

Service Establishment Act, for the conservation of "the scenery and the natural and historic objects and the wild life therein and to provide for the enjoyment of the same in such manner and by such means as will leave them unimpaired for the enjoyment of future generations" 16 U.S.C. § 1.

2. Subject to the provisions of paragraph 7 below, the United States has a reserved right to all water underlying, originating within or flowing through Cedar Breaks National Monument, including perennial, intermittent and ephemeral streams, springs, seeps, akes, ponds, ground water, and other natural sources of water, pertaining or belonging to the reserved lands, that was unappropriated as of the dates of reservation of the lands now within the boundaries of the monument, which waters are to remain in a free flowing and natural condition, subject to present and future administrative uses necessary to fulfill reservation purposes and the conditions set forth in this agreement.

3. The aliquot part descriptions of these reserved lands are set forth in the applicable proclamations and legislation identified above, and in Appendix A. The date of priority for either in-situ or administrative uses of the United States' federal reserved water rights for Cedar Breaks National Monument will be the date on which the place of use was first reserved from the public domain for monument purposes.

4. The federal reserved water rights recognized hereby include all water rights of every nature and description derived from the federal reserved water rights doctrine, from all sources of water, both surface and underground, and includes all types and kinds of uses whatsoever, and encompasses all claims asserted by or through the United States for Cedar Breaks National Monument as now constituted. This federal reserved water right originates and is defined in federal law. Absent future Congressional or Presidential action, the federal reserved water rights for the lands now constituting