

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

Water Right Number: 41A 95351-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
BARRY MCCOY
1850 E BENCH RD
DILLON, MT 59725-8544

DANNIELLE MCCOY
1850 E BENCH RD
DILLON, MT 59725-8544

Priority Date: JULY 5, 1901
Enforceable Priority Date: JULY 5, 1901

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 2.15 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 20.00

Source Name: COYOTE CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWSW	2	9S	14W	BEAVERHEAD

Period of Diversion: MAY 1 TO OCTOBER 1
Diversion Means: HEADGATE

Period of Use: MAY 1 to OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		SWSW	2	9S	14W	BEAVERHEAD

Total: 20.00

Geocodes/Valid: 18-0140-02-3-02-01-0000 - Y

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

95348-00 95349-00 95351-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 782 RECEIVED 02/05/2002.
OWNERSHIP UPDATE TYPE 608 # 54474 RECEIVED 01/22/2008.
OWNERSHIP UPDATE TYPE DOR # 141149 RECEIVED 04/08/2016.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 86 MINER'S INCHES DECREED IN CASE NO. 1292, BEAVERHEAD COUNTY. 41A95348-00, 41A95349-00, 41A 95351-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 48.25 GPM PER ACRE.

Remarks:

AERIAL PHOTOGRAPH NO(S). CXM-14P-94 , DATED 08/09/1955 , APPEARS TO INDICATE 4.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). GS-VEQJ 1-39 , DATED 08/07/1978 , APPEARS TO INDICATE 7.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PLACE OF USE LEGAL LAND DESCRIPTIONS ARE OVERLY GENERAL AND DO NOT CORRELATE TO THE BOUNDARIES OF THE CLAIMED PLACE OF USE AS DEPICTED ON THE CLAIMANT'S MAP.