

**INFORMATION SHEET**

**DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS  
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF  
NORTHERN COOK COUNTY vs. U.S. ARMY CORPS OF ENGINEERS**

DISTRICT OFFICE: U.S. Army Corps of Engineers, Sacramento District  
FILE NUMBER: 200300394

REGULATORY PROJECT MANAGER: Matthew Kelley      DATE: July 10, 2006

PROJECT REVIEW/DETERMINATION COMPLETED:      In the Office (y/n) Y      Date: July 6, 2006  
At the project site (y/n) N

**PROJECT LOCATION INFORMATION:**

State: California  
County: Shasta  
Center coordinates of site by latitude & longitude coordinates: Latitude 40° 35' 35.7", Longitude 121° 21' 18.1"  
Approximate size of site/property (including uplands & in acres): 17.1 acres  
Name of waterway or watershed: Unnamed Tributary

**SITE CONDITIONS:**

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole									
Wet meadow	√								
Playa lake									
Vernal pool									
Natural pond									
Other Water (identify type)									

<sup>1</sup>Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors <sup>1</sup>	If Known		If Unknown (Use Best Professional Judgement)		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?				√	
Is or would be used as habitat by other migratory birds that cross state lines?				√	
Is or would be used as habitat for endangered species?				√	
Is used to irrigate crops sold in interstate commerce?				√	

<sup>1</sup>Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary      Or      Approved √

ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 - site conditions; paragraphs 2-3 - rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 - site information on waters of the U.S. occurring onsite): 3-WM is a small 0.003 ac wet meadow feature with no identifiable connection to a water of the United States. The feature is over 480 feet from the tributary drainage on site and over 1000 feet away from the next identifiable waterway. The feature does not have any identifiable connection interstate commerce.