

1 None of the waters secured to the Ute Indian Tribe in this
2 Compact may be sold, exchanged, leased, used, or otherwise
3 disposed of into or in the Lower Colorado River Basin, below
4 Lees Ferry, unless water rights within the Upper Colorado River
5 Basin in the State of Utah held by non-federal, non-Indian users
6 could be so sold, exchanged, leased, used, or otherwise disposed
7 of under Utah State law, federal law, interstate compacts, or
8 international treaties pursuant to a final, non-appealable order
9 of a federal court or pursuant to an agreement of the seven
10 States signatory to the Colorado River Compact. Provided,
11 however, that in no event shall such transfer of Indian water
12 rights take place without the filing and approval of the ap-
13 propriate applications with the Utah State Engineer pursuant to
14 State law.

15 Nothing in this Compact shall:

16 (1) constitute specific authority for the sale, exchange,
17 lease, use or other disposition of any federal reserved water
18 right off the reservation;

19 (2) constitute specific authority for the sale, exchange,
20 lease, use, or other disposition of any tribal water right
21 outside the State of Utah;

22 (3) be deemed or construed a congressional determination
23 that any holders of water rights do or do not have authority
24 under existing law to sell, exchange, lease, use, or otherwise
25 dispose of such water or water rights outside the State of Utah;
26 or,