

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,)
)
)
)
)
)
)
)
 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-1-0065

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

of New Mexico; 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 David Zimmerman and Sirintorn Zimmerman, ZRB-1-0065, was mailed to the defendants' address of record on October 28, 2008, and the envelope was returned refused, initialed DZ by the defendant, October 30, 2008. A copy of the returned envelope is attached to this Declaration.

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

SENDER: COMPLETE THIS SECTION

- 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.

1. Article Addressed to:

DAVID ZIMMERMAN &
SIRINTORN ZIMMERMAN
P.O. BOX 732
SILVERTON, CO 81433

2. Article Number

(Transfer from service label)

7006 3450 0002 2033 4560

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

Denver, CO 80294

7006 3450 0002 2033 4560



Handwritten signature
10/28/08
Planned

~~DAVID ZIMMERMAN & SIRINTORN ZIMMERMAN
P.O. BOX 732
SILVERTON, CO 81433~~



10/28/2008
102595-02-M-1540