

1 types and kinds of uses whatsoever, and encompasses all claims asserted by or
2 through the United States for Zion National Park as now constituted.

3 Article II. Subordination of Federal Reserved Water Rights

4 A. The United States subordinates the non-administrative federal reserved water
5 rights described in Article I.A., subject to the limitations contained herein, to all
6 valid existing perfected water rights and approved applications with priority dates
7 prior to January 1, 1996, and to certain new diversions and depletions, as set forth
8 more specifically below.

9 B. Generally

10 1. No reservoir shall be located upstream of Zion National Park on the main
11 stems of the East Fork, the North Fork of the Virgin River (North Fork), La Verkin
12 Creek, Deep Creek, Crystal Creek, or on any tributary of the North Fork or East
13 Fork, except as specifically provided herein.

14 2. Any flood control structure constructed upstream of the Park shall be
15 designed only to attenuate high flows which are dangerous to life or property. The
16 parties agree to consult on flood control proposals and will develop operational
17 guidelines by mutual consent which are consistent with this Agreement and which
18 will protect the resources of Zion National Park.

19 3. A ground water protection zone shall be established as shown in Appendix
20 C for the drainage basins of the East and North Forks, located up gradient and