



**U.S. ARMY CORPS OF ENGINEERS  
REGULATORY PROGRAM  
APPROVED JURISDICTIONAL DETERMINATION FORM (INTERIM)  
NAVIGABLE WATERS PROTECTION RULE**

**I. ADMINISTRATIVE INFORMATION**

Completion Date of Approved Jurisdictional Determination (AJD): 9/1/2020  
 ORM Number: NWW-2020-000165  
 Associated JDs: N/A  
 Review Area Location<sup>1</sup>: State/Territory: Idaho City: Nampa County/Parish/Borough: Canyon  
 Center Coordinates of Review Area: Latitude 43.534 Longitude -116.537

**II. FINDINGS**

**A. Summary:** Check all that apply. At least one box from the following list MUST be selected. Complete the corresponding sections/tables and summarize data sources.

- The review area is comprised entirely of dry land (i.e., there are no waters or water features, including wetlands, of any kind in the entire review area). Rationale: N/A
- There are “navigable waters of the United States” within Rivers and Harbors Act jurisdiction within the review area (complete table in Section II.B).
- There are “waters of the United States” within Clean Water Act jurisdiction within the review area (complete appropriate tables in Section II.C).
- There are waters or water features excluded from Clean Water Act jurisdiction within the review area (complete table in Section II.D).

**B. Rivers and Harbors Act of 1899 Section 10 (§ 10)<sup>2</sup>**

§ 10 Name	§ 10 Size	§ 10 Criteria	Rationale for § 10 Determination
N/A.	N/A.	N/A.	N/A.

**C. Clean Water Act Section 404**

Territorial Seas and Traditional Navigable Waters ((a)(1) waters): <sup>3</sup>			
(a)(1) Name	(a)(1) Size	(a)(1) Criteria	Rationale for (a)(1) Determination
N/A.	N/A.	N/A.	N/A.

Tributaries ((a)(2) waters):			
(a)(2) Name	(a)(2) Size	(a)(2) Criteria	Rationale for (a)(2) Determination
N/A.	N/A.	N/A.	N/A.

Lakes and ponds, and impoundments of jurisdictional waters ((a)(3) waters):			
(a)(3) Name	(a)(3) Size	(a)(3) Criteria	Rationale for (a)(3) Determination
N/A.	N/A.	N/A.	N/A.

Adjacent wetlands ((a)(4) waters):			
(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
N/A.	N/A.	N/A.	N/A.

<sup>1</sup> Map(s)/figure(s) are attached to the AJD provided to the requestor.

<sup>2</sup> If the navigable water is not subject to the ebb and flow of the tide or included on the District’s list of Rivers and Harbors Act Section 10 navigable waters list, do NOT use this document to make the determination. The District must continue to follow the procedure outlined in 33 CFR part 329.14 to make a Rivers and Harbors Act Section 10 navigability determination.

<sup>3</sup> A stand-alone TNW determination is completed independently of a request for an AJD. A stand-alone TNW determination is conducted for a specific segment of river or stream or other type of waterbody, such as a lake, where upstream or downstream limits or lake borders are established. A stand-alone TNW determination should be completed following applicable guidance and should NOT be documented on the AJD Form.



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**D. Excluded Waters or Features**

Excluded waters ((b)(1) – (b)(12)): <sup>4</sup>				
Exclusion Name	Exclusion Size		Exclusion <sup>5</sup>	Rationale for Exclusion Determination
Unnamed Ditch	1315	linear feet	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1).	The Unnamed drainage ditch is a man-made irrigation drainage ditch which receives water from the Ridenbaugh Canal north to discharge into the Aaron Drain at the northern Boundary of the property. There is no evidence that it is was constructed in or is a relocated tributary.
Unnamed Wetlands	0.08	acre(s)	(b)(7) Artificially irrigated area, including fields flooded for agricultural production, that would revert to upland should application of irrigation water to that area cease.	Wetlands within the northwestern portion of the project area receive water from excess irrigation water from the Partridge Lateral to the west. Water flows towards the Aaron drain where it backs up through man-made infrastructure to include piped sections and an ornamental pond to the north of the assessment area. Wetlands within the assessment area are artificially irrigated and would revert to uplands should irrigation water cease to flow.

**III. SUPPORTING INFORMATION**

**A. Select/enter all resources** that were used to aid in this determination and attach data/maps to this document and/or references/citations in the administrative record, as appropriate.

Information submitted by, or on behalf of, the applicant/consultant: [Site Photos, additional information provided by Agent.](#)

This information is and is not sufficient for purposes of this AJD.

Rationale: [Additional site photos \(June 2020\) and approximate boundaries provided by agent](#)

Data sheets prepared by the Corps:

Photographs: [Aerial: Google Earth Imagery Dates, 5/1992, 6/2005, 7/2018](#)

Corps site visit(s) conducted on:

Previous Jurisdictional Determinations (AJDs or PJDs):

Antecedent Precipitation Tool: [provide detailed discussion in Section III.B.](#)

USDA NRCS Soil Survey: [USDA Web Soil Survey Review Date 9/1/2020; Soil Map Units within the property include Power Silt Loams, and Trevino-Rock Outcrop complexes, which are well draining and non-hydric. It should be noted that the northern boundary is determined to be Marsh, and is associated with the beginning of the Aaron Drain, which these features either directly or indirectly flow into.](#)

<sup>4</sup> Some excluded waters, such as (b)(2) and (b)(4), may not be specifically identified on the AJD form unless a requestor specifically asks a Corps district to do so. Corps districts may, in case-by-case instances, choose to identify some or all of these waters within the review area.

<sup>5</sup> Because of the broad nature of the (b)(1) exclusion and in an effort to collect data on specific types of waters that would be covered by the (b)(1) exclusion, four sub-categories of (b)(1) exclusions were administratively created for the purposes of the AJD Form. These four sub-categories are not new exclusions, but are simply administrative distinctions and remain (b)(1) exclusions as defined by the NWPR.



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- USFWS NWI maps: USFWS Online Wetland Mapper; Resources identified within the Wetland mapper include the the unnamed irrigation ditch (R5UBH), and the Aaron Drain (PEM1Cx) to the North. The unnamed wetland in the northeastern portion is not present.
- USGS topographic maps: USGS 1:24K Quad, Nampa Idaho. 1954

**Other data sources used to aid in this determination:**

Data Source (select)	Name and/or date and other relevant information
USGS Sources	N/A.
USDA Sources	N/A.
NOAA Sources	N/A.
USACE Sources	N/A.
State/Local/Tribal Sources	N/A.
Other information (specify)	Lava Springs Offsite Utility Geo-Tech Survey. Static Water Table in March 2005 ranged between 4-9 feet below the surface of the eastern boundary of property.

**B. Typical year assessment(s):** N/A or provide typical year assessment for each relevant data source used to support the conclusions in the AJD.

**C. Additional comments to support AJD:** The unnamed drainage ditch, and unnamed wetlands within the project area are man-made features, which do not relocate and were not constructed in a a natural tributary. The alignment of the unnamed ditch is straight and follows the property line to discharge into the Aaron Drain. Hydrology is limited to irrigation water received from the Ridenbaugh Canal. The unnamed wetlands are associated with a constructed drain ditch, which has been manipulated for aesthetic use downgradient resulting in backing up of water. Hydrology for the unnamed wetlands, is directly associated with return water from the Partridge Lateral, and would revert to uplands should irrigation water cease to flow.