

**COPY**

**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**

**PROOF OF SERVICE OF SUMMONS**

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 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):

**JAMIE MILLER**

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:

**WILLOW SPRINGS MOTOR SPORTS, 3500 W 75TH STREET, 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 with brown 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.

**PROOF OF SERVICE OF SUMMONS**

Order No. 4855069



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 <sup>PR</sup>
- 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.: 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: 7/4/2007

JACKIE BRAZEAL

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

(SIGNATURE)

PROOF OF SERVICE OF SUMMONS

Order No. 4855069



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Best Best &amp; Krieger (PFI)</b> <b>3750 University Ave</b> <b>Riverside, CA 92502-1028</b>		FOR COURT USE ONLY	
TELEPHONE NO.: <b>951 686-1450</b> FAX NO. (Optional): <b>951 686-3083</b> EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>			
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME:			
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <b>BC325201</b>	
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET. AL</b>			
<b>DECLARATION OF REASONABLE DILIGENCE</b>		Ref. No. or File No.: <b>26345.00001</b>	

Party to Serve:  
**JAMIE MILLER**

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:

**WILLOW SPRINGS MOTOR SPORTS, 3500 W 75TH STREET, Rosamond, CA 93560**

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

**6/26/2007 4:45:00 PM: NO 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: **7/4/2007**

**JACKIE BRAZEAL**

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

(SIGNATURE)

Order No. 4855069



## 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.

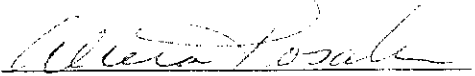
That on Sep 20 2007, after substituted service was made, I served the within:  
**AMENDED SUMMONS; FIRST-AMENDED CROSS-COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS; AMENDMENT TO COMPLAINT (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:

**JAMIE MILLER  
WILLOW SPRINGS MOTOR SPORTS  
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**

