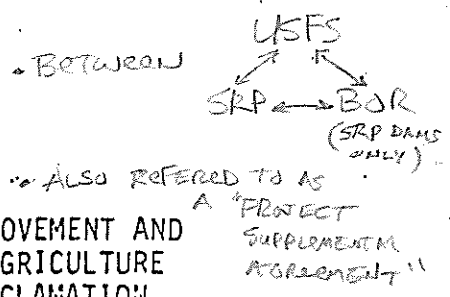


1979
"TRI-PARTY" AGREEMENT



MANAGEMENT MEMORANDUM
AMONG THE SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND
POWER DISTRICT, UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE AND UNITED STATES BUREAU OF RECLAMATION

Purpose and Objective

It being agreed that a three-party memorandum should be utilized to give guidance to Salt River Project Agricultural Improvement and Power District (Salt River Project), United States Department of Agriculture Forest Service (Forest Service) and United States Bureau of Reclamation (Bureau) officials and personnel having responsibilities for managing lands withdrawn for Salt River Project Reclamation purposes within Forest Service boundaries, the purpose of this Management Memorandum is to coordinate the program activities of the three entities to the end that multiple uses, public recreation, aesthetic protection, enhancement of wildlife, planning, management, environmental compatibility, public access and use, and security of Reclamation works, will be undertaken and maintained consistent with the responsibilities of each of the parties, the protection of the environment and the proper enhancement of land values.

Authority

Through delegations of authority from the Secretary of the Interior, the Bureau investigates, designs, constructs, and is responsible for operation and maintenance of the multiple-purpose projects and facilities on and along the Salt and Verde Rivers in Arizona for water storage and diversion, utilization and regulation of water and land, and related

resources, including generation, transmission and distribution of electric power under the Federal Reclamation Act of 1902, and Acts amendatory thereof and supplementary thereto. Certain of these responsibilities, involving the care, operation and maintenance of Reclamation project works and the use of Reclamation withdrawn lands for Reclamation purposes within the Tonto National Forest, have been delegated to and assumed by the Salt River Project pursuant to a contract between the Salt River Valley Water Users' Association and the United States, dated September 6, 1917, as amended, and as assigned to the Salt River Project.

The Forest Service is responsible for protection and development of National Forest system lands pursuant to authorities under the Organic Act of June 4, 1897, and the Multiple Use Sustained Yield Act of June 12, 1960, as implemented by the Memorandum of Understanding dated January 26, 1948, between the Forest Service and the Bureau. (The Salt River Project was not a party to the 1948 Memorandum of Understanding.)

Stipulations

The area of Reclamation withdrawn lands within the Tonto National Forest is shown on United States Bureau of Land Management Land Status Maps. The Salt River Project, in carrying out its responsibilities for care, operation, maintenance and construction of water and power facilities

and delivery of water and electrical power and energy under the above-mentioned contract of 1917 and all other contracts, will be guided by this Management Memorandum as to the administration of the withdrawn lands shown on said Land Status Maps. The Forest Service and the Bureau, in carrying out their respective responsibilities, will also be guided by this Management Memorandum.

Premises

The following are the legal and factual premises upon which this management plan is based:

1. The Bureau is the Federal agency which has primary jurisdiction over the withdrawn lands when the lands are utilized for Reclamation purposes. Under the terms of the 1917 contract, the Salt River Project operates and maintains Reclamation works on the withdrawn lands.

2. The Forest Service is responsible for the administration of the withdrawn lands which are not being used for Reclamation purposes.

3. The Salt River Project is responsible for the administration of waters from the Salt and Verde Rivers and their tributaries pursuant to judicial decree and applicable laws. The Forest Service and the Bureau cannot grant any permits or approvals for use of waters from the Salt and Verde Rivers or their tributaries.

4. Except as set forth in paragraph 3 hereof, permits, licenses or other use-rights for non-Reclamation works may be granted by the Forest

Service to private parties, county, state or Federal entities within withdrawal lands shown on said Land Status Maps pursuant to authorizing statutes.

5. Consistent with applicable law, it is the Bureau's policy not to issue permits, licenses or other authorizations to third parties for non-Reclamation works within the withdrawn lands shown on said Land Status Maps.

6. The Bureau and the Salt River Project are entitled to engage in activities related to the care, operation, maintenance and construction of Reclamation works within the withdrawn lands shown on said Land Status Maps without the prior approval of the Forest Service. As used herein, the term "Reclamation works" shall include the following where used for Reclamation purposes:

(a) Dams and spillways, canals, headgates and pipelines, tunnels, reservoirs, and powerplants;

(b) Employee housing, including houses used for operation and maintenance crews, and accessory buildings and structures;

(c) Electrical transmission lines, substations, and switchyards; electric distribution lines which serve Reclamation works;

(d) Domestic water facilities, sewage treatment plants, refuse disposal areas, equipment and material storage facilities, and similar facilities;

(e) Safety and security facilities including barriers, fences, log booms, and other safety devices, boat and barge docks (nonpublic);

(f) Communication facilities, including microwave facilities and telephone lines;

(g) Gauging stations and facilities to determine hydrological conditions, river and creek flows; and

(h) Access and maintenance roads, fences, gates, bridges, and drainage facilities used in connection with Reclamation works and areas for obtaining and stockpiling road maintenance materials used for such works.

7. The Forest Service has responsibility for enforcement and compliance with applicable laws, and rules and regulations of governmental agencies for all activities other than those related to the care, operation, maintenance and construction of Reclamation works.

Management Agreement

In implementing the rights and obligations described above, the parties will observe the following:

A. Before acting upon applications for leasing, licensing, permitting or the like, Forest Service will furnish the Bureau a list of such applications with copy to the Salt River Project's authorized

designee. Applications for nonsignificant uses may, in individual cases, or in specified categories, be handled informally by telephone between the respective offices of the Forest Supervisor and the Projects Manager, Arizona Projects Office. The list will indicate the nature of the use for which the application is made. In addition, when in the opinion of the Forest Service such an application relates to a land use which may impact a present or prospective Reclamation use, Forest Service will furnish information sufficient for a tentative judgment as to such impact. If no comments with regard to a list of applications are received by Forest Service within twenty-one (21) days, it may be assumed that no interference with Reclamation use is involved; however, in those cases where further information is furnished the assumption of noninterference may be made if no response is made by the Bureau within thirty (30) days following receipt of the information.

If within the twenty-one-(21) or thirty-(30)-day periods referred to above, the Bureau desires to delay in the granting of the proposed application and/or a consultation with Forest Service concerning the same, it will notify Forest Service in writing. In any case where the Salt River Project notifies the Bureau that possible interference with a present or prospective Reclamation use is indicated, the Bureau will respond to Forest Service requesting a delay and/or consultation. The Forest Service will delay action in accordance with such a request.

The consulting representative of the Forest Service shall be the Supervisor, Tonto National Forest and/or his designated representatives. The consulting representative of the Bureau shall be the Projects Manager, Arizona Projects Office, and/or his designated representatives. Where the interest of the Salt River Project in the proposed application is indicated, the Salt River Project's authorized designee will be notified of the proposed consultation by the Bureau and representatives of the Salt River Project will be requested to participate. If agreement is not reached in consultation by representatives of the Supervisor, Tonto National Forest; representatives of the Projects Manager, Arizona Projects Office; and the Salt River Project's authorized designee, the matter will be referred to their principals, and failing an agreement among them, the matter will be referred to the Forest Service Regional Forester and the Bureau Regional Director.

B. Notwithstanding the provisions of paragraph 6 above relating to activities involving Reclamation works, the Bureau and the Salt River Project will consult with Forest Service before taking any major action which could materially affect or impact the activities of the Forest Service.

C. Joint consultation and cooperation with other Federal, state, and local authorities will be maintained by the parties on all phases

pertaining to the use of the withdrawn lands and water areas which concern such activities.

D. In recognizing the Forest Service's responsibilities for managing the resources of the National Forests in combinations that best meet the needs of the American people, the Bureau and the Salt River Project will consult with the Forest Service so that the establishment of Reclamation works, will so far as possible, be consistent with the management plans established for National Forests.

E. The Forest Service and the Bureau will cooperate in the management of off-road vehicle use of Reclamation withdrawn lands in accordance with regulations. The parties recognize the Salt River Project's need for vehicular access to certain areas in order to construct, operate, and maintain its water and power facilities.

F. Representatives of the Forest Service, the Bureau and the Salt River Project should meet at least annually to review matters of mutual interest or concern. Such representatives will also be available as required to meet at any level of administration to review problems of mutual interest or concern.

G. Channels of communication should be maintained for review of all actions by each party with regard to lands or water that could affect or impact the activities of the other parties of this Management Memorandum.

H. Any major action of a party which could materially affect or impact the activities of the other party or parties within the Reclamation withdrawn lands shown on said Land Status Maps should be reviewed with representatives of the other parties prior to taking such action. In the event a disagreement arises at the operating level, concerning the proposed action, such disagreement should be submitted for review at the next highest level of responsibility within the organization of the parties hereto.

It is agreed by the parties hereto that nothing contained in this Management Memorandum shall be used in any administrative or judicial proceeding to evidence legal rights or obligations of the United States or the Salt River Project or of any other party.

Notices in the behalf of the United States Bureau of Reclamation shall be given by or to the:

Projects Manager
Bureau of Reclamation
Arizona Projects Office
Suite 2200 Valley Center
201 North Central Avenue
Phoenix, Arizona 85073

Notices in the behalf of the United States Department of Agriculture Forest Service shall be given by or to the:

Forest Supervisor
Tonto National Forest
102 South 28th Street
P. O. Box 13705
Phoenix, Arizona 85002

Notices in the behalf of the Salt River Project Agricultural Improvement and Power District shall be given by or to the:

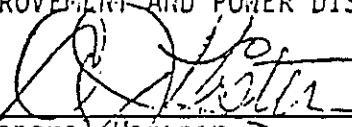
General Manager
Salt River Project
Agricultural Improvement and
Power District
1521 Project Drive
P. O. Box 1980
Phoenix, Arizona 85001

or his authorized designee.

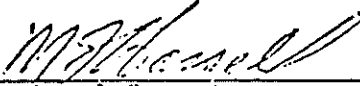
The agreements and arrangements set forth above are not intended to limit areas of cooperation and communication among the parties. This Management Memorandum reflects the intention of the parties to achieve maximum cooperation and it is understood that changes in or additions to the Management Memorandum may be made in the future to reach that goal.

Executed this 27th day of April 1979


SALT RIVER PROJECT AGRICULTURAL
IMPROVEMENT AND POWER DISTRICT

By 
General Manager

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

By 
Regional Forester

UNITED STATES BUREAU OF RECLAMATION

By 
Acting Regional Director

ADDENDUM NO. 1
TO
MANAGEMENT MEMORANDUM OF
APRIL 27, 1979

Purpose of Addendum

1. The 1948 Memorandum of Understanding between the Commissioner of Reclamation and the Chief of the Forest Service provides in Clause 5 that the Forest Service will be responsible for the administration of National Forest lands in a reclamation withdrawal which are not in actual use in connection with reclamation works, and

2. Clause 6 of that agreement also provides that the Bureau reserves the right to determine the area subject to its primary jurisdiction, and

3. Clause 9 contemplates local agreements for specific projects, and

4. The 1979 Management Memorandum is such a local agreement, but it did not clearly designate areas of primary jurisdiction, contemplating instead that it would be done by a later addition to the agreement.

5. This Addendum hereby accomplishes that purpose.

Designation of Areas of Primary Jurisdiction:

1. Areas of primary jurisdiction are as determined by the Bureau of Reclamation on the attached six maps dated July 1981 and titled: "Roosevelt Dam, Horse Mesa Dam, Mormon Flat Dam, Stewart Mountain Dam, Bartlett Dam, and Horseshoe Dam."

2. Any areas of primary jurisdiction which may have been previously established or inferred are hereby superseded.

3. All appropriate regulations and procedures of the United States Department of Interior will apply to these Bureau of Reclamation administered areas.

4. Any future changes in areas of primary jurisdiction will be determined by the Bureau of Reclamation by revisions to the appropriate map(s) and by procedures similar to this Addendum.

Executed this 2nd day of Aug., 1987.


SALT RIVER PROJECT AGRICULTURAL
IMPROVEMENT & POWER DISTRICT

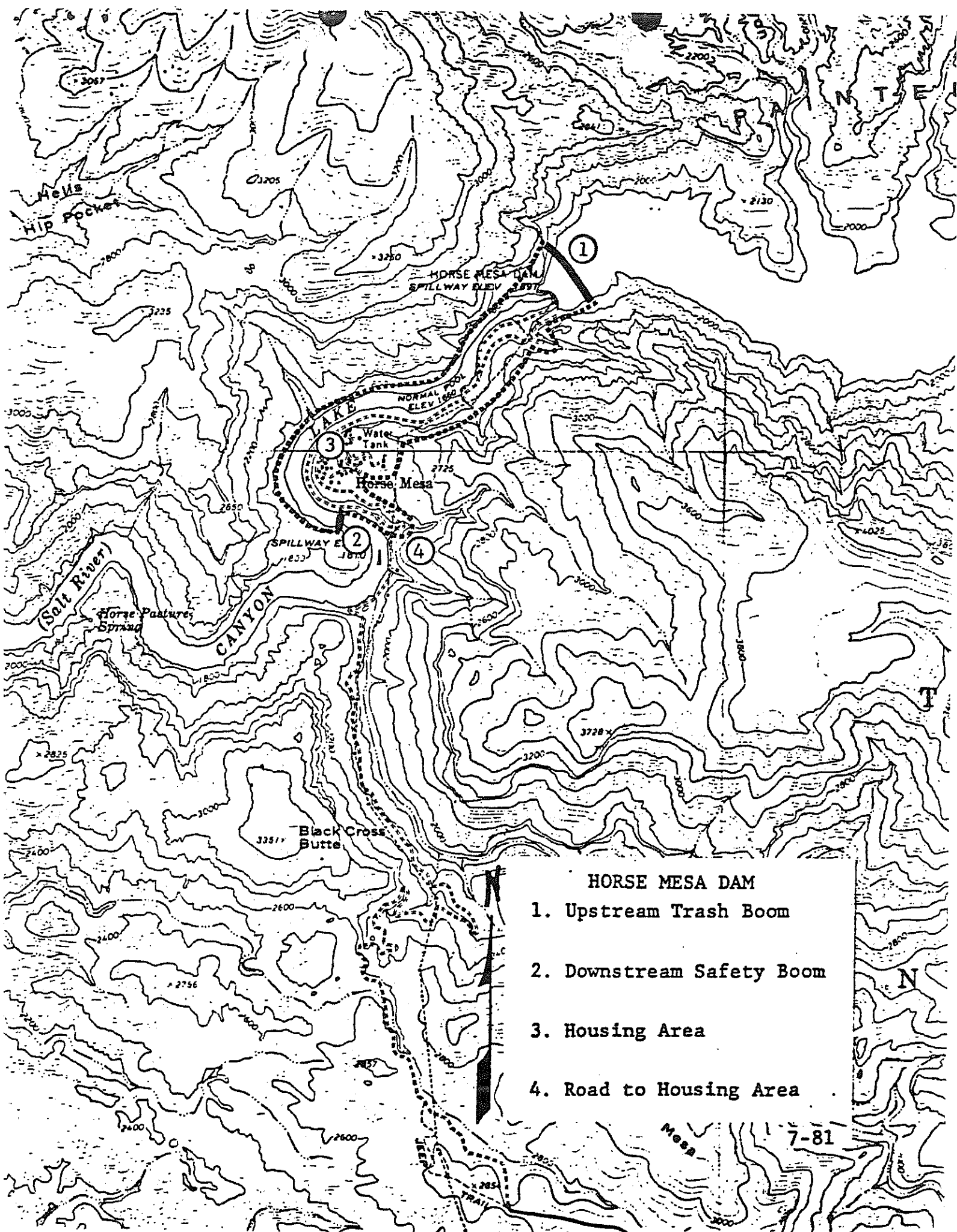
By 
General Manager

UNITED STATES DEPARTMENT OF
AGRICULTURE, FOREST SERVICE

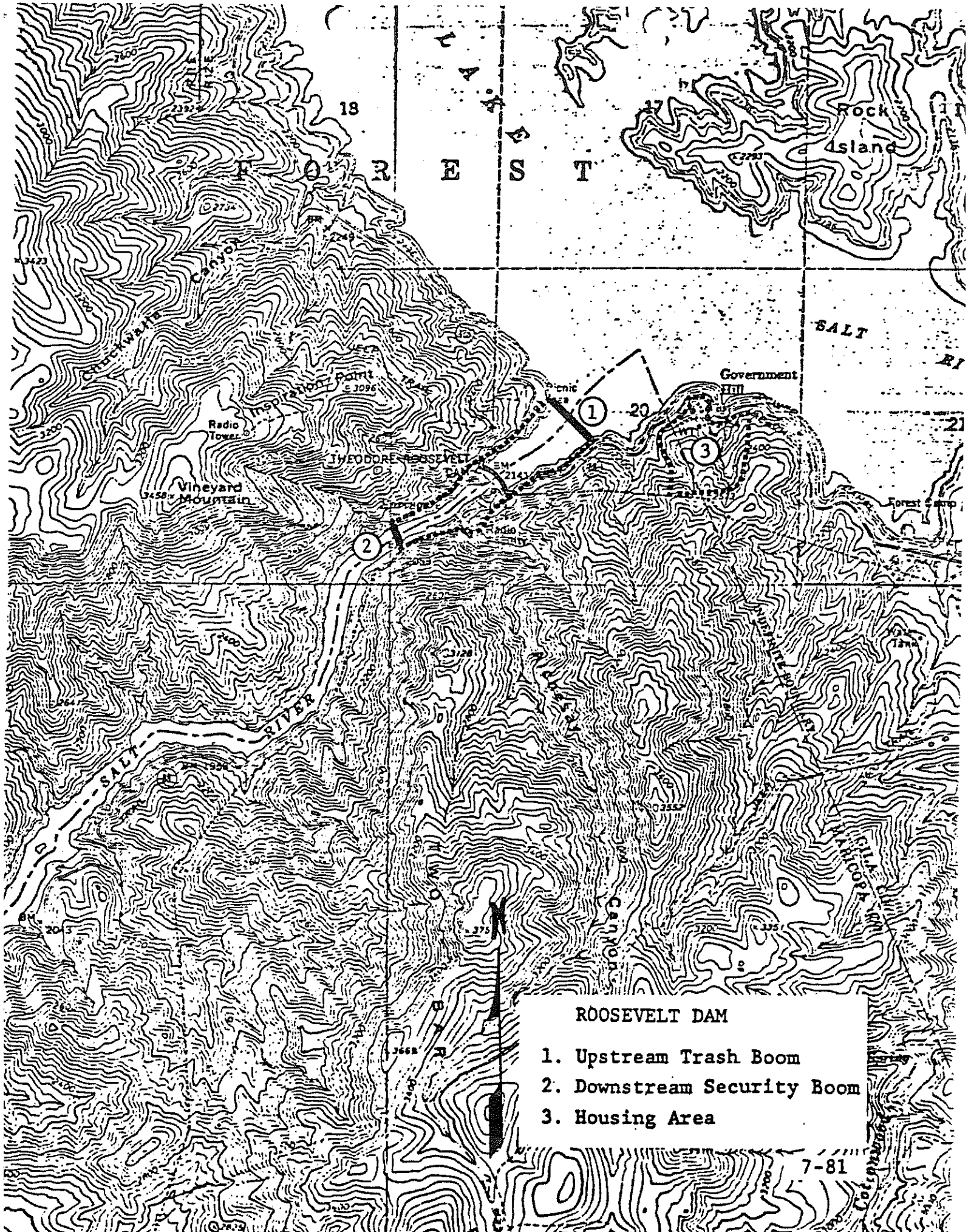
By 
Regional Forester

UNITED STATES BUREAU OF RECLAMATION

By 
ACTING Regional Director



- HORSE MESA DAM**
1. Upstream Trash Boom
 2. Downstream Safety Boom
 3. Housing Area
 4. Road to Housing Area



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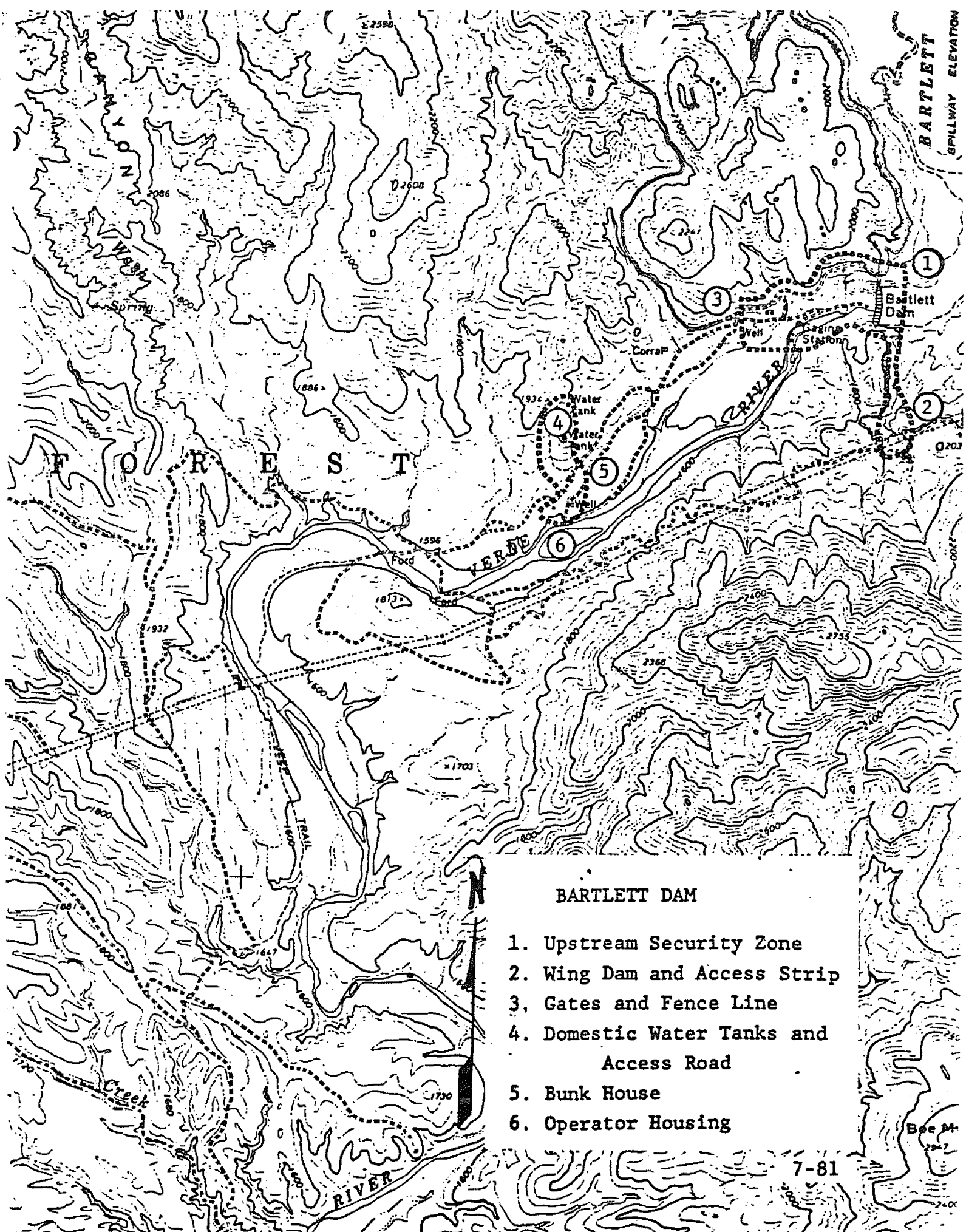
SALT
FLATS

Radio Tower
Vineyard Mountain
Theodore Roosevelt Dam
Government Dam
Picnic

①
②
③

ROOSEVELT DAM

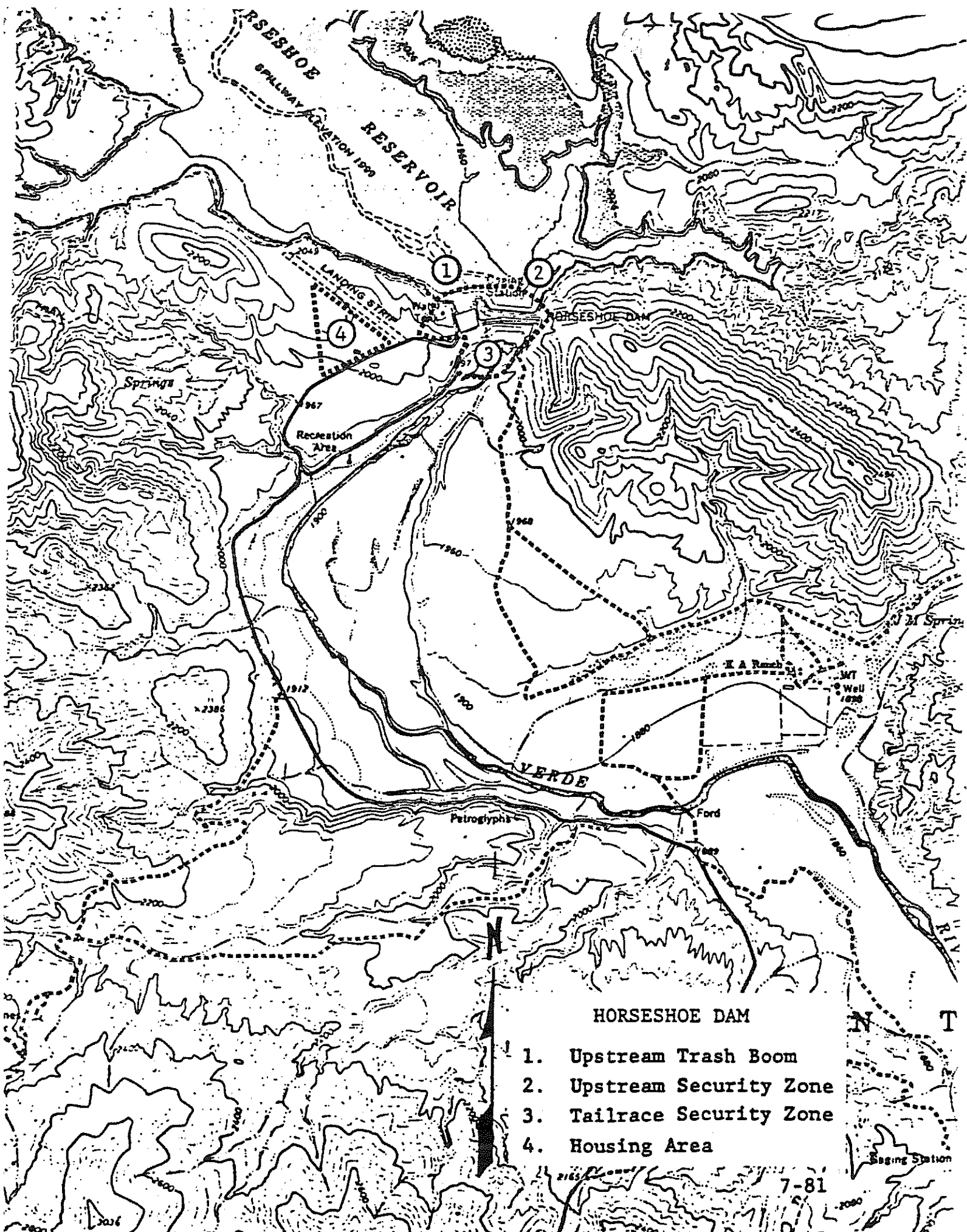
- 1. Upstream Trash Boom
- 2. Downstream Security Boom
- 3. Housing Area



BARTLETT
SPILLWAY ELEVATION

BARTLETT DAM

1. Upstream Security Zone
2. Wing Dam and Access Strip
3. Gates and Fence Line
4. Domestic Water Tanks and Access Road
5. Bunk House
6. Operator Housing



HORSESHOE
SPALLWAY CAVEYON 199
RESERVOIR

HORSESHOE DAM

VERDE

HORSESHOE DAM

1. Upstream Trash Boom
2. Upstream Security Zone
3. Tailrace Security Zone
4. Housing Area

7-81

Sagging Station

Springs

Recreation Area

K A Ranch

Well

Petroglyphs

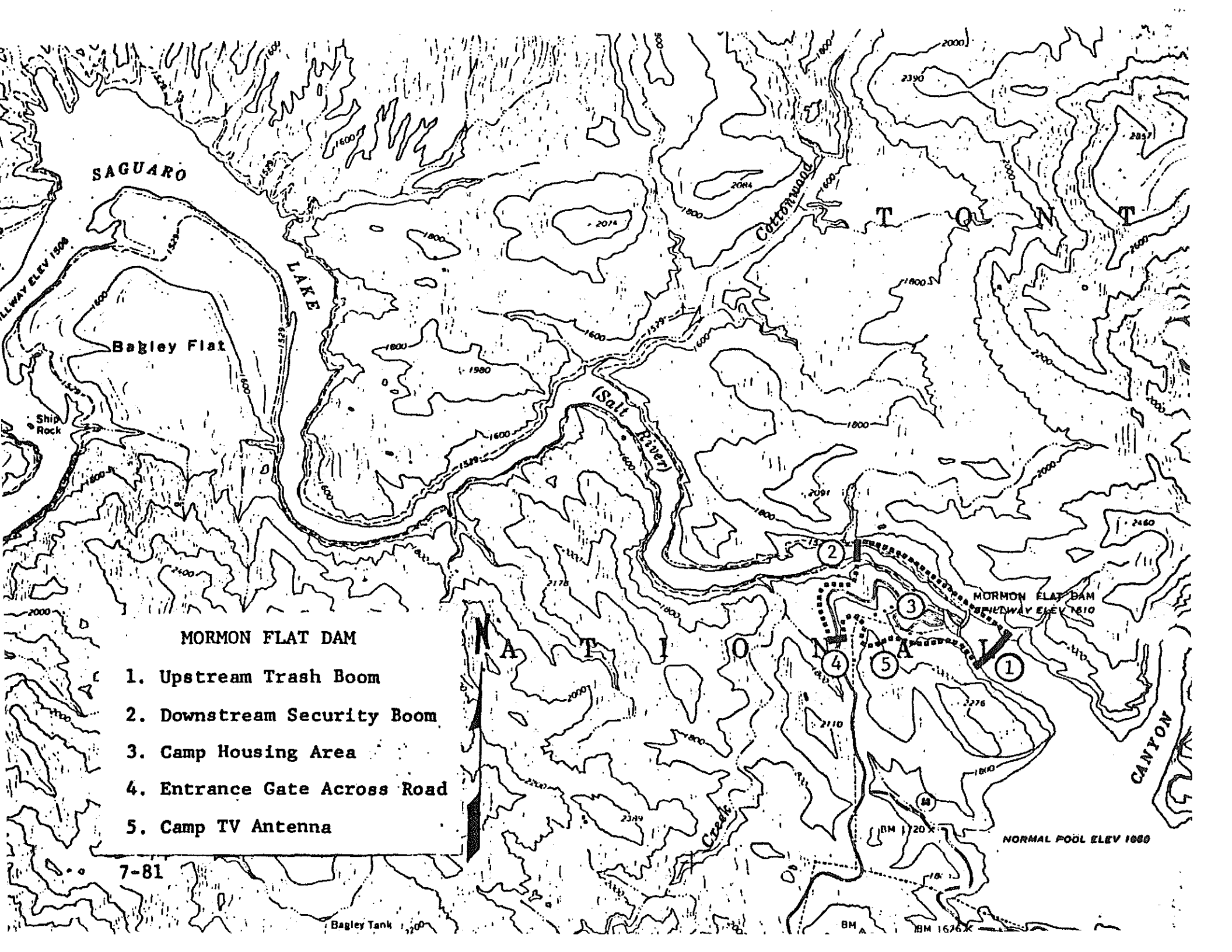
Ford

RIVER



N T

3036



SAGUARO

TOWN

Bagley Flat

2074

COTTONWOOD

LAKE

(Salt River)

MORMON FLAT DAM

1. Upstream Trash Boom
2. Downstream Security Boom
3. Camp Housing Area
4. Entrance Gate Across Road
5. Camp TV Antenna

MORMON FLAT DAM
SIDEWAY ELEV 1610

CANYON

NORMAL POOL ELEV 1680

7-81

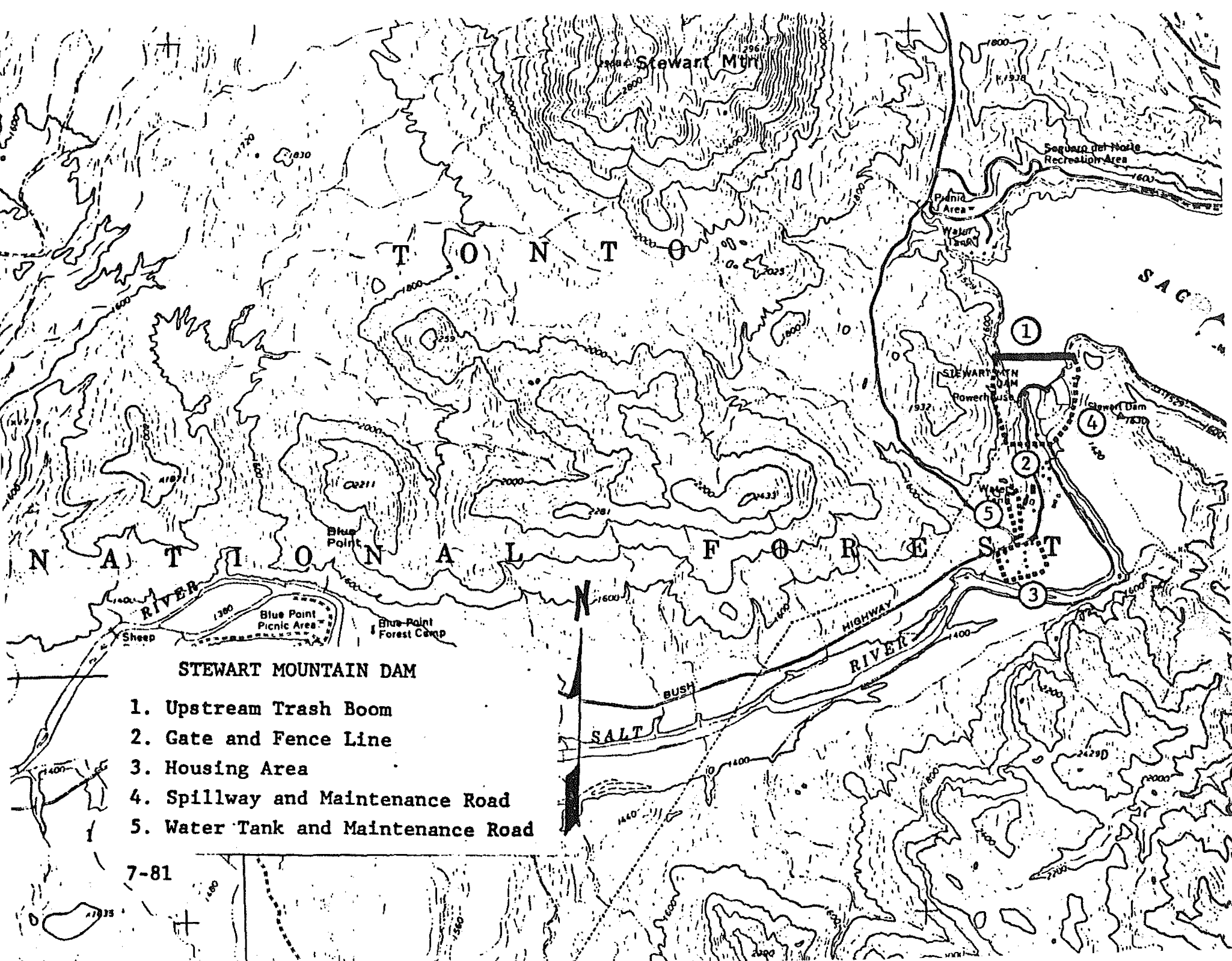
Bagley Tank

BM

BM 1626.6

BM 2076

BM 1620.6



STEWART MOUNTAIN DAM

- 1. Upstream Trash Boom
- 2. Gate and Fence Line
- 3. Housing Area
- 4. Spillway and Maintenance Road
- 5. Water Tank and Maintenance Road

7-81