

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

**FILED**  
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CLERK-SANTA FE

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

**CLERK'S CERTIFICATE OF DEFAULT**

I, Matthew J. Dykman, Clerk of the United States District Court, District of New Mexico, certify that the above-entitled cause was filed in the United States District Court at Santa Fe, State of New Mexico, and the records of my office indicate that service of process commanding the following defendants to appear and defend in this cause was made as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Proof of Service filed</u>
Alice Maxine Bond	ZRB-3-0012	February 13, 2007 (Doc. #1513)
Edgar A. Bond	ZRB-3-0013	January 31, 2008 (Doc. #1483)
Francisco Chavez	ZRB-3-0030	August 20, 2007 (Doc. #1220)
Rose S. Chavez	ZRB-3-0030	August 20, 2007 (Doc. #1220)

Keith A. Mullennix	ZRB-3-0116	August 15, 2007 (Doc. #1218)
Connie A. Mullennix	ZRB-3-0116	August 15, 2007 (Doc. #1218)
Ashlee Olson	ZRB-3-0127	August 23, 2007 (Doc. #1228)
Sierra Land Group, Inc.	ZRB-2-0088 & ZRB-3-0147	August 20, 2007 (Doc. #1220)
Robert Turney	ZRB-3-0159	August 15, 2007 (Doc. #1218)
Kristi Turney	ZRB-3-0159	August 15, 2007 (Doc. #1218)
Scott Vandermolen	ZRB-3-0163	August 21, 2007 (Doc. #1223)
Rodger D. Vaughn	ZRB-3-0164	August 15, 2007 (Doc. #1218)
Cheryl L. Vaughn	ZRB-3-0164	August 15, 2007 (Doc. #1218)
White Buffalo Foundation	ZRB-3-0165	August 20, 2007 (Doc. #1220)

I, also certify, that the records of my office indicate the following defendants waived service of summons in this proceedings as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Waiver of Summons filed</u>
Nina Beno	ZRB-3-0008	June 7, 2006 (Doc. #719)
William C. Vanden Bosch	ZRB-3-0015	June 30, 2006 (Doc. #749)
Debbie A. Byington	ZRB-3-0023	May 13, 2005 (Doc. #362)
John C. Byington	ZRB-3-0023	June 14, 2006 (Doc. #727)
Cibola County	ZRB-3-0032	May 13, 2005 (Doc. #362)
Bobby G. Clements	ZRB-3-0033	May 31, 2006 (Doc. #710)
Dorothy M. Clements	ZRB-3-0033	May 31, 2006 (Doc. #710)
Winabel M. Crooks	ZRB-3-0044	May 31, 2006 (Doc. #710)
Charles W. Davis	ZRB-3-0045	June 22, 2006 (Doc. #737)

Wanda J. Davis	ZRB-3-0045	June 22, 2006 (Doc. #737)
I. Jean Elkins	ZRB-3-0052	June 22, 2006 (Doc. #737)
Chimeco Eriacho	ZRB-3-0053	May 13, 2005 (Doc. #362)
Dean W. Fauber	ZRB-3-0057	May 31, 2006 (Doc. #710)
Sherry M. Gates	ZRB-3-0060	June 14, 2006 (Doc. #727)
Urs Gauderon	ZRB-3-0061	June 14, 2006 (Doc. #727)
Monika Gauderon	ZRB-3-0061	June 14, 2006 (Doc. #727)
Albert Hammon	ZRB-3-0071	June 7, 2006 (Doc. #719)
W. Ray Hartwig	ZRB-3-0076	June 22, 2006 (Doc. #737)
Johanna Hartwig	ZRB-3-0076	June 22, 2006 (Doc. #737)
Gloria Ann Holden	ZRB-3-0080	May 31, 2006 (Doc. #710)
Mike Orton	ZRB-3-0083	June 12, 2006 (Doc. #724)
Sandy Orton	ZRB-3-0083	June 12, 2006 (Doc. #724)
Arthur Kanter	ZRB-3-0088	May 31, 2006 (Doc. #710)
Patricia Kanter	ZRB-3-0088	May 31, 2006 (Doc. #710)
David S. Kessler	ZRB-3-0090	June 7, 2006 (Doc. #719)
Lisa Kessler	ZRB-3-0090	June 7, 2006 (Doc. #719)
Anthony Buchen	ZRB-3-0093	June 12, 2006 (Doc. #724)
Jeralyn Goodwin	ZRB-3-0093	June 12, 2006 (Doc. #724)
Joan M. Lantzy, Trustee	ZRB-3-0095	May 31, 2006 (Doc. #710)
Stanley D. Lewis	ZRB-3-0097	May 13, 2005 (Doc. #362)
Dennis Mason	ZRB-3-0101	June 14, 2006 (Doc. #727)

Carolyn Mason	ZRB-3-0101	June 14, 2006 (Doc. #727)
Scott W. McRae	ZRB-3-0109	June 14, 2006 (Doc. #727)
Denise B. McRae	ZRB-3-0109	June 14, 2006 (Doc. #727)
Martin L. Myers	ZRB-3-0112	June 22, 2006 (Doc. #737)
Bonnie I. Myers	ZRB-3-0112	June 22, 2006 (Doc. #737)
Thor Olson	ZRB-3-0127	June 30, 2006 (Doc. #749)
Elisabeth Porter	ZRB-3-0132	May 13, 2005 (Doc. #362)
Peter Rieger	ZRB-3-0138	June 12, 2006 (Doc. #724)
Sheila Rieger	ZRB-3-0138	June 12, 2006 (Doc. #724)
William D. Soulsby	ZRB-3-0148	June 30, 2006 (Doc. #749)
Jeannine M. Soulsby	ZRB-3-0148	June 30, 2006 (Doc. #749)
Larry Diaz	ZRB-3-0181	December 19, 2007 (Doc. #1427)
Sue Lish-Diaz	ZRB-3-0181	December 19, 2007 (Doc. #1427)

I, also certify, that the records of my office indicate the following defendant was served process by certified mail (restricted delivery):

<u>Defendant</u>	<u>Subfile No.</u>	<u>Proof of Service filed</u>
Candy Kitchen Area Water Cooperative Association	ZRB-3-0024	February 8, 2008 (Doc. #1502)

I further certify, that the records of my office indicate the following defendants made a voluntary appearance in this proceedings by filing an Answer to the Amended Complaint (Doc. #222) as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Voluntary Appearance</u>
Grace Bond	ZRB-3-0013	September 30, 2003 (Doc. #248)

Dorothy E. Lambson

ZRB-3-0094

September 30, 2003 (Doc. #248)

It appears on the record that the above-named defendants have failed to plead or otherwise defend in the indicated Subfiles as provided by the Federal Rules of Civil Procedure and the Procedural and Scheduling Orders entered in this case.

WHEREFORE, I hereby certify that the above-named defendants are in default.

DATED this 3<sup>rd</sup> day of March, 2008.

MATTHEW J. DYKMAN  
DISTRICT COURT CLERK

By: Maryam Richardson  
Deputy Clerk

