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ARIZONA GENERAL STREAM ADJUDICATION
IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF APACHE

IN RE THE GENERAL
ADJUDICATION OF ALL RIGHTS
TO USE WATER IN THE LITTLE
COLORADO RIVER SYSTEM AND
SOURCE

CV6417

Contested Case No. **CV6417-33-5041**

**ORDER INITIATING CONTESTED
CASE AND SCHEDULING INITIAL
CONFERENCE HEARING**

CONTESTED CASE NAME: *In re Lincoln and Alfreda E. Carney*
HSR INVOLVED: Silver Creek Hydrographic Survey.
DESCRIPTIVE SUMMARY: The Clerk of the Apache County Superior Court is directed to initiate CV 6417-33-5041. Parties who wish to pursue this case are ordered to attend an initial conference hearing scheduled for **Tuesday, June 23, 2026, at 10:00am.**
NUMBER OF PAGES: 10

This order opens a case to determine legal rights to use water.

This case is NOT being initiated because of improper water use.

Failure of landowners to participate may result in forfeiture of water rights.

The Little Colorado River Basin is currently undergoing a general stream adjudication to determine water rights and to create an accurate, enforceable record of those rights. The general stream adjudication is currently evaluating **Navajo County Parcel No. 202-29-001A** for potential water rights.

This order opens a case to determine rights to use water on the parcel listed above, which the Navajo County Assessor has identified as owned by **Mark F. Meyer**. If the current landowner intends to pursue water rights claims associated with this property they

1 must attend the initial status conference scheduled for **Tuesday, June 23, 2026, at**
2 **10:00am.** Please note that this conference will include multiple cases being initiated in the
3 same area.

4 Interested parties **MUST** attend the scheduled initial conference if they plan to
5 pursue potential water rights. Failure to appear at the initial conference could result in the
6 dismissal of this case and the loss of water rights associated with the property. The
7 conference will be held virtually using the Court Connect program. Instructions for Court
8 Connect are attached as Attachment A.

9
10 **SUMMARY OF CASE**

11 Arizona Department of Water Resources (“ADWR”) records indicate that F Bar
12 Cattle Co. filed statement of claimant 39-81335 in 1982, claiming water for stockpond use
13 dating to 1886. The filing of a statement of claimant declares an individual’s intent to
14 claim a water right and begins the process of pursuing that water right with the Court.

15 ADWR investigated the claimed water use and issued watershed file report no. 033-
16 42-018 in 1991. The contested is named after the property owner at the time the watershed
17 file report is issued. After the watershed file report was issued, the public was allowed an
18 opportunity to object to the findings in the report if they believed that there were errors.
19 This case will determine water rights existing on the property associated with the relevant
20 watershed file report and resolve the objections to the watershed file report.

21 The Court recognizes that there has been a long delay between the filing of the
22 initial documents and the initiation of this case. Because of this delay, the property may
23 have changed ownership or may have been subdivided. Nonetheless, current landowners
24 may still obtain water rights.

25
26 **OBJECTING PARTIES**

27 It appears that no party has filed objections with respect to WFR no. 033-42-018.
28

1 **ATTACHMENTS TO THIS ORDER:**

2 Attachment A: Instructions on how to appear virtually or telephonically at the
3 **Tuesday, June 23, 2026, at 10:00am.** initial conference.

4 Attachment B: Copy of WFR no. 033-42-018.

5 Attachment C: ADWR map showing land investigated in WFR no. 033-42-018.

6 Attachment D: Map showing the relevant tax parcels and current ownership.

7 Attachment E: Initial Court Approved Mailing List.
8

9 **IT IS ORDERED** initiating contested case CV6417-33-5041, *In re Lincoln E. and*
10 *Alfreda E. Carney*, and scheduling an initial conference for **Tuesday, June 23, 2026, at**
11 **10:00am.**


12 The initial Court Approved Mailing List for this case shall include all parties listed
13 on Attachment E to this order. Any document filed in this case must be served on all
14 parties listed on the Court Approved Mailing List. The list may be modified only by court
15 order.

16 Anyone who would like to receive courtesy copies of minute entries and orders
17 may request inclusion on an email list by sending a request to:

18 ***emily.natale@jbazmc.maricopa.gov.***

19 If parties have questions regarding this order or any of the attachments, please
20 contact the Office of the Special Water Master at (602) 372-4115. Please note that staff
21 can only answer administrative questions and cannot provide legal advice.
22

23 Signed this 23rd day of April 2026.

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25 _____
26 Sherri L. Zendri
27 Special Water Master
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On April 23, 2026, the original of the foregoing was delivered to the Clerk of the Apache County Superior Court for filing and distributing a copy to all persons listed on the Court Approved Mailing List for this contested case, a copy of which is attached, and to all persons listed on the Court-approved mailing list for CV6417.

Emily Natale

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6 **ATTACHMENT E**



7 **Court Connect Hearing Notice for In re Lincoln E. and Alfreda E. Carney**

8 This hearing will be conducted through the new Court Connect program offered by the
9 Superior Court of Arizona in Maricopa County. This new and innovative program allows Court
10 participants to appear online, rather than in a physical courtroom. Hearings are preferably
11 conducted by video conference but can also be conducted by phone. Lawyers (and self-
12 representing litigants) are responsible for distributing this notice to anyone who will be
13 appearing on their behalf.

14 All participants must use the JOIN COURT CONNECT HEARING button or the dial in
15 information below to participate.

16 **Participants:** Please follow the steps below to participate in the remote proceeding.

- 17
- 18 1. Click the JOIN COURT CONNECT HEARING button below.
 - 19 2. Enter your full name and role in name field.
 - 20 3. Wait for the facilitator to admit you to the proceeding.

21 Remember to keep this email handy so you can use it to participate in the following proceeding.

22 **Case Name: In re Lincoln E. and Alfreda E. Carney**

23 **Contested Case No. CV 6417-33-5041**

24 **Start Date/Time: Tuesday, June 23, 2026, at 10:00am.**

25 **JOIN COURT CONNECT HEARING**

26 **Dial-in Information:** +1 917-781-4590

27 **Private Dial-in Information:** for privacy purposes, you can block your phone number by
28 dialing *67 +1 917-781-4590

Dial-in Access Code: 688 970 203#

Tiny URL: <https://tinyurl.com/specialwatermaster>

To ensure an optimal experience, please review the brief Court Connect training prior to the hearing: **Here**

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ATTACHMENT B
Watershed File Report

LAND OWNER ----- WATERSHED FILE NO.
 CARNEY, LINCOLN E. -----
 & ALFREDA E. ----- 033-42-018

A P P L I C A B L E F I L I N G S A N D D E C R E E S

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION SECTION	LOCATION TWNP	RNGE
36-0035471		DOMESTIC STOCKWATERING	.40				1886	NWNE28	14ON	21OE
38-0017955		STOCKPOND REC/FISH/WLDLF	4.00	NWNE28	14ON	21OE	1932	NWNE28	14ON	21OE
38-0049046		STOCKPOND REC/FISH/WLDLF	.40	NWNE28	14ON	21OE	1931	NWNE28	14ON	21OE
39-0081335		STOCKPOND	4.00					SWNWNE28	14ON	21OE

D W R A N A L Y S I S O F F I L I N G S A N D D E C R E E S

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
36-0035471	DOMESTIC STOCKPOND	NONE		SPOO1
38-0017955	STOCKPOND REC/FISH/WLDLF	STOCKPOND		SPOO1
38-0049046	STOCKPOND	INCIDENTAL		SPOO1
39-0081335	STOCKPOND	STOCKPOND		SPOO1

R E S E R V O I R S

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCE	PHOTO DATE	RESERVOIR NAME	STORAGE PURPOSE
SPOO1	SENWNE28	14ON	21OE		SURFACE	1935	SIX MILE TANK	STOCKWATERING
SPOO2	SENWNE28	14ON	21OE		SURFACE	1983	UNNAMED	WILDLIFE STOCKWATERING

P W R S U M M A R Y

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	** APPARENT FIRST USE DATE	** DATA SOURCE	DRAINAGE AREA/ WATER SOURCE NAME
SPOO1	39-0081335	36-0035471 38-0017955 38-0049046	1886	36-35471	SILVER CREEK
SPOO2	NONE	NONE	1983	1983 AERIAL PHOTO	SILVER CREEK

Q U A N T I T I E S O F U S E

PWR #	QUANTIFICATION TYPE	APPLICABLE ACREAGE/SURFACE AREA (ACRES)	WATER DUTY	ESTIMATED VOLUME	REMARKS
SPOO1	MAX. AREA/CAP	< 2.0		< OR = 15.0 AF	
SPOO2	MAX. AREA/CAP	< 2.0		< OR = 15.0 AF	

E X P L A N A T I O N

FILINGS AND DECREES

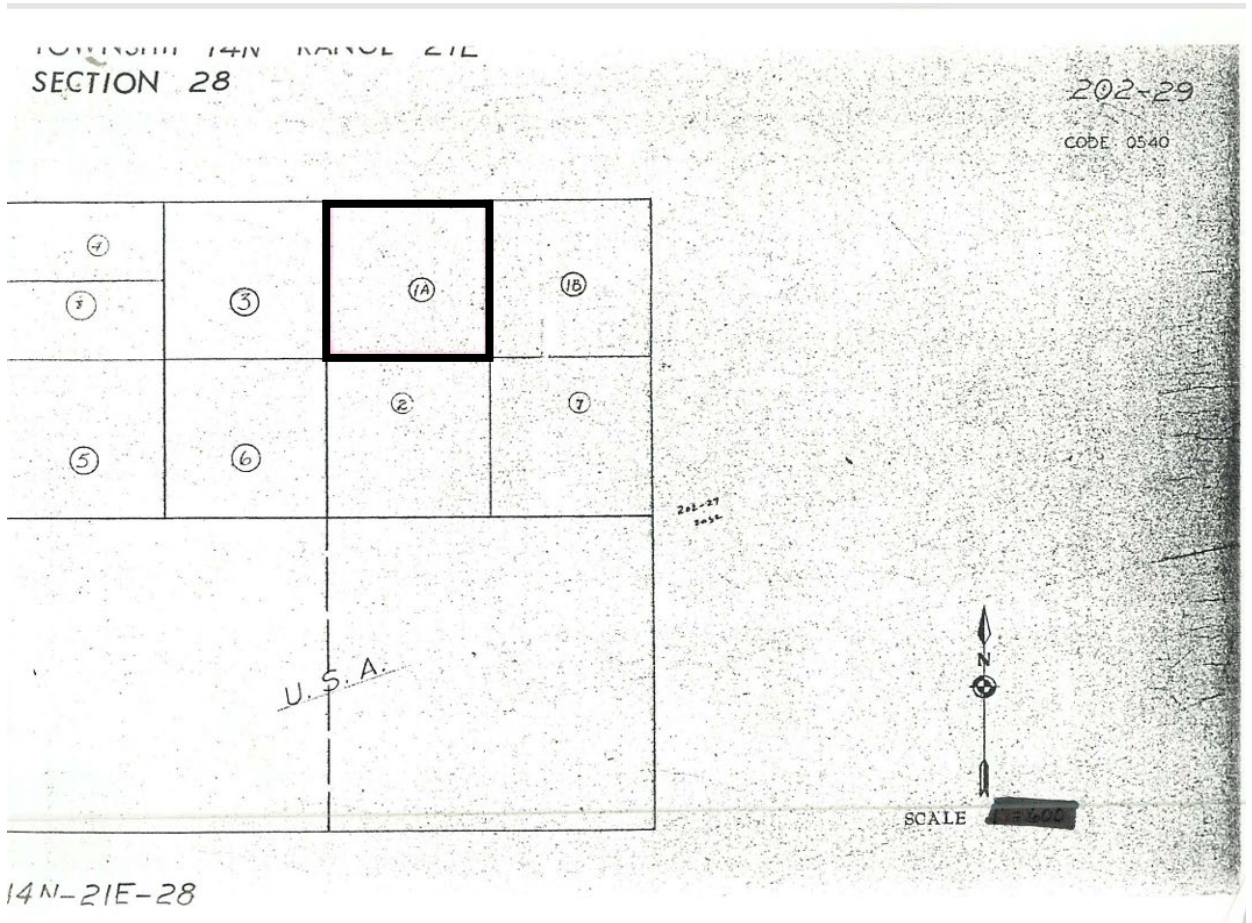
FILING 36-35471 CLAIMS DOMESTIC AND STOCKWATERING USES. NO DOMESTIC USE WAS FOUND AT THE CLAIMED LOCATION.

USES AND RESERVOIRS

SP1 & SP2 - STOCKPONDS LOCATED ON SIXMILE DRAW, WITHIN THE SILVER CREEK DRAINAGE AREA.

ATTACHMENT C

ADWR Map of Area Investigated [denoted as 1A]



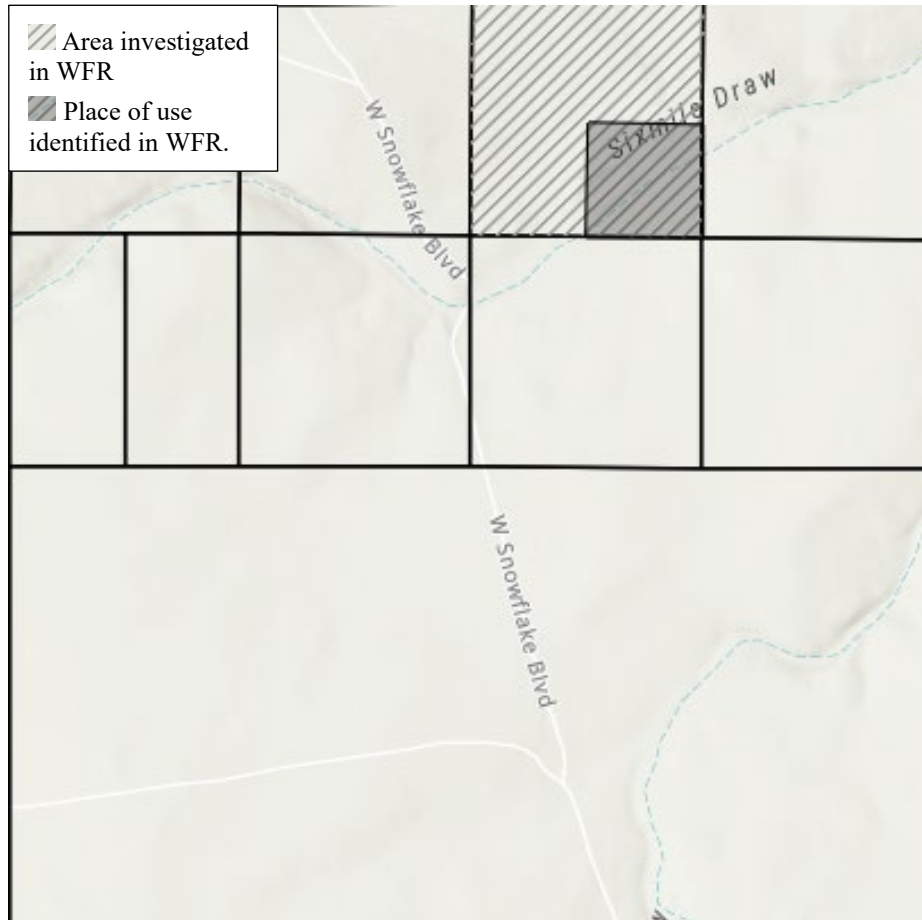
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ATTACHMENT D

Assessor Map Parcels

**Navajo County Parcel No. 202-29-001A
currently owned by Mark F. Meyer**



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ATTACHMENT E

Initial Court-Approved Mailing List

Arizona Department of Water Resources
Karen J. Nielsen
1110 West Washington, Suite 310
Phoenix, AZ 85007

Clerk of the Superior Court
Apache County
P.O. Box 365
St. Johns, AZ 85936

Special Master Sherri Zendri
Superior Court of Arizona
201 W. Jefferson Street
Courtroom 301
Phoenix, AZ 85003

Mark F. Meyer
135 Deer Hill Ave.
Danbury, CT 06810-7726

F Bar Cattle Co.
c/o Kent T. Flake
7542 E. Navarro Ave.
Mesa, AZ 85209