

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

UNITED STATE OF AMERICA,)	
)	
and)	
)	
STATE OF NEW MEXICO ex rel. STATE)	
ENGINEER,)	No. 01cv00072-MV/WPL
)	
Plaintiffs,)	ZUNI RIVER BASIN
)	ADJUDICATION
-v-)	
)	
A & R PRODUCTIONS, <i>et. al.</i> ,)	Subfile No. ZRB-4-0110
)	
Defendants.)	
_____)	

DECLARATION OF KARMEN MILLER IN SUPPORT OF PLAINTIFFS' MOTION FOR
DEFAULT JUDGMENT

I, Karmen Miller, am employed as a Paralegal Specialist with the Department of Justice Environment and Natural Resources Division, Indian Resources Section, and have been assigned to work in support of counsel for the United States in the above-captioned case.

A. Pursuant to the *Procedural and Scheduling Order for the Adjudication of Water Rights Claims in Sub-Areas 1, 2, and 3 (Excluding Ramah) of the Zuni River Stream System* (No. 838), defendants in the Zuni River Basin Adjudication were provided a service packet that included a proposed Consent Order, Request for Consultation form, Notice of Water Rights Adjudication, and if the defendants 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 attorney of record or to the defendant's mailing address via certified mail, return receipt requested.

B. The service packet to Crossfire Cattle Co. (ZRB-4-0110), was mailed to the Defendant's attorney of record. The original Postal Service Form 3811, Domestic Return Receipt was returned signed and dated November 16, 2006. A copy of Postal Service Form 3811 is attached to this declaration.

C. A revised Consent Order was mailed to the Defendant's address of record on July 30, 2015.

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

Dated: November 20, 2015

A handwritten signature in blue ink, appearing to read "Karmen Miller", is written over a horizontal line.

KARMEN MILLER
U.S. Department of Justice
999 18th Street
South Terrace Suite 370
Denver, CO 80202
(303) 844-1481

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 <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>Monica Gonzales</i></p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Monica Gonzales 11-16-06</i></p>
1. Article Addressed to:	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No
Charles T. DuMars, Tanya L. Scott Law & Resource Planning Assoc., P.C. 201 Third St., N.W., Suite 1750 Albuquerque, NM 87102	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.
2. Article Number (Transfer from service label)	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes 7005 1820 0005 4749 9180

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540