

DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM¹
U.S. Army Corps of Engineers

SECTION I: BACKGROUND INFORMATION

A. REPORT COMPLETION DATE FOR APPROVED JURISDICTIONAL DETERMINATION (JD): March 15, 2021

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Sacramento Regulatory Office, Steel Solar, Plymouth, SPK-2020-00942

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Utah County/parish/borough: Box Elder County City: Plymouth
Center coordinates of site (lat/long in degree decimal format): Lat. 41.8995°, Long. -112.1713°
Universal Transverse Mercator: 12 402841.9 4639284.12
Name of nearest waterbody: Malad River
Name of watershed or Hydrologic Unit Code (HUC): Lower Bear-Malad, 16010204

- 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: N/A
 Field Determination. Date(s): March 15, 2021

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: Martin & Nicholson Environmental Consultants, LLC, "Aquatic Resource Delineation Report, Steel Solar", December 11, 2020.
 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: N/A
 U.S. Geological Survey Hydrologic Atlas: N/A
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s): N/A
 USDA Natural Resources Conservation Service Soil Survey. Citation: N/A
 National wetlands inventory map(s): N/A
 State/Local wetland inventory map(s): N/A
 FEMA/FIRM maps: N/A
 100-year Floodplain Elevation is: (National Geodectic Vertical Datum of 1929 / North American Vertical Datum of 1988)
 Photographs (Aerial): Google Earth historic imagery (<http://www.earth.google.com>)
 Photographs (Other): N/A
 Previous determination(s): N/A
 Applicable/supporting case law: N/A
 Applicable/supporting scientific literature: N/A
 Other information (please specify): N/A

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: The study area contains several historic erosional features with upland vegetation throughout and no OHWM indicators. These features are not considered channels or ditches. The site is composed entirely of dry land.

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.