

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,)	
)	DECLARATION OF KHALEELAH
)	E. JONES IN SUPPORT
)	OF PLAINTIFF UNITED STATES'
)	MOTION FOR DEFAULT
)	JUDGMENT
)	
v.)	
)	ZRB-1-0096
A & R PRODUCTIONS, et al.)	
)	
Defendants.)	
)	

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

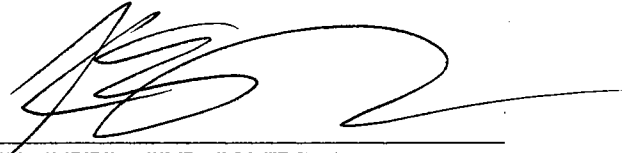
Answer, Notice of Water Rights Adjudication, and if the defendant had not been served process or had not voluntarily waived such service, a copy of the Amended 2003 Complaint, a Request for Waiver of Service of Summons, and two copies of a Waiver of Service of Summons with a prepaid return envelope. 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 Byron South and Irene P. South, ZRB-1-0096, was mailed to defendants' address of record,, and the return receipt indicates the packet was received on February 6, 2006. A copy of Postal Service Form 3811 is attached to this Declaration.

C. The defendants, Byron South and Irene P. South, ZRB-1-0096, returned a Request for Consultation, but, after the consultation, failed to file a Subfile Answer with the Court, or return a last-offered Consent Order for ZRB-1-0096 within twenty (20) days after being served with a Notice That the Consultation Period Has Ended; the return receipt for the Notice That the Consultation Period Has Ended indicates that it was received by the defendants April 9, 2009. A copy of Postal Service Form 3811 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

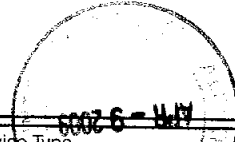
COPY

4/13/09

NTTCPHE

226-1-0096

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 type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p><i>[Signature]</i></p>	
<p>1. Article Addressed to:</p>	<p>B. Received by (Printed Name)</p> <p><i>Byron South</i></p>	<p>C. Date of Delivery</p> <p><i>4/9/09</i></p>
<p>Byron South & Irene P. South 2748 Los Padillas Road SW Albuquerque, NM 87105</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</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>2. Article Number (Transfer from service label)</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> <p>7005 1820 0005 4749 7063</p>	



FILE

2RB-1-0096

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 type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p><i>X Ron South</i></p>	
<p>1. Article Addressed to:</p> <p>Byron and Irene South P.O. Box 427 Ramah, NM 87321</p>	<p>B. Received by (Printed Name) C. Date of Delivery</p> <p><i>RON SOUTH</i> <i>2/6/06</i></p> <p>is delivery address different from item 1? <input type="checkbox"/> Yes if YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center;">FEB 06 2006</p>	
<p>2. Article Number (Transfer from service label)</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 type="checkbox"/> Yes</p>	
<p style="text-align: center;">7005 1160 0005 3392 3465</p>		