



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT
1325 J STREET
SACRAMENTO CA 95814-2922

November 21, 2023

Regulatory Division (SPK-2022-00608)

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]:

We are responding to your October 20, 2023 request for an approved jurisdictional determination for the [REDACTED] site. The approximately 1.7-acre project site is located near 4330 South Bench Creek Road, Latitude 40.579665°, Longitude -111.230013°, Woodland, Summit County, Utah (enclosure 1).

Based on available information, we concur with your aquatic resources delineation for the site, as depicted on the enclosed August 11, 2022 *Wetlands Delineation Survey Map*, [REDACTED] *Property* drawing prepared by [REDACTED] (enclosure 2). Approximately 0.09 acres of aquatic resources, consisting of 0.09 acre (386 linear feet) of perennial stream is present within the survey area. This letter verifies that the location and boundaries of wetlands were delineated consistent with the wetland definition at 33 CFR §328.3(c)(16), the 1987 *Corps of Engineers Wetlands Delineation Manual* (Wetlands Research Program Technical Report Y-87-1) and the applicable regional supplements; and the location and boundaries of non-tidal waters conform with the ordinary high water mark definition at 33 CFR §328.3(c)(7), Regulatory Guidance Letter 05-05, and any applicable regional guide.

Of these aquatic resources, we have determined that the feature identified as totaling 0.9 acres (386 linear feet) is a water of the United States pursuant to 33 CFR Part 328 and are regulated under Section 404 of the Clean Water Act.

We are enclosing a copy of the *Approved Jurisdictional Determination Form* for your site (enclosure 3).

This approved jurisdictional determination is valid for five years from the date of this letter, unless new information warrants revision of the determination before the expiration date. If you object to this determination, you may request an administrative appeal under Corps regulations at 33 Code of Federal Regulations (CFR) Part 331. A *Notification of Appeal Process (NAP) and Request for Appeal (RFA) Form* is enclosed (enclosure 4). If you request to appeal this determination, you must submit a completed RFA form to the South Pacific Division Office at the following address: Administrative Appeal Review Officer, Army Corps of Engineers, South Pacific Division, CESPD-PDO, 1455 Market Street, 2052B, San Francisco, California 94103-1399, Telephone: 415-503-6574, FAX: 415-503-6646.

In order for an RFA to be accepted by the Corps, we must determine that the form is complete, that it meets the criteria for appeal under 33 CFR Part 331.5, and that the form was received by the Division Office within 60 days of the date of the NAP. It is not necessary to submit an RFA form to the Division Office unless you object to the determination in this letter.

We recommend that you provide a copy of this letter and notice to all other affected parties, including any individual who has an identifiable and substantial legal interest in the property.

The delineation included herein has been conducted to identify the location and extent of the aquatic resource boundaries and/or the jurisdictional status of aquatic resources for purposes of the Clean Water Act for the particular site identified in this request. This delineation and/or jurisdictional determination may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985, as amended. If you or your tenant are USDA program participants, or anticipate participation in USDA programs, you should discuss the applicability of a certified wetland determination with the local USDA service center, prior to starting work.

We appreciate feedback, especially about interaction with our staff and our processes.

Please refer to identification number SPK-2022-00608 in any correspondence concerning this project. If you have any questions, please contact [REDACTED]
[REDACTED]
[REDACTED]. For program information or to complete our Customer Survey, visit our website at www.spk.usace.army.mil/Missions/Regulatory.aspx.

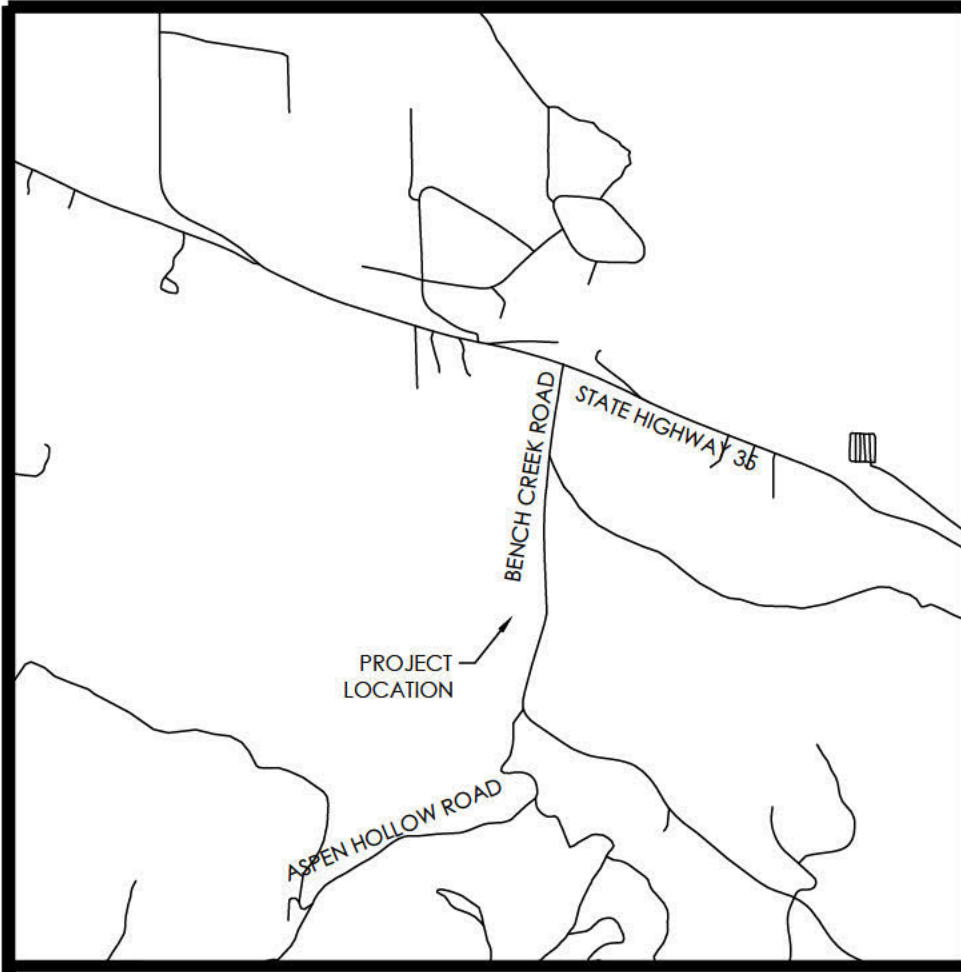
Sincerely,

[REDACTED]
[REDACTED]
[REDACTED]

Enclosures

cc: [REDACTED]

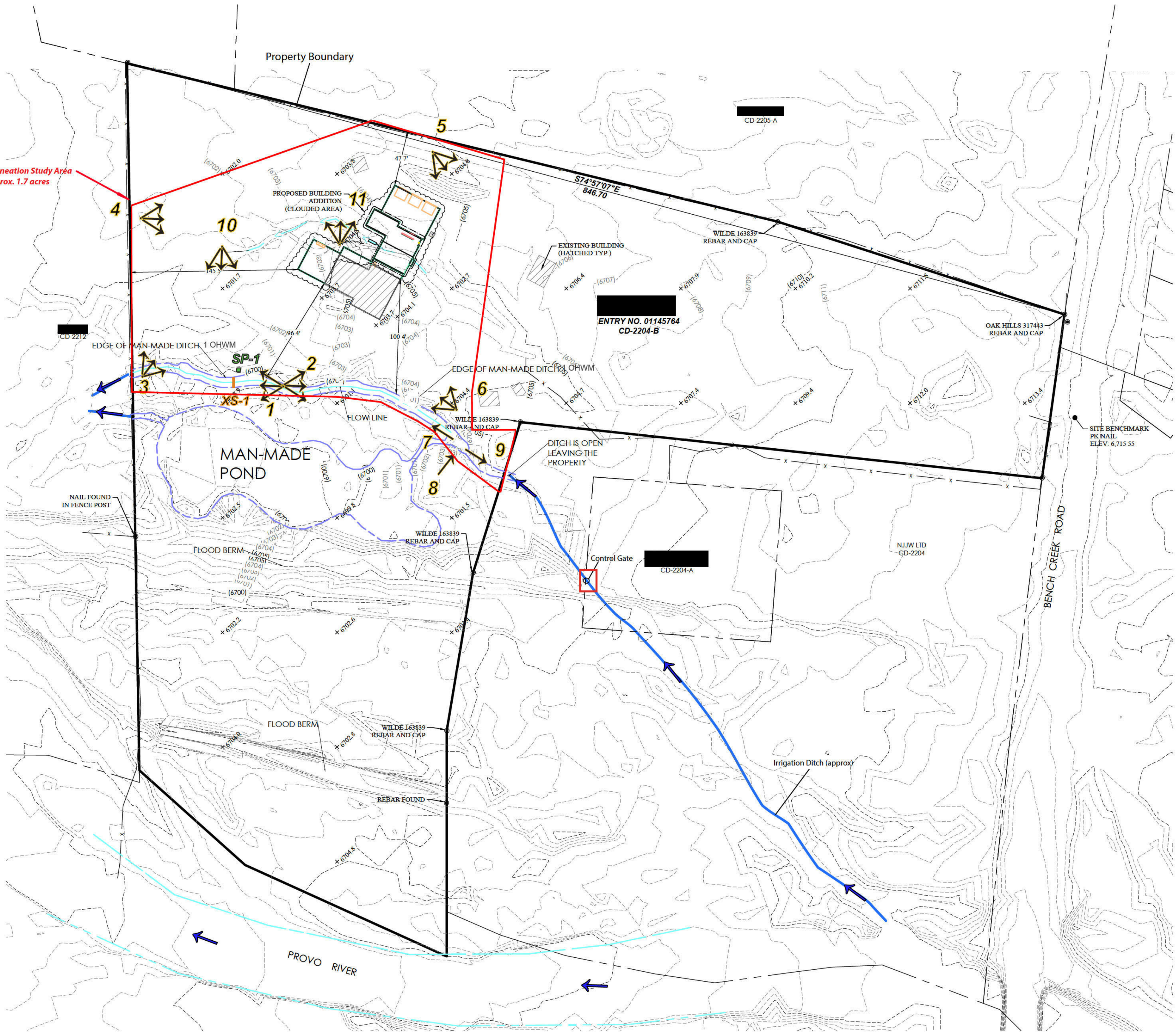




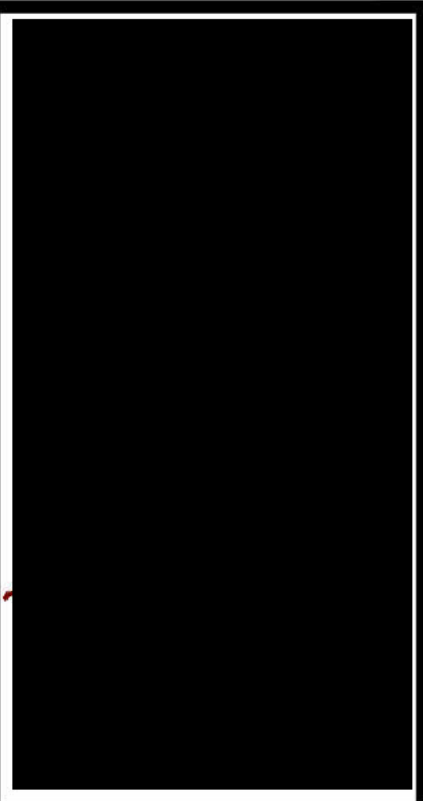
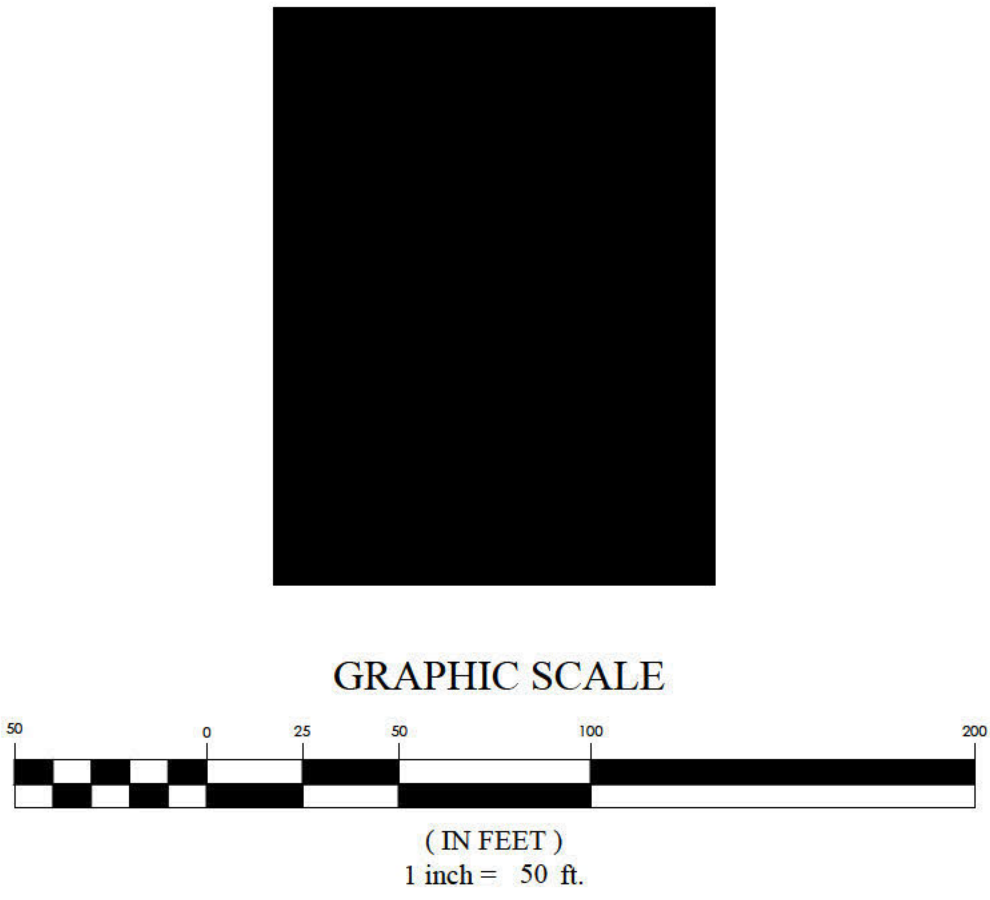
VICINITY MAP
N.T.S.

Delineated Feature	Type	Length (ft.)	Area (ac.)
Ditch 1	Man-made Irrigation Ditch	386	0.09
Total:		386	0.09

Delineation Study Area
Approx. 1.7 acres



LEGEND	
	BOUNDARY LINE
	SECTION LINE
	EXIST PROPERTY LINE
	EXIST CONTOUR MAJOR
	EXIST CONTOUR MINOR
	EXIST FENCE
	EXIST MAN-MADE STREAM AND POND
	PROVO RIVER
	SECTION MONUMENT (FOUND)
	SECTION MONUMENT (NOT FOUND)
	EXIST SPOT ELEVATION
	Photopoint & Direction
	Delineation Study Area
	Wetland Delineation Sample Point
	OHWM Cross Section
	Off-Site Ditch OHWM (Approx)



FOR
REVIEW
ONLY

EXHIBIT
LOCATION: NE1/4 OF SECTION 11, T3S, R6E, SLB&M
SUMMIT COUNTY, UTAH
PROPERTY OF: [REDACTED]
PREPARED FOR: [REDACTED]

REVISION BLOCK	
#	DESCRIPTION
1	
2	
3	
4	
5	
6	

Figure 3: Wetlands Delineation Survey Map

[REDACTED]
Woodland, Summit County, UT

Delineation Survey Completed



Drawn: [REDACTED]	Checked: [REDACTED]
Scale: 1"=50'	Job #: 20-0533
Date: 8/11/2022	
Sheet:	