

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

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

No. 01cv00072 BB-WDS

 ZUNI RIVER BASIN
 ADJUDICATION

 DECLARATION OF KHALEELAH
 E. JONES IN SUPPORT
 OF PLAINTIFF UNITED STATES'
 MOTION FOR DEFAULT
 JUDGMENT

 ZRB-1-0049

I, Khaleelah E. Jones, am employed as a Paralegal Specialist with the Department of Justice and have been assigned to work in support of Counsel for the United States in the above entitled case.

A. Defendants in the Zuni River Basin Adjudication, Sub-areas 4 and 8, pursuant to the Special Master's Procedural and Scheduling Order for the Adjudication of Water Rights Claims in Sub-areas 4 and 8 of the Zuni River Stream System (Doc. No. 387), were sent a service packet that included a proposed Consent Order, Request for Consultation form, a form

Answer, Notice of Water Rights Adjudication, and if the defendant had not been served process or had not voluntarily waived such service, a copy of the Amended 2003 Complaint, a Request for Waiver of Service of Summons, and two copies of a Waiver of Service of Summons with a prepaid return envelope. The packet also included a letter from the United States explaining the purpose of the forms and to whom and when documents were to be mailed or provided if the defendant chose to respond. The documents were mailed to the defendant's mailing address via certified mail, return receipt requested.

B. The service packet to Maureen Kearns and Robert Kammerer Trust, ZRB-1-0049, was mailed to the defendant's address of record, and the return receipt was signed but undated. Using USPS Track and Confirm indicates the packet was received at 11:58 AM on October 4, 2007. The defendant did not respond. A copy of Postal Service Form 3811 and Track and Confirm sheet is attached to this Declaration.

C. The defendant Maureen Kearns and Robert Kammerer Trust, ZRB-1-0049, was served by Publication in the *Gallup Independent* and *Albuquerque Journal* for three consecutive weeks beginning May 27, 2009 and ending June 10, 2009 (Doc. No. 2379).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: August 17, 2009



KhALEELAH E. JONES
U.S. Department of Justice
1961 Stout Street - 8th Floor
Denver, CO 80294
(303) 844-1359



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Search Results

Label/Receipt Number: 7006 3450 0002 2033 3440
Status: **Delivered**

Your item was delivered at 11:58 am on October 04, 2007 in MCKINLEYVILLE, CA 95519. A proof of delivery record may be available through your local Post Office for a fee.

Track & Confirm

Enter Label/Receipt Number.

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Sender Form *2006-1-0044*

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <i>Maureen Kearns</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
1. Article Addressed to:	B. Received by (Printed Name)	C. Date of Delivery
<p>MAUREEN KEARNS & ROBERT KAMMERER TRUST 551 SCHOOL ROAD MCKINLEYVILLE, CA 95519</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
2. Article Number (Transfer from service label)	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
	7006 3450 0002 2033 3440	