

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>
Andre Pitman	ZRB-2-0114	December 30, 2008
Martha Pitman	ZRB-2-0114	December 30, 2008
Carmen Rey Silva	ZRB-4-0434	December 27, 2008

Dated: January 16, 2009

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 January 16, 2009, 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

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.

SUMMONS IN A CIVIL CASE

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

CASE NUMBER: 01cv00072-BB

TO: (Name and address of Defendant)

Andre Pitman
P.O. Box 1751
Grants, NM 87020

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

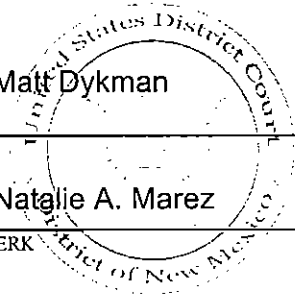
Friday, September 19, 2008

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



UNITED STATE DISTRICT COURT, DISTRICT OF NEW MEXICO

UNITED STATES, FOR ITSELF AND AS TRUSTEE FOR THE ZUNI INDIAN TRIBE, NAVAJO NATION AND RAMAH BAND OF THE NAVAJOS, AND STATE OF NEW MEXICO, EX REL. STATE ENGINEER, PLAINTIFFS, AND ZUNI INDIAN TRIBE, NAVAJO NATION, PLAINTIFFS IN INTERVENTION

Plaintiff / Petitioner

vs. STATE OF NEW MEXICO COMMISSIONER OF PUBLIC LANDS, ET AL

Defendant / Respondent

Cause #: 01CV00072-BB

Affidavit of Service of: SUMMONS IN A CIVIL CASE 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 12-30-2008 @ 1:25 PM at the address of 104 E. Aztec Street city of Gallup, county of McKinley, state of New Mexico, this affiant served the above described documents upon:

ANDRE PITMAN

[X] 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 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.

Lisa Burke

Typed or Printed Name of Process Server

[Signature]

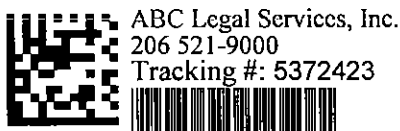
Server Signature

Subscribed and Sworn to before me this 31st Day of December 2008

a Notary Public in the State of NM Residing at Grants NM 87030



[Signature]



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)

Martha Pitman
P.O. Box 1751
Grants, NM 87020

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

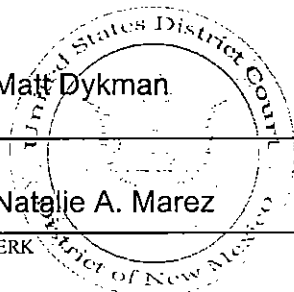
Friday, September 19, 2008

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



UNITED STATE DISTRICT COURT, DISTRICT OF NEW MEXICO

UNITED STATES, FOR ITSELF AND AS TRUSTEE FOR THE ZUNI INDIAN TRIBE, NAVAJO NATION AND RAMAH BAND OF THE NAVAJOS, AND STATE OF NEW MEXICO, EX REL. STATE ENGINEER, PLAINTIFFS, AND ZUNI INDIAN TRIBE, NAVAJO NATION, PLAINTIFFS IN INTERVENTION

Plaintiff / Petitioner

VS. STATE OF NEW MEXICO COMMISSIONER OF PUBLIC LANDS, ET AL

Defendant / Respondent

Cause #: 01CV00072-BB

Affidavit of Service of: SUMMONS IN A CIVIL CASE 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 12-30-2008 @ 1:25 AM at the address of 104 E. Aztec Street city of Gallup, county of McKinley, state of New Mexico, this affiant served the above described documents upon:

MARTHA PITMAN

[X] 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

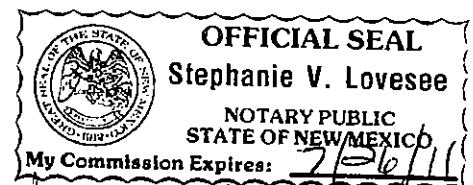
[] Substituted/Residential Service

by then and there personally delivering 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.

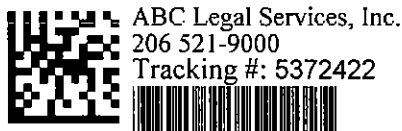
No information was provided that indicates that the subjects served are members of the U.S. military.

Lisa Burke (Typed or Printed Name of Process Server) and Lisa Burke (Server Signature)

Subscribed and Sworn to before me this 31st day of December 2008 a Notary Public in the State of NM Residing at Grants NM 87020



Stephanie V. Lovesee (Signature)



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)

Carmen Rey Silva
55 Watch Hill Dr., #B
Colorado Springs, CO 80906

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

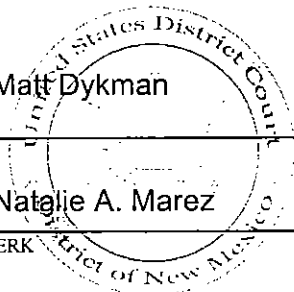
Monday, August 13, 2007

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



UNITED STATE DISTRICT COURT, DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA, ET AL.,

Plaintiff/Petitioner

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 27th day of December, 2008, at 4:10 PM, at the address of 1490 FALCON VALLEY Road APT 308, COLORADO SPRINGS, El Paso County, CO 80291; this affiant served the above described documents upon CARMEN REY SILVA, by then and there personally delivering 1 true and correct copy(ies) thereof, by then presenting to and leaving the same with Gillian Silva, Adult daughter, Co-resident, A white female approx. 21-25 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.

Leslie Brown, El Paso, CO

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

NOTARY PUBLIC in and for the State of Colorado

R. GREGORY HALLER
NOTARY PUBLIC
STATE OF COLORADO



FOR: U S Dept of Justice - Denver
REF: Carmen Rey Silva

ORIGINAL PROOF OF SERVICE

My Commission Expires 03-18-2010

Tracking #: 5657832 SEA

