOTICE IS HEREBY GIVEN that the above described property will be sold at public auction to the highest bidder, for cash, on the front steps of the Lincoln County Courthouse, in Carrizozo, Lincoln County, New Mexico, at the hour of 11:15 a.m. on the 19th day of February, 2010, such sale shall be subject to the approval of the District Court of Lincoln County, and subject to the period of redemption allowed by the Court of One (1) month as provided in the mortgage for Defendants.

DATED: this 8th day of January, 2010.

Christina Soto, Special Master

**PLEASE DIRECT INQUIRES TO:**

Jerry A. Armijo, P.A.  
Attorney for Plaintiff  
P.O. Box 773  
Socorro, NM 87801  
(575) 835-1400

Published in the Lincoln County News on January 14, 21, 28; and February 4, 2010.

**LEGAL NOTICE**

**Request for Proposal**

Project Title: Management of Non-Native Phreatophyte Vegetation & Restoration of Native Non-Invasive Vegetation in Lincoln County, New Mexico

Upper Hondo Soil & Water Conservation District is requesting sealed proposals for removal of non-native vegetation and restoration of native vegetation. For instructions and a general scope of work that is to be completed on this project, prospective Offerors are invited to pick up the request for proposal from Upper Hondo Soil & Water Conservation District, 516 Smokey Bear Boulevard, Capitan, NM 88316; phone #575-354-2220. Completed and sealed proposals must be received at the above address no later than 4:00 pm, Mountain Standard Time, on Wednesday, February 10, 2010. Delivery is the sole responsibility of the Offeror. A mandatory offeror's walk-thru is set for Thursday, February 4, 2010 at 1:00 pm in Lincoln, NM at the Dolan House. Offerors MUST BE PRESENT at the walk-thru to be considered for selection, no exceptions. If additional information is required in relation to the Management of Non-Native Phreatophytes project's request for proposal, please contact the Program Director, Upper Hondo Soil & Water Conservation District, phone #575-354-2220.

Published in the Lincoln County News on January 28 and February 4, 2010.

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**P.O. Box 459**

**Carrizozo, NM 88301**

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**LEGALS**

**LEGAL NOTICE**

STATE OF NEW MEXICO  
COUNTY OF LINCOLN  
TWELFTH JUDICIAL DISTRICT  
Case No. D-1226-CV-200900227

BANK OF AMERICA, N.A.,  
Plaintiff,

v.

LARRY MAROON; THE UNKNOWN SPOUSE OF  
LARRY MAROON, IF ANY,  
Defendants.

**NOTICE OF SALE**

NOTICE IS HEREBY GIVEN that the undersigned Special Master will on March 2, 2010 at 9:00 AM, at the front entrance to the Lincoln County District Court, 300 Central Ave, Carrizozo, NM 88301, 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 12, Block 3 of Loma Grande Acres, Lincoln County, New Mexico, as shown by the plat thereof filed in the office of the County Clerk of Lincoln County, March 9, 1970, in Tube No. 364.

The address of the real property is 129 Loma Grande, Nogal, NM 88341.

Said sale will be made pursuant to the Decree of Foreclosure entered on October 19, 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 \$170,921.94 plus interest from September 30, 2009 to the date of sale at the rate of 6.250% 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: 2010.

Peter Baca Special Master  
c/o Castle Meinhold & Stawiarski  
999 18th St., Suite 2201, Bin 1  
Denver, CO 80202  
(800) 286-0013 (303) 285-2222  
09-1604 FC01 P662034

Published in the Lincoln County News on February 4, 11, 18 and 25, 2010.

**LEGAL NOTICE**

**NOTICE OF NAMES OF CANDIDATES FOR OFFICE; DESIGNATION OF POLLING PLACES; PRECINCT BOARD MEMBERS; AND, NOTICE OF ELECTION SCHOOL FOR THE PRECINCT BOARDS.**

**The Town of Carrizozo**

In connection with the regular municipal election to be held on March 2, 2010 and pursuant to 3-8-30 NMSA 1978;

A.) Notice is hereby given that the following qualified electors are candidates for public office of the town of Carrizozo.

The candidates' names are listed in the order that they will appear on the ballot as determined by the drawing by lot.

- 1.) For the office of Mayor for a four year term:  
Mike Petty  
Manuel R. Hernandez
- 2.) For the office of Trustee for a four year term:  
Judith Ann Fitzpatrick  
Rosemarie Lea Kratochvil  
Jamie S. Gieb  
Lee Harlan Gross  
Wesley B. Lindsay

B.) Notice is hereby given that the following polling places shall be used for the conduct of the regular municipal election to be held on March 2, 2010:

- 1.) Voters in Consolidated Precincts 2A and 13 within the municipal boundary shall vote at Town of Carrizozo Council Chambers, 400 9th Street, Carrizozo, NM.

**LEGALS**

2.) Voters in the absent voter precinct will vote at the Office of the Municipal Clerk, Town of Carrizozo City Hall, 400 9th Street, Carrizozo, NM.

C.) The following Precinct Board members have been appointed:

1. For Presiding Judge in Consolidated Precincts 2A and 13:  
J'Lane Zamora

For Election Judges in consolidated Precincts 2A and 13:

Korene Walker  
Barbara Culler

For Election Clerks in consolidated Precincts 2A and 13:

Cheryl Smith  
Doug Jarrard

For Alternate in Consolidated Precincts 2A and 13:

Kay Cochran

For Translator in Consolidated Precincts 2A and 13:

Doug Jarrard

2. For Presiding Judge in Absent Voter Precinct:

J'Lane Zamora

For Election Judges in Absent Voter Precinct:

Korene Walker  
Barbara Culler

For Election Clerks in Absent Voter Precinct:

Cheryl Smith  
Doug Jarrard

For Alternate in Absent Voter Precinct:

Kay Cochran

For Translator in Absent Voter Precinct:

Doug Jarrard

D.) Notice is hereby given that a Precinct Board Election School will be held on the 22nd day of February, 2010 at the City Hall Conference Room in Carrizozo, New Mexico. The school will begin at 10:00AM. The school is open to the public.

Dated this 2nd day of February, 2010.

Published in the Lincoln County News on Thursday, February 4 and 11, 2010.

**LEGAL NOTICE**

**AVISO DE NOMBRES DE CANDIDATOS PARA CARGOS PUBLICO; DESIGNACIONE LOCALES PARA VOTAR; MEMBROS DE LA JUNTA DIRECTIVA DE RECINTO; Y AVISO SOBRE LA ESCUELA DE ELECCIONES PARA LA JUNTA DIRECTIVA DEL RECINTO**

**TOWN OF CARRIZOZO**

Con respecto a la eleccion municipal regular que se llevara a cabo el 2 de marzo de 2010 y de acuerdo con 3-8-30 NMSA 1978:

A.) Por medio de la presente se da noticia que los siguientes electores calificados son candidatos para puestos publicos de Pueblo de Town of Carrizozo.

Los nombres de los candidatos aparecen en la orden que figuraran en la balota segun determinado por sorteo.

- 1.) Para el puesto de Alcalde por un termino de cuatro anos:  
Mike Petty  
Manuel R. Hernandez

2.) Para el puesto de Fiduciario por un termino de cuatro anos:

Judith Ann Fitzpatrick  
Rosemarie Lea Kratochvil  
Jamie S. Gieb  
Lee Harlan Gross  
Wesley B. Lindsay

3.) Para el puesto de Juez Municipal pr un termino de cuatro anos:

C.O. "Chuck" Rominger  
Johnie Johnson  
Cynthia Morales Baker

B.) Por medio de la presente se da noticia que los siguientes locales para votar se usarian para la eleccion municipal regular que se llevara a cabo el 2 de marzo de 2010:

- 1.) Notantes en el Consolidados Precincts 2A and 13 dentro del lindero municipal votaran en Town of Carrizozo Council Chambers, 400 9th Street, Carrizozo, NM.
- 2.) Votantes en el recinto de votantes absentistas votaran en la oficina de la Escribana de la Municipalidad, Town of Carrizozo, 400 9th Street, Carrizozo, NM.

C.) Los siguientes miembros del Cuerpo Directivo del Recinto han sido nombrados:

- 1.) Juez en el Consolidados Precincts 2A and 13:  
J'Lane Zamora  
Korene Walker  
Barbara Culler

Escribanos(as) en el Consolidados Precincts 2A and 13:

**LEGALS**

Cheryl Smith  
Doug Jarrard

Suplentes en el Consolidados Precincts 2A and 13:  
Kay Cochran

Traductor en el Consolidados Precincts 2A and 13:  
Doug Jarrard

2.) Juez en el recinto del votante absentista:  
J'Lane Zamora  
Korene Walker  
Barbara Culler

Escribanos(as) en el recinto del votante absentista Precincts 2A and 13:  
Cheryl Smith  
Doug Jarrard

Suplentes en el recinto del votante absentista Precincts 2A and 13:  
Kay Cochran

Traductor en el recinto del votante absentista:  
Doug Jarrard

D.) Por medio de la presente se da noticia que se ofrecera una "Escuela" sobre la Eleccion del Cuerpo Directivo del Recinto el dia 22 de Febrero de 2010 en el City Hall Conference Room, in Carrizozo, New Mexico. La "Escuela" esta abierta al publico.

Fechaado este dia 2 de Febrero, 2010.

Published in the Lincoln County News on February 4 and 11, 2010.



**County Hears Animal ...**

(Continued from Page 3)

fees (could be) increased is in dangerous animal and vicious animal (ownership).

"When the comments were incorporated into the ordinance and I read it through, I thought and still do think, that it is a good teaching and protection ordinance," she commented. "It still has room to grow and change as the people of Lincoln County change. As we were incorporating people's comments, we looked at other cities and what they were doing. I think this shows what is stated at the beginning of the ordinance, that the board of county commissioners' intent is to protect animals from abuse, to protect residents from annoyance and injury and to encourage responsible ownership of animals," Culler said.

County commission chairman Tom Battin thanked Culler for her efforts and commissioner Dave Parks acknowledged

the tremendous amount of work that went into gathering and compiling the long list of recommendations regarding the ordinance.

Culler also acknowledged the assistance she received from Nogal resident Caroline McCoy in organizing and compiling all of the input gathered. She provided all of the information and recommendations in compact disk format for review by the county attorney.

Representatives from the Lincoln County Humane Society and other local animal activist groups participated in the process, Culler said, and each of the comments and recommendations offered were included in the presentation to the county commissioners. No action was taken by the board of commissioners regarding the animal control ordinance, but Battin said that it might be addressed at the next meeting of the board.

**Public Notice**

Public Notices in Newspapers. Your Right to Know, Delivered Right to Your Door.



# Looking Back . . . .

(Continued from Page 3)

He opened the door and someone shot him and covered him up with a mattress and piled flour up at one of the windows. They took his money and some gold and anything they could find of value and made away with it. That night there came a light snow and covered up all of the tracks and the officer who was in charge of the county those days didn't ever find any trace of the murderer.

When I was about grown I would go to White Oaks now and then to work in the coal mines a few months at a time. I also worked in the electric plant. When I worked there Lane, Jackson and Queen owned it. I worked in the mine 10 hours a day and then they would use me as an extra fireman if someone wanted to lay off at the plant. We fired it with coal. I would work 12 hours in the plant and then I would go back and work in the coal mine 10 hours the next day. This plant supplied power for White Oaks. The time I worked there was about 1912.

I didn't work in the coal mine after an accident in the mine and one of the Spanish fellows was killed. His name was Philadelphia Chavez. A big rock fell on him that would probably weigh two tons. I was running the coal cars, shoveling coal, then I would send it up. If one of the miners needed a prop, I wrote a note and sent it up to the man on top, then he would have a prop sent down that was the right length.

I had just unloaded one of these props to Philadelphia Chavez and told him there was his prop and I went on back a few feet and went to shoveling coal in the car. In a few seconds I heard a rumble of falling rocks. I listened a minute and I didn't hear any more so I went back there a few feet, shined my light, and there he was, covered up with rocks. I didn't work in there much longer. I couldn't get over that scare. That mine was quite an incline. It was seven or eight hundred feet back and it was off what they called the main entrance. Maybe 100 feet off to one side of this tunnel. It wasn't but a few minutes until the whole crew was in there getting this fellow out. I think that must have been 1914. Eddie Fitzpatrick, who lives in Nogal Canyon now, was one of the boys who helped us get him out and I think he also quit at the same time. A few days after that anyway.

When I first went to work for the railroad it was the El Paso and Southwestern. I think I must have worked about five years for the El Paso and Southwestern. Then came the Southern Pacific and I still worked on. During that time I saw many trainmasters and also many roundhouse foremen. One's name was Louis Bacot of Douglas; also Jack Farley and Jim Baxter of El Paso.

There were 75 men, or more, working there at that time. They had three or four machinists and two or three boiler makers and a labor gang. Most of the machinists would have a helper and we had a blacksmith and he had a helper, and there were three stationary firemen. We had to take care of those engines between fires. I was a stationary fireman.

We didn't have any days off like they later did have. We worked seven days a week, Sundays and all. Later on we began to cut down a little bit to reduce the force, layoff somebody, double up on some of the other jobs. I guess from 1930 on up to 1942 (that was part of the depression) they laid off the engine watchmen and then they assigned a stationary fireman to double duty.

I had the title of a stationary fireman for about 36 1/2 years. My main duty was to keep the boiler under steam all the time. That supplies steam heat for all of the railroad buildings. I was fire cleaner or what ever you may call it. It kept you pretty busy. Through the years they kept cutting off men. They converted coal burners into oil and they didn't need quite so much help with oil burners. Then later they got rid of oil and used diesel so there is no one working at the roundhouse now. From what I hear they only have about two men and one relief man to relieve the other two.

Carrizozo was a pretty good sized town about 1918. The population, as near as I can remember, was around 1500.

I got married in June of 1917. Mrs. McBrayer's maiden name was Eunice Clem. They lived on a little farm up Nogal Canyon for several years. She was 11 years old when they first came here. I saw her around at different places. At the church once in a while and at Sunday School.

We bought this place in 1936. It was part of an original homestead. Twenty years we have been here. It's about a section of land. We can't run many cattle but we have always had a few. Our place goes to the Mal Pais and joins Spencers, on the east and across the road on the west side there are over a hundred acres and I have a small lease of Taylor grazing land that connects up to the Mal Pais.

### Interview with Mrs. McBrayer:

I was born in Coryell County, Texas, and lived there until I was about 10 years old. My father was always just a working man and after he came to New Mexico he rented farms and lived on rented farms around in Lincoln County here and whenever we would load up the covered wagon and go back to Texas. There were seven of us children. We would go back to Texas and pick cotton. Then after we got the cotton crops gathered we would come back to New Mexico because we were crazy about the country around here.

I met my husband when we first came to this country. I would see him every once in a while. As I got older my father always told me if I caught a beau before I was 18, he would give me a licking. So Mr. McBrayer asked me when I would be 18 and then he started writing me when we happened to be back in Texas. The next day after we were married we moved back up here in Tortillito Canyon, we have been around here ever since.

We had four children. Our oldest one is dead. We've got one girl up here, Mrs. Edna Jones at the Carrizozo Mercantile store, and a son Joseph living in Roswell. He is the manager of a variety store there. He has four children and our daughter has three.

Then we have our younger girl Opal, 13. She was born when our son was 20 years old. He was in England and she was born while he was over there in the service for 2 1/2 years.

We lived in Carrizozo for several years. I was raised on a farm, so I always wanted to buy a place. When I found out we could get this place reasonably, I begged Mr. McBrayer to buy it because I wanted to be where I could raise a garden, chickens, and have a milk cow.

We love it our here. In the summer time it is pretty and green around and I have a nice garden. I milk two cows and I have about 150 chickens. I can't get Opal to milk the cow.

# Old Lincoln Town

by Rosalie Dunlap

We woke up this morning to the Organ Mountains covered with snow. What a beautiful sight. We had a steady slow rain all day Friday.

This week seems to be having lunch with friends. We met with Elisa and Paul Pacheco and Mary Ellen and Franklin McKay for lunch one day. We had a great time catching up with our families and reminiscing about the good times we had in Lincoln County. My how time does fly!

Nin Taylor is doing fine. She is at the Mescalero nursing care. She fell December 22nd and broke her femur close to her hip. She underwent surgery to have a rod put into her leg While she was in the hospital she celebrated her 95th birthday

on December 26th. Her daughter, Shirley, also had a birthday the 24th of December.

Bill and Bev Strausser have returned from Mayo's. Bill was undergoing some tests.

Caroline Cristman had a Navajo Weaving class at the La Placita. There were six ladies in the class. One lady was from New York. The class was taught by Judy Pakelsma of Capitan.

They all put their Navajo looms up at our house. It had lots more room and easier to heat. It sounds like they had a great time. They ate lunch at the Dolan house and Gene cooked meals for the evening meat. Gene is a good cook and lots of help otherwise.

I have been busy organizing my photos. Too many moves and they are in such a mess. Slowly but surely getting them done. Creative Memories retreat at Ft. Lone Tree is coming up in February and I want to have my photos ready to take.

The landlord put in a new furnace for us and it is so much more efficient. He also put in new lights in the garage.

The furnace had been in the house since 1986 and was too old to put in new controls. It was okay but not very efficient.

So many are getting the crud. I believe I had the flu as I was so sick. Others are very sick for a couple of days then are okay. So I hope my readers aren't getting it.

## FAST ACTION

### Lincoln County News

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