

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

FILED
MAR 13 2009

UNITED STATES OF AMERICA)
and)
STATE OF NEW MEXICO, ex rel. STATE)
ENGINEER,)
)
Plaintiffs,)
)
and)
)
ZUNI INDIAN TRIBE, NAVAJO NATION,)
)
Plaintiffs in Intervention,)
)
v.)
)
A & R PRODUCTIONS, et al.,)
)
Defendants.)

09 MAR 13 PM 2: 26

CLERK-SANTA FE

No. 01cv00072 BB/WDS

ZUNI RIVER BASIN
ADJUDICATION

CLERK'S CERTIFICATE OF DEFAULT

I, Matthew J. Dykman, Clerk of the United States District Court, District of New Mexico, certify that the above-entitled cause was filed in the United States District Court at Santa Fe, State of New Mexico, and the records of my office indicate that service of process commanding the following defendants to appear and defend in this cause was made as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Proof of Service filed</u>
Wade R. Harper	ZRB-4-0419	September 4, 2008 (Doc. #1853)
Teree L. Harper	ZRB-4-0419	September 4, 2008 (Doc. #1853)
Jamie Simmer	ZRB-4-0432	December 16, 2008 (Doc. #2010)
Carmen Rey Silva	ZRB-4-0434	January 16, 2009 (Doc. #2061)
R. Lar Thomas	ZRB-4-0435	September 4, 2008 (Doc. #1851)

Roxanne Thomas	ZRB-4-0435	September 4, 2008 (Doc. #1851)
Joan Artiaga	ZRB-4-0437	December 5, 2008 (Doc. #1997)
Robert McBride	ZRB-4-0446	October 15, 2008 (Doc. #1911)
Donna McBride	ZRB-4-0446	October 15, 2008 (Doc. #1911)
Richard Knowles	ZRB-4-0447	December 5, 2008 (Doc. #1997)
Claire Knowles	ZRB-4-0447	December 5, 2008 (Doc. #1997)
Debra Kay Baxter	ZRB-5-0003	August 22, 2007 (Doc. #1225)
Floyd K. Clawson	ZRB-5-0015	August 22, 2007 (Doc. #1225)
Carlett Daniels	ZRB-5-0024	August 23, 2007 (Doc. #1228)
Kelsey Daniels	ZRB-5-0024	August 23, 2007 (Doc. #1228)
Roland Ellsworth	ZRB-5-0026	August 22, 2007 (Doc. #1226)
Della Ellsworth	ZRB-5-0026	January 5, 2009 (Doc. #2032)
Paul Enz	ZRB-5-0027	August 27, 2007 (Doc. #1232)
Carolyn F. Enz	ZRB-5-0027	August 20, 2007 (Doc. #1222)
Selina C. Evans	ZRB-5-0028	August 21, 2007 (Doc. #1224)

I also certify, that the records of my office indicate the following defendants waived service of summons in this proceeding as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Waiver of Summons filed</u>
Woodland Lake Development Company	ZRB-4-0421	March 13, 2009 (Doc. #2187)
Timothy L. Zahn	ZRB-4-0427	January 18, 2007 (Doc. #958)
Arlene Dowers	ZRB-4-0427	January 23, 2007 (Doc. #962)
Oscar Lee Zillhart, Jr.	ZRB-4-0428	May 13, 2005 (Doc. #362)

Martha M. Zillhart	ZRB-4-0428	May 13, 2005 (Doc. #362)
Richard Fischer	ZRB-4-0450	September 23, 2008 (Doc. #1887)
Bunny Fischer	ZRB-4-0450	September 23, 2008 (Doc. #1887)
Wayne Clawson	ZRB-5-0020	May 18, 2007 (Doc. #1126)
Tina Clawson	ZRB-5-0020	May 18, 2007 (Doc. #1126)
Shane L. Evans	ZRB-5-0028	May 13, 2005 (Doc. #362)
Jonathan Goldrick	ZRB-5-0030	May 1, 2007 (Doc. #1120)
Masae Goldrick	ZRB-5-0030	May 1, 2007 (Doc. #1120)

I further certify, that the records of my office indicate that the following defendant made a voluntary appearance via an Entry of Appearance filed in this proceeding as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Voluntary Appearance</u>
Deward E. Bond	ZRB-5-0007	June 24, 2003 (Doc. #211)
Gloria Bond	ZRB-5-0007	June 24, 2003 (Doc. #211)
Maureen Bond	ZRB-5-0010	June 24, 2003 (Doc. #211)
Flora James Clawson	ZRB-5-0015	June 24, 2003 (Doc. #211)
Keith Clawson	ZRB-5-0017	June 24, 2003 (Doc. #211)
Linda Clawson	ZRB-5-0017	June 24, 2003 (Doc. #211)

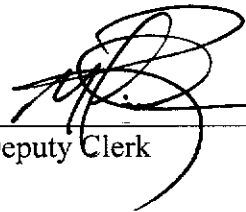
It appears on the record that the above-named defendants have failed to plead or otherwise defend in the indicated Subfiles as provided by the Federal Rules of Civil Procedure and the Procedural and Scheduling Orders entered in this case.

WHEREFORE, I hereby certify that the above-named defendants are in default.

DATED this 13th day of March, 2009.



MATTHEW J. DYKMAN
DISTRICT COURT CLERK

By: 
Deputy Clerk