APPROVED JURISDICTIONAL DETERMINATION FORM
U.S. Army Corps of Engineers

This form should be completed by following the instructions provided in Section IV of the JD Form Instructional Guidebook.

SECTION I: BACKGROUND INFORMATION
A. REPORT COMPLETION DATE FOR APPROVED JURISDICTIONAL DETERMINATION (JD): November 23, 2009


C. PROJECT LOCATION AND BACKGROUND INFORMATION:
   State: Nevada and Arizona
   County/parish/borough: Clark and Mohave
   City: Laughlin and Bullhead City
   Center coordinates of site (lat/long in degree decimal format): Lat. 35.07° N, Long. -114.61006° W
   Universal Transverse Mercator: 11 717912.95 3883752.76
   Name of nearest waterbody: Colorado River
   Name of nearest Traditional Navigable Water (TNW) into which the aquatic resource flows: Colorado River
   Name of watershed or Hydrologic Unit Code (HUC): Havasu-Mohave Lakes, Arizona, California, Nevada., 15030101
   Check if map/diagram of review area and/or potential jurisdictional areas is/are available upon request.
   Check if other sites (e.g., offsite mitigation sites, disposal sites, etc…) are associated with this action and are recorded on a different JD form: See also: PA-1 and PA-3, RV-1

D. REVIEW PERFORMED FOR SITE EVALUATION (CHECK ALL THAT APPLY):
   Office (Desk) Determination. Date: November 23, 2009
   Field Determination. Date(s):

SECTION II: SUMMARY OF FINDINGS
A. RHA SECTION 10 DETERMINATION OF JURISDICTION.
   There are “navigable waters of the U.S.” within Rivers and Harbors Act (RHA) jurisdiction (as defined by 33 CFR part 329) in the review area. [Required]
   - Waters subject to the ebb and flow of the tide.
   - Waters are presently used, or have been used in the past, or may be susceptible for use to transport interstate or foreign commerce.
   - Explain: Colorado River was determined to be navigable under 33 CFR 329 in a 1968 navigability study.

B. CWA SECTION 404 DETERMINATION OF JURISDICTION.
   There are “waters of the U.S.” within Clean Water Act (CWA) jurisdiction (as defined by 33 CFR part 328) in the review area. [Required]

   1. Waters of the U.S.
      a. Indicate presence of waters of U.S. in review area (check all that apply): 1
         - TNWs, including territorial seas
         - Wetlands adjacent to TNWs
         - Relatively permanent waters2 (RPWs) that flow directly or indirectly into TNWs
         - Non-RPWs that flow directly or indirectly into TNWs
         - Wetlands directly abutting RPWs that flow directly or indirectly into TNWs
         - Wetlands adjacent to but not directly abutting RPWs that flow directly or indirectly into TNWs
         - Wetlands adjacent to non-RPWs that flow directly or indirectly into TNWs
         - Impoundments of jurisdictional waters
         - Isolated (interstate or intrastate) waters, including isolated wetlands
      b. Identify (estimate) size of waters of the U.S. in the review area:
         Non-wetland waters:  linear feet, wide, and/or acres.
         Wetlands: RV-13: 0.34 acres
         RV-14: 0.117 acres
         RV-17: 0.043 acres
         RV-20: 0.027 acres
         RV-21: 0.007 acres
         Total 0.534 acres
      c. Limits (boundaries) of jurisdiction based on: 1987 Delineation Manual
         Elevation of established OHWM (if known):

   2. Non-regulated waters/wetlands (check if applicable): NA

SECTION III: CWA ANALYSIS
A. TNWs AND WETLANDS ADJACENT TO TNWs

---

1 Boxes checked below shall be supported by completing the appropriate sections in Section III below.
2 For purposes of this form, an RPW is defined as a tributary that is not a TNW and that typically flows year-round or has continuous flow at least “seasonally” (e.g., typically 3 months).
The agencies will assert jurisdiction over TNWs and wetlands adjacent to TNWs. If the aquatic resource is a TNW, complete Section III.A.1 and Section III.D.1. only; if the aquatic resource is a wetland adjacent to a TNW, complete Sections III.A.1 and 2 and Section III.D.1.; otherwise, see Section III.B below.

1. **TNW**
   Identify TNW: **Colorado River**
   Summarize rationale supporting determination: **Colorado River was determined to be navigable under 33 CFR 329 in a 1968 navigability study.**

2. **Wetland adjacent to TNW**
   Summarize rationale supporting conclusion that wetland is “adjacent”: **Directly abutting and/or receives hydrology from Colorado River**

B. **CHARACTERISTICS OF TRIBUTARY (THAT IS NOT A TNW) AND ITS ADJACENT WETLANDS (IF ANY): NA**

C. **SIGNIFICANT NEXUS DETERMINATION: NA**

D. **DETERMINATIONS OF JURISDICTIONAL FINDINGS. THE SUBJECT WATERS/WETLANDS ARE (CHECK ALL THAT APPLY):**

1. **TNWs and Adjacent Wetlands.** Check all that apply and provide size estimates in review area:
   - TNWs: linear feet, wide, Or acres.
   - Wetlands adjacent to TNWs: 0.534 acres.

E. **ISOLATED [INTERSTATE OR INTRA-STATE] WATERS, INCLUDING ISOLATED WETLANDS, THE USE, DEGRADATION OR DESTRUCTION OF WHICH COULD AFFECT INTERSTATE COMMERCE, INCLUDING ANY SUCH WATERS (CHECK ALL THAT APPLY): NA**

F. **NON-JURISDICTIONAL WATERS, INCLUDING WETLANDS (CHECK ALL THAT APPLY): NA**

SECTION IV: DATA SOURCES.

A. **SUPPORTING DATA. Data reviewed for JD (check all that apply) - checked items shall be included in case file and, where checked and requested, appropriately reference sources below):**
   - Maps, plans, plots or plat submitted by or on behalf of the applicant/consultant:
   - Data sheets prepared/submitted by or on behalf of the applicant/consultant.
   - Office concurs with data sheets/delineation report.
   - Office does not concur with data sheets/delineation report.
   - Data sheets prepared by the Corps:
   - Corps navigable waters’ study:
   - U.S. Geological Survey Hydrologic Atlas:
   - USGS NHD data.
   - USGS 8 and 12 digit HUC maps.
   - U.S. Geological Survey map(s). Cite scale & quad name: 1:24K; AZ-DAVIS DAM SE
   - USDA Natural Resources Conservation Service Soil Survey. Citation:
   - National wetlands inventory map(s). Cite name:
   - State/Local wetland inventory map(s):
   - FEMA/FIRM maps:
   - 100-year Floodplain Elevation is: (National Geodectic Vertical Datum of 1929)
   - Photographs: Aerial (Name & Date):
   - Previous determination(s). File no. and date of response letter: See PA-1 and 2, PA-3

B. **ADDITIONAL COMMENTS TO SUPPORT JD:**

Colorado River was determined to be navigable under 33 CFR 329 in a 1968 navigability study.