

COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

Best Best & Krieger (PFI)

**3750 University Ave
Riverside, CA 92502-1028**

TELEPHONE NO.: **951 686-1450**

FAX NO. (Optional): **951 686-3083**

EMAIL ADDRESS (Optional):

ATTORNEY FOR (Name): **LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40**

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:

PLAINTIFF/PETITIONER: **LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40**

DEFENDANT/RESPONDENT: **DIAMOND FARMING COMPANY, ET. AL**

PROOF OF SERVICE OF SUMMONS

ORIGINAL FILED FOR COURT USE ONLY

By **A. Caballero**

OCT 11 2007

**LOS ANGELES
SUPERIOR COURT**

CASE NUMBER:

BC325201

Ref. No. or File No.:

26345.00001

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the (specify documents):
Amended Summons; First-amended Cross-complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication Water Rights; Model Answer to Complaint and All Cross-complaints; Amendment to Complaint (group List for Kern County)
3. a. Party served (specify name of party as shown on documents served):
ILLY KING FAMILY TRUST
b. 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):
4. Address where the party was served:
ILLY KING FAMILY TRUST, 1488 BELLEVILLE Way, SUNNYVALE, CA 94087
5. I served the party (check proper box)
 - a. **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): (2) at (time):
 - b. **by substituted service.** On (date): **6/29/2007** (2) at (time): **3:42 PM** 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):
Lilly Dhang, RESIDENT, An Asian female approx. 40-45 years of age 5'2"-5'4" in height weighing 140-160 lbs with black hair
 - (1) **(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.
 - (2) **(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.
 - (3) **(physical address unknown)** a person of 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.
 - (4) 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.
 - (5) I attach a **declaration of diligence** stating actions taken first to attempt personal service.



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- c. **by mail and acknowledgment 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 Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgment 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*): **ILLY KING FAMILY TRUST**
under the following Code of Civil Procedure section:
- | | |
|---|---|
| <input 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: **Sarah Vaden**
- b. Address: **255 North Market Street, Suite 246, San Jose, CA 95110**
- c. Telephone number: **408-295-2700**
- d. The fee for service was: **\$112.67 PR**
- 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.: **1139**
- (iii) County: **Santa Clara**

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: **7/2/2007**

Sarah Vaden

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



(SIGNATURE)



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

Best Best & Krieger (PFI)
3750 University Ave
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FAX NO. (Optional): **951 686-3083**

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BRANCH NAME:

PLAINTIFF/PETITIONER: **LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40**

CASE NUMBER:

BC325201

DEFENDANT/RESPONDENT: **DIAMOND FARMING COMPANY, ET. AL**

DECLARATION OF REASONABLE DILIGENCE

Ref. No. or File No.:

26345.00001

Party to Serve:

ILLY KING FAMILY TRUST

Documents:

Amended Summons; First-amended Cross-complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication Water Rights; Model Answer to Complaint and All Cross-complaints; Amendment to Complaint (group List for Kern County)

Service Address:

ILLY KING FAMILY TRUST, 1488 BELLEVILLE Way, SUNNYVALE, CA 94087

I declare the following attempts were made to effect service by personal delivery:

6/26/2007 8:50:00 AM: No answer at residence.

6/27/2007 1:42:00 PM: No answer at residence.

6/28/2007 11:25:00 AM: No answer at residence.

Person who served papers:

Sarah Vaden

255 North Market Street, Suite 246, San Jose, CA 95110
408-295-2700

I am a registered California process server

Registration No.: **1139**

County: **Santa Clara**

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

Date: **7/2/2007**

Sarah Vaden

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


(SIGNATURE)

Order No. 4833049



DECLARATION OF MAILING

The undersigned hereby declares: that I, **Alicia Rosales** , am a Citizen of the United States of America and employed in the City of Rancho Cucamonga, in the State of CA.

That I am over the age of twenty-one and not a party to nor interested in the within entitled action:
LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40
vs.
DIAMOND FARMING COMPANY, ET. AL

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

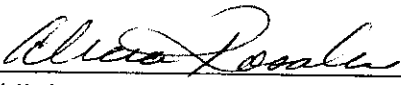
That on Sep 20 2007 , after substituted service was made, I served the within:
AMENDED SUMMONS; FIRST-AMENDED CROSS-COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLATORY AND INJUNCTIVE RELIEF AND ADJUDICATION WATER RIGHTS; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS; AMENDMENT TO COMPLAINT (GROUP LIST FOR KERN COUNTY) on the defendant in this action by placing a true and correct copy in a sealed envelope with postage prepaid for first class mail and by placing said envelope in the United States mail in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**ILLY KING FAMILY TRUST
1488 BELLEVILLE WY
SUNNYVALE CA 94087**

That I declare under penalty of perjury of the State of California the foregoing is true and correct.

That I executed this declaration: **Sep 20 2007** , at Rancho Cucamonga , CA.



Alicia Rosales

Order No. 4833049

