

**DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM<sup>1</sup>**  
**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 29, 2018**

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER:** **Bar D Solar, SPK-2018-00409**

**C. PROJECT LOCATION AND BACKGROUND INFORMATION:**

State: **Colorado** County/parish/borough: **Rio Blanco County** City: **Meeker**  
Center coordinates of site (lat/long in degree decimal format): Lat. **39.913600°**, Long. **-108.378897°**  
Universal Transverse Mercator: **12 724032.26 4421456.96**  
Name of nearest waterbody: **Yellow Creek**  
Name of watershed or Hydrologic Unit Code (HUC): **Piceance-Yellow, 14050006**

- 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 28, 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:  
 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:  
     USGS NHD data.  
     USGS 8 and 12 digit HUC maps.  
 U.S. Geological Survey map(s): **1:24K: Wolf Ridge**  
 USDA Natural Resources Conservation Service Soil Survey. Citation: **Soil Map—Rio Blanco County Area, Colorado, dated February 21, 2018.**  
 National wetlands inventory map(s): **National Wetlands Inventory (NWI) dated February 26, 2018.**  
 State/Local wetland inventory map(s):  
 FEMA/FIRM maps:  
 100-year Floodplain Elevation is:  
 Photographs (Aerial):  
 Photographs (Other): **Wetland/Stream Services Delineation Site Observations – Photographs 1-30, dated March 13, 2018.**  
 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:** **No wetlands occur within the review area. There are two unnamed tributaries of Yellow Creek that do not have evidence of flow, an ordinary high water mark, evidence of bed and bank, and the bottom of the erosional features are dominated by the same upland vegetation species as**

<sup>1</sup> 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.

the upland areas. The origins of these tributaries occur in the review area and the features are characteristic of erosional features rather than active channels.