

**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 24, 2023**

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Walla Walla District, NWW-00070-104, Rouns Teton Creek Delineation**

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

State: Idaho County/parish/borough: Teton City: Driggs

Center coordinates of site (lat/long in degree decimal format): Lat. 43.745422 °, Long. -111.051912 °

Universal Transverse Mercator: Zone 12T, Northing 495820.213791 N Easting 4843599.345974 E

Name of nearest waterbody: Teton Creek

Name of watershed or Hydrologic Unit Code (HUC): Teton Creek 170402040201

- 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 24, 2023
- 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: ROUNS REPORT DRAFT.pdf dated January 25, 2023
- 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: [Click here to enter text.](#)
- USGS NHD data.
- USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: [Click here to enter text.](#)
- USDA Natural Resources Conservation Service Soil Survey. Citation: NCRS (Web Soil Survey)
- National wetlands inventory map(s). Cite name: USFWS (Wetlands Mapper)
- State/Local wetland inventory map(s): Teton County GIS Web App
- FEMA/FIRM maps: [Click here to enter text.](#)
- 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
- Photographs:  Aerial (Name & Date): Google Earth and Mapbox Aerials
- or  Other (Name & Date): Photos provided of each survey point including vegetation, soils, and photos of each soil pit.
- 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): USGS 3D Elevation Program (3DEP) Updated: Aug 19, 2021

**B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND:** The aquatic resource delineation report submitted to USACE on 02/01/2023 prepared by Kagel Environmental LLC states that out of 24 sample points not a single point met all three wetland criteria. The soils were reported to be consistent throughout the site and were defined as well drained, high chroma, and therefore not hydric soils. Hydrology to support wetlands were not found at any of the sample points however, at points 11 and 13 ground water was observed at 35 and 24 inches respectively. Although hydrophytic vegetation was found to be dominant at sample point 24 the other two criteria were not met. Upon completion of the analysis of this report USACE concurs with the determination that the entire 13.8 acres should be classified as uplands.

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<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.

