

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>	<u>Date of Service</u>
Byron South	ZRB-1-0096	November 22, 2008
Irene P. South	ZRB-1-0096	November 22, 2008
Rita Combs	ZRB-3-0036	November 23, 2008
Lawrence D. Davis	ZRB-4-0114	December 6, 2008
Andrew Byars	ZRB-4-0148	December 4, 2008
C. Marie Byars	ZRB-4-0148	December 4, 2008
Della Ellsworth	ZRB-5-0026	December 6, 2008

Dated: January 5, 2009

Electronically Filed

/s/ Bradley S. Bridgewater

---

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

COUNSEL FOR THE UNITED STATES



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.

SUMMONS IN A CIVIL CASE

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

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Andrew Byars
1202 Green Lane
Prescott, AZ 86305

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

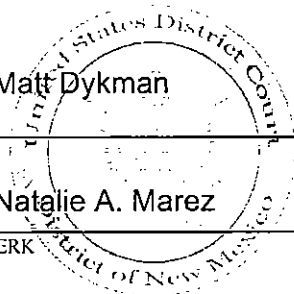
Monday, August 13, 2007

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



1 UNITED STATE DISTRICT COURT, DISTRICT OF NEW MEXICO

2 UNITED STATES OF AMERICA, ET AL.,  
3 Plaintiff / Petitioner

Cause #: 01CV00072-BB

4 vs.  
5 A. & R. PRODUCTIONS, ET AL.,  
6 Defendant / Respondent

Affidavit of Service of:  
SUMMONS AND AMENDED COMPLAINT

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 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 12/4/8 0840 at the address of 37 Ave Mesa Verde  
Belen city of Belen, county of Valencia,  
11 state of \_\_\_\_\_, this affiant served the above described documents upon:

12 **ANDREW BYARS**

13  **Personal Service**

by then and there personally delivering 1 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**

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 Pete Bustamante  
22 Typed or Printed Name of Process Server

P. Bustamante  
Server Signature

23 Subscribed and Sworn to before me this 12/4/08

24 Jody Skelton  
25 a Notary Public in the State of New Mexico  
26 Residing at 543 Luna Ave, Los Lunas NM



ABC Legal Services, Inc.  
206 521-9000  
Tracking #: 5690805



ORIGINAL  
PROOF OF SERVICE

U S Dept of Justice - Denver

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.

SUMMONS IN A CIVIL CASE

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

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

C. Marie Byars
1202 Green Lane
Prescott, AZ 86305

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

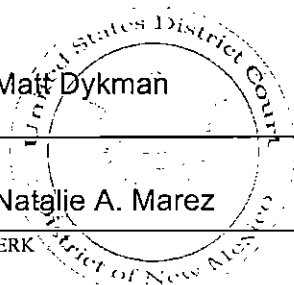
Monday, August 13, 2007

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



UNITED STATE DISTRICT COURT, 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 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.

On the date and time of 12/4/8 0840 at the address of 37 Que Mesa Verde  
\_\_\_\_\_ city of Belen, county of Valencia,  
state of \_\_\_\_\_, this affiant served the above described documents upon:

C. MARIE BYARS

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

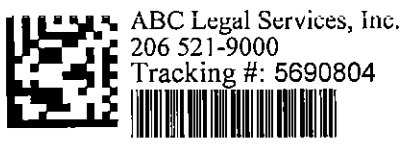
by then and there personally delivering 1 true and correct copy(ies) thereof, by then presenting to and leaving the same with Andrew Byars (Spouse), a person of suitable age and discretion who stated the above address to be the residence and usual place of abode of themselves and the subject(s) and/or subjects legal representative listed above.

No information was provided that indicates that the subjects served are members of the U.S. military.

Pete Bustamante \_\_\_\_\_ P. Byars H \_\_\_\_\_  
Typed or Printed Name of Process Server Server Signature

Subscribed and Sworn to before me this 12/4/08

Jody Skelton  
Notary Public in the State of New Mexico  
Residing at 543 Luna Ave Los Lunas NM



ORIGINAL  
PROOF OF SERVICE

U S Dept of Justice - Denver

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.

SUMMONS IN A CIVIL CASE

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

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Byron South
P.O. Box 427
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

DATE

Natalie A. Marez

(By) DEPUTY CLERK



UNITED STATE DISTRICT COURT, DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA, ET AL.,

Plaintiff/Petitioner

vs.  
A. & R. PRODUCTIONS, ET AL.,

Defendant/Respondent

Hearing Date:

CAUSE NO:  
01CV00072-BB

AFFIDAVIT OF SERVICE OF:  
SUMMONS AND AMENDED COMPLAINT

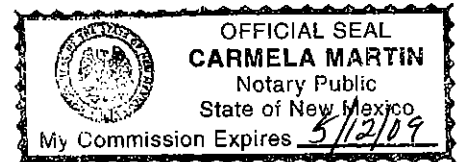
The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein mentioned was a citizen of the United States, over the age of eighteen, not an officer of a plaintiff corporation, not a party to nor interested in the above entitled action, has the authority to serve pleadings in the State named below, and is competent to be a witness therein.

On the **22nd day of November, 2008, at 8:40 AM**, at the address of **2748 LOS PADILLAS Road SW, ALBUQUERQUE, Bernalillo County, NM 87105**; this affiant served the above described documents upon **BYRON SOUTH**, by then and there personally delivering **1** true and correct copy (ies) thereof, by then presenting to and leaving the same with **Irene P. South, A white female approx. 55-65 years of age 5'4"-5'6" in height weighing 120-140 lbs with brown hair**, a person of suitable age and discretion residing at the respondent's usual place of abode listed above.

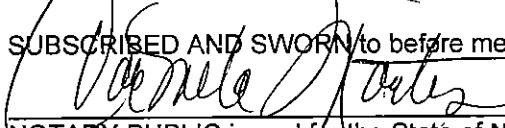
No Information was provided or discovered that indicates that the subjects served are members of the U.S. military.

Affiant hereby states under penalty of perjury under the laws of the State of **New Mexico** that the statement above is true and correct.

  
\_\_\_\_\_  
**Milton Rodriguez, NM**



SUBSCRIBED AND SWORN to before me this 28th day of November, 2008

  
\_\_\_\_\_  
NOTARY PUBLIC in and for the State of **New Mexico**



FOR: **U S Dept of Justice - Denver** ORIGINAL PROOF OF SERVICE

Tracking #: **5657760 SEA**



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.

SUMMONS IN A CIVIL CASE

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

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Irene P. South
P.O. Box 427
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

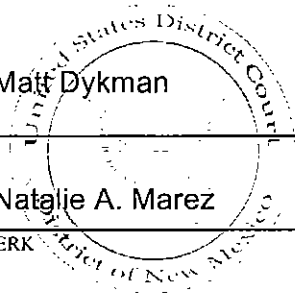
Friday, August 03, 2007

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



IN THE  
UNITED STATE DISTRICT COURT, DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA, ET AL.,

Plaintiff/Petitioner

vs.

A. & R. PRODUCTIONS, ET AL.,

Defendant/Respondent

Hearing Date:

CAUSE NO:  
01CV00072-BB

AFFIDAVIT OF SERVICE OF:  
SUMMONS AND AMENDED COMPLAINT

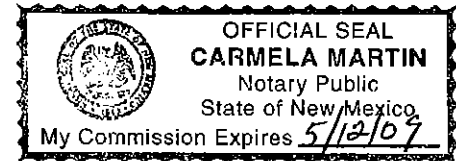
The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein mentioned was a citizen of the United States, over the age of eighteen, not an officer of a plaintiff corporation, not a party to nor interested in the above entitled action, has the authority to serve pleadings in the State named below, and is competent to be a witness therein.

On the **22nd day of November, 2008, at 8:40 AM**, at the address of **2748 LOS PADILLAS Road SW, ALBUQUERQUE, Bernalillo County, NM 87105**; this affiant served the above described documents upon **IRENE P. SOUTH**, by then and there personally delivering **1** true and correct copy (ies) thereof, by then presenting to and leaving the same with **IRENE P. SOUTH, NAMED DEFENDANT, A white female approx. 55-65 years of age 5'4"-5'6" in height weighing 120-140 lbs with brown hair.**

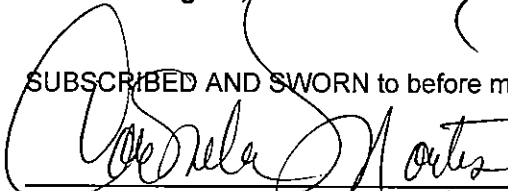
No Information was provided or discovered that indicates that the subjects served are members of the U.S. military.

DATED this **28th day of November, 2008.**

  
\_\_\_\_\_  
**Milton Rodriguez, NM**



SUBSCRIBED AND SWORN to before me this 28th day of November, 2008

  
\_\_\_\_\_  
NOTARY PUBLIC in and for the State of **New Mexico**  
Residing at: **P.O. Box 13505 ABO, NM 87192**  
My Commission Expires: **5/12/09**



FOR: **U S Dept of Justice - Denver** ORIGINAL PROOF OF SERVICE

Tracking #: **5657761 SEA**



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.

SUMMONS IN A CIVIL CASE

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

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Rita Combs
3211 S. Shady Grove Ln
Pinetop, AZ 85935

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

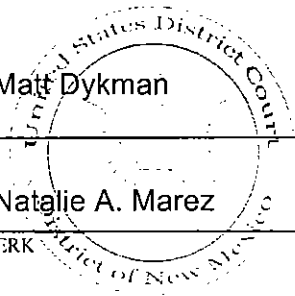
Wednesday, August 08, 2007

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



UNITED STATE DISTRICT COURT, DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA, ET AL.,

Plaintiff/Petitioner

vs.  
A. & R. PRODUCTIONS, ET AL.,

Defendant/Respondent

Hearing Date:

CAUSE NO:  
01CV00072-BB

AFFIDAVIT OF SERVICE OF:  
SUMMONS AND AMENDED COMPLAINT

The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein mentioned was a citizen of the United States, 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.

On the 23rd day of November, 2008, at 3:02 PM, at the address of 59 MUCKELEMI Street APT. 125, SAN JUAN BAUTISTA, San Benito County, CA 95045; this affiant served the above described documents upon RITA COMBS, by then and there personally delivering 1 true and correct copy(ies) thereof, by then presenting to and leaving the same with JOHN DOE, WHO REFUSED TO GIVE NAME, A white male approx. 55-65 years of age 5'4"-5'6" in height weighing 140-160 lbs with white hair, a person of suitable age and discretion residing at the respondent's usual place of abode listed above.

No Information was provided or discovered that indicates that the subjects served are members of the U.S. military.

Affiant hereby states under penalty of perjury under the laws of the State of New Mexico that the statement above is true and correct.

*Melissa D. Kelly*

Melissa Kelly, Reg. # 28, San Benito, CA

SUBSCRIBED AND SWORN to before me this 25th day of November, 2008

NOTARY PUBLIC in and for the State of California

SEE ATTACHED

FOR: U S Dept of Justice - Denver ORIGINAL PROOF OF SERVICE  
REF: RITA COMBS



Tracking #: 5657827 SEA



**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of Monterey }

On Dec 4, 2008 before me, S. Saylor Notary Public  
Date Here Insert Name and Title of the Officer

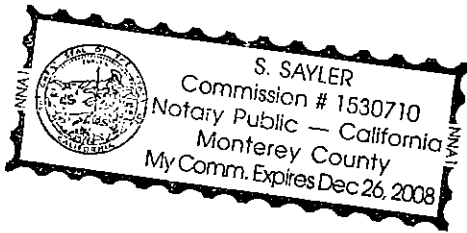
personally appeared Melissa Kelly  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Handwritten Signature]  
Signature of Notary Public



Place Notary Seal Above

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: Affidavit of Service - Rita Combs

Document Date: 11-23-08 s/c Number of Pages: 1

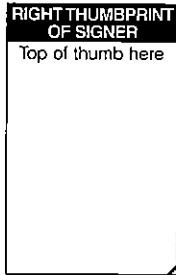
Signer(s) Other Than Named Above: N/A

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

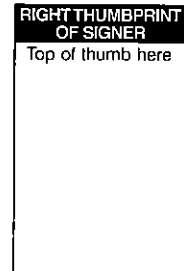
Signer Is Representing: \_\_\_\_\_



Signer's Name: \_\_\_\_\_

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_



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.

SUMMONS IN A CIVIL CASE

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

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Lawrence D. Davis
P.O. Box 248
Vanderwagen, NM 87326

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

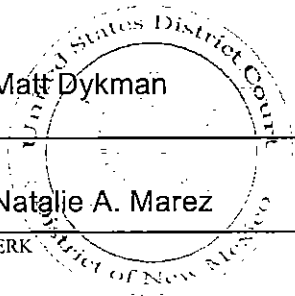
Friday, August 10, 2007

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA AND STATE OF NEW MEXICO, EX REL. STATE ENGINEER, AND ZUNI INDIAN TRIBE, 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 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.

On the date and time of 120608 at the address of #335 Loosins Rd city of Vanderburg county of McKinley, state of NM, this affiant served the above described documents upon:

LAWRENCE D. DAVIS

[X] Personal Service

by then and there personally delivering 1 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.

Everlin Lopez Typed or Printed Name of Process Server

Everlin Lopez Server Signature

Subscribed and Sworn to before me this 120708

Jane Toppin a Notary Public in the State of New Mexico Residing at Gallup

My Commission Expires 062810



ABC Legal Services, Inc. 206 521-9000 Tracking #: 5260151



ORIGINAL PROOF OF SERVICE

U.S. DEPT. OF JUSTICE, ENVIRONMENTAL AND NATURAL RESOURCES DIVISION



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.

SUMMONS IN A CIVIL CASE

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

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Della Ellsworth
P.O. Box 273
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

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

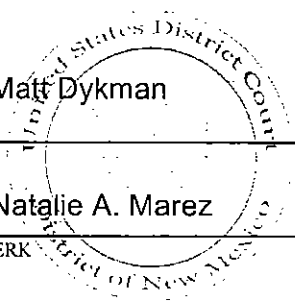
Tuesday, August 14, 2007

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



UNITED STATE DISTRICT COURT, DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA, ET AL.,  
Plaintiff / Petitioner  
  
vs.  
A. & R. PRODUCTIONS, ET AL.,  
Defendant / Respondent

Cause #: 01CV00072-BB  
  
Affidavit of Service of:  
SUMMONS AND AMENDED COMPLAINT  
  
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.

On the date and time of 120608 at the address of SAVOA AREA  
Immediately after storage to city of Demah, county of McKinley,  
the West state of NM, this affiant served the above described documents upon:

DELLA ELLSWORTH

Personal Service

by then and there personally delivering 1 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.

Evelyn Lopez  
Typed or Printed Name of Process Server

Evelyn Lopez  
Server Signature

Subscribed and Sworn to before me this 120708

Jayne Tappin  
a Notary Public in the State of New Mexico  
Residing at Ballup

My Commission Expires 062810



ABC Legal Services, Inc.  
206 521-9000  
Tracking #: 5657762



ORIGINAL  
PROOF OF SERVICE

U S Dept of Justice - Denver