

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/WDS
and	)	
	)	ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,	)	ADJUDICATION
	)	
Plaintiffs in Intervention,	)	
	)	
v.	)	
	)	
A & R PRODUCTIONS, et al.	)	
	)	
Defendants.	)	
	)	

NOTICE OF FILING SUMMONS SERVED BY CERTIFIED MAIL - RESTRICTED DELIVERY

The United States of America (“United States”) hereby states that pursuant to Fed. R. Civ. P. 4(e)(1) and the New Mexico Rules of Civil Procedure 1-0004(E)(3) the following defendants were served with process in the above-captioned matter. Service was made by certified mail (restricted delivery) addressed to the defendant. Copies of the Return of Service and the defendants’ signed Domestic Return Receipts (PS Form 3811) are attached.

<u>Defendant</u>	<u>Subfile No.</u>	<u>Date of Service</u>
John V. Benjamin	ZRB-2-0062	April 11, 2008
Marcia Ludden	ZRB-3-0180	April 10, 2008
Carol Ceaser	ZRB-3-0059	April 7, 2008
Daniel Thompson	ZRB-3-0059	April 7, 2008

Dated: April 21, 2008

Electronically Filed

/s/ Bradley S. Bridgewater

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BRADLEY S. BRIDGEWATER

U.S. Department of Justice  
1961 Stout Street - 8<sup>th</sup> Floor  
Denver, CO 80294  
(303) 844-1359

COUNSEL FOR THE UNITED STATES



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)

John Benjamin
5 Via La Puente
Gallisteo, NM 87540

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

Wednesday, April 02, 2008

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 4/11/2008
NAME OF SERVER (PRINT) GARY A. DURR	TITLE Paralegal

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served: \_\_\_\_\_

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_

Returned unexecuted: \_\_\_\_\_

Other (specify): Certified mail - restricted delivery on 4/11/2008

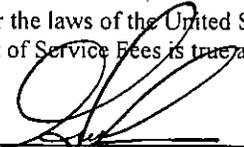
STATEMENT OF SERVICE FEES

TRAVEL	SERVICES \$10.55	TOTAL \$10.55
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/17/2008  
Date

  
Signature of Server

1961 Stout St - 8th Floor, Denver, CO 80294  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.



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# Track & Confirm

## Search Results

Label/Receipt Number: **7006 3450 0002 2033 4898**  
Status: **Delivered**

Your item was delivered at 11:23 AM on April 11, 2008 in SANTA FE, NM 87505.

Track & Confirm

Enter Label/Receipt Number.

[Additional Details >](#)

[Return to USPS.com Home >](#)

[Go >](#)

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Copyright© 1999-2007 USPS. All Rights Reserved. No FEAR Act EEO Data FOIA

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee 
1. Article Addressed to:  John Benjamin 5 Via La Puente Gallisteo, NM 87540	B. Received by (Printed Name) C. Date of Delivery 
2. Article Number (Transfer from service label)	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No
PS Form 3811, February 2004	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. 4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes
7006 3450 0002 2033 4898	
Domestic Return Receipt 102595-02-M-1540	

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)

Marcia Ludden
P.O. Box 576
Ramah, NM 87321

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

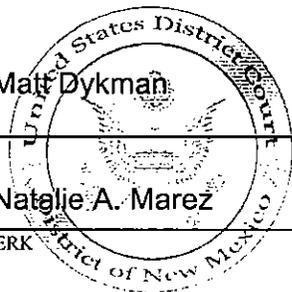
Wednesday, April 02, 2008

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 4/10/2008
NAME OF SERVER (PRINT) GARY A. DURA	TITLE Paralegal

Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served: \_\_\_\_\_
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_
- Other (specify): Certified mail restricted delivery on 4/10/2008

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES \$10.55	TOTAL \$10.55
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/17/2008 \_\_\_\_\_  
Date Signature of Server

1961 Stout St - 8th Floor, Denver, CO 80294  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

*Sender*                      *2RB-3-0180*

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <i>X: Brianna</i>                      <input type="checkbox"/> Agent  <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)                      C. Date of Delivery  <i>Brianna GRAY/NA</i>                      <i>04-10-08</i></p> <p>D. Is delivery address different from item? <input checked="" type="checkbox"/> Yes                      If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <div style="text-align: center; border: 2px solid black; border-radius: 50%; width: 100px; margin: 10px auto; padding: 5px;">                         APR 10 2008                          USPS                     </div>
<p>1. Article Addressed to:</p> <div style="text-align: center; padding: 20px 0;"> <p>Marcia Ludden                              P.O. Box 576                              Ramah, NM 87321</p> </div>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail                      <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered                      <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail                      <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number                      (Transfer from service label)</p>	<p>4. Restricted Delivery? (Extra Fee)                      <input checked="" type="checkbox"/> Yes</p> <p style="text-align: center; font-size: 1.2em; font-weight: bold;">7006 3450 0002 2033 3976</p>

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)

Carol Ceaser
P.O. Box 445
Pinchill, NM 87357

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

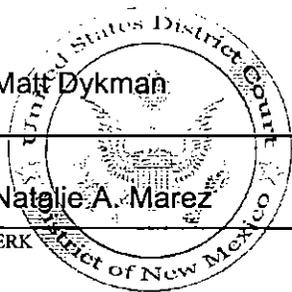
Wednesday, April 02, 2008

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK



RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 4/7/2008
NAME OF SERVER (PRINT) GARY A. DURA	TITLE Paralegal

Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served: \_\_\_\_\_
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_
- Other (specify): Certified mail restricted delivery on 4/7/2008

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES \$10.55	TOTAL \$10.55
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/16/2008 \_\_\_\_\_  
Date Signature of Server

1961 Stout St - 8th Floor, Denver, CO 80294  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Sum 2RB-3-0259

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <span style="float: right;"><input type="checkbox"/> Agent <input type="checkbox"/> Addressee</span>  <i>x Carol E. Thompson</i></p> <p>B. Received by (Printed Name) <span style="float: right;">C. Date of Delivery</span>  <i>Carol E. Thompson 4/7/08</i></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>1. Article Addressed to:</p> <p style="text-align: center; padding: 20px 0;">                         Carol Ceaser                          P.O. Box 445                          Pinehill, NM 87357                     </p>	<p>3. Service Type</p> <p><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> <p>4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p style="text-align: center; font-size: 1.2em;">7006 3450 0002 2033 3983</p>
<p>PS Form 3811, February 2004 <span style="margin-left: 150px;">Domestic Return Receipt</span> <span style="float: right;">102595-02-M-1540</span></p>	

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

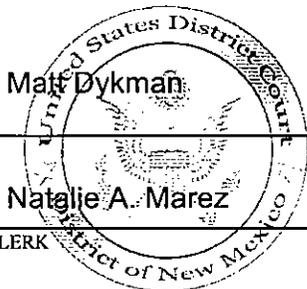
TO: (Name and address of Defendant)

Daniel Thompson
P.O. Box 445
Pinchill, NM 87357

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.



Matf Dykman

Wednesday, April 02, 2008

CLERK

DATE

Natalie A. Marez

(By) DEPUTY CLERK

RETURN OF SERVICE

Service of the Summons and complaint was made by me<sup>(1)</sup> DATE 4/7/2008

NAME OF SERVER (PRINT) GARY A. DURA TITLE Paralegal

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served:

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify): Certified mail restricted delivery on 4/7/2008

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES \$10.55	TOTAL \$10.55
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/16/2008 Date

[Signature] Signature of Server

1961 Stout St - 8th Floor, Denver, CO 80294 Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SM 288.2059

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <span style="float: right;"><input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</span>  <i>x Carol E. Thompson</i></p> <p>B. Received by (Printed Name) <span style="float: right;">C. Date of Delivery</span>  <i>Carol E. Thompson 4/7/08</i></p> <p>D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes                      If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p style="text-align: center; padding-left: 100px;">Daniel Thompson P.O. Box 445 Pinehill, NM 87357</p>	<p>3. Service Type</p> <p><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> <p>4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p style="text-align: center; font-size: 1.2em;">7006 3450 0002 2033 3990</p>