IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA and STATE OF NEW MEXICO, <i>ex rel</i> . STATE ENGINEER,)))
Plaintiffs,)) No. 01cv00072 BB
and) ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,) ADJUDICATION
Plaintiffs in Intervention,)
v.)
A & R PRODUCTIONS, et al.)
Defendants.))

NOTICE OF FILING PROOF OF SERVICE OF SUMMONS

The United States of America ("United States") hereby states that pursuant to Fed. R.

Civ. P. 4(e) the following defendants were served with process in the above-captioned matter.

<u>Defendant</u>	<u>Subfile No.</u>	Date of Service
Paublita Durante Paul L. Lopez	ZRB-4-0246	August 23, 2008 August 23, 2008
Felix B. Garcia		August 23, 2008
Julia Garcia		August 23, 2008
Thomas V. Grijalva	ZRB-3-0068	August 23, 2008

Dated: September 17, 2008

Electronically Filed

/s/ Bradley S. Bridgewater

BRADLEY S. BRIDGEWATER U.S. Department of Justice 1961 Stout Street - 8th Floor Denver, CO 80294 (303) 844-1359

COUNSEL FOR THE UNITED STATES

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on September 17, 2008, I filed the foregoing Notice

of Filing Proof of Service of Summons electronically through the CM/ECF system, which caused CM/ECF participants to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

/s/

Bradley S. Bridgewater

UNITED STATES DISTRICT COURT

District of

New Mexico

UNITED STATES OF AMERICA and STATE OF NEW MEXICO, ex rel. STATE ENGINEER, Plaintiffs, and ZUNI INDIAN TRIBE, ET AL. V.

A. & R. PRODUCTIONS, et al., Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Paublita Durante 3515 W. 66 Avenue Gallup, NM 87301

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

BRADLEY S. BRIDGEWATER United States Department of Justice Environment and Natural Resources Division 1961 Stout Street - 8th Floor Denver, CO 80294 Phone: (303) 844-1359

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Mate Dykman	Monday, August 13, 2007
CLERK	DATE
(By) DEPUTY CLERK	

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	RT, DISTRICT OF NEW MEXICO
UNITED STATES OF AMERICA, ET AL., Plaintiff / Petitioner	Cause #: 01CV00072-BB
vs. A. & R. PRODUCTIONS, ET AL., Defendant / Respondent	Affidavit of Service of: SUMMONS AND AMENDED COMPLAINT Hearing Date: Witness Fee Tendered:
The undersigned, being first duly sworn, on oath deponentioned, a citizen of the United States and over corporation, not a party to nor interested in the above the State named below, and is competent to be a witnes. On the date and time of city of	the age of eighteen, not an officer of a plaintiff entitled action, has the authority to serve pleadings in ss therein. at the address of 3515 ± 66 at the address of 3515 ± 66 at the address of 3515 ± 66
PAUBLITA DURANTE	above described documents upon.
by then and there personally delivering true	
	and correct copy(ies) thereof.
Corporate Service by then and there personally delivering true and leaving the same with	and correct copy(ies) thereof, by then presenting to
Substituted/Residential Service	Person Receiving Documents and Their Title
by then and there personally delivering true and leaving the same with	and correct copy(ies) thereof, by then presenting to , he above address to be the residence and usual place ubjects legal representative listed above.
No information was provided that indicates that the sul	bjects served are members of the U.S. military.
Evelyplose	Evelyplat
Subscribed and Sworn to before me this 082 Subscribed and Sworn to before me this 082 August / upp a Notary Mublic in the State of <u>New Mex</u> Residing at <u>Oallup</u>	
My Comm	ission Expires 062810
ABC Legal Services, Inc. 206 521-9000 ORIG Tracking #: 5657813 PROOF OF	SERVICE

UNITED STATES DISTRICT COURT

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New Mexico

UNITED STATES OF AMERICA and STATE OF NEW MEXICO, ex rel. STATE ENGINEER, Plaintiffs, and ZUNI INDIAN TRIBE, ET AL. ٧.

A. & R. PRODUCTIONS, et al., Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Paul L. Lopez 1605 S. Monterey Dr. Gallup, NM 87301

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

BRADLEY S. BRIDGEWATER United States Department of Justice Environment and Natural Resources Division 1961 Stout Street - 8th Floor Denver, CO 80294 Phone: (303) 844-1359

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

	Mate Dykman	Monday, August 13, 2007
CLERK	Natelie A. Marez	DATE
(By) DEPUT	Y CLERK Crop of New Mot	

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rvice o	of the Summons and complaint was made by me ⁽¹⁾	DATE
IE OF S	SERVER (PRINT)	TITLE
Check	one box below to indicate appropriate method	l of service
	Served personally upon the defendant. Place w	
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D	Left copies thereof at the defendant's dwelling discretion then residing therein.	house or usual place of abode with a person of suitable age and
	_	complaint were left:
	Other (specify):	
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1	UNITED STATE DISTRIC
2	UNITED STATES OF AMERICA, ET AL., Cause #: 01CV00072-BB Plaintiff / Petitioner
3 4	VS. Affidavit of Service of: SUMMONS AND AMENDED COMPLAINT
5 6	A. & R. PRODUCTIONS, ET AL., Defendant / Respondent Hearing Date: Witness Fee Tendered:
7	The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein
8 9	mentioned, a citizen of the United States and over the age of eighteen, not an officer of a plaintiff corporation, not a party to nor interested in the above entitled action, has the authority to serve pleadings in the State named below and is competent to be a witness therein
10 11	On the date and time of city of at the address of (county of, county of, county of, state of, this affiant served the above described documents upon:
12	PAUL L. LOPEZ
13	Personal Service by then and there personally delivering true and correct copy(ies) thereof.
14 15	Corporate Service
	by then and there personally delivering true and correct copy(ies) thereof, by then presenting to and leaving the same with Person Receiving Documents and Their Title
16	Person Receiving Documents and Their Title
17 18	by then and there personally delivering true and correct copy(ies) thereof, by then presenting to
19	and leaving the same with, a person of suitable age and discretion who stated the above address to be the residence and usual place of abode of themselves and the subject(s) and/or subjects legal representative listed above.
20	No information was provided that indicates that the subjects served are members of the U.S. military.
21	Evelynlove Evelynlovez
22	Typed or Printed Name of Process Server
23 24	Subscribed and Sworn to before me this 1082508
25	a Notary Public in the State of New Mexico
26	Residing at <u>Oalup</u>
27	My Commission Expires 062810
28	
	ABC Legal Services, Inc. 206 521-9000 ORIGINAL U S Dept of Justice - Denver Tracking #: 5657797 PROOF OF SERVICE

UNITED STATES DISTRICT COURT

New Mexico

UNITED STATES OF AMERICA and STATE OF NEW MEXICO, ex rel. STATE ENGINEER, Plaintiffs, and ZUNI INDIAN TRIBE, ET AL. V.

> A. & R. PRODUCTIONS, et al., Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Felix B. Garcia 3707 Zia Drive Gallup, NM 87301

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

BRADLEY S. BRIDGEWATER United States Department of Justice Environment and Natural Resources Division 1961 Stout Street - 8th Floor Denver, CO 80294 Phone: (303) 844-1359

an answer to the complaint which is served on you with this summons, within $\underline{\text{twenty (20)}}$ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

	Matt Dykman	Friday, August 03, 2007
CLERK	Natelie A. Marež	DATE
(By) DEPUTY	Y CLERK CHICI OF NOW NOT	

	R	ETURN OF SERVICE	·· ·
		DATE	
	of the Summons and complaint was made by me ⁽¹⁾		
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	Served personally upon the defendant. Place v	where served:	
	Left copies thereof at the defendant's dwelling discretion then residing therein.	house or usual place of abode wit	th a person of suitable age and
	Name of person with whom the summons and	complaint were left:	
	Returned unexecuted:		
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	Other (specify):		
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UNITED STATES OF AMERICA, ET AL., Cause #: 01CV00072-BB Plaintiff / Petitioner Affidavit of Service of: SUMMONS AND AMENDED COMPLAINT A. & R. PRODUCTIONS, ET AL. Defendant / Respondent Hearing Date: Witness Fee Tendered: The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein mentioned, a citizen of the United States and over the age of eighteen, not an officer of a plaintiff corporation, not a party to nor interested in the above entitled action, has the authority to serve pleadings in the State named below, and is competent to be a witness therein. 083000 On the date and time of ____ at the address of city of SC county of ____ state of <u>hew Mex (()</u> this affiant served the above described documents upon: FELIX B. GARCIA Personal Service by then and there personally delivering ______ true and correct copy(ies) thereof. Corporate Service by then and there personally delivering _____ true and correct copy(ies) thereof, by then presenting to and leaving the same with ____ Person Receiving Documents and Their Title Substituted/Residential Service by then and there personally delivering _____ true and correct copy(ies) thereof, by then presenting to and leaving the same with a person of suitable age and discretion who stated the above address to be the residence and usual place of abode of themselves and the subject(s) and/or subjects legal representative listed above. No information was provided that indicates that the subjects served are members of the U.S. military. d or Printed Nam worn to befor<u>e me this</u> State of dino at My Commission Expires 062810 ABC Legal Services, Inc.



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Page 1 of 1

UNITED STATES DISTRICT COURT

New Mexico

UNITED STATES OF AMERICA and STATE OF NEW MEXICO, ex rel. STATE ENGINEER, Plaintiffs, and ZUNI INDIAN TRIBE, ET AL. V. A. & R. PRODUCTIONS, et al.,

Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Julia Garcia 3707 Zia Drive Gallup, NM 87301

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

BRADLEY S. BRIDGEWATER United States Department of Justice Environment and Natural Resources Division 1961 Stout Street - 8th Floor Denver, CO 80294 Phone: (303) 844-1359

an answer to the complaint which is served on you with this summons, within <u>twenty (20)</u> days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Matt Dykman	Friday, August 03, 2007
CLERK Natelie A. Marez	DATE
(By) DEPUTY CLERK Crice of New C	· ···

	RETURN OF SEF	RVICE
ervice of the Summons and compla	int was made by me ⁽¹⁾	
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1		RT, DISTRICT OF NEW MEXICO
2	UNITED STATES OF AMERICA, ET AL., Plaintiff / Petitioner	Cause #: 01CV00072-BB
3		Affidavit of Service of:
4	VS.	SUMMONS AND AMENDED COMPLAINT
5	A. & R. PRODUCTIONS, ET AL., Defendant / Respondent	Hearing Date:
6		Witness Fee Tendered:
7 8	mentioned, a citizen of the United States and over	uses and says: That s(he) is now and at all times herein r the age of eighteen, not an officer of a plaintiff apprint the authority to say a planding in
9	the State named below, and is competent to be a witne	
10	On the date and time of city of	All , county of <u>Mckinkey</u> ,
11	state of LUNUUD , this affiant served the	above described documents upon:
12		
13	Personal Service by then and there personally delivering true	and correct copy(ies) thereof.
14	Corporate Service	
15	by then and there personally delivering true	and correct copy(ies) thereof, by then presenting to
16	and leaving the same with	Person Receiving Documents and Their Title
17	Substituted/Residential Service	and correct copy(ies) thereof, by then presenting to
18		the above address to be the residence and usual place
19	of abode of themselves and the subject(s) and/or	subjects legal representative listed above.
20	No information was provided that indicates that the su	bjects served are members of the U.S. military.
21	Evely loge	Indyn Love?
22	Typed or Printed Name of Process Server	Server Signature
23	Subscribed and Sworn to before me this	2508
24	Notary Public in the State of New Mex	
25	Residing at _ Gally	<u>μεσ</u>
26	My Commission of	
27 28	My Commission Expires 06	2810
20		
		GINAL U S Dept of Justice - Denver F SERVICE
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UNITED STATES DISTRICT COURT

District of

New Mexico

UNITED STATES OF AMERICA and STATE OF NEW MEXICO, ex rel. STATE ENGINEER, Plaintiffs, and ZUNI INDIAN TRIBE, ET AL. V.

A. & R. PRODUCTIONS, et al., Defendants. SUMMONS IN A CIVIL CASE

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Thomas V. Grijalva 3707 Zia Drive Gallup, NM 87301

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

BRADLEY S. BRIDGEWATER United States Department of Justice Environment and Natural Resources Division 1961 Stout Street - 8th Floor Denver, CO 80294 Phone: (303) 844-1359

an answer to the complaint which is served on you with this summons, within $\underline{\text{twenty}(20)}$ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Matt Dykman	Friday, August 03, 2007	
CLERK Natelie A. Marez	DATE	
(By) DEPUTY CLERK		

SAU 440 ()	Rev. 8/01) Summons in a Civil Action	ETURN OF SERVICE	
	· · · · · · · · · · · · · · · · · · ·	DATE	
	f the Summons and complaint was made by me ⁽¹⁾	TITLE	
NAME OF S	SERVER (PRINT)		
Check	one box below to indicate appropriate method	l of service	
	Served personally upon the defendant. Place v	vhere served:	
	Left copies thereof at the defendant's dwelling discretion then residing therein.	house or usual place of abode with a person of	suitable age and
	Name of person with whom the summons and	complaint were left:	
	Returned unexecuted:		
	Other (specify):		
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TRAVEL	SERVICES		TOTAL
	DEC	CLARATION OF SERVER	
	ontained in the Return of Service and Statement executed on	of Service Fees is true and correct.	
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	SEE ATTACHED AFFIDA	VIT OF SERVICE	

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1	UNITED STATE DIS T COURT, DISTRICT OF NEW MEXICO
2	UNITED STATES OF AMERICA, ET AL., Cause #: 01CV00072-BB Plaintiff / Petitioner
3	Affidavit of Service of:
4	VS.
5	A. & R. PRODUCTIONS, ET AL.,
6	Witness Fee Tendered:
7	
8	The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein mentioned, a citizen of the United States and over the age of eighteen, not an officer of a plaintiff
9	corporation, not a party to nor interested in the above entitled action, has the authority to serve pleadings in the State named below, and is competent to be a witness therein.
10	On the date and time of at the address of VK
11	state of <u>Lunling</u> , this affiant served the above described documents upon:
12	THOMAS V. GRIJALVA
13	Personal Service
14	by then and there personally delivering true and correct copy(ies) thereof.
	Corporate Service
15	by then and there personally delivering true and correct copy(ies) thereof, by then presenting to and leaving the same with
16	Person Receiving Documents and Their Title
17	Substituted/Residential Service by then and there personally delivering true and correct copy(ies) thereof, by then presenting to
18	and leaving the same with
19	a person of suitable age and discretion who stated the above address to be the residence and usual place of abode of themselves and the subject(s) and/or subjects legal representative listed above.
20	No information was provided that indicates that the subjects served are members of the U.S. military.
21	Evelynlosez Evelynlosez
22	Typed or Printed Name of Process Server Server Server Signature
23	Subscribed and Sworn to before me this
24	Jane 10pp
25	setolary Public in the State of New Mexico
26	Residing at Callup
27	My Commission Expires 062810
28	Land Laboration Participation
1	ABC Legal Services, inc.
	206 521-9000 ORIGINAL U S Dept of Justice - Denver
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