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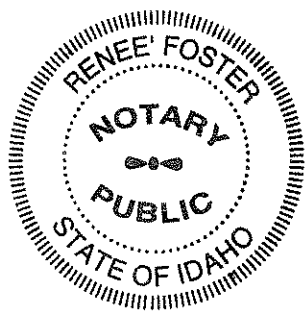
IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.)
21-04151)
State of Idaho)
County of FREMONT)

I **Jack J. McGarry** being first duly sworn,

deposes and says: This is my statement for the use of the irrigation and stock water storage at the "Fish Pond" AKA "Osborne Pond" impounding water from Osborne Springs and the other spring sources, AKA East Spring, Guy Spring, Middle Spring and Monot Spring.

My personal knowledge of the Fish Pond dam is that it has always stored water for irrigation and stock water every since 1959, when I first started working for the Railroad Ranch.

I have reviewed the Parks and Recreations submitted amended claim maps and I agree with the mapped place of use locations described as; NENW Lot 01, NWNW Lot 02, SENW, SWNW Lot 04 & NWNE, and further describing the additional separate area for the stock water use within the fish pond land tracts are; NWNE, NENE, SWNE and SENE all located in T11N, R43E, S06.



SEAL

Jack J. McGarry
(Signature)

Subscribed and sworn to before me this

day 26 of August, 2005.

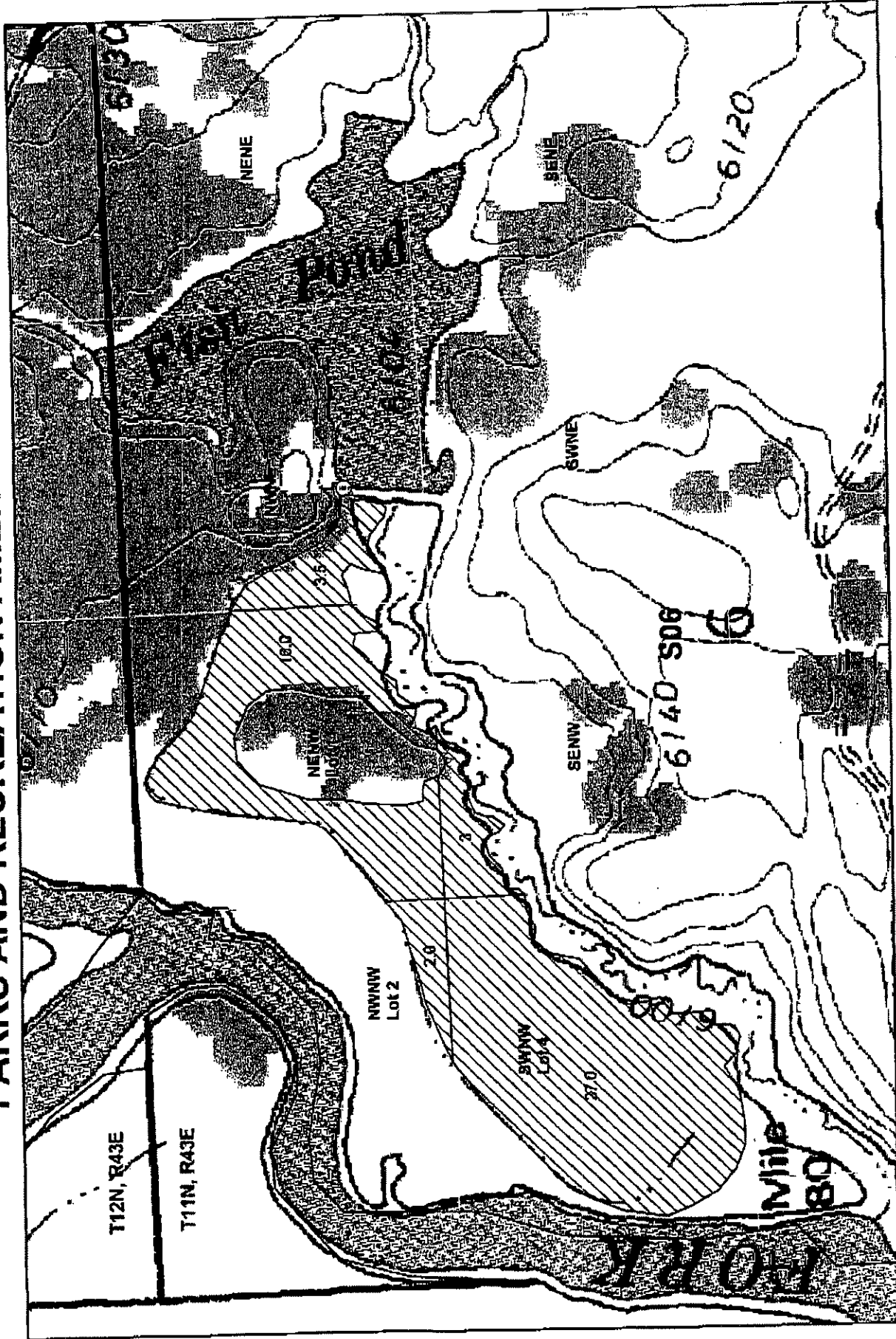
Renee Foster
(Notary Public)

Residing at 3985 N. Hwy 20. Island Park 83409

My Commission Expires 9/28/06.

RECEIVED
AUG 29 2005
Department of Water Resources
Eastern Region

PARKS AND RECREATION AMENDED CLAIM 21-4151



Legend

- POD 21-81, 82 & 21-4151
- ▨ 21-4151POU 51.5 ACRES