

SR 1684
May 9 1999

United States Department of the Interior
National Park Service

National Register of Historic Places Registration Form

This form is for use in nominating or requesting determinations for individual properties and districts. See instructions in *How to Complete the National Register of Historic Places Registration Form* (National Register Bulletin 16A). Complete each item by marking "x" in the appropriate box or by entering the information requested. If an item does not apply to the property being documented, enter "N/A" for "not applicable." For functions, architectural classification, materials, and areas of significance, enter only categories and subcategories from the instructions. Place additional entries and narrative items on continuation sheets (NPS Form 10-900a). Use a typewriter, word processor, or computer, to complete all items.

1. Name of Property

historic name Santo Domingo Indian Trading Post

other names/site number _____

2. Location

street & number Rt. 66 crossing of AT&SF RR at Domingo not for publication

city or town Domingo vicinity

state New Mexico code NM county Sandoval code 043 zip code 87052

3. State/Federal Agency Certification

As the designated authority under the National Historic Preservation Act, as amended, I hereby certify that this nomination request for determination of eligibility meets the documentation standards for registering properties in the National Register of Historic Places and meets the procedural and professional requirements set forth in 36 CFR Part 60. In my opinion, the property meets does not meet the National Register criteria. I recommend that this property be considered significant nationally statewide locally. (See continuation sheet for additional comments.)

Signature of certifying official/Title _____ Date _____

State of Federal agency and bureau _____

In my opinion, the property meets does not meet the National Register criteria. (See continuation sheet for additional comments.)

Signature of certifying official/Title _____ Date _____

State or Federal agency and bureau _____

4. National Park Service Certification

I hereby certify that the property is: Signature of the Keeper _____ Date of Action _____

- entered in the National Register. See continuation sheet.
- determined eligible for the National Register See continuation sheet.
- determined not eligible for the National Register.
- removed from the National Register.
- other, (explain:) _____

Santo Domingo Indian Trading Post
Name of Property

Sandoval County, NM
County and State

5. Classification

Ownership of Property
(Check as many boxes as apply)

- private
- public-local
- public-State
- public-Federal

Category of Property
(Check only one box)

- building(s)
- district
- site
- structure
- object

Number of Resources within Property
(Do not include previously listed resources in the count.)

Contributing	Noncontributing	
1	0	buildings
0	0	sites
0	0	structures
0	0	objects
1	0	Total

Name of related multiple property listing
(Enter "N/A" if property is not part of a multiple property listing.)

Hist. & Arch. Resources of Rt. 66 through NM

Number of contributing resources previously listed in the National Register

0

6. Function or Use

Historic Functions
(Enter categories from instructions)

COMMERCE: department store

Current Functions
(Enter categories from instructions)

COMMERCE: department store

7. Description

Architectural Classification
(Enter categories from instructions)

California Mission Revival
Southwest Vernacular

Materials
(Enter categories from instructions)

foundation concrete/rubble
walls stucco

roof metal

other wood

Narrative Description

(Describe the historic and current condition of the property on one or more continuation sheets.)

Santo Domingo Indian Trading Post
Name of Property

Sandoval County, NM
County and State

8. Statement of Significance

Applicable National Register Criteria

(Mark "x" in one or more boxes for the criteria qualifying the property for National Register listing.)

- A** Property is associated with events that have made a significant contribution to the broad patterns of our history.
- B** Property is associated with the lives of persons significant in our past.
- C** Property embodies the distinctive characteristics of a type, period, or method of construction or represents the work of a master, or possesses high artistic values, or represents a significant and distinguishable entity whose components lack individual distinction.
- D** Property has yielded, or is likely to yield, information important in prehistory or history.

Criteria Considerations

(Mark "x" in all the boxes that apply.)

Property is:

- A** owned by a religious institution or used for religious purposes.
- B** removed from its original location.
- C** a birthplace or grave.
- D** a cemetery.
- E** a reconstructed building, object, or structure.
- F** a commemorative property.
- G** less than 50 years of age or achieved significance within the past 50 years.

Areas of Significance

(Enter categories from instructions)

transportation

architecture

Period of Significance

1926-1932

Significant Dates

1926

Significant Person

(Complete if Criterion B is marked above)

N/A

Cultural Affiliation

N/A

Architect/Builder

Seligman family

Narrative Statement of Significance

(Explain the significance of the property on one or more continuation sheets.)

9. Major Bibliographical References

Bibliography

(Cite the books, articles, and other sources used in preparing this form on one or more continuation sheets.)

Previous documentation on file (NPS):

- preliminary determination of individual listing (36 CFR 67) has been requested
- previously listed in the National Register
- previously determined eligible by the National Register
- designated a National Historic Landmark
- recorded by Historic American Buildings Survey # _____
- recorded by Historic American Engineering Record # _____

Primary location of additional data:

- State Historic Preservation Office
- Other State agency
- Federal agency
- Local government
- University
- Other

Name of repository: _____

Santo Domingo Indian Trading Post
Name of Property

Sandoval County, NM
County and State

10. Geographical Data

Acreeage of Property less than one acre

UTM References

(Place additional UTM references on a continuation sheet.)

1

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3	9	3	0	3	6	0
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Zone Easting Northing
2

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3

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Zone Easting Northing
4

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 See continuation sheet

Verbal Boundary Description

(Describe the boundaries of the property on a continuation sheet.)

Boundary Justification

(Explain why the boundaries were selected on a continuation sheet.)

11. Form Prepared By

name/title David J. Kammer, Ph.D.
organization contract historian date August, 1996
street & number 521 Aliso Dr. NE telephone (505) 266-0586
city or town Albuquerque state NM zip code 87108

Additional Documentation

Submit the following items with the completed form:

Continuation Sheets

Maps

A USGS map (7.5 or 15 minute series) indicating the property's location.

A Sketch map for historic districts and properties having large acreage or numerous resources.

Photographs

Representative black and white photographs of the property.

Additional Items

(Check with the SHPO or FPO for any additional items)

Property Owner

(Complete this item at the request of SHPO or FPO.)

name _____
street & number _____ telephone _____
city or town _____ state _____ zip code _____

Paperwork Reduction Act Statement: This information is being collected for applications to the National Register of Historic Places to nominate properties for listing or determine eligibility for listing, to list properties, and to amend existing listings. Response to this request is required to obtain a benefit in accordance with the National Historic Preservation Act, as amended (16 U.S.C. 470 et seq.).

Estimated Burden Statement: Public reporting burden for this form is estimated to average 18.1 hours per response including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, should be directed to the Office of Management and Budget, Paperwork Reduction Project (3045-0047), Washington, DC 20503.

United States Department of the Interior
National Park Service

National Register of Historic Places
Continuation Sheet

Section number 7 Page 1

Santo Domingo Trading Post

Historic and Architectural Resources of Rt. 66 through NM
Sandoval County, New Mexico

7. Description

The Santo Domingo Indian Trading Post complex consists of three adjoining buildings. The northernmost building that served as a trading post from its construction in 1922 until it closed in 1995 is a two-story building with a corrugated metal roof. Hipped at the rear of the building, it is pitched at the front, forming a broad gable end articulated by a mixtilinear parapet suggestive of the Mission Revival Style. The foundation is concrete and rubble, and the walls consist of roughly-textured stucco over adobe. An interior brick chimney is at the rear of the building. The building is rectangular with a shed addition on its north side.

A large sign extends across the facade above the second story one-over-one double-hung windows and below a grouping of louvered wood ventilators. Additional small fixed windows appear along the second-story portions of the side walls. The first-story facade is symmetrical. Patterns of Indian blankets flank large fixed commercial windows. The interior third of these windows are recessed at an angle, leading to a large wood-framed commercial door with a transom. The width of the facade is lined by a one-story shed portal with a concrete floor. The portal is supported by stucco-covered post with portals, and a sign advertising the trading post rests along the edge of the shed roof.

A single pump island with two gas pumps and a pole supporting a sign is located about twenty-five ft. in front of the building. The interior is marked by an open two-story space in the middle of the building. Wood stairs lead to the balcony surrounding the open space with wood posts at intervals supporting the balcony and roof. Adjoining the store to the south are a one-story warehouse and a one-story residence. The warehouse has a stone rubble foundation, a gray stucco front over adobe bricks, and a flat roof with a parapet across the front facade. A sliding metal door for shipping is located at the

United States Department of the Interior
National Park Service

National Register of Historic Places
Continuation Sheet

Section number 788 Page 2

Santo Domingo Trading Post

Historic and Architectural Resources of Rt. 66 through NM
Sandoval County, New Mexico

Description (continued)

north side of the facade, and an entry with a wood door at the center. Adjoining the warehouse to the south is a residence with stucco walls and a corrugated metal shed roof. Windows are metal casement, and the door is metal framed. A screened porch extends along much of the building's front.

8. Significance

The trading post portion of the building was constructed in 1922 by the Seligmans, a mercantile family with stores in other railroad communities including Bernalillo. It succeeded an earlier store, built in 1880, adjoining it to the south which was then converted to a warehouse. Until its closing in 1995, the trading post served a variety of clientele including Santo Domingo Indians, people travelling the Santa Fe Railroad which stopped at the nearby Domingo depot, and motorists travelling the Santa Fe-Albuquerque highway which passed directly in front of the store. In 1926, the road became part of the alignment of the newly designated Routes 85 and 66, serving as such until the roadway was realigned some two miles to the east in 1932. Because of this historic association with early automobile tourism along Route 66, the property is eligible under Criterion A. It is also eligible under Criterion C as a good early example of the location, setting, design and materials of the property type of roadside trading posts. Most notable is the building's use of a California Mission Revival Style facade. First popularized by the AT&SF Railroad in its depots, the style continued to appear in commercial facades through the 1920s when it was gradually replaced by the Spanish-Pueblo Revival Style as a more authentic expression of the region's architectural heritage.

United States Department of the Interior
National Park Service

National Register of Historic Places Continuation Sheet

Section number 8,9&10 Page 3

Santo Domingo Trading Post

Historic and Architectural Resources of Rt. 66 through NM
Sandoval County, New Mexico

9. Bibliography

Albuquerque Journal, 12/25/82, p. B-1.

Thompson, Fred, store operator from 1946 until his death in 1995.
Interview with David Kammer, 3/10/92. NMSHPO

Verbal Boundary Description

A rectilinear parcel measuring approximately 150 x 75' which is located immediately west of the Domingo-Santo Domingo Road where it intersects former Rt. 66 at the AT&SF Railroad crossing at Domingo.

Boundary Justification

The boundary includes only the rectilinear portion of the lot that has historically been a part of the Santo Domingo Trading Post and a ten-foot buffer surrounding the building.



Property Maintenance and Protection Agreement
(for preservation, rehabilitation, and restoration projects only)

I/we, Santo Domingo Tribe, owner of the property known as Santo Domingo Indian Trading Post, agree that if funds from the National Park Service Route 66 Corridor Preservation Program are used towards the preservation, restoration, or rehabilitation of the property, I/we will ensure that the property is maintained and kept in a state of good repair for no less than 10 years after the project work is completed. This will be done in order to preserve the historical and architectural integrity of the property in its improved condition, and to protect the investment of public federal funds.

If I/we are personally unable to maintain the property, I/we will ensure that another entity assumes these responsibilities.

If I/we must sell the property, I/we will encourage the new owner to continue the care and protection of the property.

~~Santo Domingo~~ [Signature] April 17, 2011
Name of Owner Date

Santo Domingo Indian Trading Post
Property Name

Route 66 crossing at AT&SF Rail Road Tracks, ~~in~~ in Domingo, NM
Property Address

SANTO DOMINGO

TRADING POST



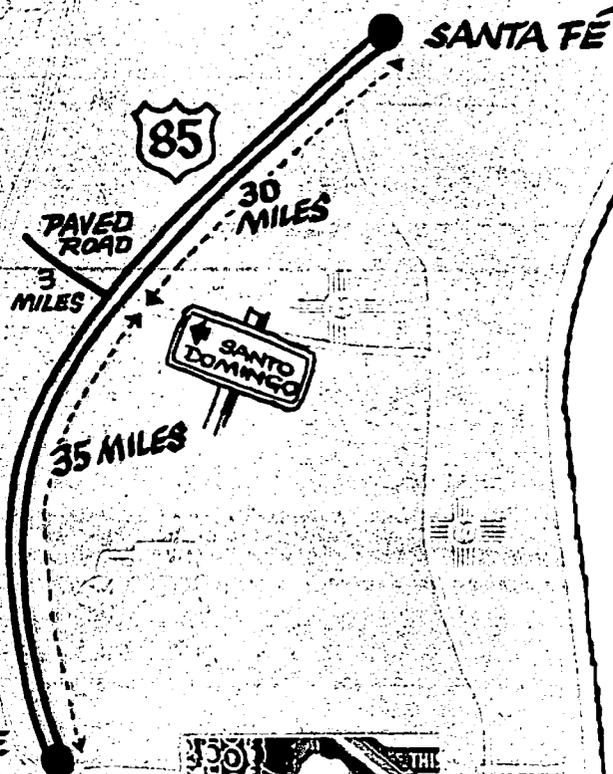
Located
in the center of
Santo Domingo
Indian Reservation

U. S. Highway 85, Halfway Between
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New Mexico

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SANTO DOMINGO INDIAN RESERVATION
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Phone: Domingo One

Sincerely,
Fred Thompson
Indian Trader

N^o-dy from Santa Dominga Indian Reservation

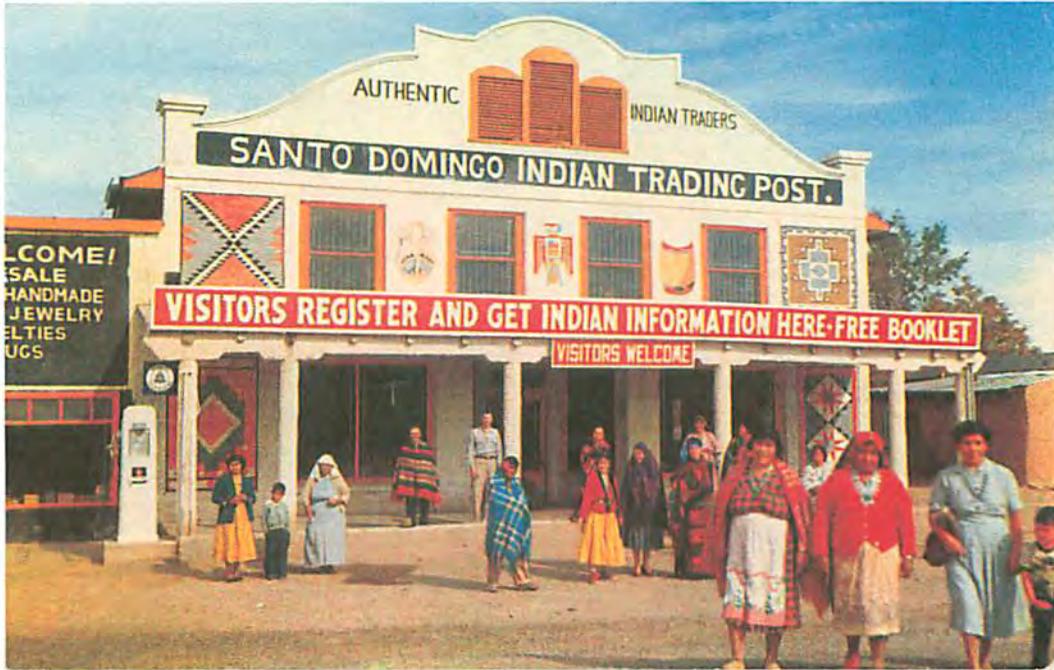


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INDIAN TRADING POST



Santo Domingo Trading Post. Archival image c. 1950.



Santo Domingo Trading Post. Present Condition. Photo 2006.



Santo Domingo Trading Post. Present Condition. Photo 2006.



Santo Domingo Trading Post. Present Condition. Photo 2006.

www.santafenewmexican.com

Jury finds Roybal guilty

► Greg Roybal convicted of first-degree murder but not all charges in Chimayó drug slaying

By VERONICA GONZALEZ
The New Mexican

A jury on Monday found 30-year-old Greg Roybal guilty of first-degree murder in the 1999 slaying of a Chimayó drug dealer in what prosecutors allege was a murder-for-hire scheme.

Years earlier, Roybal had pleaded guilty to second-degree murder in the death of a laundromat clerk, whom he had killed when he was 15.

After 11 hours of deliberation over two days, jurors also found Roybal guilty of conspiracy to commit murder for the Sept. 13, 1999, killing of Nicky Nelson Cordova, 40.

But the 12 jurors disagreed on counts of armed robbery, conspiracy to commit armed robbery, aggravated assault, tampering with evidence and conspiracy to tamper with evidence.

Two jurors thought Roybal was not guilty of tampering with evi-

► Roybal's family has history of criminal convictions. Page A-2

dence, conspiracy to tamper with evidence and armed robbery, while 10 thought he was guilty. Three jurors thought he was not guilty of aggravated assault and conspiracy to commit armed robbery, while nine thought he was guilty.

"I'm glad he got what he deserves," said Dianna Martinez, Cordova's sister. After the verdict was announced, Martinez's expression remained stern, but she quietly wiped tears from her eyes. "Being in jail doesn't bring back my brother. I hope (Greg Roybal) rots in hell."

Martinez was one of several Cordova relatives who expressed their happiness over the conviction.

Greg Roybal will be sentenced March 16 and is facing life in prison — 30 years — plus up to 15 years for the conspiracy-to-commit-murder charge and a mandatory one year in prison because of his 1987 murder conviction.

After serving the full 30 years, Greg Roybal will be eligible for parole.

Greg Roybal's brother, Ricky Roybal, 34, a convicted felon who hanged himself with a bedsheet at the Santa Fe County jail on Dec. 28,

Please see ROYBAL, Page A-2



Greg Roybal sits in a Santa Fe courtroom Monday afternoon, looking at the jury as it confirms its verdict to the judge. Behind Roybal is Rio Arriba Deputy Sheriff Marcos Armiño.

Please see ROYBAL, Page A-2

History gone up in smoke



Julie Crocker/The New Mexican

What remains of the historic Santo Domingo Indian Trading Post is scorched and smoldering as firefighters from Peña Blanca and Cochiti Lake volunteer fire departments roll up their hoses and prepare to leave the scene Monday afternoon.

Arson suspected in trading-post blaze

By BEN NEARY
The New Mexican

SANTO DOMINGO PUEBLO — The historic Santo Domingo Trading Post, which was vacant for five years before it was ruined by fire Sunday, had become a popular drinking spot for vagrants, a firefighter said Monday.

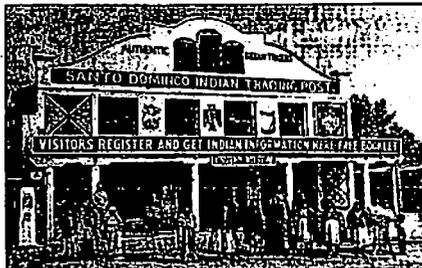
Firefighters suspect arson caused the destruction of the adobe building, which is listed on the state register of historic properties.

When fire crews responded to a report of flames at about 3:30 p.m. Sunday, they found the structure ablaze and saw signs that it had recently been occupied, said Calvin Miller, a firefighter and medical worker with the Cochiti Volunteer Fire Department.

"There was still fresh beer cans," he said. "There was still foam in them. The way it went up, in that (northwest) corner, it looked like an accelerant was used."

The State Fire Marshal's Office will investigate the cause of the fire at the request of the U.S. Bureau of Indian Affairs. Gilbert Archuleta, fire investigator with the State Fire Marshal's Office in Santa Fe, said Monday that his office won't start the investigation until Wednesday.

Miller, retired chief of the Cochiti Fire Department, and a few other firefighters



The historic image of the Santo Domingo Indian Trading Post in about 1984 was captured by a KOB-TV cameraman.

Photo: Greg Long of Museum of New Mexico. Negative No. 12948

from the Cochiti and Peña Blanca fire departments, were still spraying down smoldering ruins with water on Monday afternoon.

The roof and interior walls of the large, adobe building were gone. Twisted metal from the roof had fallen down into the basement. Faded images painted on the outside of the building remained from its days as a tourist attraction, encouraging visitors to stop where "real Indians" trade and stating that President John F. Kennedy visited the spot in December, 1962.

Crews from various fire departments from around the area had worked through the night to try to stop the fire. At its peak, about 30 firefighters were on scene before they called off efforts early Monday morning, Miller said.

The building, which had served as a railroad stop and was a tourist attraction for motorists along historic Route 66, was owned by Santo Domingo Pueblo.

Santo Domingo Gov. Ramon Garcia

Please see BLAZE, Page A-3

LANL seeks federal approval to study biological weapons

By KRISTEN DAVENPORT
The New Mexican

Los Alamos National Laboratory wants to build a new laboratory for handling live biological weapons agents such as anthrax or botulism so scientists can study ways to counter bioterrorist threats.

The lab is seeking federal approval for a new facility with a Biosafety Level 3 approval, or BSL-3, meaning the lab could grow live organisms. Currently, LANL has approval for a BSL-2, which allows the lab to work only with dehydrated organisms as those given in unadvised vaccinations.

There are hundreds of similar level 3 labs in the United States, including two through the University of New Mexico where scientists work with live strains of hantavirus and other organisms.

The high-level laboratory will allow scientists to run experiments to observe how the microbes evolve and respond to environmental conditions — and perhaps understand what makes them deadly. The goal, said Bioscience Division Director Jill Treanor, is to develop techniques for quickly identifying bioterrorist organisms and ways

To get approval, lab officials must ask the public for input on the new biological laboratory and will hold several public meetings over the next six months.

to counteract them.

For instance, if someone dropped anthrax into the air from a plane, a quick identification of the strain could mean some people could be vaccinated against the bacteria before becoming infected. Or, if an infectious agent was found in soil by United Nations inspectors and the offending claimer denied it came from pesticides, LANL researchers might be able to look more closely at the organ-

Please see LAB, Page A-2

Española postal worker charged with stealing veterans' prescriptions

By MARISSA STONE
The New Mexican

A federal grand jury indicted a former Española postal worker last week and charged him with stealing medical prescriptions sent to combat veterans.

Patrick Archuleta, 28, has been charged with five counts of theft of mail. If convicted, each count carries a maximum of five years in prison and a \$250,000 fine.

An arraignment on the case is set for Feb. 23, said Assistant U.S. Attorney Thomas English.

Theft of U.S. mail is a federal crime, said U.S. Postal Inspector Samuel Gonzalez.

"Once it's been delivered (and is received by its owner), it's no longer considered mail," Gonza-

lez said. In the charges against Archuleta, "The mail was from the Veteran's Administration Hospital (in Albuquerque) where they were mailing prescriptions to patients in Española," Gonzalez said. "The charges stem from missing prescriptions between June 28 to July 20, 2000.

Archuleta could not be reached for comment Monday. The case came to the attention of postal inspectors after some Española residents complained they weren't receiving their prescriptions," said Gonzalez. "Observations we conducted led us to filing charges against him," said Gonzalez.

Please see MAIL, Page A-2

INSIDE TODAY



Cloudy, windy, showers, high 54, low 33. Weather, Page B-2

Ann Landers	D-7	Local news	B-4
Business	D-8	Midwest	B-6
Class/Geo	D-9	Midwest	B-6
Columns	D-8	Midwest	B-6
Columns	D-7	Opinion	A-7
Household	D-7	Shorts	C-8
Life/Style	A-6	Sports	C-1
Letters	B-3	Television	B-4

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Court rules Napster must stop trading copyrighted files

The Associated Press
SAN FRANCISCO — Napster must stop allowing the millions of music fans who use its free Internet-based service to share copyrighted material, a federal appeals court ruled Monday.
The three-judge panel allowed Napster to remain in business but told a lower court judge to rewrite her injunction that ordered Napster to shut down pending a trial in a lawsuit filed by the recording industry.
The 9th U.S. Circuit Court of Appeals also said Napster must lock out those users who exchange copyrighted songs without permis-

Napster can stay in business until U.S. District Judge Marilyn Hall Patel retails her injunction, which the appellate court called overbroad.

sion. The appellate court had earlier issued a stay of the injunction.
"This is a clear victory," said Hilary

Rosen, president and CEO of the Recording Industry Association of America. "The court of appeals found that the injunction is not only warranted, but required. And it ruled in our favor on every legal issue presented."

Napster can stay in business until U.S. District Judge Marilyn Hall Patel retails her injunction, which the appellate court's 58-page opinion called overbroad. In fact, minutes after the panel's decision, thousands of Napster users were still trading music files on just one of the company's more than 100 servers.

The panel said Napster may be liable if it

Please see NAPSTER, Page A-3

Oklahoma Supreme Court dismisses Nichols appeal

The Associated Press

OKLAHOMA CITY — The state Supreme Court on Monday dismissed Oklahoma City bombing conspirator Terry Nichols' request to remove the district attorney's office from the case, clearing the last obstacle to resuming Nichols' prosecution.

Nichols, 45, was convicted in federal court and sentenced to life in prison for manslaughter and conspiracy in the 1995 bombing of the Alfred P. Murrah Federal Building that killed 168 people and injured more than 500.

He is awaiting trial in state court in Oklahoma on murder charges that could bring the death penalty.

In October, a judge ordered District Attorney Bob Macy and his assistants off the case because of public comments by Macy that were deemed a "blatant violation of the rules of professional conduct."

But the state Court of Criminal Appeals said the judge could not bar Macy's underlings from trying the case because the improper remarks involved mainly Macy, not his staff.

BLAZE

Continued from Page A-1

declined comment on the fire Monday. He said the public council needs to decide how to respond before he could say anything about it.

John Murphy, architectural historian with the state Historic Preservation Division, called the destruction a major loss.

The building was completed in 1922 to replace an earlier store that was built about 1850, Murphy said. For many years, the trading post had been operated by the Seligman family, longtime New Mexico merchants who served a number of railroad towns, including Bernalillo.

The trading post had been on the historic "National Trails Road," which early in the last century followed the general route of many of the nation's historic trails from Washington, D.C., to Los Angeles, Murphy said.

"It was significant for its architecture," Murphy said. "It displayed a Mission-Revival form associated with railroad design, particularly the Archaic, Topeka and Santa Fe. It was one of the few remaining properties associated with the early alignment of Route 66 in that area, between Santa Fe and Albuquerque."

The roadway past the Santo Domingo Trading Post was part of Route 66 from 1926 to 1937, Murphy said. After 1937, Route 66 shifted back to approximately the current alignment of Interstate 40, he said.

The loss of the building leaves New Mexico with one less authentic Indian trading post, Murphy said.

"There are old trading posts on the Navajo Reservation, and some touristy types in Albuquerque, but I really can't think of anything from Albuquerque to Santa Fe that would be of the same order," Murphy said of the Santo Domingo Trading Post.

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NAPSTER

Continued from Page A-1

does not actively prohibit its users from swapping protected material. Rather than placing the entire burden on Napster, however, the court said the recording must warn Napster that copyrighted work is on the service before the company is found liable.

The court did not specify what kind of sanctions Napster might face.

In a statement, Napster it was "disappointed" by the ruling and said it would appeal. "We look forward to getting more facts into the record. We will pursue every avenue in the courts and the Congress to keep Napster operating."

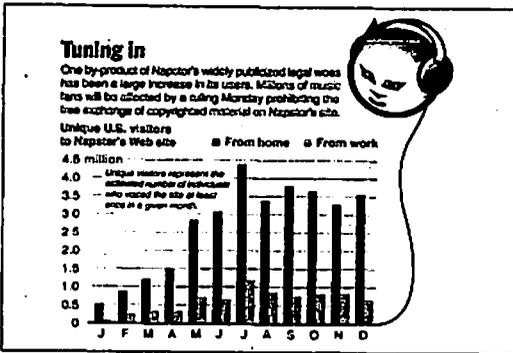
The judges said it was apparent that "Napster has knowledge, both actual and constructive, of direct infringement," adding that the recording industry "would likely prevail" in its suit against the file-swapping service.

"We affirm the district court's conclusion that plaintiffs have demonstrated a likelihood of success on the merits of the contributory copyright infringement claim," the ruling said.

"We, therefore, conclude that the district court made sound findings related to Napster's deleterious effect on the present and future digital download market," the appeals court ruled. "Having digital downloads available for free on the Napster system necessarily harms the copyright holders' attempts to charge for the same downloads."

Napster argued that it was not to blame for its subscribers' use of copyrighted material, citing the Sony Betamax decision of 1984, in which the U.S. Supreme Court refused to hold VCR manufacturers and videotape retailers liable for people copying movies.

Fearing an immediate shutdown of the service, millions of users flooded the com-



pany's computer servers this weekend to download free music. Napster has an estimated 50 million users.

Webnotes, which monitors the digital entertainment economy, estimated that 250 million songs were downloaded using Napster over the weekend and that on average, 1.5 million users were logged on at any one time.

Major record labels hoped Monday's ruling would force millions of computer users to pay for music: the online music-swapping service has allowed them to get for free.

Had Napster won, the ruling could have given new life to other business ventures that have been waiting for guidance on whether a "personal use" exception to

copyright law allows or prohibits trading songs over the Internet.

The digital-music technology Napster made popular is here to stay either way. The recording industry appears stymied by the notion of funneling music to consumers via the Internet for a price while freely available computer applications allow even the computer novice to do it for free.

The five largest record labels — Sony, Warner, BMG, EMI and Universal — sued as soon as Redwood City-based Napster took off, saying it could rob them of billions of dollars in profits.

In May 1999, Napster founder Shawn Fanning released software that made it easy for personal computer users to

locate and trade songs they had stored as computer files in the MP3 format, which crunches digital recordings down to manageable lengths without sacrificing quality.

The concept of "peer-to-peer" song trading quickly proved too popular to contain. As Napster users grew by the millions, other file-sharing programs also popped up, such as Gnutella and Freenet. And the labels themselves are looking to use the same technology, only with paying subscribers and secure digital formats that prevent copying.

Since the appellate judges began deliberating in October, Napster has made agreements with former business foes like Bertelsmann AG, the parent company of the BMG music unit. The German media giant has promised much-needed capital if Napster switches to a subscription-based service that pays artists' royalties.

"Today's decision is another step in the process of accommodating the legitimate rights of copyright holders and the important interests of Napster users," Bertelsmann said in a statement. "Bertelsmann is committed to implementing a win-win strategy, one that secures and compensates the rights of artists, copyright holders and the music industry while also enabling Napster to provide music lovers with a first-class file-sharing system."

The other major labels held out for Napster's demise.

Napster users were, not surprisingly, upset by the ruling. "I'm bumming," said John Nock, 35, of Morgantown, W. Va., adding that the ruling could prevent him from mixing more tapes for his June wedding. "I've actually coordinated the whole music program off Napster. I got all the fun dance and good-time music. The love portion, I'm going to have to do it the old-fashioned way."

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'The Place They Sent You to See'

By OLIVER HENED JR.
The Albuquerque Tribune

During the last few decades of Fred Thompson's time at the store, the place was more roadside attraction than trading post.

SANTO DOMINGO PUEBLO — Outside, drivers of cars and trucks wait patiently to tangle lines to buy (legalize) the gas at the service station and convenience store near the Interstate 25 exit leading to Santo Domingo Pueblo.

Inside the store, the woman behind the cash register laughs when someone asks directions to the Santo Domingo Indian Trading Post.

"It's not historical anymore," she says. "It's headed down."

It sure is. On Feb. 11, a fire of undetermined origins charred adobe, twisted metal and turned the trading post's interior into an ash pit littered with broken glass and other debris.

But the history — which dates from the post's founding in 1891 to President's Kennedy's visit in 1962 through its closing in 1994 — survives.

"Yes, This Is The Place They Sent You To See," a sign on a pole in front of the trading post announces as brazenly as ever.

"JFK Was Here 12-7-62," another nearby sign continues to boast.

"This Is It! The Oldest Indian Trading Post In The West Since 1891," roars lettering on the building's facade, much of which still stands.

The signs here about.

But except for those times when a passenger freight train rumbles by on the tracks in front of the trading post, it is mostly quiet here now, mostly still.

The trading post is in a place called Domingo, which is an Santo Domingo Pueblo land but a mile or so north of the pueblo itself. There are a scattering of buildings in Domingo, some occupied, some not, but two puppets playing near the railroad crossing were the only signs of

life on a recent afternoon. Metallic melodies made by a breeze humming around collapsed tin roofing was the only sound.

The Santo Domingo Indian Trading Post burned earlier this year. But it lost its heart in 1994, the year that "Trader Fred" Thompson died.

Fred Thompson, an insurance salesman from Rochester, N.Y., bought the Santo Domingo Indian Trading Post in 1949 and operated it nearly every day — except Christmas and New Year's — for the rest of his life.

"He was very friendly, a very gentle guy," said former reporter and columnist Howard Bryan, who stopped in at the trading post occasionally to buy a Coke and about the breeze with Thompson. "He was a real entrepreneur. He really promoted that place."

It was Thompson, of course, who was behind those toly signs that survived the fire.

"The trading post had a sort of a balcony inside where you could walk around and look down into the store," Bryan recalled. "And there were all these Indian blankets and jewelry. There were always tourists in there."

It was well situated for the tourist trade. Back when the original portion of the trading post was built in 1891, the location was an important stop on the Atchison, Topeka and Santa Fe Railway between Lamy and Albuquerque.

In 1926, the earliest version of Route 66 ran right in front of the place.

Now, and for the last years of Thompson's ownership, the post sat just west of I-25.

Thompson claimed that President John F. Kennedy stopped at the trading post during his December 1963 visit to New Mexico.

When a Los Angeles Daily News reporter visited the place in 1993, Thompson showed her replicas of the gifts he said Kennedy bought there — a necktie for Jackie, a doll for Caroline and moccasins for John Jr.

Thompson also liked to talk about the movies that had been filmed at and around the trading post, most notably 1970's *Flop*, starring Anthony Quinn as an outlaw Indian. If asked, he could produce a raft of pictures showing Indian signing autographs in the post.

But not just presidents and movie stars stopped at the trading post.

Inside the store, Thompson kept a thick guest register signed by people from throughout the United States and from places such as Germany, Russia, Afghanistan and Yugoslavia.

"I didn't make up that book," he told a Los Angeles reporter in 1993. "I've already filled two of them, and only maybe one in 500 (customers) signs it."

During the last few decades of Thompson's time at the store, the place was more roadside attraction than trading post.

During this period, more souvenir hunters than Indians traded there, so you were as likely to find plastic Bowie knives and rubber-tipped spears as you were to find authentic Indian blankets, jewelry and pottery.

But what it lacked in authenticity, it made up for in garish

charm. It is the trading post of 1949 to 1994 that will be remembered most and missed the most.

It was Thompson who made it "The Place They Sent You To See."

Actually, it's difficult to find out much about the trading post before Thompson bought it in 1949.

Much of what is known about the community where the trading post was established was learned by Thompson from Leon J. High, a man who was born there in 1890.

When High was born there, it was called Wallace in honor of former New Mexico Territorial Gov. Law Wallace. Postal officials named the post office Anysville without consulting the residents, who kept on calling the town Wallace.

It was later decided that Wallace was too similar to Waldo, a nearby town, so in 1895, Wallace was changed to Thornton in honor of Territorial Gov. William T. Thornton.

But then people got to worrying that Thornton was too similar to another New Mexico town, probably Thornham in Huerfano County, so in 1909 the name was changed to Domingo in honor of the nearby pueblo.

So there it is: Except that it is sometimes called New Domingo. High told Thompson that all the activity in Wallace during the 1890s agitated the neighboring Santo Domingo people to the point that they threatened to attack the town.

The town began to fade in the 1830s when the railroad decided to move its roundhouse to Albuquerque.

By the time Bryan's column appeared in 1994, only the trading post and a half dozen homes remained in Domingo. "Now, the trading post is mostly charred rubble."

But the history has survived and continues to intrigue.

City Council rejects jail-contract extension

The Santa Fe City Council threw down the gauntlet on Wednesday, refusing to extend the city's contract to house prisoners at the privately operated county jail.

Deputy Police Chief Beverly Lenzon said Santa Fe will now have to renegotiate its contract with Santa Fe County and the jail operators, Corneil Companies, a Houston-based firm. A contract must be in place by the end of June, she said.

The councilors voting against the proposal — Chris Moore, Paul Bushco, Frank Montaño and Matthew Ortiz — said the rates the city pays to keep prisoners at the jail are significantly higher than the rates paid by Santa Fe County.

Councilors argued the city helps the county with water projects, senior-citizen services, recreation opportunities and more and believe it's time for the county to reciprocate.

Councilors Jimmie Martinez, Carol Robertson Lopez, Karen Heidmeyer and Miguel Chavez voted in favor of extending the city's contract with the jail. Because the vote tied 4-4 and Mayor Larry Delgado wasn't at Wednesday's meeting to break the tie, the contract wasn't extended.

According to city records, Santa Fe expects to spend \$731,356 this fiscal year, which ends June 30, to house prisoners at the county jail. Santa Fe pays \$63 per prisoner per day under the city contract. Lenzon said she didn't know what the county pays, but said it was "significantly lower."

Police officials noted that there is only one place to house prisoners arrested in Santa Fe and that by reopening negotiations, the city could wind up with a more expensive

contract.

Making votes public: Decisions the Santa Fe City Council makes behind closed doors will now be a matter of public record, thanks to a change to the Governing Body Procedural Rules approved Wednesday.

City councilors voted unanimously to clarify the existing rules to ensure final decisions on city business discussed in private are the subject of a public vote.

Councilor Frank Montaño pursued the clarification after residents and local newspaper questioned the way the City Council settled a lawsuit for \$1.1 million last year. The settlement required the consent of a majority of councilors, but no vote was held in public.

Technology expert needed: Santa Fe will soon have a new employee — a chief technology officer.

The City Council on Wednesday approved the creation of the job, which will pay \$60,000 a year.

Councilor Chris Moore sponsored the creation of the new job and said it will be important in helping the city with negotiating its cable-franchise agreements and telecommunications-antenna leases.

"Technology is moving faster than the city code," Moore said.

The chief technology officer will be charged with ensuring Santa Fe keeps up.

Jonathan McDaniel



CLARK

Continued from Page D-1

Dorian Puri

In her statement Wednesday, Evans said, "Brian Puri and I continue to represent Terry Clark. We continue to fight for his life. We believe this is in his best interest. We are hoping that Terry will agree with us again."

"Terry has been locked down in solitary confinement for 15 years," Evans said. "He lives with incredible remorse. The prison conditions combined with his own sorrow make him want to die. Our job is to help Terry find hope to live again."

A hearing for Clark already had been scheduled for April 16 in Portales. Rutledge said he will not oppose Clark's request to waive appeals.

"We'll bring some witnesses to testify that he is competent," he said. "I suspect (the defense) will argue passionately that he is not competent to waive his rights."

In one of his letters to Bertram, Clark said he wants Dr. Mike Ortega, a prison psychiatrist in Los Lunas, to testify about his competency. "My attorneys are in conflict with my decision and I cannot tell them to call Dr. Ortega on my behalf."

There have been no legal executions in New Mexico since David Cooper Nelson died in the gas chamber in 1950 for killing a California hitchhiker.

Three other men are on Death Row: Frank Martinez of Grants, Michael Treadway of Farwell, Texas, and Timothy Allen of Bloomfield.

Terry Clark case

July 27, 1988: Always 60-old Dorian Puri, owner of the books to a neighborhood store in Artesia, was kidnapped, raped and murdered by Terry Clark.

Dec. 4, 1988: Clark, pleaded guilty to first-degree murder. Early the next year, a juror mistrial sentenced him to death by lethal injection.

Sept. 7, 1994: The state Supreme Court voided Clark's death sentence because of what the judge said in his oral, sworn information given to the jury.

March 1996: After a second sentencing hearing for Clark, a Silver City jury imposed the death penalty again.

Feb. 16, 1999: Clark wrote to Judge David Bertram, the presiding judge in his case, asking he wanted to stop his appeal and wanted to be executed.

Feb. 18, 2000: In a document filed by his new lawyer, public defender Gail Evans, Clark indicated he no longer wanted to die and would instead continue his legal fight.

March 8: In a handwritten letter, Clark wrote Bertram, asking him to waive further appeals. "I will not allow myself, my family and the state's family to be put through any more."

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