

**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):** May 18, 2018

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER:** Albuquerque District, Roosevelt County Solar Site, SPA-2018-00110

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

State: NM County/parish/borough: Roosevelt County City: Rogers

Center coordinates of site (lat/long in degree decimal format): Lat. 33.955693 °, Long. -103.222932°

Universal Transverse Mercator: 664203.51 W, 3758665.92 N, Zone 13

Name of nearest waterbody: Cibolo Creek

Name of watershed or Hydrologic Unit Code (HUC): Yellow House Draw 12050001

- 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: May 18, 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: Pre-Regulatory Verification Wetland Delineation Draft, Prepared for Innovative Solar 88, LLC by Walden Creek Environmental, March 27, 2018.
- 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: Texas-Gulf Region
- USGS NHD data.
- USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: 1:24K; Causey West
- USDA Natural Resources Conservation Service Soil Survey. Citation:
- National wetlands inventory map(s). Cite name: Causey West
- State/Local wetland inventory map(s):
- FEMA/FIRM maps: FEMA DFIRM, Roosevelt County, NM Panel 900 of 1375
- 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
- Photographs:  Aerial (Name & Date): National Map Viewer, March 2018
- or  Other (Name & Date): Field photographs with photo points delivered with report taken on site February 27, 2018.
- Previous determination(s). File no. and date of response letter:
- 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:** The documentation supplied on behalf of the applicant included two adjacent playa lakes that are located outside of the project area. There are two dryland swales within the project area that contained only upland vegetation and no indicators of hydrology or hydric soils. These swales drain into the adjacent playas with no subsequent outflow during precipitation events.

<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.