

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): October 21, 2022

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: ;Galveston District; SWG-2022-00330, Site 1

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Texas County/parish/borough: Hidalgo County City: Donna
Center coordinates of site (lat/long in degree decimal format): Lat. 26.138912, Long: -97.943473
Universal Transverse Mercator: 14 R, 605617.82 m E, 2891503.32 m N
Name of nearest waterbody: Arroyo Colorado
Name of watershed or Hydrologic Unit Code (HUC): 12110208 South Laguna Madre Watershed.

- 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: October 17, 2022
 Field Determination. Date(s): *Click here to enter a date.*

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: Map provided by Stantec on 12 May 2022.
 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: *Click here to enter text.*
 U.S. Geological Survey Hydrologic Atlas: 12110208 South Laguna Madre Watershed.
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s). Cite scale & quad name: USGS: 1:24K titled: Mercedes, Texas
 USDA Natural Resources Conservation Service Soil Survey. Citation:
 National wetlands inventory map(s). Cite name: NWI Mapper Map provided by Stantec on 12 May 2022.
 State/Local wetland inventory map(s): *Click here to enter text.*
 FEMA/FIRM maps: FEMA Panel provided by Stantec on 12 May 2022.
 100-year Floodplain Elevation is: *Click here to enter text.* (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): Google Earth Aerial 2017 and 2022
 or Other (Name & Date): Site photographs provided by Stantec on 12 May 2022.
 Previous determination(s). File no. and date of response letter: *Click here to enter text.*
 Applicable/supporting case law: *Click here to enter text.*
 Applicable/supporting scientific literature: *Click here to enter text.*
 Other information (please specify): *Click here to enter text.*

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: There are no aquatic resources or potential aquatic resources in the review area that would warrant the application of a wetland delineation, significant nexus analysis, navigability determination, and/or delineation of the ebb and flow of

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.

the tides. There are no features that have lateral limits of jurisdiction. (e.g., OHWM) Based on historical aerial imagery from Google Earth and topographic maps the proposed improvement site has been used primarily as an agricultural field.