

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF PROVISIONAL RELINQUISHMENTS (CANCELLATION) PREL-9237

AND NOTIFICATION OF REASSIGNMENT REA-9238

OF WATER APPROPRIATION D-921

WATER DIVISION 1-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation D-921 is held by the the Castle Rock Irrigation District (District) as described on **Attachment A**.
2. On February 16, 2021, the District and individual landowners filed in the Department Provisional Relinquishment PREL-9237 to provisionally relinquish the right to irrigate portions of land under appropriation D-921.
3. On February 16, 2021, the District filed Notification of Reassignment REA-9238 to reassign portions of appropriation D-921 previously relinquished.
4. On January 26, 2022, the District filed correspondence in the Department correcting application REA-9238 as depicted on map number 20634.

ORDER

IT IS HEREBY ORDERED:

1. A portion of the water under D-921 for use upon the land described in **Attachment B** and shown on map number 20634 is CANCELLED.
2. The Department acknowledges REA-9238 to reassign a portion of water under D-921 for use upon the land described on **Attachment B** and shown on map number 20634.
3. The land depicted on map number 20634 only represents the change of location of acres under appropriation D-921 through reassignment REA-9238.
4. A listing of land entitled to irrigation under appropriation D-921 is described on **Attachment C**.

5. A summary of the appropriations' acres and grants as a result of the District's filings in the Department before and after this Order and the portions of the District's appropriations that are available for future reassignment or transfer are summarized in **Attachment D**.
6. **Attachments A, B, C, and D**, and map number 20634 are hereby made a part of this Order.
7. All terms and conditions of appropriation D-921 remain in effect unless specifically changed by this Order.
8. Pursuant to *Neb. Rev. Stat. § 46-229.04(5)* the District may assign, within 5 years of the Order of Cancellation by the Department, the relinquished portion of an appropriation.
9. The appropriator must comply with all relevant statutes. This includes, but is not limited to, the following:
 - A. Receiving approval prior to taking any action that changes the location of the point of diversion, a transfer of the location of the place of use, a relinquishment of a portion of the appropriation, the type of use, or the type of appropriation.
 - B. Notify the Department of Natural Resources of any reassignment of relinquished portions of an appropriation.
 - C. Comply with all relevant notices and orders of the Department.

ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to surface water appropriations and any orders issued by the Director of the Department of Natural Resources may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

Nebraska law provides that failure to use a portion or all of a perfected appropriation for five consecutive years may result in cancellation of the appropriation.

DEPARTMENT OF NATURAL RESOURCES



Thomas E. Riley, P.E., Director

March 1, 2022

Copies of this Order and Attachments A, B, C and D were posted on the Department's website. Copies of this Order, Attachments A, B, C and D and map number 20634 were provided to the Department's field office in Bridgeport, Nebraska and mailed on March 1, 2022, to the following:

Castle Rock Irrigation District
P.O. Box 83
McGrew, Nebraska 69353

ATTACHMENT A
Castle Rock Irrigation District

**The Following is a Summary of Castle Rock Irrigation District's
Surface Water Appropriations Prior to this Order:**

| Appropriation Number | Priority Date | Source | Use | Acres | Grant ¹ | Available for Assignment | |
|----------------------|---------------|--------------------|-----------------|---------|--------------------|--------------------------|-------|
| | | | | | | Acres | Grant |
| D-921 (118) | 9/19/1887 | North Platte River | IR ² | 5,785.4 | 82.48 | - | - |
| D-921 (376) | 4/14/1902 | North Platte River | US ³ | - | 0.09 | - | - |

¹Grant = cubic feet per second

²IR = Irrigation from natural flow

³US = Incidental Underground Storage

ATTACHMENT B
Castle Rock Irrigation District Modifications by Virtue of Applications:
PREL-9237 and REA-9238

| | | D-921 (RightID 118) | |
|---------------------|--------------|---------------------|------------|
| Legal Description | County | PREL-9237 | REA-9238 |
| NW NW S02 T20N-R53W | Scotts Bluff | 0.7 | 0.0 |
| SW NW S02 T20N-R53W | Scotts Bluff | 0.1 | 0.0 |
| SE NW S02 T20N-R53W | Scotts Bluff | 0.8 | 0.0 |
| SW NE S02 T20N-R53W | Scotts Bluff | 0.9 | 0.0 |
| SE NE S02 T20N-R53W | Scotts Bluff | 0.3 | 0.0 |
| NE SE S02 T20N-R53W | Scotts Bluff | 0.6 | 0.0 |
| | | | |
| SW SE S26 T21N-R53W | Scotts Bluff | 0.0 | 2.9 |
| | | | |
| NW NE S35 T21N-R53W | Scotts Bluff | 0.0 | 0.5 |
| Total | | 3.4 | 3.4 |

ATTACHMENT C

Castle Rock Irrigation District Lands Entitled to Water as a Result of Modifications PREL-9237 & REA-9238 As of Order dated _____

| Legal Description | D-921 (118) |
|---------------------|----------------|
| T21N-R54W | |
| NW SW S13 T21N-R54W | 10.0 |
| SW SW S13 T21N-R54W | 19.2 |
| SE SW S13 T21N-R54W | 29.4 |
| SW SE S13 T21N-R54W | 9.0 |
| SW NE S14 T21N-R54W | 0.4 |
| SE NE S14 T21N-R54W | 0.6 |
| NE SE S14 T21N-R54W | 9.3 |
| NW NW S24 T21N-R54W | 1.5 |
| NE NW S24 T21N-R54W | 37.0 |
| SE NW S24 T21N-R54W | 4.0 |
| NW NE S24 T21N-R54W | 39.0 |
| NE NE S24 T21N-R54W | 27.0 |
| SW NE S24 T21N-R54W | 28.3 |
| SE NE S24 T21N-R54W | 35.3 |
| T21N-R53W | |
| NW NW S19 T21N-R53W | 10.0 |
| NE NW S19 T21N-R53W | 13.0 |
| SW NW S19 T21N-R53W | 25.0 |
| SE NW S19 T21N-R53W | 39.0 |
| SW NE S19 T21N-R53W | 41.0 |
| SE NE S19 T21N-R53W | 24.0 |
| NW SW S19 T21N-R53W | 19.0 |
| NE SW S19 T21N-R53W | 46.0 |
| SE SW S19 T21N-R53W | 24.0 |
| NW SE S19 T21N-R53W | 37.0 |
| NE SE S19 T21N-R53W | 37.0 |
| SW SE S19 T21N-R53W | 43.0 |
| SE SE S19 T21N-R53W | 41.0 |
| SW NW S20 T21N-R53W | 7.0 |
| NW SW S20 T21N-R53W | 23.0 |
| NE SW S20 T21N-R53W | 9.4 |
| SW SW S20 T21N-R53W | 37.0 |
| SE SW S20 T21N-R53W | 23.0 |
| SW SE S26 T21N-R53W | 2.9 |
| SW SW S27 T21N-R53W | 24.0 |
| SE SW S27 T21N-R53W | 3.0 |
| SW NW S28 T21N-R53W | 8.0 |
| SE NW S28 T21N-R53W | 22.0 |
| SW NE S28 T21N-R53W | 2.0 |
| NW SW S28 T21N-R53W | 1.0 |
| NE SW S28 T21N-R53W | 28.0 |

ATTACHMENT C

**Castle Rock Irrigation District
Lands Entitled to Water as a Result of Modifications
PREL-9237 & REA-9238
As of Order dated _____**

| Legal Description | D-921 (118) |
|--------------------------|------------------------|
| SE SW S28 T21N-R53W | 6.0 |
| NW SE S28 T21N-R53W | 35.0 |
| NE SE S28 T21N-R53W | 10.0 |
| SW SE S28 T21N-R53W | 32.0 |
| SE SE S28 T21N-R53W | 33.0 |
| NW NW S29 T21N-R53W | 40.0 |
| NE NW S29 T21N-R53W | 40.0 |
| SW NW S29 T21N-R53W | 26.0 |
| SE NW S29 T21N-R53W | 2.0 |
| NW NE S29 T21N-R53W | 27.0 |
| NE NE S29 T21N-R53W | 28.7 |
| NW SW S29 T21N-R53W | 2.0 |
| NW NE S30 T21N-R53W | 25.0 |
| NE NE S30 T21N-R53W | 39.0 |
| SW NE S30 T21N-R53W | 3.9 |
| SE NE S30 T21N-R53W | 25.2 |
| NE SE S30 T21N-R53W | 2.0 |
| NE NE S33 T21N-R53W | 35.0 |
| NW NW S34 T21N-R53W | 38.0 |
| NE NW S34 T21N-R53W | 32.0 |
| SW NW S34 T21N-R53W | 35.0 |
| SE NW S34 T21N-R53W | 40.0 |
| NW NE S34 T21N-R53W | 27.0 |
| NE NE S34 T21N-R53W | 14.0 |
| SW NE S34 T21N-R53W | 40.0 |
| SE NE S34 T21N-R53W | 38.0 |
| NW SW S34 T21N-R53W | 14.0 |
| NE SW S34 T21N-R53W | 35.0 |
| SE SW S34 T21N-R53W | 4.0 |
| NW SE S34 T21N-R53W | 40.0 |
| NE SE S34 T21N-R53W | 40.0 |
| SW SE S34 T21N-R53W | 30.0 |
| SE SE S34 T21N-R53W | 39.0 |
| NW NW S35 T21N-R53W | 18.0 |
| NE NW S35 T21N-R53W | 34.0 |
| SW NW S35 T21N-R53W | 27.0 |
| SE NW S35 T21N-R53W | 25.0 |
| NW NE S35 T21N-R53W | 40.5 |
| NE NE S35 T21N-R53W | 30.0 |
| SW NE S35 T21N-R53W | 33.0 |
| SE NE S35 T21N-R53W | 40.0 |
| NW SW S35 T21N-R53W | 40.0 |

ATTACHMENT C

**Castle Rock Irrigation District
Lands Entitled to Water as a Result of Modifications
PREL-9237 & REA-9238
As of Order dated _____**

| Legal Description | D-921 (118) |
|--------------------------|------------------------|
| NE SW S35 T21N-R53W | 37.0 |
| SW SW S35 T21N-R53W | 39.0 |
| SE SW S35 T21N-R53W | 39.0 |
| NW SE S35 T21N-R53W | 25.0 |
| NE SE S35 T21N-R53W | 30.0 |
| SW SE S35 T21N-R53W | 40.0 |
| SE SE S35 T21N-R53W | 29.0 |
| NW NW S36 T21N-R53W | 11.0 |
| SW NW S36 T21N-R53W | 26.2 |
| SE NW S36 T21N-R53W | 24.0 |
| SW NE S36 T21N-R53W | 19.0 |
| SE NE S36 T21N-R53W | 8.0 |
| NW SW S36 T21N-R53W | 12.0 |
| NE SW S36 T21N-R53W | 19.0 |
| SW SW S36 T21N-R53W | 15.0 |
| SE SW S36 T21N-R53W | 12.0 |
| NW SE S36 T21N-R53W | 39.0 |
| NE SE S36 T21N-R53W | 35.0 |
| SW SE S36 T21N-R53W | 38.0 |
| SE SE S36 T21N-R53W | 38.0 |
| T21N-R52W | |
| NW SW S31 T21N-R52W | 20.0 |
| NE SW S31 T21N-R52W | 7.0 |
| SW SW S31 T21N-R52W | 41.0 |
| SE SW S31 T21N-R52W | 48.0 |
| SW SE S31 T21N-R52W | 10.0 |
| T20N-R53W | |
| NW NW S01 T20N-R53W | 27.0 |
| NE NW S01 T20N-R53W | 5.0 |
| SW NW S01 T20N-R53W | 39.0 |
| SE NW S01 T20N-R53W | 34.0 |
| SW NE S01 T20N-R53W | 13.0 |
| NW SW S01 T20N-R53W | 26.0 |
| NE SW S01 T20N-R53W | 32.0 |
| SW SW S01 T20N-R53W | 37.0 |
| SE SW S01 T20N-R53W | 33.0 |
| NW SE S01 T20N-R53W | 39.0 |
| NE SE S01 T20N-R53W | 37.0 |
| SW SE S01 T20N-R53W | 27.0 |
| SE SE S01 T20N-R53W | 28.0 |
| NW NW S02 T20N-R53W | 19.3 |
| NE NW S02 T20N-R53W | 26.0 |

ATTACHMENT C

**Castle Rock Irrigation District
Lands Entitled to Water as a Result of Modifications
PREL-9237 & REA-9238
As of Order dated _____**

| Legal Description | D-921 (118) |
|--------------------------|------------------------|
| SW NW S02 T20N-R53W | 27.9 |
| SE NW S02 T20N-R53W | 17.2 |
| NW NE S02 T20N-R53W | 27.5 |
| NE NE S02 T20N-R53W | 27.5 |
| SW NE S02 T20N-R53W | 12.6 |
| SE NE S02 T20N-R53W | 9.2 |
| NW SW S02 T20N-R53W | 40.0 |
| NE SW S02 T20N-R53W | 40.0 |
| SW SW S02 T20N-R53W | 39.0 |
| SE SW S02 T20N-R53W | 40.0 |
| NW SE S02 T20N-R53W | 40.0 |
| NE SE S02 T20N-R53W | 32.4 |
| SW SE S02 T20N-R53W | 40.0 |
| SE SE S02 T20N-R53W | 36.0 |
| NW NW S03 T20N-R53W | 18.4 |
| NE NW S03 T20N-R53W | 23.6 |
| SW NW S03 T20N-R53W | 34.8 |
| SE NW S03 T20N-R53W | 37.8 |
| NW NE S03 T20N-R53W | 23.5 |
| NE NE S03 T20N-R53W | 13.7 |
| SW NE S03 T20N-R53W | 38.9 |
| SE NE S03 T20N-R53W | 38.1 |
| NW SW S03 T20N-R53W | 38.0 |
| NE SW S03 T20N-R53W | 40.0 |
| SW SW S03 T20N-R53W | 38.0 |
| SE SW S03 T20N-R53W | 39.0 |
| NW SE S03 T20N-R53W | 39.0 |
| NE SE S03 T20N-R53W | 40.0 |
| SW SE S03 T20N-R53W | 38.0 |
| SE SE S03 T20N-R53W | 39.4 |
| NW NW S04 T20N-R53W | 24.0 |
| NE NW S04 T20N-R53W | 31.0 |
| SW NW S04 T20N-R53W | 10.1 |
| SE NW S04 T20N-R53W | 23.4 |
| NW NE S04 T20N-R53W | 31.0 |
| NE NE S04 T20N-R53W | 28.0 |
| SW NE S04 T20N-R53W | 30.8 |
| SE NE S04 T20N-R53W | 37.8 |
| NW SE S04 T20N-R53W | 32.0 |
| NE SE S04 T20N-R53W | 40.0 |
| SW SE S04 T20N-R53W | 30.0 |
| SE SE S04 T20N-R53W | 35.9 |

ATTACHMENT C

**Castle Rock Irrigation District
Lands Entitled to Water as a Result of Modifications
PREL-9237 & REA-9238
As of Order dated _____**

| Legal Description | D-921 (118) |
|--------------------------|------------------------|
| NE NE S05 T20N-R53W | 3.4 |
| NW NE S09 T20N-R53W | 1.0 |
| NE NE S09 T20N-R53W | 38.0 |
| SW NE S09 T20N-R53W | 1.0 |
| SE NE S09 T20N-R53W | 36.0 |
| NW SE S09 T20N-R53W | 7.0 |
| NE SE S09 T20N-R53W | 39.0 |
| SE SE S09 T20N-R53W | 33.0 |
| NW NW S10 T20N-R53W | 31.0 |
| NE NW S10 T20N-R53W | 30.0 |
| SW NW S10 T20N-R53W | 31.0 |
| NW NE S10 T20N-R53W | 31.0 |
| NE NE S10 T20N-R53W | 39.0 |
| SE NE S10 T20N-R53W | 25.0 |
| NW SW S10 T20N-R53W | 36.0 |
| SW SW S10 T20N-R53W | 31.0 |
| NW NW S11 T20N-R53W | 35.0 |
| NE NW S11 T20N-R53W | 31.0 |
| SW NW S11 T20N-R53W | 33.0 |
| SE NW S11 T20N-R53W | 34.0 |
| NW NE S11 T20N-R53W | 35.1 |
| NE NE S11 T20N-R53W | 35.0 |
| SW NE S11 T20N-R53W | 37.0 |
| SE NE S11 T20N-R53W | 29.0 |
| NW SW S11 T20N-R53W | 13.0 |
| NE SW S11 T20N-R53W | 18.0 |
| NW SE S11 T20N-R53W | 25.0 |
| NE SE S11 T20N-R53W | 22.1 |
| SW SE S11 T20N-R53W | 15.9 |
| SE SE S11 T20N-R53W | 14.0 |
| NW NW S12 T20N-R53W | 38.0 |
| NE NW S12 T20N-R53W | 40.0 |
| SW NW S12 T20N-R53W | 40.0 |
| SE NW S12 T20N-R53W | 40.0 |
| NW NE S12 T20N-R53W | 40.0 |
| NE NE S12 T20N-R53W | 33.0 |
| SW NE S12 T20N-R53W | 30.0 |
| SE NE S12 T20N-R53W | 27.0 |
| NW SW S12 T20N-R53W | 27.0 |
| NE SW S12 T20N-R53W | 25.0 |
| NW SE S12 T20N-R53W | 30.0 |
| NE SE S12 T20N-R53W | 20.9 |

ATTACHMENT C

**Castle Rock Irrigation District
Lands Entitled to Water as a Result of Modifications
PREL-9237 & REA-9238
As of Order dated _____**

| Legal Description | D-921 (118) |
|--------------------------|------------------------|
| SW SE S12 T20N-R53W | 15.4 |
| SE SE S12 T20N-R53W | 16.7 |
| SW NW S14 T20N-R53W | 6.9 |
| NW NW S15 T20N-R53W | 14.0 |
| NE NW S15 T20N-R53W | 32.0 |
| SW NW S15 T20N-R53W | 6.4 |
| SE NW S15 T20N-R53W | 20.0 |
| NW NE S15 T20N-R53W | 17.0 |
| NE NE S15 T20N-R53W | 23.0 |
| SW NE S15 T20N-R53W | 24.0 |
| SE NE S15 T20N-R53W | 18.0 |
| Total Acres | 5,785.4 |

ATTACHMENT D
Castle Rock Irrigation District

**The following is a summary of the appropriations' acres and grants as a result of the District's filings
in the Department of Natural Resources before and after the attached Order:**

| Appropriation Number | Appurtenant Portion Prior to this Order | | Available for Assignment Prior to this Order | | Amount Relinquished in this Order | | Amount Assigned in this Order | | Total Available for Assignment after this Order | | Appurtenant Portion Effective This Order | |
|-------------------------|---|-------|--|-------|---|-------|----------------------------------|-------|---|-------|--|-------|
| | Acres | Grant | Acres | Grant | Acres | Grant | Acres | Grant | Acres | Grant | Acres | Grant |
| D-921 (118) | 5,785.40 | 82.48 | 0.0 | 0.00 | 3.4 | 0.05 | 3.4 | 0.05 | 0.00 | 0.00 | 5,785.40 | 82.48 |
| D-921 (376) | - | 0.09 | - | - | - | - | - | - | - | - | = | 0.09 |