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. **CV 6417-33-5037** **ORDER TO DISMISS**

CONTESTED CASE NAME: *In re Edward J. Flake*

HSR INVOLVED: Silver Creek Hydrographic Survey.

DESCRIPTIVE SUMMARY: This contested case is dismissed due to lack of participation.

NUMBER OF PAGES: 4

This contested case was initiated April 22, 2026, to determine potential water rights for Navajo County Parcel Nos. 202-50-053, 202-27-003J, 202-27-003L, and 202-27-003D, investigated by Arizona Department of Water Resources ("ADWR") in watershed file report ("WFR") # 33-42-014. The Navajo County Assessor identified land ownership as follows:

Matthew Fowler	Parcel No. 202-50-053
F Bar Cattle Co	Parcel No. 202-27-003D
Langley NZ Ranches LLC	Parcel No. 202-27-003J and Parcel No. 202-27-003L

Langley NZ Ranches LLC and F Bar Cattle Co both failed to attend the June 23, 2026, initial status conference, nor did either party contact the Court to express an intent

to pursue any potential water rights claims associated with this contested case, as was ordered in the minute entry for the June 23, 2026, initial status conference. Additionally, Mr. Matthew Fowler reported to the Special Master during the June 23, 2026, initial status conference that there is no stockpond on his property, which was confirmed by an August 24, 2026, map filed by ADWR.

IT IS ORDERED dismissing statements of claimant #39-81314, 39-81318, 39-81319, 39-81321, and 39-81341.

IT IS FURTHER ORDERED dismissing contested case CV6417-33-5037, and no further action will be taken regarding potential water rights investigated in WFR #033-42-014.

Mr. Fowler requested guidance on how to proceed regarding a well on his property. No wells were identified by ADWR in WFR # 033-42-018 and the registration for Mr. Fowler's well (55-928827) indicates an installation date of October 2022, long after the completion of the 1991 Silver Creek Hydrographic Survey Report. The subflow zone delineation for the Silver Creek watershed was proposed by ADWR on September 4, 2026. While it is not a final delineation, the proposed subflow zone is a considerable distance from Mr. Fowler's property. Once future cone of depression or subflow depletion modeling in the Silver Creek watershed commences, potentially impacted well-owners will be contacted.

IT IS ORDERED that no further action is required at this time for Mr. Fowler.

Signed this 27th day of October 2026.

Sherri L. Zendri
Special Water Master

On October 27, 2020, 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.

Emily Natale

Court Approved Mailing List
In re Edward J. Flake
CV6417-33-5037 (7 Names)
Prepared by the Special Master
10/27/2026

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