

# Mesa Ranch Made Whole Again

by Patrice Brazie

A little more than three years ago it was announced that the 1,365 acre Mesa Ranch, located on the mesa above the Nogal town site, would be divided into approximately 250 lots and developed as a subdivision called Heritage Preserve.

Many residents of Nogal and the Loma Grande and Magado Creek developments on the mesa

attended public meetings to voice their concerns over the proposed development. Questions were raised about the availability of ample water resources for the development and whether or not existing domestic wells would be affected. Most of the fears experienced by folks who are about to see a major development begin across the street, or on the other side of the fence, were aired in public forums.

Three years later, there have been no signs of any development of the ranch. The proposed turning lane on State Highway 37, planned to be constructed in the spring of 2008 to manage the increased traffic caused by homeowners moving into the site, never began. Development of County Road C016, Ranger Road, the primary access route to the proposed subdivision, also never saw a single shovel of dirt turned. The

only apparent progress being made was that the subdivision's name was changed a couple of times, to Verde Heritage Ranch and then to Montaraz.

Just recently, a sign was erected advertising the Mesa Ranch was for sale. It did not advertise lots for sale; the names Verde Heritage and Montaraz were not included on the sign; just Mesa Ranch. On July 20th, during a meeting of the

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## Lincoln County News

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CARRIZOZO, NM 88301

## White Oaks Sign Gets A Bit Pricey

by Patrice Brazie

Back in 1992, a billboard style sign was erected at the intersection of State Highway 54 and the White Oaks turnoff to let motorists know where to turn to get to the historic settlement of White Oaks. Lincoln County Lodger's Tax funds have been used to pay an annual fee to the state for use of the land on which the sign stands. In 1992, the fee was \$200 per year. In 2005, the fee rose to a little more than \$300 per year.

On July 20th, during the regular monthly meeting of the Board of Lincoln County Commissioners, county manager Tom Stewart informed the commissioners that the cost of keeping the sign in place has risen drastically.

"The new Public Lands agreement requests payment of \$1,400 per year, increasing to \$1,575.70 in the fourth year," Stewart reported. "The amount for three poles in the ground appears excessive. When I got that, I was just floored."

Stewart said that the land on all sides of the intersection, for several hundred yards, is owned by the state, so there is no other option than to deal with the state or remove the sign.

"Unless we don't want to have a White Oaks sign, we're just stuck," he said.

The manager opined that the way forward might begin with him sending a picture of the sign along with a firmly stated letter asking the state land office to explain its justification for the very high cost of the use of a tiny bit of land. The sign is barely 10 feet wide, Stewart said.

County commissioner Eileen Sedillo said that she believes the sign needs to be in place, and Stewart said that he will bring the issue before the county's Lodger's Tax Committee at its next meeting

## Carrizozo Flood Plan Issues are Questioned

### Flood Study Might Be Necessary

by Patrice Brazie

County planning director Curt Temple took a few minutes during last week's meeting of the Board of Lincoln County Commissioners to issue a reminder to Lincoln County residents to take a look at the recently completed flood plain maps for the county. The maps can be viewed either at the county courthouse or the county's substation in Ruidoso, Temple said.

The county is currently three weeks into the 90-day appeal period for property owners who want to dispute the flood plain boundaries.

"After 90 days there will be no further appeals, so if you're shown in a flood zone, or not shown and you think you are, or you want out, there has to be scientific data

turned in to myself, and we turn it over to FEMA (Federal Emergency Management Agency) for their review to pull them out of the flood zone, or, after the maps become approved in December or January, then they will have to do a LOMA, a Letter of Map Amendment, to get them out if they are shown in a flood zone," Temple said.

Also the Flood Plain Manager for the town of Carrizozo and the village of Capitan, Temple said that there appears to be some problem in the mapping of Carrizozo's flood plains.

"Carrizozo has some problems because it shows the flood zone going down Airport and making a right there at the clinic," Temple said. "There's just no way that it would make a right and then make another left towards

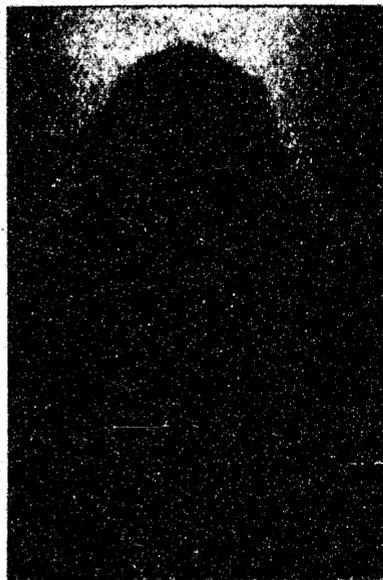
the airport, so we're going to have to do some appeal stuff. I think they're going to have to do a flood study for the town itself."

Temple said the flood plain mappers worked from the old maps created in 1976 and just superimposed new data over the old maps. Curbs, gutters and other road improvements performed in Carrizozo since 1976 have likely changed the channels of water flow and rendered the old data inaccurate, he suggested.

"It's just not the way it was back in the 1970s when they did the old maps," he said.

Temple said that he plans to attend the August meeting of the Carrizozo town council to further discuss the flood plain issues and changes in that community.

## Capuano Named Radiology Manager at LCMC



Julia Capuano has been named Radiology Manager at Lincoln County Medical Center (LCMC) in Ruidoso as of July 19. Capuano is a six-year resident of Alto.

Capuano has more than 32 years experience in the healthcare field with 20 years directly in radiology and the remaining 12 years assessing and implementing clinical improvement systems in hospitals. While working in radiology, she has been a technologist and administrative director as well as a district director for diagnostic imaging for hospitals in Camarillo and San Diego, California and Spokane, Washington. She also owned an x-ray and medical temporary business.

Capuano has a bache-

lor's of science degree in Radiological Science from Florida Hospital College in Orlando. She also received her radiology technologist certification from St. John's Medical Center which is affiliated with Catholic Healthcare West based in California.

"I'm excited to be here," said Capuano. "I'm looking forward to acquiring a state-of-the-art MRI machine in the near future as well as working with the staff and especially all of the physicians and providers throughout the area," she added.

LCMC director of patient care services Patsy Parker recognizes what this hiring means for patient care. Capuano replaces Ken Hunter who managed the department for the previous two years.

"I think Ken did an excellent job as manager as we moved into computed radiography and digital mammography. It's also great that Ken will remain on staff at his request as a seasoned technologist with in-depth knowledge of all modalities," said Parker.

"I think Julia's experience, energy and enthusiasm will make a significant positive impact on the radiology department, especially with regards to the patient experience," added Parker.

LCMC's radiology department employs 12 people with scheduled appointments for a variety of radiological services including ultrasound, mammography, bone density, fluoroscopy exams, CT (computerized tomography) and

(Continued on Page 2)

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**LINCOLN COUNTY NEWS  
CALENDAR OF EVENTS**

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

**MONDAYS**  
--Capitan Public Library summer readig program 10:30 a.m. to noon through July.

**TUESDAYS**  
--Capitan Public Library preschool story hour 4:00 p.m.

**WEDNESDAYS**  
--Corona Public Library story hour 4:00 p.m.  
--Carrizozo First Baptist Church takes orders for Angel Food Ministries 5:30 p.m. to 6:30 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.

**EVERY THIRD THURSDAY**  
--Village of Corona Public Library 4 p.m. pre-schhol story hour, themed stories, activities, crafts, snacks. Call Betty Ann at 849-3277 for info.

**FIRST TUESDAY OF EACH MONTH**  
--Representative from State Engineer's office is at Ruidoso Village Hall from 9 a.m. to 12 noon.

**FIRST THURSDAY OF EACH MONTH**  
--Roadrunner Food Bank in Carrizozo at Assembly of God Church for general public 1-3 p.m. and 4-6 p.m.

**SECOND TUESDAY OF EACH MONTH**  
--Food pantry for those age 55 and older at Assembly of God Church in Carrizozo 12 noon to 2:00 p.m.

**THIRD SATURDAY of EACH MONTH**  
--American Legion Post #11 Wells Fargo Bank in Carrizozo 9 a.m.

**FOURTH TUESDAY OF EACH MONTH**  
--Food Pantry for those age 54 and younger at Assembly of God Church in Carrizozo, 12 noon to 2:00 p.m. and 5:00 p.m. to 6:00 p.m.

**EACH FRIDAY**  
--Al Anon family group for families and friends of alcoholics, noon at Methodist Church in Carrizozo. Bring lunch.

**TUESDAY, AUGUST 3**  
--Lincoln County Land and Natural Resources Advisory Committee (LANRAC) will not meet on August 3 due to a lack of agenda items.

**THURSDAY, AUGUST 5**  
--Alto Lakes Special Zoning District Commission 9:00 am in the Stag Room at the Alto Lakes Golf and Country Club.

**MONDAY, JULY 26**  
--Föderated Republican Women of Lincoln County meet at noon at Cree Meadows Country Club RSVP for buffet to 336-1360.

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# Capuano Named . . .

(Continued from Page 1)

MRIs. The department also provides 24-hour emergency services after hours, on weekends and holidays.

Capuano said she is pleased to serve the patients in and around Lincoln County and that she wants to continue the radiology department's progress and dedication towards excellence while exceeding patient satisfaction expectations.

Capuano has taught yoga and enjoys walking, water aerobics, gardening and reading. She also served on the board of directors for the Lincoln County Humane Society from 2007-09.

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.

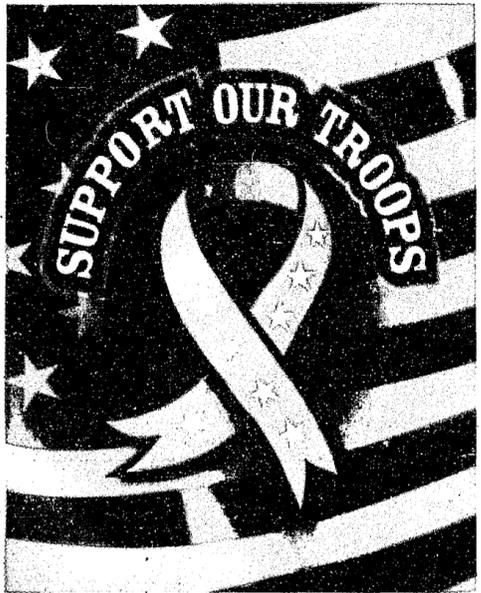
Lincoln County Medical Center and Presbyterian Healthcare Services operate a hospital, six clinics and a countywide ambulance service. Lincoln County Medical Center employs more than 250 people, including more than 15 providers throughout Lincoln County.

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# Looking Back

## 'Through Our Old Files'

As the LINCOLN COUNTY NEWS goes into its 106th year of being in existence, we will be randomly publishing articles from old NEWS files. The following article appeared in the LINCOLN COUNTY NEWS on . . .

Friday, June 8, 1956

# FOLKLORE CORNER

By-- Ted Raynor

## On A March With Villa

(Editor's Note: This is the conclusion of the column on the march with Pancho Villa, which G. Lynn Hatch of Lordsburg, his brother-in-law, Charles D. Turley, and James Whipple made as teamsters in the fall of 1915 from Casas Grandes, Chihuahua, to Naco, Sonora.)

(Continued from last week's July 22nd issue)

The Americans asked for money to buy horse feed and some clothing, and Rodriguez gave them \$100 in U.S. currency. They crossed the line afoot, leaving their teams in the street. After buying shirts and overalls for their Mexican helpers on the march, Whippope turned to Hatch and Turley and asked them what they wanted.

Enough money to get to El Paso, they replied.

They were taken over by U.S. Army soldiers when they crossed the line and were turned over to immigration officers after they refused to return to Mexico.

Immigration officers told the Americans they could not put them back into Mexico but that the Mexican boys with them could not stay in the U.S.

Whipple hadn't given up hope that he could get at least one of his outfits across the line. He told Rodriguez it would be necessary to drive into the U.S. to get feed and provisions. Although Rodriguez gave permission, a Mexican guard stopped Whipple. He reported that guard's action to Rodriguez and the latter said to get a delivery wagon to haul the provisions to the line and transfer them. Whipple gave up, came back to the American side afoot and the three boarded the night train for El Paso.

Villa abandoned his forces in Naco, and the men scattered for home. Rodriguez got back to Casas Grandes with a few pieces of artillery and some soldiers. Turley's black mares helped to pull the artillery back and were recovered in Dublin. In Casas Grandes as a result of spite over dissention between him and another general, Rodriguez filled the muzzles of the artillery with dynamite and set them off. Cannon barrel pieces were blown for blocks, Hatch said.

After Villa left Naco he moved into the mountains west of Chihuahua City and spent the winter there. In the spring of 1916 he raided Columbus.

Villa's army not only scattered after reaching Naco, but his band school disappeared as well. This had been a teenage project organized by Villa to keep occupied the boys who had been left behind when the women and children were sent to Juarez from Casas Grandes. Hatch said he didn't think any of the boys were over 14. They were too small to carry rifles but not too small to walk from Casas Grandes to Naco. Their drums were tied on the backs of the wagons. A quick stop and a wagon tongue would ram into a drum and smash it. By the time the column reached Naco there wasn't a whole drum left.

## The Law West of the Pecos

On May 31, in 1901, the Capitan Progress, a weekly newspaper, printed the following story about Judge Roy Bean:

Judge Roy Bean, of "Law West of the Pecos fame," added another chapter to his career and a tourist is stricken with nervous prostration that promises to last him until he returns to Massachusetts.

The Law West of the Pecos went through the Pullman car and gave all the passengers a smellof his revolver.

The judge was on one of his tri-weekly "tears" yesterday and when the train stopped at Langtry, Texas for dinner at 6 o'clock last night he paid little attention to the passengers. Two fresh young fellows from the far east wanted a drink and went into Judge Bean's saloon. The judge was resting easy and at first did not want to wait on them. One of the men wanted a drink of whiskey but the old man said he had none. The passenger then offered him a \$2 bill to pay for a bottle of beer. Bean refused the bill, saying that it wasn't money and he would

(Continued on Page 7)

# County M anager's Report

by Patrice Brazie

On July 20th, county manager Tom Stewart briefed the Board of Lincoln County Commissioners on the status of some construction projects and ongoing programs. He began his report saying that ground had been broken at the site of the new fire station in Glencoe in late June.

"The structure's up and they were putting doors on and hooking up electricity yesterday," Stewart said. "The project is nearing completion."

Work on the parking lot at the county's new emergency operations center in the Copper Ridge subdivision was delayed slightly due to heavy rains but is now completed, Stewart said.

He reported on

July 20th that communications tests were being conducted, and the county's emergency services director was in the process of moving into the new headquarters.

"We should be fully operational within a week or two," Stewart said.

A corroded "chiller barrel" that provides cooling to the main courthouse was found to be leaking water through a nine-inch crack, prompting Stewart to coordinate with county commission chairman Tom Battin in the issuance of an emergency purchase order for \$35,000. The money will cover the cost of a new chiller barrel and having the current barrel patched well enough to last until the new barrel arrives.

"These barrels have to be built and I am advised that lead time for delivery is about 4-6 weeks," Stewart said.

Funding gained through the American Reinvestment and Recovery Act (ARRA) is being used in a forest treatment project of about 340 acres on the Alto mesa.

Stewart reported that, as of July 20th, 17 people have been employed through the project and 60 acres of land have been treated. The project began on July 1st.

A recent report from the Lincoln County Juvenile Justice Board (LCJJB) indicates that the county's

programs designed to work with juvenile offenders are having great success.

Stewart said that LCJJB chairwoman Judge Karen Parsons reported that approaches like the county's Citation Program, Restorative Justice Program and Girls Circle are clearly having an impact.

"Probation officials report that, in prior years, juvenile filings in district court have been as high as 96 a year. Thus far this calendar year, six months, she has received only 11," Stewart said. "The programs are doing great. We're keeping the kids moving forward and the alternatives to incarceration are serving us well."

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## OBITUARY

### JOE ROBERT SMITH

Joe Robert Smith, of Capitan, died July 17 at the age of 90. He was born in Brownfield TX.

He is survived by sister Lucille Witten of Plainview, TX, and brother J.H. Smith and wife Betty of Amarillo, TX; daughters Madelyn Leusing Thomas and Jo Wright-Chapman and husband Chuck both of Lubbock, Judy Nichols and husband Fred of Ida, LA, Joy Wrye and husband Bill of Estancia, NM; sons Jeff Myers and wife Gerry of Odessa, TX, Bo Myers of Coppell, TX, Joe Lee Smith and wife Rose of Lincoln, NM and Wes Smith and wife Cindy of Stephenville, TX; 14 grand kids and 19 great grand kids. He was a member of the Trinity Baptist Church in Capitan.

He is preceded in death by his parents, three wives Dolly Williams Smith, Martha Myers Smith and Lucille Latiner Smith; siblings Mary Alice DeArman, Lillian Brown, Cecil and C.G. Smith, son Jay Vance and grandson Sgt. Joshua Holt.

He retired to Ruidoso and then later to Capitan.

Joe was active in the Lincoln County Sheriff's Posse and participated in many of their Pony Express Rides. He led the Trail Drive of the Millennium from Roswell thru Lincoln and was the "Poster Boy" for the Day of the Cowboy in Carrizozo.

Celebration of his life was led by Floyd Goodloe July 21 in Capitan. In lieu of flowers send memorials to The Ranching Heritage Center P.O. Box 43200 Lubbock, TX 79409 or your favorite charity.

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... for all the support you gave us during the excavations we did along US 54. I am very proud of you for welcoming my crew into the community. A special thanks to those who helped us with the photographing, getting the lecture together, and loaning us the auto visual equipment for the lecture.  
**Dorothy Zamora and the Carrizozo Crew**  
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## THOUGHTS

From the Editor's Desk

### Is Monsoon Season Late This Year?

by Ruth Hammond

Keep in mind the reason why certain things happen. It rains because there is moisture in the clouds. There is a drought because there is no rain, thus no moisture. These two factors are responsible for some weather conditions. Other factors are changes in temperature; it is hot when the temperatures go up, likewise it is cool when the temperatures go down, a few degrees anyway.

It seems that some people prefer to put the blame on outside influences. One common complaint heard recently was that if a woman had been elected president we wouldn't have all this crazy weather. Apparently someone believes that politics has a greater influence on weather than we have previously been taught. There is no basis on this line of reasoning but it is there somewhere.

Next comment to slither around was that if budgets were balanced at the federal and state levels that all problems would be solved. It is safe to say that many problems might be lessened, but there is no guarantee that balanced budgets are the utter end to all monetary and fiscal problems.

Doesn't it make you wonder where these idiotic ideas originate? Do you suppose that more people are responsible than has been publicized and that rather than accept responsibility for their own involvement they use the ploy of pointing at others in hopes of keeping themselves clean?

Needless to say, there are many officials who use the ploy of pointing at others to illustrate their own effectiveness. These officials usually have staff trained in the arts of subterfuge and some staff receive exorbitant salaries for their way with words, or rather their way to depict certain officials as having squeaky clean reputations.

Even if you see through the balderdash, you gotta admit it looks good. But then clouds that float across a blue sky appear harmless until the torrential rains descend. Maybe that is what the officials are trying to do, appear to be cloudlike when underneath they are digging trenches for the rain to follow, not unlike a way to drain money.

Someone should explain that, just as the monsoon season, that arrives unannounced at times, but at least once a year, pouncing officials have similar agendas, usually unannounced.

Summer droughts may lessen with the monsoons, but better late than never. Think rain!

## 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 e-mail 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 submission should be sent to news@tularosa.net. Letters can be delivered to our office in Carrizozo or mailed to:

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# Editorials and Other Stuff



## \* Inside the Capitol

By Jay Miller, Syndicated Columnist

**SANTA FE** -- An unusual deal was struck at the end of last spring's special session. Gov. Bill Richardson and the Legislature picked an easy way to end the session. Both may end up regretting it.

Because they had-n't agreed on enough government cuts and tax increases to plug the projected deficit, lawmakers gave the governor the authority to make cuts during the remainder of the year.

That is an authority lawmakers don't want to cede to the executive branch of government. During the Gary Johnson administration, the Legislature went to court to block that governor from doing his own slashing.

But everyone was anxious to end the week-long special session. Gov. Richardson had only wanted it to last a day. The 70 House members had to get back home and start campaigning and fundraising.

Legislators can't solicit contributions during a legislative session. And state senators, having been through several budget cutting sessions already, knew that each new round of cuts gets tougher.

So who wins and who loses from this deal? Lawmakers have put themselves in the position of being able to sit on the sidelines and complain that the governor needs to get busy and start making cuts. And they already are doing it.

But they are powerless to stop him if he makes cuts that legislators don't like. Most legislators have pet programs and projects within the state budget. Gov. Richardson is well known for line-item vetoing capital outlay projects of lawmakers who have gotten crossways with him.

Don't be a bit surprised to see that happen. Legislators are free to try to get those programs and projects restarted in the regular session of the Legislature beginning next January.

But they will have to sell them to a new Legislature and governor and without some extraordinary

measures will have to wait until the budget year beginning next July to get them started back in operation.

And there will be no way of getting back at the governor because he will be out of office come January 1.

Lawmakers can call themselves into special session at any time, as they did once with Gov. Johnson. But it is a difficult process, especially when the governor is of the same party as that controlling the Legislature.

Gov. Richardson also has some problems. Most of the state budget is not within his authority to cut. He can't cut the legislative or judicial branches of state government.

He can't cut

other statewide elected officials. That's the secretary of state, attorney general, auditor, treasurer, land commissioner and corporation commissioner.

None of the previously mentioned branches or offices are big enough to save much money with cuts but the governor also can't cut public schools or higher education. And that is almost two-thirds of the budget right there.

So the only budget cuts have to come from the cabinet departments under the governor's control. Those departments already have received several cuts by the governor and Legislature.

That leaves state employees as about the only place left to cut. The number of state

## WEATHER REPORT

by JEFF HAMMOND

Lincoln County will be starting out the forecast week with wet conditions continuing until Saturday when the chance of rainfall will lessen at all elevations.

Daytime temperatures will be in the high 80s to low 90s across the high plains and high desert areas, and from the mid 70s to low 80s at the higher elevations.

Nighttime temperatures will be in the mid 60s across the high plains and high desert areas, and in the mid 50s at the higher elevations.

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

**Today, Thursday, July 29**

A very good chance of showers and thunderstorms, mainly after noon, mostly cloudy, with a high near 87, calm wind becoming southeast between 5 and 10 mph, night: A good chance of showers and thunderstorms, mostly cloudy, with a low around 61, south wind around 5 mph becoming calm.

**Friday, July 30**

A good chance of showers and thunderstorms, mostly cloudy, with a high near 87, night: A fair chance of showers and thunderstorms, mostly cloudy, with a low around 61.

**Saturday, July 31**

A fair chance of showers and thunderstorms, partly cloudy, with a high near 88, night: A slight chance of showers and thunderstorms, partly cloudy, with a low around 61.

**Sunday, August 1**

A fair of showers and thunderstorms, mostly cloudy, with a high near 89, night: A fair chance of showers and thunderstorms, partly cloudy, with a low around 61.

**Monday, August 2**

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

**Tuesday, August 3**

A slight chance of showers and thunderstorms, partly cloudy, with a high near 90, night: A slight chance of showers and thunderstorms, partly cloudy, with a low around 60.

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

**Today, Thursday, July 29**

A very good chance of showers and thunderstorms, mainly after noon, mostly cloudy, with a high near 76, calm wind becoming east between 5 and 10 mph, night: A very good chance of showers and thunderstorms, mostly cloudy, with a low around 55, east wind around 5 mph becoming calm.

**Friday, July 30**

A good chance

(Cont. on Page 5)

## Cattle Growers to Hold Video Contest for Youth

The New Mexico Cattle Growers' Association (NMC GA) and the Cattle Growers Foundation Inc. invites youth between the ages of 12 and 19 to create a short video that presents an inspiring story about ranching and New Mexico Agriculture.

Young people are encouraged to make a video that illustrates how your New Mexico ranch family helps feed New Mexicans and the world, how ranchers care about the environment and care for their animals.

"Let your creativity flow-feel free to use music, humor, or other formats to help celebrate New Mexico ranchers," says Alisa Ogden, NMC GA immediate past president, Loving.

"NMC GA recognizes the important role that young farmers and ranchers have in the future of agriculture" said Bert Ancell, NMC GA president, Bell Ranch. "It is the youth of today that will emerge as the leaders of tomorrow. This is why the Association dedicated a committee to the younger generation, the Young Cattlemen's Leadership Committee (YCLC) and the Junior Cattle Growers' Association."

Ranch families are active members of their communities and belong to organizations like local 4-H and FFA, church councils and social clubs. They're also hard working people, dedicated to providing safe, wholesome and nutritious beef as well as caring for wildlife and the land. Their consistent care for animals and improvements to farms and ranches are vital to making sure New Mexico and America has the safest, most environmentally friendly beef supply in the world.

Deadline for submission is November 30, 2010. The winning videos will be posted on YouTube, as well as receive prizes: 1st place will receive \$500, 2nd place \$300, and 3rd place \$200. To get an entry forms please go to [www.nmagriculture.org](http://www.nmagriculture.org) or for more information please contact the NMC GA office at 505.247.0584 or by email at [nmcga@nmagriculture.org](mailto:nmcga@nmagriculture.org).

# LEGALS

## LEGAL NOTICE

### RESOLUTION AND PROCLAMATION OF BUSINESS RETENTION GROSS RECEIPTS TAX SPECIAL ELECTION RESOLUTION NO. 2010-4

WHEREAS, the Board of County Commissioners has determined on this date that it should adopt Ordinance 2010-01 placing the issue of a potential business retention gross receipts tax of 3/16th of one percent to retain the race track before the electorate.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of Lincoln County, New Mexico as follows:

#### SECTION 1.

On the 21st day of September, 2010, there will be held in the County of Lincoln a special election for the purpose of submitting to the qualified electors of the County of Lincoln the question of whether or not a gross receipts tax should be imposed for the purpose of retaining the race track in Ruidoso Downs.

#### SECTION 2.

The Election will be conducted by all-mailed ballot in accordance with the Mail Ballot Election Act (N.M.S.A. § 1-23-1 et seq., (1978)); therefore, there will be no polling places for this election.

#### SECTION 3.

The County Clerk shall accept completed ballots until 7:00 PM on September 21st 2010.

#### SECTION 4.

The polling place for the receipt, counting, and tallying of the ballots in this election shall be in the County Commission Chambers in the Lincoln County Courthouse, 300 Central Avenue, Carrizozo, New Mexico, through the Office of the County Clerk.

#### SECTION 5.

At such election, the following question shall be submitted to such qualified registered electors of the District:

#### LINCOLN COUNTY BUSINESS RETENTION GROSS RECEIPTS TAX QUESTION:

Shall the Board of Commissioners of Lincoln County be authorized to impose a gross receipts tax for the retention of the racetrack of 3/16th of one percent to be imposed upon all doing business in the County of Lincoln except businesses transporting persons or property for hire by railroad, motor vehicle, air transportation or any other means from one point within the county to another point outside the county; or direct broadcast satellite services in accordance with county ordinance 2010-01 for a period of five years. Revenue not claimed by the racetrack is to be returned by the State of New Mexico to the county for general use for promotion or administration of the county or for public post secondary-education in Lincoln County.

#### SECTION 6.

The tax contemplated by the gross receipts tax is authorized by recent enactment by the legislature and governor's signature on House Bill 203.

#### SECTION 7.

The County's qualified electors are eligible to vote on the Election Questions. No judge or clerk of the election shall allow a person to vote unless he or she is duly registered as a voter with the County Clerk.

#### SECTION 8.

Persons desiring to vote at the Election must be registered to vote. Any person who is otherwise qualified to vote and who is not currently registered may register at the office of the Lincoln County Clerk on or before 5 PM on August 24, 2010.

#### SECTION 9.

This proclamation shall be filed with the Lincoln County Clerk after adoption by the Board of County Commissioners of Lincoln County. Thereafter, but not less than fifty (50) days before the date of the Election, the Lincoln County Clerk shall publish the proclamation once each week for two (2) consecutive weeks in a newspaper of general circulation within the boundaries of Lincoln County. The proclamation shall conform to the requirements of the federal Voting Rights Act of 1965, (42 U.S.C. § 1973 - 1973aa-6) as amended, and the Mail Ballot Election Act (Section 1-23-1 et seq., NMSA 1978).

PASSED, APPROVED AND ADOPTED, this, the 20th day of July, 2010.

BOARD OF COUNTY COMMISSIONERS OF LINCOLN COUNTY, NEW MEXICO

Published in the Lincoln County News on Thursday, July 29, 2010.

## LEGAL NOTICE

### RESOLUCIÓN Y PROCLAMACIÓN DE UNA ELECCIÓN ESPECIAL: RETENCIÓN DEL IMPUESTO EN RECETAS EN CONJUNTO. RESOLUCIÓN NO 2010-4

VISTO QUE, La Junta De Comisares ha determinado este día, Que se debe adoptar Estatuto 2010-1, que pone al electorado la pregunta de un impuesto de 3/16 de un porciento, con el fin de sostener el campo de carreras.

Y AHORA, SEA ORDENADA por la junta de comisares, condad de Lincoln, lo siguiente:

#### SECCIÓN 1

En el día 21 de Septiembre, 2010, tomará lugar, en el Condad de Lincoln, una elección especial, con el proposito de presentar, a los votantes del Condad de Lincoln, la cuestion de adoptar un impuesto recetas en conjunto para sostener el campo de carreras en Ruidoso Downs.

#### SECCIÓN 2

No habra lugares de votacion, porque la boleta sera todo por correo, segun el Acto Eleccion por Correo (N.M.S.A. §1-23-1 et seq., (1978)).

#### SECCIÓN 3

El Clerigo del Condado aceptara boletas hasta las 7:00 del la tarde el 21 de Septiembre, 2010.

# LEGALS

## SECCIÓN 4

El lugar para recibir, contar y concordar las boletas sera la Camera de Comisares en el edificio de Corte, 300 Avenida Central, Carrizozo NM, por la Oficina del Clerigo del Condad.

## SECCIÓN 5

En tal Eleccion, la siguiente cuestion se pondra a los electors calificados del distrito:

### IMPUESTO EN RECETAS EN CONJUNTO, CONDAD DE LINCOLN CUESTION:

Debe la Junta de Comisares, Condad de Lincoln, imponer un impuesto 3/16 de porciento con el fin de sostener el campo de carreras. Tal impuesto sobre cada negocio en el Condad, excepciones: Los que transportan de alquilar, personas o propiedad por ferrocarril, vehiculo motorizado, por el aire, o de cualquier otro metodo dentro de la Condad, o para afuera del Condad: O, Servicios de emision satelita segun ley 2010-01, por cinco anos. Rentas publicas no usados por el campo de carreras se devolveran por el estado de NM a la Condad por el uso general en el Condad para la promocion y administracion del condad, o para la educacion mas alla de secundaria en el Condad de Lincoln.

## SECCIÓN 6

Este impuesto ha sido autorizado por la legislatura, y la firma del gobernador en la ley 203.

## SECCIÓN 7

Electores calificados del condad pueden votar en la

cuestion. Tales electors deben haber Matriculado con el Clerigo del Condado.

## SECCIÓN 8

El lugar de matricular, para poder votar, es la oficina Clerigo del Condad antes de las 5:00 de la tarde, el 24 de Agosto, 2010.

## SECCIÓN 9

Esta proclamación se archivara con el Clérigo del Condado despues de haber sido adoptado por La Junta de Comisares, Condad de Lincoln. Despues, pero no menos de cincuenta (50) dias antes de la eleccion, el Clérigo de Condad de Lincoln publicará la proclamación una vez cada semana por dos (2) semanas consecutives, en un período de circulación general en el Condad de Lincoln. La proclamación se conformará a los requisitos del Acto Ferederal, Derecho de Votar, 1965, (42 U.S.C. § 1973-1973 aa-6) como enmendado, y el Acto Votar por Correo (seccion 1-23-1 Et seq., NMSA 1978).

CONFIRMADO, Y APPROBADO este día 20 de Julio, 2010.

JUNTA DE COMISARES, CONDAD DE LINCOLN, N.M.

Published in the Lincoln County News on Thursday, July 29, 2010.

# OLD LINCOLN

by Rosalie Dunlap

Last week after I got my news sent we received word that our son-in-law, David Coleman, was working on their car when it rolled off the ramps and fell on him. He suffered cracked or broken ribs - 4th to 10th - mainly on his back and two broken

places on his collar bone. He also suffered many cuts and bruises. He was so swollen on his face and body. Lois said his left arm looked like Poppie's arm. Most of the injuries were on his left side. He is so lucky and is recovering fine and is anxious to

get back to work.

The Morning Star Methodist Church Mission group returned last week from a week at Window Rock helping on the Navajo Reservation. They repaired, painted the outside and interior of

buildings, sorted out the items in the Thrift Shop and kitchen and other jobs that needed attention.

They were told to use their own judgment on what needed to be done and items to be disposed of. Many items were not usable or not working so they were disposed of. There were so many clothes that they went around to the surrounding chapters and shared the excess. There were 13 participants and I could not believe how much they got done in a week - and it rained! They were mostly senior citizens. They got acquainted with Roger Tsosie.

Roger did not get any education until he was 12 years old. He was then sent to the Indian boarding school in California. He ministers to his people altho he has no ministry education. He was a great help to them, introducing them to his people and taking them to the different chapters.

One of the most intesting buildings they saw was a small old church that needed a lot of repair as it had not been used for years. They have been doing this for five years. The first three years they went to Mexico but due to the situation there they have gone to Window Rock the past two years.

We attended the memorial services for long time Agriculture and Extension professor, Dr. Leon Wagley. Friends and family told of their friendship and experiences with Leon. He made a great influence on lives and their chosen fields of work.

We visited with several retired extension personal. Also with the Mike Gaines.

After the services we attended the Piano Quartet concert at the university. The other musical instuments were the cello, viola and violin.

Las Cruces had a good rain over the weekend. We received 1 3/4 inches. We have a leak in our house. Our landlord now has a leak in our house and his. I imagine there are a lot of leaky roofs as the rain was so hard.

# CHURCH DIRECTORY

**ANGUS CHURCH OF THE NAZARENE**  
Serving All of Lincoln County  
Rick Hutchinson, Pastor  
336-8032  
SW Corner of Hwy 48 & Hwy 37 Junction (Between Ruidoso and Capitan)  
**SUNDAY**  
Sunday School for All Ages . . . 9:30 a.m.  
Morning Worship  
and  
Children's Church . . . 10:30 a.m.  
Family Workshop . . . 6:00 p.m.  
**WEDNESDAY**  
Community Dinner . . . 6:00 p.m.  
Adult Classes, Youth Games and Study, Kids Klub . . . 7:30 p.m.

**UNITED METHODIST CHURCHES**  
1000 D Avenue, Carrizozo  
648-2893 or 648-2846  
Johanna Anderson, Pastor  
Sunday School All Ages . . . 10:00 a.m.  
Worship Service . . . 11:00 a.m.  
Choir Practice . . . Tuesdays 6:30 p.m.  
United Methodist Women  
Third Wednesday of Month . . . 2:00 p.m.  
Fellowship Dinner  
Fourth Sunday of Month . . . 12:30 p.m.

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

**CAPITAN CHRIST COMMUNITY FELLOWSHIP**  
420 Lincoln Avenue  
Joshua Watkins, Minise.  
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.

**CAPITAN CHURCH OF CHRIST**  
420 Lincoln Avenue  
Joshua Watkins, Minister  
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.

**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 . . . 1st Sunday of Month

**GRACE FELLOWSHIP IN CHRIST**  
Corona, New Mexico  
Terry Aiello, Pastor / 849-0105  
Worship . . . 9:30 a.m.

**CLAUNCH COMMUNITY CHURCH**  
Tony Scaccia, Minister  
849-1402  
Second Saturday of Each Month 9:00 a.m.

**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.

**RUIDOSO DOWNS FIRST SOUTHERN BAPTIST CHURCH**  
361-East Hwy. 70  
Ruidoso Downs, NM 88346  
575-378-4611  
Dr. Randy Widener PhD, Sr. Pastor  
8:00 a.m. . . . Early Bird Service  
9:00 a.m. . . . Breakfast  
9:30 a.m. . . . Sunday School  
11:00 a.m. . . . Traditional Services  
6:00 p.m. . . . Preaching Bible Study  
Wednesday Community Dinner  
6:30 p.m.  
Kids Activities . . . 5:30 p.m.

**ANCHO COMMUNITY 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.

**CARRIZOZO FIRST BAPTIST CHURCH**  
Hayden Smith, Pastor  
314 10th Avenue  
648-2968 Church or 648-297  
Sunday School . . . 9:45 a.m.  
Worship Service . . . 10:55 a.m.  
Sunday Evening . . . 6:00 p.m.  
AWANAS . . . Wednesday 6:00 p.m. (September - April)

**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**  
Carrizozo / Capitan / Corona  
Fr. Franklin, Pastor  
213 Birch - Carrizozo, NM 88301  
575-648-2853  
Daily Mass / Santa Rita . . . 8:30 a.m.  
Saturday Services  
Capitan Sacred Heart . . . 5:00 p.m.  
Carrizozo Santa Rita . . . 7:00.  
Sunday Services  
Capitan Sacred Heart . . . 8:30 a.m.  
Carrizozo Santa Rita . . . 10:30 a.m.  
Corona St. Theresa . . . 1:30 a.m.

**CARRIZOZO ST. MATTHIAS EPISCOPAL CHURCH**  
Corner of E Avenue and 6th  
Rev. Canon Peter Sanderson,  
Priest in Charge  
Holy Eucharist . . . Sunday 9:30 a.m.

**WHITE OAKS COMMUNITY CHURCH**  
(Non-Denominational)  
Sunday Worship . . . 11:00 a.m.

**LEGALS**

**LEGAL NOTICE**

STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT  
Case No. D-1226-CV-200900154

WELLS FARGO BANK, N.A., SUCCESSOR BY MERGER TO WELLS FARGO HOME MORTGAGE, INC.,  
Plaintiff,

v.  
BONNIE A. CONLEY, MAUREEN K. IRELAND, WELLS FARGO BANK, N.A., OCCUPANTS, WHOSE TRUE NAMES ARE UNKNOWN, UNKNOWN SPOUSE OF BONNIE A. CONLEY, IF ANY, UNKNOWN SPOUSE OF MAUREEN K. IRELAND, IF ANY,  
Defendants.

**NOTICE OF SALE**

NOTICE IS HEREBY GIVEN that the undersigned Special Master will on August 10, 2010 at 9:00 AM, front Entrance to 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:

Tract 15 of Tract A, Cougar Mountain Estates, Lincoln (sic) County, New Mexico as shown by the Plat thereof filed in the Office of the County Clerk and ex-Officio Recorder of Lincoln County, New Mexico, May 25, 1999, in Cabinet G, Slide No. 381 More correctly known as: Tract 15 of Tract A, Cougar Mountain Estates, Lincoln County, New Mexico as shown by the Plat thereof filed in the Office of the County Clerk and ex-Officio Recorder of Lincoln County, New Mexico, May 25, 1999, in Cabinet G, Slide No. 381 The address of the real property is 15 Katrina Road, Corona, NM 88318.

Said sale will be made pursuant to the Decree of Foreclosure entered on February 26, 2010, 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 \$235,944.15 plus interest from October 15, 2009 to the date of sale at the rate of 6.000% 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: 07/02/2010

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  
09-0212 FC/LIT F720690

Published in the Lincoln County News on July 8, 15, 22 and 29, 2020.

**LEGAL NOTICE**

IN THE TWELFTH JUDICIAL DISTRICT COURT COUNTY OF LINCOLN STATE OF NEW MEXICO  
Cause No.: DM-2010-61

HARRY ALAN BOWSER,  
Petitioner,

vs.  
SUSAN JEANNETT BOWSER,  
Respondent.

**AMENDED NOTICE BY PUBLICATION**

TO SUSAN JEANNETT BOWSER AND ALL INTERESTED PERSONS:

PLEASE TAKE NOTICE THAT THE PETITIONER HAS FILED A PETITION FOR DISSOLUTION OF MARRIAGE IN THE ABOVE-CAPTIONED PROCEEDING.

YOU ARE HEREBY NOTIFIED that the general object of this action is the Dissolution of Marriage, as more particularly set forth in the Petition for Dissolution of Marriage on file in the above-captioned cause, in the District Court of Lincoln County, the county of residence of the Petitioner.

YOU ARE FURTHER NOTIFIED that unless you serve and file a responsive pleading or motion in said Cause on or before the 15th day of September, 2010 judgment will be rendered against you in said cause.

WITNESS my hand and seal of the District Court of Lincoln County, State of New Mexico this 19th day of July, 2010.

JAN PERRY  
Clerk of the District Court

(SEAL)

By: Jolene Biggs  
Deputy Clerk

Published in the Lincoln County News on July 22, 29; and August 5, 2010.

**LEGALS**

**LEGAL NOTICE**

STATE OF NEW MEXICO COUNTY OF LINCOLN TWELFTH JUDICIAL DISTRICT COURT  
PQ-2010-04

IN THE MATTER OF THE GUARDIANSHIP OF DENIS RAY and BRITTANY RAY, the minor children:

**NOTICE**

On the 16th day of August, 2010 8:15 a.m., at the Lincoln County Courthouse in Carrizozo, New Mexico, the District Court of Lincoln County will hold a hearing to determine whether a guardian *ad litem* should be appointed for DENIS RAY and BRITTANY RAY, minor children ("the Children"). The purpose of this proceeding is to appoint LORI GIBSON as guardian *ad litem* of the Children. A copy of the petition requesting appointment of a guardian *ad litem* is attached to this Notice.

At the hearing the court will determine whether the Children are in need of a guardian *ad litem* under New Mexico law.

If the court finds the Children need a guardian *ad litem*, the court will also consider whether LORI GIBSON should be appointed as guardian *ad litem* of the Children. The court may appoint some other qualified person as guardian *ad litem*.

The Children shall attend the hearing and be represented by an attorney. The petition may be heard and determined in the absence of the Children if the court determines that the presence of the Children is not possible.

Charles E. Hawthorne  
900 Sudderth Drive  
Ruidoso, NM 88345  
575-257-1323 / 257-1327 (fax)

Published in the Lincoln County News on July 15, 22 and 29, 2010.

**LEGAL ADVERTISEMENT FOR BIDS**

Sealed bids will be received by the Town of Carrizozo c/o Engineers Inc., 106 E. Idaho, Suite F, Las Cruces, NM 88005. All bids must be on the total project; segregated bids will not be accepted.

The bids duly delivered and submitted will be opened and read aloud for supplying the following, on the date and time reflected below.

**REBID TOWN OF CARRIZOZO STREET IMPROVEMENTS 2009 CDBG #09-C-RS-I-01-G-36 & NMDOT SP-2-09(962), CN HW2M200012 EI# CAR0901C**

**PREBID DATE:** None

**BID OPENING DATE:** August 10, 2010 @ 10:30 a.m.

Sealed Bids submitted to Town of Carrizozo, c/o Engineers Inc. 106 E. Idaho, Suite F, Las Cruces, NM 88005 and shortly thereafter opened and read aloud.

Plans and Specifications for said work may be examined and/or also obtained at the office of Engineers Inc., 106 E. Idaho, Suite F, Las Cruces, NM 88005 (575) 524-2007. A deposit of \$60.00 per set of contract documents is required.

Any BIDDER or non-bidder, upon returning the CONTRACT DOCUMENTS within 10 calendar

**Legal Notice**

NOTICE is hereby given that on July 13, 2010, The Village of Ruidoso, 313 Cree Meadows Drive, Ruidoso, NM 88345, filed application No. H-2049-S with the STATE ENGINEER for permit to drill supplemental well to supplement ground or surface waters in the Hondo Underground Water Basin in the State of New Mexico.

The applicant proposes to use existing well No. H-3726 located at a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 2, Township 10 South, Range 14 East, N.M.P.M. to supplement the diversion of up to 24.38 acre feet per annum consumptive use of groundwater for municipal purposes within the Village of Ruidoso, commercial use at Sierra Blanca Regional Airport, and locations adjacent to the airport pipeline.

The applicant proposes to supplement the presently authorized point of diversion well No. H-2049 located at a point in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 1, Township 10 South, Range 14 East, N.M.P.M.

The presently authorized place of use and proposed place of use State Engineer File No. H-2049 are described as follows:

SUBDIVISION	SECTION	TOWNSHIP	RANGE
Presently Authorized Sierra Blanca Airport	01	10 South	14 East
Proposed Expanded Place of Use			
Village of Ruidoso Municipal Limits Sierra Blanca Regional Airport and Locations adjacent to the airport pipeline	All	10-11South	13-14 East
	Parts of	9-10 South	13-15 East

The proposed points of diversion are located at Sierra Blanca Regional Airport, The proposed expanded place of use is located within the Village of Ruidoso boundaries, Sierra Blanca Regional Airport, and locations adjacent to the airport pipeline, in 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 on July 22, 29; and August 5, 2010.

**LEGALS**

days after the Bid Opening and in good condition, will be refunded the full amount less handling and applicable taxes.

Further details regarding this bid may be obtained by contacting Engineers Inc., 106 E. Idaho, Suite F, Las Cruces, NM 88005 (575) 524-2007. The Town of Carrizozo reserves the right to accept or reject any or all bids.

Until the final award by the Council of the Town of Carrizozo, the Town reserves the right to reject any and/or all bids, to waive technicalities, to re-advertise, to proceed otherwise when in the best interest of the Town. Bids will be submitted sealed and plainly marked with the date, time, bid name and number.

Town of Carrizozo  
By: Leann Weibrecht  
Clerk/Treasurer

Published in the Lincoln County News on Thursday, July 29, 2010.

**LEGAL NOTICE**

I Barbara A. Barela am not responsible for charges of any kind, to any creditors pertaining to Marcos F. Villescós Jr.

Published in the Lincoln County News on Thursday, July 29, 2010.

**Weather Report . . .**

(Continued from Page 4)

of showers and thunderstorms, mostly cloudy, with a high near 79, night: A fair chance of showers and thunderstorms, mostly cloudy, with a low around 53.

**Saturday, July 31**

A fair chance of showers and thunderstorms, partly cloudy, with a high near 81, night: A slight chance of showers and thunderstorms, partly cloudy, with a low around 52.

**Sunday, August 1**

A slight chance of showers and thunderstorms, partly cloudy, with a high near 79, night: A fair chance of showers and thunderstorms, mostly cloudy, with a low around 53.

**Monday, August 2**

A slight chance of showers and thunderstorms, partly cloudy, with a high near 81, night: A slight chance of showers and thunderstorms, partly cloudy,

with a low around 52.

**Tuesday, August 3**

A slight chance of showers and thunderstorms, mostly cloudy, with a high near 81, night: A slight chance of showers and thunderstorms, mostly cloudy with a low around 52.

The above information was taken from the National Weather Service Website. For up to date weather reports, go to

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

**Inside the . . .**

(Con't. from P. 4)

employees has been reduced by 1,664 since a hiring freeze went into effect in November 2008. That's a 6.5 percent dip.

Salaries have been frozen for almost two years, health insurance rates and retirement contributions have been increased and five furlough days have been imposed already this year.

More furloughs seem likely during the remainder of this calendar year. Furloughs aren't popular with employees but they are less painful than the alternatives because they get the day off.

With unpaid holidays, employees had the day off already. Salary cuts are the most distasteful since employees work just as many days but for less money. Salary cuts also tend to be more permanent. Furloughs and unpaid holidays have to be re-imposed.

After a salary cut, future negotiations usually start with the lower salary and employees have to win back the cut.

From the standpoint of the public, however, furloughs are the poorer alternative because government offices are closed that day.

# Mesa Ranch Made Whole . . .

(Continued from Page 1)

Lincoln County Board of Commissioners, a request for a complete vacation of the subdivision's plat came before the board.

When county commissioner Don Williams asked why the owners were requesting a plat vacation, county manager Tom Stewart responded.

"Adjacent property owners have been notified," Stewart said. "They're putting it back in one piece and there's a for sale sign on it to sell the whole thing."

County planning director Curt Temple explained further.

"Basically they've decided that they don't want to complete it for sale," Temple said. "It's been costing them a lot of money every year to bond it because the plat has been filed with the county clerk. They

could have sold lots if they wanted to because it's been bonded for improvements."

Temple said the decision to vacate the platted subdivision came after the developers took a good look at marketing the property in a chilly economic climate.

"Basically, they came back in and said we've looked at the market and we want to sell this as one tract," he said. "They came to us and were looking at some different options of splitting it up, doing different things with it but, evidently, they've found a buyer for the whole ranch. They now want to vacate the whole plat for the Montaraz, so all of the 256 lots will go away and it will go back to being one tract," Temple explained.

He added that a lot of

the neighboring property owners were pretty excited by the news of the ranch remaining whole.

Developer Justin Ruby told the county commissioners that current economic conditions indicate that the best move is to vacate the development.

In response to a question from county commissioner Eileen Sedillo, Temple said that the developers would be released from a commitment to set up a special fund to assist any domestic well owners in Nogal who might have been impacted by the development.

"Now that they're not putting the subdivision in, that agreement will go away," Temple said. "The agreement to expand (highway) 37 with the left turning lane and improve

Ranger Road will go away."

"It will be just like it was prior to them filing for a subdivision approval," county attorney Alan Morel added.

Martha Proctor, an adjoining property owner, asked how many wells had been drilled on the property since the subdivision was approved, and Ruby said that there were 14 wells drilled, all of which have now been capped.

County commissioner Jackie Powell made the motion to approve the plat vacation; Sedillo seconded. Both commissioners opposed the development application three years ago. Powell's motion passed unanimously.

Stewart said that the county will keep the one acre of land outside of the ranch boundaries that was donated by the developer three years ago to house a fire station sometime in the future.

## LOOKING BACK

Through Our Old Files

(Continued from Page 3)

take no paper in payment for his goods. The other fellow had to change the bill for him and he got the beer.

In the meantime the other stranger had engaged the judge in conversation and the man who bought the beer went out without paying for it. Presently the judge noticed that his man was gone and taking his .45 revolver from the counter went after him.

When he went into the tourist car he shoved the gun in the face of every passenger he met, pending investigations. Finding that he was mistaken, he passed on until he found the right party. Pulling the trigger, the judge poked the young cannon into the face of the man who had beat him and said: "Thirty-five cents or I press the trigger!" So anxious was the stranger to comply with the demand of the "court" that he offered the judge a dollar, not wishing to wait to find the exact change.

The judge changed the money and turning to the startled passengers said: "That the kind of an hombre I am. I am the law west of the Pecos."

## Along the Way . . .

by Paul Baker

Arvel Runnels says he has located three valuable claims showing uranium in pitch-blende Arvel and Louise Runnels operate "The Bonito," a friendly store that carries supplies for fishermen, campers and picnickers. Horseback trips can be arranged through Buddy Morris or Robert Lloyd Runnels. Several campers are back in the recreation area above Bonito Dam now that it has been reopened. All streams were low Sunday and the lake was down 10 to 12 feet from the spillway

Here's one for Ripley's "Believe It or Not": Carrizozo's postmaster advanced from Level 7 to Level 8 on the pay-scale, and his salary got cut \$75 per year."

## YOUR TOWN

If you want to live in the kind of a town Like the kind of town you like, you needn't slip your clothes in a grip

And start on a long, long hike, for you only find what you left behind --

There's nothing really that's new. It's a knock at yourself when you knock your town. It isn't the town -- It's you.

Real towns are not made of men afraid, Lest somebody else gets ahead. When everybody works and nobody shirks. You can raise a town from the dead.

And if while you make your personal stake, your neighbor may make one too.

You can make a town what you want it to be, it isn't the town -- It's you.

Author Unknown

## Sheriff's Report

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

**June 15**

8:13 p.m. Medical call at residence on Hunters Lane in Alto, ALS ambulance dispatched.

10:42 p.m. Information report at Southfork Campground on Bonita Lake in Bonito, deputy dispatched.

**June 16**

6:55 a.m. Accident reported on Angus Hill on Hwy 48, ALS ambulance, Bonito emergency units and deputy dispatched.

8:14 a.m. Fraud reported at location on Hwy 70 in Picacho, deputy dispatched.

9:46 a.m. Medical call at residence on Bancroft Road in Capitan, ambulance and police dispatched.

10:15 a.m. Medical call at location on Hwy 380 in Lincoln, ambulance dispatched.

1:17 p.m. Domestic battery reported at location on Gavilan Canyon Road in Ruidoso, deputy dispatched.

2:09 p.m. Warrant service at Lincoln County Detention Center (LCDC) on Air Port Road in Carrizozo, deputy dispatched.

4:24 p.m. Motorcycle drivers test requested at Ruidoso high school parking lot on Warrior Drive in Ruidoso, deputy dispatched.

4:28 p.m. Registered Sex Offender check at Lincoln County Sheriff Office (LCSO) located in the Lincoln County Courthouse (LCC) on Central Avenue in Carrizozo, deputy dispatched.

5:20 p.m. Fire reported on Hwy 380 in Lincoln, Lincoln fire units and deputy dispatched.

6:12 p.m. Registered Sex Offender check at LCSO located in the LCC on Central Avenue in Carrizozo, deputy dispatched.

(Con't. on P. 8)

### U.S. Department of Housing and Urban Development COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM COMBINED NOTICE OF FINDING NO SIGNIFICANT IMPACT AND OF INTENT TO REQUEST A RELEASE OF GRANT FUNDS

#### NOTICE

Lincoln County  
P.O. Box 711/ 300 Central Ave  
Carrizozo, NM 88301-0711  
(575) 648-2385

DATE OF PUBLICATION: July 29, 2010

Application/Grant Number : 10-C-RS-I-03-

G-30

#### TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

On or about August 13, 2010, Lincoln County will request the U.S. Department of Housing and Urban Development to release federal funds under Title I of the Housing and Community Development Act of 1974 (PL 93-383) for the following project:

**PROJECT TITLE OR NAME:** Public Health Facility

**PURPOSE OR NATURE OF PROJECT:** Construct a new public health facility building

**LOCATION OF PROJECT:** Lots 2,3,4,5,6, of the Fletcher Hall Tracts located in Capitan, New Mexico

**ESTIMATED COST OF PROJECT:** \$881,378.00 (\$500,000 CDBG; \$381,378 Lincoln County)

**PROJECT SUMMARY:** The County of Lincoln will plan, design, and construct a new public health facility building. This building will be about 2,500 square feet and include five exam rooms of various sizes; 3 administrative offices; an interview room; a receptionist room; a waiting room; medical records storage room; nurse's station; two bathrooms. The building will have a 5,000 square foot parking lot and sidewalk as well as landscaping if funds allow.

#### FINDING OF NO SIGNIFICANT IMPACT:

An environmental review of the project has been made by Lincoln County and is available for public examination and copying at the office noted above. Based on this review, Lincoln County has determined that a request for a release of project funds will not significantly affect the quality of the human environment and hence, an environmental impact statement will not be undertaken under the National Environmental Policy Act of 1969 (PL 91-910).

The reasons for the decision not to prepare an environmental impact statement are as follows: After review of the site by the area wide planning organizations and notice to all interested agencies and parties there were no comments or issues identified to warrant the preparation of an Environmental Impact Statement.

#### Public Comment on Finding:

All interested agencies, groups or person disagreeing with these decisions are invited to submit written comments for consideration by the Grantee by August 13, 2010. All comments must clearly specify which decision they object to-The Finding of No Significant Impact or the Request for Release of Funds. All comments so received will be considered by Lincoln County prior to its taking any administrative action or requesting release of funds on the date listed immediately above.

#### RELEASE OF GRANT FUNDS:

Lincoln County will undertake the project described above with Community Development Block Grant funds, #10-C-RS-I-3-G-30, from the U.S. Department of Housing and Urban Development (HUD), under Title I of the Housing and Community Development Act of 1974. The Grantee is certifying to HUD that Lincoln County, and Commission Chairman, Tom Battin, in his official capacity, consent to accept the jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision-making and action, and that these responsibilities have been satisfied. The legal effect of the certification is that upon its approval, Lincoln County may use the Block Grant funds, and HUD will have satisfied its responsibilities listed in 24 CFR Part 58. HUD will accept an objective to its approval of the release of funds and acceptance of the certification only if it is on one of the following basis: a) that the certification was not in fact executed by the Chief Executive Officer or other officer of Lincoln County, b) that the environmental review record for the project indicated omission of a required decision finding, or step applicable to the project in the environmental review process, or c) another federal agency has submitted written comments pursuant to Section 309 of the Clear Air Act of Section 102(c) of NEPA. Objections must be prepared and submitted in accordance with the required procedure (24 CFR Part 58.75), and may be addressed to HUD or LGD/DFA, Room 201 Bataan Memorial Building, Santa Fe, New Mexico 87503. Objections to the release of funds on basis other than those stated above will not be considered by HUD or LGD/DFA. No objection received later than twenty-five (25) days from the date of request for funds listed above will be considered by LGD.

Thomas F. Stewart, Environmental Officer  
Lincoln County  
P.O. Box 711/ 300 Central Ave  
Carrizozo, NM 88301-0711

Published in the Lincoln County News on Thursday, July 29, 2010.

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**DISTRICT COURT  
CALENDAR**  
The Calendar for  
District Judge Karen Parsons

**Monday May 31  
Court Closed  
In Observance of Memorial Day**

**Tuesday, June 1**  
Large Crt Room - Foyer - Primary Election  
Judge Parsons - 5th District Court - In Roswell  
10:00 a.m. Melanie Ward; D-504-CR-2010-84 (Pre-Trial/Status) Green/Lautenschlager  
In Ruidoso  
3:00 p.m. Drug Court Screening  
4:00 Drug Court.  
Darrell Brantley - Small Crt Room  
10:00 a.m.

**Wednesday, June 2**  
8:15 a.m. Phillbert Herrera v. MVD; CV-2009-332 (Merits)  
Pro Se/Belles  
8:30 a.m. In The Matter of Change of Name; CV-2010-132 (Merits) ProSe  
9:00 a.m. Kristina Kennedy v. Lawrence Chavez v CSEB;  
(Merits)DM-2008-13 ProSe/ProSe/Aultman  
2:30 p.m. Marshall Peebles v. Ben Hall; CV-2009-296 (MSJ)McSwane/Griffin  
3:00 p.m. Compass Bank v. Rick Tafoya; CV-2009-438(Merits) Denson/ Puccini/ Little/Giddens

**Thursday, June 3**  
8:30 a.m. J. Tyrone Riordan CR-2007-80/113/193 (Pending Motions) DA/ProSe/Walker  
1:15 p.m. In the Matter of; SA-2010-03 (Presentment of FD)Gibson/CYFD/Navajo Nation  
3:30 p.m. Felicia Lucero CR-2008-255 (Evidentiary Motions)Ceballes/Denson  
Darrell Brantley  
1:30 p.m. Waylon Graham v. Christina Montes; DM-2010-34 DM-2007-150(JI/Status) (Interim Custody) McSwane/ProSe/CSEB

**Friday, June 4**  
8:15 a.m. Paul Burgess v Jennifer Burgess-Sargent; DM-2009-162 (Judicial Inquiry) Ortiz  
8:30 a.m. Shawn Patton v. Cheyenne Hinds & Billy Allen-Intervenors; DM-2007-106 (Relief from Judgment) (Motion to Modify)Grisham/Ortiz/ProSe  
1:15 p.m. Julie Schoenhofer v. MVD; CV-2010-40 (Merits)  
Mitchell/Belles  
4:00 p.m. Kammi Sparks v.Mark Russell; DV-2009-33 (OTSC)Jessen/PD

**The Mayor's Corner**

It is interesting how much we depend on computers. I write this column, send it to the News, they send it to the printer and on Thursday you read it in the paper. The whole process is done with a computer. Amazing until the computer "dies" then everything stops. Ours have been down or partially down at City Hall for the past three weeks. Our services to you have been interrupted or were completely stopped. Things that make you say "hummm."

The lights are up at the baseball field and hopefully will be working soon. J'Lane told me that the parents pulled together and got everything donated. The Co-op donated the poles, new wire, and labor. Latigo Electric will complete the wiring and activate the system. The town's crew helped refurbish the lights. Did you know that there are 77 young people involved in the Little League program from age 4 to 18? Of those 77, 22 are young ladies. That is one more thing that the town has to be proud of.

Foreman Joey Thornton says his crew has been busy with general park maintenance and working on the roads. They have been dealing with some drainage issues and using the blade a lot. The solar heating system for the swimming pool seems to be working well. Thanks to Joey and his crew for installing it.

Fire Chief Walter Hill says that they have been dealing with lightning strikes and grass fires. They prefer those types of non human emergencies he said. They will be having a fundraising dinner in a couple of weeks to raise money for the Christmas "programs" they sponsor. Those events cost between \$1,500 and \$2,000. It is good for the town so hopefully we can support them.

The final budget for 2010 - 11 was approved by the council. The next stop is Santa Fe where it hopefully will be approved by the Department of Finance Administration.

Let us hope it keeps raining and have a good weekend.

**Sheriff's Report . . .**

(Con't. from P.7)

6:28 p.m. Registered Sex Offender check at LCSO located in the LCC on Central Avenue in Carrizozo, deputy dispatched.

8:38 p.m. Trespassing reported at Las Estrellas in Alto, deputy dispatched.

9:06 p.m. Fire /burning without permit reported at location on Big Sky in Alto, deputy dispatched.

10:19 p.m. Disturbance reported at residence on DeBord in Ruidoso, deputy dispatched.

11:25 p.m. Disturbance reported at residence on 13th Street in Carrizozo, police dispatched.

**June 17**  
12:33 a.m. Agency assistance requested by Ruidoso Downs police at residence on River Bend in Ruidoso Downs, deputy dispatched.

10:02 a.m. Accident reported at Sierra Blanca Airport in Alto, Bonito emergency units and deputy dispatched.

10:25 a.m. Warrant service at LCDC on Air Port Road in Carrizozo, deputy dispatched.

1:35 p.m. Medical call near intersection of FR 56 and Lone Tree in Capitan, ambulance dispatched.

4:37 p.m. Medical call at residence on Elk Run Road in Ruidoso, ALS ambulance dispatched.

6:52 p.m. Missing or lost person reported on west side of Sierra Blanca Peak near Ski Apache, deputy dispatched.

8:26 p.m. Fire alarm reported at location on Corvo Crista in Alto, Bonito fire units and deputy dispatched.

10:27 p.m. Threats reported at location on Bonito Park Road in Bonito, deputy dispatched.

10:47 p.m. Burglary reported at mile marker 309 on Hwy 70 in Riverside, deputy dispatched.

**June 18**  
12:34 a.m. Disturbance reported at West Lake campground on Bonito Lake in Bonito, deputy dispatched.

6:42 a.m. Alarm reported at business located on Smokey Bear Boulevard in Capitan, police dispatched.

9:11 a.m. Alarm reported at location on Mulligan in Alto, deputy dispatched.

12:05 p.m. Information report at intersection of Hwy 37 and Hwy 48 in Bonito, deputy dispatched.

4:29 p.m. Criminal damage to property reported at LCC on Central Ave. in Carrizozo, deputy dispatched.

5:24 p.m. Medical call at residence on Gavilan Canyon Road in Ruidoso, ALS ambulance dispatched.

6:18 p.m. Medical call at residence on O Bar O Ranch Road, ALS ambulance and deputy dispatched.

6:26 p.m. Information report at location on Old Angus Road in Alto, deputy dispatched.

6:35 p.m. Shots fired reported near intersection of FR 117 and Monjeau Road in Alto, deputy dispatched.

**Lincoln County News**

**CLASSIFIED**

★ **ADS** ★

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**NOTICE**

I Barbara A. Barela am not responsible for charges of any kind, to any creditors pertaining to Marcos F. Villescros Jr.

1tp/7/29

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4tc/7/1-22

**WANTED -- Lincoln County Detention Center is accepting applications for Temporary Part-Time Medical File Clerk please apply on line www.emeraldcompanies.com "EOM"**

2tc/7/22-29

**THANK YOU  
ROSSELL DAILY-RECORD  
AND  
SUPPORT STAFF.**

**Legal Notice**

NOTICE is hereby given that on July 13, 2010, The Village of Ruidoso, 313 Cree Meadows Drive, Ruidoso, NM 88345, filed application No. H-2049-Amended with the STATE ENGINEER for permit to change place and/or purpose of use of underground waters in the Hondo Underground Water Basin in the State of New Mexico.

The applicant proposes to expand the current authorized place and purpose of use to include municipal use at the Village of Ruidoso, commercial use at Sierra Blanca Airport, and at locations adjacent to the airport wells pipeline. The presently authorized place of use and point of diversion under State Engineer File No. H-2049 are described as follows:

SUBDIVISION	SECTION	TOWNSHIP	RANGE
Presently Authorized Sierra Blanca Airport	01	10 South	14 East
Proposed Expanded Place of Use			
Village of Ruidoso Municipal Limits	All	10-11 South	13-14 East
Sierra Blanca Regional Airport and Locations adjacent to the airport pipeline	Parts of	9-10 South	13-15 East

The applicant proposes to commence the diversion of 24.38 acre feet per annum consumptive use of ground water from the following point of diversion:

WELL NO.	SUBDIVISION	SECTION	TOWNSHIP	RANGE
H-2049	NE¼NW¼SW¼	01	10 South	14 East

for municipal, and commercial purposes within the Village of Ruidoso and Sierra Blanca Airport.

Well H-2049 is located at Sierra Blanca Regional Airport. The proposed expanded place of use is located within the Village of Ruidoso boundaries, and Sierra Blanca Regional Airport and locations adjacent to the airport pipeline, in 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 on July 15, 22, and 29, 2010.