

DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM¹
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): June 26, 2018

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Battle Mountain Solar Project, SPK-2018-00288

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Nevada County/parish/borough: Humboldt County City: near Battle Mountain

Center coordinates of site (lat/long in degree decimal format): Lat. 40.7222°, Long. -117.0629°

Universal Transverse Mercator: 11 494687.87 4507921.27

Name of nearest waterbody:

Name of watershed or Hydrologic Unit Code (HUC): Middle Humboldt, 16040105

- Check if map/diagram of review area is 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.

D. REVIEW PERFORMED FOR SITE EVALUATION (CHECK ALL THAT APPLY):

- Office (Desk) Determination. Date: June 26, 2018
- Field Determination. Date(s):

SECTION II: SUMMARY OF FINDINGS

A. RHA SECTION 10 DETERMINATION OF JURISDICTION.

There are no "navigable waters of the U.S." within Rivers and Harbors Act (RHA) jurisdiction (as defined by 33 CFR part 329) in the review area.

B. CWA SECTION 404 DETERMINATION OF JURISDICTION.

There are no "waters of the U.S." within Clean Water Act (CWA) jurisdiction (as defined by 33 CFR part 328) in the review area.

SECTION III: 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: *Preliminary Jurisdictional Determination Request: Battle Mountain Solar Project, March 2018, SWCA Environmental Consultants*
- 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:
- U.S. Geological Survey Hydrologic Atlas: <https://nhd.usgs.gov/index.html>
 - USGS NHD data.
 - USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s): 1:24,000, Snow Gulch
- USDA Natural Resources Conservation Service Soil Survey. Citation:
- National wetlands inventory map(s): Data/NWI (FWS Wetlands & Riparian Data).kml
- State/Local wetland inventory map(s):
- FEMA/FIRM maps:
- 100-year Floodplain Elevation is: ([National Geodetic Vertical Datum of 1929](#) / [North American Vertical Datum of 1988](#))
- Photographs (Aerial): Google Earth, May 31, 2014
- Photographs (Other):
- Previous determination(s):
- Applicable/supporting case law:
- Applicable/supporting scientific literature:
- Other information (please specify):

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE

REVIEW AREA ONLY INCLUDES DRY LAND: A review of available information to include NHD and NWI maps along with aerial photography identified no aquatic resources affirming the consultant's delineation report.

¹ This form is for use only in recording approved JDs involving dry land. It extracts the relevant elements of the longer approved JD form in use since 2007 for aquatic areas and adds no new fields.