

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

FILED  
NOV 18 2008  
CLERK-SANTA FE

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. )

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>
Marc Fernandez	ZRB-4-0052	August 21, 2007 (Doc. #1223)
Annette Fernandez	ZRB-4-0052	August 22, 2007 (Doc. #1225)
Sylvia Bonaguidi Revocable Trust	ZRB-4-0056	August 20, 2007 (Doc. #1220)
Dr. Scott Wendell Bray Revocable Trust	ZRB-4-0071	August 23, 2007 (Doc. #1228)

Carnes D. Burson	ZRB-4-0077	August 21, 2007 (Doc. #1223)
Linda L. Burson	ZRB-4-0077	August 21, 2007 (Doc. #1223)
Ludwig A. Hofinger, Trustee	ZRB-4-0088	August 21, 2007 (Doc. #1223)
William Detwiler	ZRB-4-0123	August 20, 2007 (Doc. #1220)
Carlotta Detwiler	ZRB-4-0123	August 20, 2007 (Doc. #1220)

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

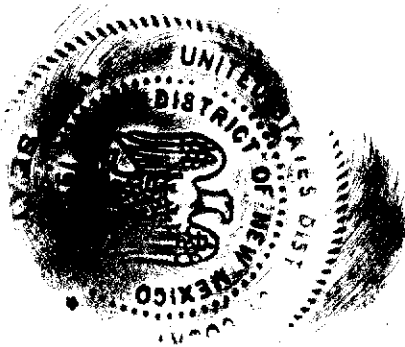
<u>Defendant</u>	<u>Subfile No.</u>	<u>Waiver of Summons filed</u>
Daniel Bloedel	ZRB-4-0048	December 8, 2006 (Doc. #891)
Cassandra Bloedel	ZRB-4-0048	December 8, 2006 (Doc. #891)
Zuni Mountain, LTD	ZRB-4-0063	May 13, 2005 (Doc. #362)
James Brimer	ZRB-4-0072	June 26, 2007 (Doc. #1145)
Bobby Brimer	ZRB-4-0072	June 26, 2007 (Doc. #1145)
Luis B. Carrillo	ZRB-4-0084	May 13, 2005 (Doc. #362)
Annabelle Carrillo	ZRB-4-0084	May 13, 2005 (Doc. #362)
Peter M. Cole	ZRB-4-0103	November 29, 2006 (Doc. #875)
Diane K. Cole	ZRB-4-0103	November 29, 2006 (Doc. #875)
William Crooks	ZRB-4-0109	May 13, 2005 (Doc. #362)
Sally Jo Davis	ZRB-4-0120	November 20, 2006 (Doc. #872)

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 18<sup>th</sup> day of November, 2008.

MATTHEW J. DYKMAN  
DISTRICT COURT CLERK



By:   
Deputy Clerk