

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address): Best Best & Krieger (PFI) ERIC L GARNER 130665 3750 University Ave 5 PARK PLAZA, SUITE 1500 IRVINE CA Riverside, CA 92502-1028 TELEPHONE NO.: 951 686-1450 FAX NO. (Optional): 951 686-3083 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40		FOR COURT USE ONLY ORIGINAL FILED LOS ANGELES SEP 07 2007 SUPERIOR COURT by: <u>VICTOR E. SINO-CRUZ</u> DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street, Room 102 MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME:		CASE NUMBER: BC325201
PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40		Ref. No. or file No.: 26345.001
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY		
PROOF OF SERVICE OF SUMMONS		

(Separate proof of service is required for each party served.)

- At the time of service I was at least 18 years of age and not a party to this action.
- I served copies of:

AMENDED SUMMONS; FIRST-AMENDED CROSS-COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS; AMENDMENT TO COMPLAINT (NAMING DOES 231-554).

- Party served (specify name of party as shown on documents served):

BURTON CLIFFORD & ALICE TRUSTEE

- Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
CLIFFORD G BURTON TRUSTEE, A white male approx. over 65 years of age 5'8"-5'10" in height weighing 140-160 lbs with gray hair

- Address where the party was served: **9120 SAN JUAN LA MESA, CA 91941**

- I served the party (check proper box)

- by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **Jul 24 2007** (2) at (time): **12:25:00 PM**
- by substituted service.** On (date): _____ at (time): _____ I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):

- (business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
- (home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
- (physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
- I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): _____ from (city): _____ or a declaration of mailing is attached.
- I attach a **declaration of diligence** stating actions taken first to attempt personal service.

10 COPY



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- c. **by mail and acknowledgement of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): _____ (2) from (city): _____
- (3) with two copies of the *Notice and Acknowledgement of Receipt* and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgement of Receipt.*) (Code Civ. Proc., § 415.30.)
- (4) to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. **by other means** (*specify means of service and authorizing code section*):

Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. as an individual defendant.
- b. as the person sued under the fictitious name of (*specify*):
- c. as occupant.
- d. On behalf of (*specify*): **BURTON CLIFFORD & ALICE TRUSTEE**
under the following Code of Civil Procedure section:

- | | |
|---|---|
| <input checked="" type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.60 (minor) |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee) |
| <input type="checkbox"/> 416.40 (association or partnership) | <input type="checkbox"/> 416.90 (authorized person) |
| <input type="checkbox"/> 416.50 (public entity) | <input type="checkbox"/> 415.46 (occupant) |
| | <input type="checkbox"/> other: |

7. **Person who served papers**

- a. Name: **Bruno Roj**
- b. Address: **2121 Fifth Avenue #200 San Diego, CA 92101**
- c. Telephone number: **619-232-1920**
- d. The fee for service was: **\$ 100.00**
- e. I am:

- (1) not a registered California process server.
- (2) exempt from registration under Business and Professions Code section 22350(b).
- (3) registered California process server:
- (i) owner employee independent contractor.
- (ii) Registration No.:
- (iii) County:

8. **I declare** under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

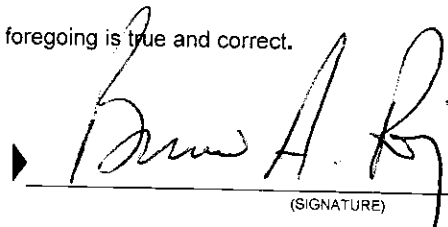
or

9. **I am a California sheriff or marshal and** I certify that the foregoing is true and correct.

Date: **Jul 25 2007**

Bruno Roj

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)



(SIGNATURE)

