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: 200400302

REGULATORY PROJECT MANAGER: Kathy Norton DATE: June 16, 2004

PROJECT REVIEW/DETERMINATION COMPLETED: In the Office (y/n) Y Date: June 15, 2004
At the project site (y/n) N

PROJECT LOCATION INFORMATION:
State: California
County: Stanislaus
Center coordinates of site by latitude a & longitude coordinates: Latitude 37º 43′ 9.87″, Longitude 120º 56′ 9.36″
Approximate size of site/property (including uplands & in acres):15.5 ac
Name of waterway or watershed: Snedigar Drain Ditch; Mid San Joaquin-Lower Merced & Stanislaus Rivers

SITE CONDITIONS:

Type of aquatic resource[1]	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) detention basin & ditch: seasonal wetlands	✓							760.0	

[1]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[1]	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?					✓ Basin on-site could be possible tiger salamander habitat
Is used to irrigate crops sold in interstate commerce?					✓ Site was used for irrigated pasture in the past: now it is most likely fallow.

[1]Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to on-site, 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 on-site):