

July 29, 2008

TO: State of Idaho
Dept. of Water Resources

FROM: Fox Creek Canal Co., Inc.
Board of Directors
% Dawn Stone, Sec/Treas
494 s. 50th West
Victor, ID 83455

RE: Change of Water Right Ownership
(See enclosed application)

To Whom It May Concern:

As members of the Fox Creek Canal Company Board of Directors, we have been asked to submit a letter of acceptance for the change of ownership of water rights within our service area. The current owners of the S 1/2 of SW 1/4 Sec 18 and N 1/2 of NW1/4 Sec 19, T 4 N R 46 E own a portion of water rights #22-433 and #22-434. These water rights have been recommended for adjudication in combined rights #22-12165 and #22-12166 respectively under Fox Creek Canal Company.

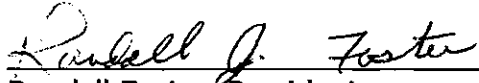
The board of directors gives permission to release not more than 1.11 cfs of water right #22-12165 and not more than .69 cfs of water right #22-12166 to be claimed for adjudication by the current owners of above stated property.

It should be noted that the above waters currently and historically have been delivered to above stated property by Fox Creek Canal Co. and Rock Road Pipeline Co. and shall be delivered under the parameters of the by-laws and any agreements with these organizations.

Please find our signatures below to allow these changes of water rights for the applicant.

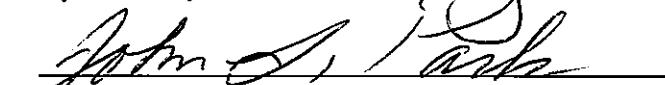
Thank you,

Fox Creek Canal Co. Board of Directors


Randall Foster, President


Leonard Schleder, Vice President


Ryan Kunz, Member


John Park, Member

John Wilbrecht, Member

CC: Jerry Rigby, Attorney

FCCC File

Rock Road Pipeline, % Linda Woolstenhulme, Sec/Treas