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.

Defendant	<u>Subfile No.</u>	Date of Service
Myral T. Erickson Judy Erickson Clinton J. Balok Glenn Becher	ZRB-3-0054 ZRB-4-0026	October 1, 2008 October 1, 2008 October 7, 2008 October 13, 2008

Dated: October 29, 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 October 29, 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

AO 440 (Rev. 8/01) Summons in a Civil Action

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)

Myral T. Erickson HC 61, Box 4080 Ramah, NM 87321

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.

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

	R	ETURN OF SERVICE
ervice o	of the Summons and complaint was made by me ⁽¹⁾	DATE
ME OF S	SERVER (PRINT)	TITLE
Check	one box below to indicate appropriate method	l of service
	Served personally upon the defendant. Place w	
D	discretion then residing therein.	house or usual place of abode with a person of suitable age and complaint were left:
		· · · · · · · · · · · · · · · · · · ·
	Other (specify):	
·	STAT	EMENT OF SERVICE FEES
VEL	SERVICES	TOTAL
	DEC	CLARATION OF SERVER
	Shamed in the Return of Service and Statement of	the laws of the United States of America that the foregoing information
	xecuted on Date	the laws of the United States of America that the foregoing information of Service Fees is true and correct.
	xecuted on Date	the laws of the United States of America that the foregoing information of Service Fees is true and correct.

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UNITED STATES OF AMERICA, ET AL., Plaintiff / Petitioner	Cause #: 01CV00072-BB
	Affidavit of Service of: SUMMONS AND AMENDED COMPLAINT
vs. A. & R. PRODUCTIONS, ET AL.,	
Defendant / Respondent	Hearing Date: Witness Fee Tendered:
The undersigned being first duly swom on oath der	poses and says: That s(he) is now and at all times herein
mentioned, a citizen of the United States and or corporation, not a party to nor interested in the above	ver the age of eighteen, not an officer of a plaintiff ve entitled action, has the authority to serve pleadings in
the State named below, and is competent to be a with On the date and time of $OCTOBER \setminus 2008$	ness therein.
ROAD#50 city of S	at the address of <u>2699 TAU PINES</u> HOWLOW, county of <u>NAUAIO</u>
state of ARIZON R, this affiant served t	he above described documents upon:
MYRAL T. ERICKSON	
Personal Service	
by then and there personally delivering tr	ue and correct copy(ies) thereof.
Corporate Service	
by then and there personally delivering tra	ue and correct copy(ies) thereof, by then presenting to
and leaving the same with	Person Receiving Documents and Their Tille
Substituted/Residential Service	
	ue and correct copy(ies) thereof, by then presenting to
and leaving the same with <u>JUDY</u> <u>ERIC</u> a person of suitable age and discretion who state of abode of themselves and the subject(s) and/or	d the above address to be the residence and usual place
No information was provided that indicates that the	subjects served are members of the U.S. military.
\mathcal{N}	JANK K
KIRBY LOPPEDGE Typed or Printed Name of Process Server	Server Signeture
	Server Signature
Subscribed and Swom to before me this 3^{-1}	deny U OFFICIAL SEAL
plitaber, 2008	KAY H. BERGST
a Notary Public in the State of the first and a	NAVAJO COUNTY My Comm. Expires Oct. 15,
Residing at	

PROOF OF SERVICE Page 1 of 1

SAO 440 (Rev. 8/01) Summons in a Civil Action

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

SUMMONS IN A CIVIL CASE

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Judy Erickson HC 61, Box 4080 Ramah, NM 87321

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.

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

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

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1	UNITED STATE DISTRICT COU	RT, DISTRICT OF NEW MEXICO
2	UNITED STATES OF AMERICA, ET AL., Plaintiff / Petitioner	Cause #: 01CV00072-BB
3 4		Affidavit of Service of: SUMMONS AND AMENDED COMPLAINT
5	vs. A. & R. PRODUCTIONS, ET AL., Defendant / Respondent	
6	Derendant / Respondent	Hearing Date: Witness Fee Tendered:
7		
8	mentioned, a citizen of the United States and ove	uses and says: That s(he) is now and at all times herein r the age of eighteen, not an officer of a plaintiff e entitled action, has the authority to serve pleadings in
9	the State named below, and is competent to be a withe	ss therein.
10	<u>-SO</u> city of SHo	at the address of 269 TAU Pies R.
11	state of $\underline{HRIZONP}$, this affiant served the	above described documents upon:
12	JUDY ERICKSON	
13	Personal Service	
14	by then and there personally delivering <u>l</u> true	and correct copy(ies) thereof.
15	Corporate Service	
16	and leaving the same with	and correct copy(ies) thereof, by then presenting to
17	Substituted/Residential Service	Parson Receiving Locuments and Their Tille
18		and correct copy(ies) thereof, by then presenting to
19	and leaving the same with a person of suitable age and discretion who stated to of abode of themselves and the subject(s) and/or s	the above address to be the residence and usual place ubjects legal representative listed above.
20	No information was provided that indicates that the su	
21		
22	KIRBY LOPPEDGE Typed or Printed Name of Process Server	Signer Signalure
23	Subscribed and Sworn to before me this 844	
24	<u>el October</u> , 2008	OFFICIAL SEAL
25	a Notary Public in the State of Anzona	KAY H. BERGSTEN NOTARY PUBLIC - State of Arizona NAVAJO COUNTY
26	Residing at	My Comm. Expires Oct. 15, 2010
27		
28		
	ABC Legal Services, Inc. 206 521-9000 Tracking #: 5657746 PROOF OF Page 1	SERVICE

SAO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

New Mexico

SUMMONS IN A CIVIL CASE

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.

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Clinton J. Balok P.O. Box 4414 Gallup, NM 87305

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	Thursday, August 09, 2007
CLERK Natalie A. Marez / c/	DATE
(By) DEPUTY CLERK	

	Rev. 8/01) Summons in a Civil Action	
		RETURN OF SERVICE
Service of	f the Summons and complaint was made by me	
AME OF S	SERVER (PRINT)	TITLE
Check	one box below to indicate appropriate met	hod of service
	Served personally upon the defendant. Place	e where served:
۵	Left copies thereof at the defendant's dwelli discretion then residing therein.	ng house or usual place of abode with a person of suitable age and
	Name of person with whom the summons an	nd complaint were left:
~		
	Other (specify):	
		TEMENT OF SERVICE FEES
AVEL	SERVICES	TOTAL
co		ECLARATION OF SERVER er the laws of the United States of America that the foregoing information nt of Service Fees is true and correct.
	I declare under penalty of perjury und ntained in the Return of Service and Statemer ecuted on	er the laws of the United States of America that the formation information
	I declare under penalty of perjury und ntained in the Return of Service and Statemer ecuted on	er the laws of the United States of America that the foregoing information nt of Service Fees is true and correct.
	I declare under penalty of perjury und ntained in the Return of Service and Statemer ecuted on	er the laws of the United States of America that the foregoing information nt of Service Fees is true and correct.
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	I declare under penalty of perjury und ntained in the Return of Service and Statemer ecuted on Date	er the laws of the United States of America that the foregoing information nt of Service Fees is true and correct.
	I declare under penalty of perjury und ntained in the Return of Service and Statemer ecuted on Date	er the laws of the United States of America that the foregoing information nt of Service Fees is true and correct.
	I declare under penalty of perjury und ntained in the Return of Service and Statemer ecuted on Date	er the laws of the United States of America that the foregoing information nt of Service Fees is true and correct.
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	I declare under penalty of perjury und ntained in the Return of Service and Statemer ecuted on Date	er the laws of the United States of America that the foregoing information nt of Service Fees is true and correct.
	I declare under penalty of perjury und ntained in the Return of Service and Statemer ecuted on Date	er the laws of the United States of America that the foregoing information nt of Service Fees is true and correct.

UNITED STATE DISTRICT COURT, I	DISTRICT OF NEW MEXICO
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UNITED STATES OF AMERICA, ET AL., Plaintiff / Petitioner	Cause #: 01CV00072-BB
VS. A. & R. PRODUCTIONS, ET AL.,	Affidavit of Service of: SUMMONS AND AMENDED COMPLAINT
Defendant / Respondent	Hearing Date: Witness Fee Tendered:
mentioned, a citizen of the United States and ove corporation, not a party to nor interested in the above the State named below, and is competent to be a witne On the date and time of 1000/1:50 p 	n at the address of <u>#19 Upm/400 Rd</u>
CLINTON J. BALOK	
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	
Substituted/Residential Service	Person Receiving Documents and Their Title
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 of abode of themselves and the subject(s) and/or s	the above address to be the residence and usual place ubjects legal representative listed above.
No information was provided that indicates that the su	bjects served are members of the U.S. military.
Typed or Printed Name of Process Server	Evely Loz
	Server Signature 1
Notary Public in the State of New Mer	1 co
Residing at Oaklup	·
My Commissio	n Expires 062810
ABC Legal Services, Inc. 206 521-9000 ORIG Tracking #: 5260267 PROOF OF	U S Depl of Justice - Denver

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PROOF OF SERVICE

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SAO 440 (Rev. 8/01) Summons in a Civil Action

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)

Glenn Becher HC 61, Box 783 Ramah, NM 87321

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.

MattD	ykman	Thursday, August 09, 2007	
CLERK Natalie	e A. Marez	DATE	
(By) DEPUTY CLERK	C Of New New		

-n0 140 (Ki	ev. 8/01) Summons in a Civil Actio						
		R	ETURN OF SI	ERVICE			
Service of t	the Summons and complaint was	made by me ⁽¹⁾	DATE				
NAME OF SE	RVER (PRINT)		TITLE				
Check or	ne box below to indicate appr	opriate method	f of service	,			<u> </u>
				·			<u> </u>
	Served personally upon the def	endant. Place w	where served:				
	Left copies thereof at the defending therein.	dant's dwelling	house or usual pla	ce of abode with	a person o	f suitable age and	
	Name of person with whom the		complaint were left	:			
	Returned unexecuted:		•				
_	Returned unexecuted:			,,	- <u> </u>		
_	<u> </u>		·				
	Other (specify):						
-	· _ · _ ·						
	······	STATE	EMENT OF SER	VICE FEES	· · · · · · · · · · · · · · · · · · ·		
RAVEL		SERVICES				TOTAL	
		DEC	LARATION OF	OF DUP D			
Exec	puted on Date				_		
	Date	Signi	ature of Server				
		444			i		
		Addri	ess of Server				
							Í
	SEE ATTACHED	AFFIDAV	IT OF SER	VICE			

UNITED STATES OF AMERICA, ET AL., Plaintiff / Petitioner	Cause #: 01CV00072-BB			
VS.	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 depo mentioned, 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 witner On the date and time of 10/13/08 at 12:12 city of city of state ofArizona, this affiant served the	r the age of eighteen, not an officer of a plain entitled action, has the authority to serve pleadings ss therein. 7 pmat the address of 1448 E. Laurel a Grane, county of Pinal			
GLENN BECHER	above desembed documents upon.			
XX Personal Service				
by then and there personally delivering <u>1</u> 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				
	and correct copy(ies) thereof, by then presenting to			
and leaving the same with a person of suitable age and discretion who stated of abode of themselves and the subject(s) and/or s	the above address to be the residence and usual plac subjects legal representative listed above.			
No information was provided that indicates that the su	bjects served are members of the U.S. military.			
Gary Buckner PS#200800006 Typed or Printed Name of Process Server	Harry Duch server Signature			
Subscribed and Sworn to before me this	2008			
a No ary Public in the State of Arizona.	Official Seal NOTARY PUBLIC STATE OF ARIZONA			
Residing at Pinal County	County of Maricopa JOFIGE RODAS My Commission Expires January 31, 201			
	0 and sourcemeation expires addition of the second statement of the second statement of the second statement of			



ORIGINAL PROOF OF SERVICE

U S Dept of Justice - Denver