

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		ORIGINAL FILED By A. Caballero OCT 11 2007 LOS ANGELES SUPERIOR COURT
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	CASE NUMBER: BC325201	
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET. AL	Ref No. or File No.: 26345.00001	
PROOF OF SERVICE OF SUMMONS		

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 of Water Rights; Model Answer to Complaint and All Cross-complaints; Amendment to Complaint (naming Does 231-554).
3. a. Party served (specify name of party as shown on documents served):
S HUTH-TANNER
 - 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:
HUTH-TANNER S, 3500 W 75TH, ROSAMOND, CA 93560
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): **6/30/2007** (2) at (time): **3:11 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):
LISA BIVONA, OFFICE MANAGER, A white female approx. 45-55 years of age 5'6"-5'8" in height weighing 280-300 lbs
 - (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.

PROOF OF SERVICE OF SUMMONS

Order No. 4855068



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: BC325201
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET. AL	

- 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*):
 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: **JACKIE BRAZEAL**
 b. Address: **3845 Stockdale Hwy., Ste 101, Bakersfield, CA 93309**
 c. Telephone number: **661-837-4506**
 d. The fee for service was: **\$ 114.60^{RR}**
 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 independant contractor
 (ii) Registration No.: **476**
 (iii) County: **KERN**

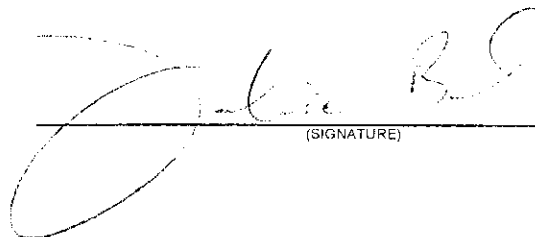
8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
or

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

Date: **7/5/2007**

JACKIE BRAZEAL

(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 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		FOR COURT USE ONLY
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	CASE NUMBER: BC325201	
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET. AL	Ref. No. or File No.: 26345.00001	
DECLARATION OF REASONABLE DILIGENCE		

Party to Serve:
S HUTH-TANNER

Documents:
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).

Service Address:
HUTH-TANNER S, 3500 W 75TH, ROSAMOND, CA 93560

I declare the following attempts were made to effect service by personal delivery:
6/26/2007 4:45:00 PM: NOT IN PER EMPLOYEE.
6/28/2007 12:03:00 PM: NOT IN PER EMPLOYEE.
6/29/2007 4:42:00 PM: NOT IN PER EMPLOYEE.

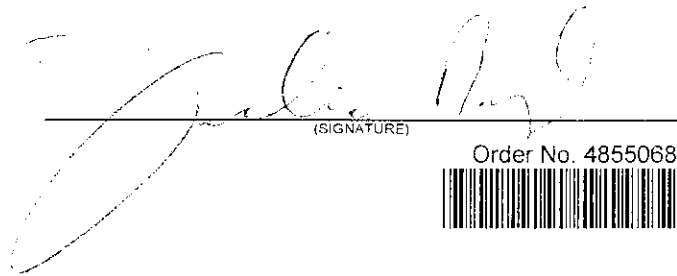
Person who served papers:
JACKIE BRAZEAL
3845 Stockdale Hwy., Ste 101, Bakersfield, CA 93309
661-837-4506

I am a registered California process server
 Registration No.: **476**
 County: **KERN**

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

Date: **7/5/2007**

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



(SIGNATURE)

Order No. 4855068



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 Los Angeles, 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 241 S. Figueroa St. Suite 370 Los Angeles, CA 90012.


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 DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS; AMENDMENT TO COMPLAINT (NAMING DOES 231-554). 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 Los Angeles, CA.

That I addressed the envelope as follows:

**S HUTH-TANNER
HUTH-TANNER S
3500 W 75TH
ROSAMOND CA 93560**

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 Los Angeles , CA.


Alicia Rosales

Order No. 4855068

