FILED

IN THE UNITED STATES DISTRICT COURT UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO / ALBUQUERQUE, NEW MEXICO

MATTHEW J. DYKMAN
CLERK
000072 BB-ACE
VER BASIN
CATION

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UNITED STATES OF AMERICA)
and) / MATTHE
STATE OF NEW MEXICO, ex rel. STATE ENGINEER.)
ENGINEER,	· ·
Plaintiffs,	ý
) No. 01cv00072 BB-ACE
and)
) ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,) ADJUDICATION
)
Plaintiffs in Intervention,) Subarea 3
)
v.)
)
A & R PRODUCTIONS, et al.)
)
Defendants.)
)

NOTICE OF FILING WAIVERS OF SERVICE OF SUMMONS

The United States of America ("United States") hereby files with the Clerk of the Court the attached Waivers of Service of Summons for the defendants listed below in the above-listed Subarea:

Bobby G. Clements Dorothy M. Clements Ralph D. Cranston Winabel M. Crooks Gale Henke Dean W. Fauber John Guin Laura L. Hall Orville A. Hall Gloria Ann Holden Barbara Iverson Wayne Iverson Mary A. Jones Thomas John Jones III Arthur Kanter Patricia Kanter

Joan M. Lantzy Trustce, Revocable Trust Raymond McCall Rose M. McCall

Respectfully submitted this 30 th day of May 2006.

BRADLEY S. BRIDGEWATER

U.S. Department of Justice 1961 Stout Street - 8th Floor

Denver, CO 80294 (303) 844-1369

COUNSEL FOR THE UNITED STATES

CERTIFICATE OF SERVICE

I hereby certify that on May 30, 2006, a copy of the foregoing Notice of Filing

Brill. Buke

Waivers of Service of Summons, without attached waivers, was mailed to the following persons:

Special Master Vickie L. Gabin U.S. District Court District of New Mexico P.O. Box 2384 Santa Fe, NM 87504-2384

Edward Bagley Office of the State Engineer, Legal Division P.O. Box 25102 Santa Fe, NM 87504

UNITED STATES OF AMERICA, for Itself)
and as Trustee for the Zuni Indian Tribe, Navajo)
Nation and Ramah Band of Navajos and)
STATE OF NEW MEXICO, ex rel. STATE)
ENGINEER,)
Plaintiffs,)
)
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION,) ZUNI RIVER BASIN
Plaintiffs in Intervention,) ADJUDICATION
,)
V.	_)
)
Λ & R PRODUCTIONS, et al.,)
Defendants.)
)

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, ARTHUR KANTER, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States'
Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process, in the manner provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court, except for objections based on a defect in the summons or in the service of the summons.

I understand that I retain the right to file an Answer or motion under Rule 12 of the Federal Rules of Civil Procedure objecting to the sufficiency of the United States' Amended Complaint on or before August 12, 2006. I understand that a judgment may be entered against me (or the entity on whose behalf I am acting) if I do not file and serve on you an Answer or motion under Rule 12 on or before August 12, 2006.

ARTHUR KANTER

Signature	TKan	10	Date:	MAY 19.	2006
print or type name: _	ARTHUR	T.K	ANTE	2	_
If you of your authority he	u are signing on beh re:	nalf of the n	amed party	, please indic	ate the source
and print or type the	full name and addr	ress of the p	arty on who	ose behalf yo	u are acting

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of a summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the party believes that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

UNITED STATES OF AMERICA, for Itself)	•
and as Trustee for the Zuni Indian Tribe, Navajo)	t
Nation and Ramah Band of Navajos and)	,
STATE OF NEW MEXICO, ex rel. STATE)	:
ENGINEER,)	
Plaintiffs,)	
and)	No. 01cv00072-BB
and	, ,	110. 01c1000/2-BB
ZUNI INDIAN TRIBE, NAVAJO NATION,)	ZUNI RIVER BASIN
Plaintiffs in Intervention,)	ADJUDICATION
)	
v.)	
)	
A & R PRODUCTIONS, et al.,)	
Defendants.)	
)	

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, PATRICIA KANTER, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

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Waiver of Service Page 1 PATRICIA KANTER

Signature:	Q Kanter	Date	: <u>5-23-0</u> L	
•	PATRICIA U			_
If yo of your authority he	u are signing on behalf ere:	of the named part	y, please indicate th	e source
and print or type the	e full name and address	of the party on wl	hose behalf you are	acting

Keep one copy of this form for your records.

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UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER,))))
Plaintiffs,)
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN ADJUDICATION
v.)
A & R PRODUCTIONS, et al., Defendants.)

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, JOAN M. LANTZY TRUSTEE, REVOCABLE TRUST, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

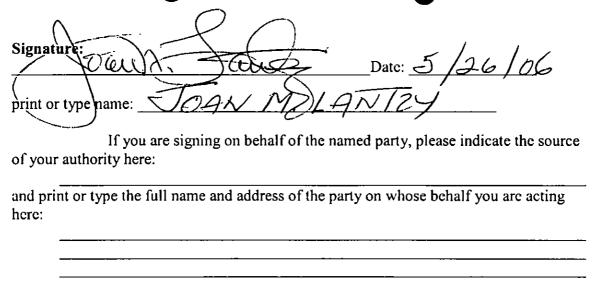
I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

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Waiver of Service Page 1 JOAN M. LANTZY TRUSTEE, REVOCABLE TRUST



Keep one copy of this form for your records.

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and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN ADJUDICATION
v,)
A & R PRODUCTIONS, et al., Defendants.)-

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, RAYMOND MCCALL, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

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Signature Baymond u Ma Call Date: 5-23-06
print or type name: RAYMOND MECAIL
If you are signing on behalf of the named party, please indicate the source of your authority here:
and print or type the full name and address of the party on whose behalf you are acting here:

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

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WAIVER OF SERVICE OF SUMMONS

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, ROSE M. MCCALL, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

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Waiver of Service Page 1

Signature:	Call	Date: <u>5-23-06</u>
print or type name:	Rose M. Mc CAll	· · · · · · · · · · · · · · · · · · ·
If you of your authority her		named party, please indicate the source
and print or type the here:	full name and address of the	party on whose behalf you are acting

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

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UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER,))))
Plaintiffs,	· ·
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN ADJUDICATION
v	_ (
A & R PRODUCTIONS, et al., Defendants.)))

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, WAYNE IVERSON, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

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Waiver of Service Page 1 WAYNE IVERSON

Signature: Barbana Juesan Date: 5/18/06	
print or type name: BARBANCA IVERSON	
If you are signing on behalf of the named party, please indicate the source of your authority here: Compared to the full name and address of the party on whose behalf you are acting here: WAYNE D. IVERSON (BEREASED) 300 ELYSIAN DR- SEDONA, AZ 86336	acked opy

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

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	PAUL TUTNICK 105 Roadrunn Sedona, Arizona 536 (928) 282-3050
	Attorney I.D. #002002 SUPERIOR COURT YAVAPAI COUNTY, ARIZONA
1	Attorney For Applicant 2005 NOV -8 AM 7: 36
2	JEANNE HICKS. CLERK
3	IN THE SUPERIOR COURT OF THE STATE OF ARIZONA BY:
4	IN AND FOR THE COUNTY OF YAVAPAI
5	
6	IN THE MATTER OF
7	WAYNE D. IVERSON) NO: PB & ZCUSU US
8	(Deccased).) LETTERS OF PERSONAL
9) REPRESENTATIVE AND) ACCEPTANCE
10	
11	
12	Issuance of Letters
13	
14	Barbara R. Iverson, 300 Elysian Dr., Sedona, Arizona 86336, is hereby appointed
15	as Personal Representative of this estate, to serve without bond. Said Personal
16	Representative shall serve without restrictions.
17	Witness this // day of
18	
19	by Keenmfalete
20	Deputy Registra
21	Acceptance
22	
23	State of Arizona)) ss
24	County of Yavapai)
25	
I :	I hereby accept the duties of Personal Representative of the estate of Wayne D.
26	Iverson (deceased) and do solemnly swear that I will perform, according to law, the duties
27	of Personal Representative of the estate.
28	

Barbara R. Iverson

Subscribed and sworn to before me this 1 2 day of October, 2005.

Notary Public

My commission expires:

STATE OF ARIZONA) County of Yavapai

1, JEANNE HICKS, Clerk of the Superior Court Of Yavapai County, Arizona, do hereby certify the foregoing to be a full, true and correct copy of the Letters on file as the same appears of record in my office. I further certify the foregoing Letters have not been revoked, but remain in full force, and effect. force and effect,

DATE:

JEANNE HICKS

Clerk of the Superior Court

CERTIFICATION OF VITAL RECORD

HIF CATION BOX" (HOLD BETWEEN THUMB AND FOREFINGER, OR BREATHE ON IT. COLOR WILL CHANGE TO BLUE AND THEN RETURN,

STATE OF ARIZONA

STATE

G2891321

STATE OF ARIZONA
DEPARTMENT OF HEALTH SERVICES - OFFICE OF VITAL RECORDS
DEATH NO.

CERTIFICATE, OF DEATH

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SEP 15 2005

This is a true certification of the facts on file with the OFFICE OF VITAL RECORDS, ARIZONA DEPARTMENT OF HEALTH SERVICES, PHOENIX, ARIZONA issued under the authority of A.R.S. 36-341, and by direction of:

PATRICIA ADAMS ASSISTANT STATE REGISTRAR

This copy not valid unless prepared on a form displaying the State Seal and impressed with the raised seal of the issuing agency

Department of Health Service

ANY ALTERATION OR FRASURE VOIDS THIS DOCUMENT

UNITED STATES OF AMERICA, for Itself
and as Trustee for the Zuni Indian Tribe, Navajo
Nation and Ramah Band of Navajos and
STATE OF NEW MEXICO, ex rel. STATE
ENGINEER,
Plaintiffs,

and
No. 01cv00072-BB

ZUNI INDIAN TRIBE, NAVAJO NATION,
Plaintiffs in Intervention,

V.

A & R PRODUCTIONS, et al.,
Defendants.

WAIVER OF SERVICE OF SUMMONS

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, THOMAS JOHN JONES III, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process, in the manner provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court, except for objections based on a defect in the summons or in the service of the summons.

I understand that I retain the right to file an Answer or motion under Rule 12 of the Federal Rules of Civil Procedure objecting to the sufficiency of the United States' Amended Complaint on or before August 12, 2006. I understand that a judgment may be entered against me (or the entity on whose behalf I am acting) if I do not file and serve on you an Answer or motion under Rule 12 on or before August 12, 2006.

Waiver of Service Page 1

Signature:	<u> </u>	Da	te: 5-21-0	6
print or type name:	Thomas J S	Sones		
If you of your authority here	are signing on behalf e:	of the named pa	rty, please indicat	e the source
and print or type the here:	full name and address	of the party on	whose behalf you	are acting
	- .			

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of a summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the party believes that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

UNITED STATES OF AMERICA, for Itself
and as Trustec for the Zuni Indian Tribe, Navajo
Nation and Ramah Band of Navajos and
STATE OF NEW MEXICO, ex rel. STATE
ENGINEER,
Plaintiffs,

and

No. 01cv00072-BB

ZUNI INDIAN TRIBE, NAVAJO NATION,
Plaintiffs in Intervention,

V.

A & R PRODUCTIONS, et al.,
Defendants.

WAIVER OF SERVICE OF SUMMONS

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, MARY A. JONES, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States'
Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process, in the manner provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court, except for objections based on a defect in the summons or in the service of the summons.

I understand that I retain the right to file an Answer or motion under Rule 12 of the Federal Rules of Civil Procedure objecting to the sufficiency of the United States' Amended Complaint on or before August 12, 2006. I understand that a judgment may be entered against me (or the entity on whose behalf I am acting) if I do not file and serve on you an Answer or motion under Rule 12 on or before August 12, 2006.

Waiver of Service Page 1 MARY A. JONES

Signature:	
Mary and Jones	Date: <u>5/21/06</u>
	. ,
print or type name: <u>MARY ANN</u> JONE	<u>S</u>
If you are signing on behalf of of your authority here:	the named party, please indicate the source
and print or type the full name and address of	the party on whose behalf you are acting
here:	
	
	<u> </u>

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of a summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the party believes that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER,))))
Plaintiffs,)
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN) ADJUDICATION
v.)
A & R PRODUCTIONS, et al., Defendants.	

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, BARBARA IVERSON, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or the entity on whose behalf-I am acting) be served with judicial process, in the manner provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court, except for objections based on a defect in the summons or in the service of the summons.

I understand that I retain the right to file an Answer or motion under Rule 12 of the Federal Rules of Civil Procedure objecting to the sufficiency of the United States' Amended Complaint on or before August 12, 2006. I understand that a judgment may be entered against me (or the entity on whose behalf I am acting) if I do not file and serve on you an Answer or motion under Rule 12 on or before August 12, 2006.

Waiver of Service Page 1 BARBARA IVERSON

Signatu	ture: Balvara Surcon Date: 5/18/06	, >
	or type name: BARBARA IVERSON	_
of your	If you are signing on behalf of the named party, please indicate the rauthority here:	source
and prin	int or type the full name and address of the party on whose behalf you are a	ecting
-		····

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of a summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the party believes that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant.

J. B.

UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER, Plaintiffs,))))
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,	, ZUNI RIVER BASIN) ADJUDICATION
V	
A & R PRODUCTIONS, et al., Defendants.)))

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, GLORIA ANN HOLDEN, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process, in the manner—provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court, except for objections based on a defect in the summons or in the service of the summons.

I understand that I retain the right to file an Answer or motion under Rule 12 of the Federal Rules of Civil Procedure objecting to the sufficiency of the United States' Amended Complaint on or before August 12, 2006. I understand that a judgment may be entered against me (or the entity on whose behalf I am acting) if I do not file and serve on you an Answer or motion under Rule 12 on or before August 12, 2006.

Waiver of Service Page 1

	Signature: Date: 5/23/06				
	print or type name: Gloria Atholden				
	If you are signing on behalf of the named party, please indicate the source of your authority here:				
	and print or type the full name and address of the party on whose behalf you are acting				

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of a summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant.

here:

UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER,))))
Plaintiffs,)
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN) ADJUDICATION)
A & R PRODUCTIONS, et al., Defendants.	→ → → → → → → → → → → → → → → → → → →

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, GALE HENKE, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process, in the manner provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court, except for objections based on a defect in the summons or in the service of the summons.

I understand that I retain the right to file an Answer or motion under Rule 12 of the Federal Rules of Civil Procedure objecting to the sufficiency of the United States' Amended Complaint on or before August 12, 2006. I understand that a judgment may be entered againstime (or the entity on whose behalf I am acting) if I do not file and serve on you an Answer or motion under Rule 12 on or before August 12, 2006.

Waiver of Service Page 1 **GALE HENKE**

Signature:	Coleha	Date:	May 23,200	6
print or type name:	Gale C. +	fenke	<i>V</i>	
If yo of your authority he	u are signing on behalf o ere:	of the named party,	please indicate the sour	ce
and print or type the here:	e full name and address o	of the party on who	se behalf you are acting	
				_

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of a summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the party believes that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

UNITED STATES OF AMERICA, for Itself
and as Trustee for the Zuni Indian Tribe, Navajo
Nation and Ramah Band of Navajos and
STATE OF NEW MEXICO, ex rel. STATE
ENGINEER,
Plaintiffs,

and

No. 01cv00072-BB

ZUNI INDIAN TRIBE, NAVAJO NATION,
Plaintiffs in Intervention,

V.

A & R PRODUCTIONS, et al.,
Defendants.

WAIVER OF SERVICE OF SUMMONS

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, DEAN W. FAUBER, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

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Waiver of Service Page 1 DEAN W. FAUBER

Signature: Lou	- W.)	Jah	Date:	5-20-2	006
print or type name: _	DEAN	W. FAU	BER		
If you of your authority here		behalf of the na	amed party, j	olease indicate th	ic source
and print or type the f	ull name and ac	ddress of the pa	arty on whos	e behalf you arc	acting
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Keep one copy of this form for your records.

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Duty to Avoid Unnecessary Costs of Service of Summons

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UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER,		
Plaintiffs,)	
)	
and) No. 01cv00072-BB	
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN) ADJUDICATION)	
V	.)	
A & R PRODUCTIONS, et al., Defendants.)))	

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, JOHN GUIN, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

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Waiver of Service Page 1 JOHN GUIN

Signature	Zohn	H	wir 91	Date	: <u>5.</u>	19.0	26
print or type	e name: 💢	ohn	H Gui	~ 51	१		
of your autl	•	e signing or	n behalf of the	named part	ty, please	indicate th	e source
and print or here:	type the ful	ll name and	address of the	party on w	hose beha	ılf you arc	acting
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Keep one copy of this form for your records.

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UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)))))
Plaintiffs,)
)
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN) ADJUDICATION
V	<u> </u>
A & R PRODUCTIONS, et al., Defendants.)))

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, LAURA L. HALL, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or-the-entity on whose behalf I am acting) be served with judicial process, in the manner provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

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Waiver of Service Page 1

LAURA L. HALL

Signature: Awa tau	Date: 05/24/2006
print or type name:	LAURA L. HALL
If you are signing of your authority here:	on behalf of the named party, please indicate the source
and print or type the full name and here:	l address of the party on whose behalf you are acting

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

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UNITED STATES OF AMERICA, for Itself
and as Trustee for the Zuni Indian Tribe, Navajo
Nation and Ramah Band of Navajos and
STATE OF NEW MEXICO, ex rel. STATE
ENGINEER,
Plaintiffs,

and

No. 01cv00072-BB

ZUNI INDIAN TRIBE, NAVAJO NATION,
Plaintiffs in Intervention,

Plaintiffs in Intervention,

A & R PRODUCTIONS, et al.,
Defendants.

1:

WAIVER OF SERVICE OF SUMMONS

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, ORVILLE A. HALL, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States'
Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process, in the manner provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

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Waiver of Service Page 1

ORVILLE A. HALL

Signature	rue	re a	600	el_	Date:	5/24	06
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of your auth	•	are signing o	n behalf o	f the name	ed party, pl	lease indica	te the source
and print or here:	type the	full name and	address o	f the party	on whose	behalf you	are acting

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

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UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER, Plaintiffs,)))))
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN) ADJUDICATION
v)
A & R PRODUCTIONS, et al., Defendants.)))

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, WINABEL M. CROOKS, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

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Waiver of Service - Page 1

WINABEL M. CROOKS

Signature:	shell 7n.	Erooks		Date: May 2	1- 2004
print or type	e name: <u>W</u>	NABELL	м.	Date: <u>May 2</u> CROOKS	
of your auth	•	gning on behalf o	f the nam	ned party, please indic	cate the source
and print or here:	type the full na	ame and address o	f the part	y on whose behalf yo	ou are acting
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Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

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UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)
Plaintiffs,)
and) No. 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION, Plaintiffs in Intervention,) ZUNI RIVER BASIN) ADJUDICATION)
. V	
A & R PRODUCTIONS, et al., Defendants.)))

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, DOROTHY M. CLEMENTS, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

I also acknowledge that I have received a copy of the United States' Amended Complaint, two copies of this instrument (Waiver of Service of Summons), and a means by which I can return one copy of the signed waiver to the United States without cost to me.

I agree to avoid the cost of service of a summons and an additional copy of the United States' Amended Complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process, in the manner provided by Rule 4 of the Federal Rules of Civil Procedure, as indicated in the Notice of Lawsuit and Request for Waiver of Summons that accompanied this form, and in the Duty to Avoid Unnecessary Costs of Service of Summons, attached to this form.

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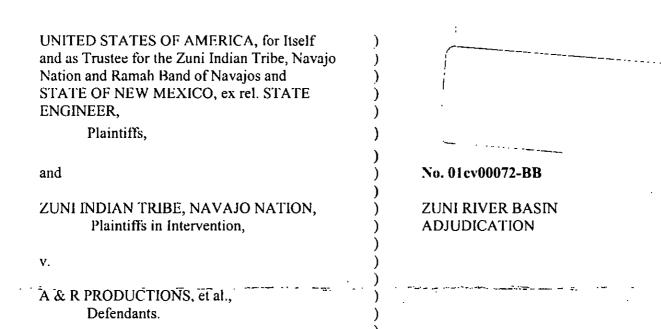
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and prin	t or type the fu	ll name and	address of t	he party	on whos	se bchalf ye	ou are acting	
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Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

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TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, RALPH D. CRANSTON, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

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Signatur	« Nalah	Mran	nstor.	Date:	May 1	7.2006
print or ty	ype name:	Ralph	D. Crz	unstor	7	-
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and print here:	or type the	full name and	l address of the p	arty on who	osc behalf you	ı are acting
			nd completing th			

the pre-addressed, postage-paid envelope provided (addressed to Bradley S. Bridgewater, U.S. Department of Justice, 1961 Stout Street – 8th Floor, Denver, CO, 80294).

Keep one copy of this form for your records.

Duty to Avoid Unnecessary Costs of Service of Summons

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UNITED STATES OF AMERICA, for Itself and as Trustee for the Zuni Indian Tribe, Navajo Nation and Ramah Band of Navajos and STATE OF NEW MEXICO, ex rel. STATE ENGINEER, Plaintiffs,)
and ZUNI INDIAN TRIBE, NAVAJO NATION,) No. 01ev00072-BB) ZUNI RIVER BASIN
Plaintiffs in Intervention, v. A & R PRODUCTIONS, et al., Defendants.) ADJUDICATION))

TO: Bradley S. Bridgewater, Trial Attorney, U.S. Department of Justice

I, BOBBY G. CLEMENTS, acknowledge receipt of your request that I waive service of summons in the action of the United States, State of New Mexico, ex rel. State Engineer v. A & R Productions, et al., Civil Action No. 01cv00072 BB-ACE, in the Federal District Court for the District of New Mexico.

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Signature:	of Sen	ento.	Date: 5-20	-06
print or type n	ame: <u>Bobby</u>	G. CL	EMENTS,	
of your author	If you are signing on tity here:	behalf of the na	med party, please ind	licate the source
and print or ty	pe the full name and ac	ddress of the par	rty on whose behalf y	ou are acting
				

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