

I. ADMINISTRATIVE INFORMATION

Completion Date of Approved Jurisdictional Determination (AJD): 06-JUL-2021

ORM Number: MVR-2021-00694-AF

Associated JDs:

Review Area Location1:

State/Territory: IA City: Balflor County: Mills County

Center Coordinates of Review Area: Latitude 41.0438 Longitude -95.689738

II. FINDINGS

А.	Summary: Check all that apply. At least one box from the following list MOST 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 or describe rationale.
	☐ 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)²

	§ 10 Name	§	10 Size	§ 1	10 Criteria	F	Rationale for §	10 Determination
N/A	Α	N/A		N/A		N/A		

C. Clean Water Act Section 404

Territorial Seas and Traditional Navigable Waters ((a)(1) waters)³

Ī	(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
IS-1	1030 feet	(a)(2) Intermittent tributary	This feature meets the criteria for an intermittent
		contributes surface water flow	tributary. The tributary flows to Keg Creek, an A2 water
		directly or indirectly to an (a)(1)	that flows to the Missouri River (A1)
		water in a typical year	
IS-2	985 feet	(a)(2) Intermittent tributary	This feature meets the criteria for an intermittent
		contributes surface water flow	tributary. The tributary flows to Keg Creek, an A2 water
		directly or indirectly to an (a)(1)	that flows to the Missouri River (A1)
		water in a typical year	
IS-3	1017 feet	(a)(2) Intermittent tributary	This feature meets the criteria for an intermittent
		contributes surface water flow	tributary. The tributary flows to Keg Creek, an A2 water
		directly or indirectly to an (a)(1)	that flows to the Missouri River (A1)
		water in a typical year	

¹ Map(s)/Figure(s) are attached to the AJD provided to the requestor.

to do so. Corps Districts may, in case-by-case instances, choose to identify some or all of these waters within the review area.

² 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.

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⁴ 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

⁵ 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.



IS-4	1109 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This feature meets the criteria for an intermittent tributary. The tributary flows to Keg Creek, an A2 water that flows to the Missouri River (A1)
IS-5	2943 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This feature meets the criteria for an intermittent tributary. The tributary flows to Keg Creek, an A2 water that flows to the Missouri River (A1)
IS-6	2097 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This feature meets the criteria for an intermittent tributary. The tributary flows to Keg Creek, an A2 water that flows to the Missouri River (A1)
IS-7	4139 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This feature meets the criteria for an intermittent tributary. The tributary flows to Keg Creek, an A2 water that flows to the Missouri River (A1)
PS-1	2426 feet	(a)(2) Perennial tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This feature meets the criteria for an perennial tributary. The tributary flows to Keg Creek, an A2 water that flows to the Missouri River (A1)

Lakes and ponds, and impoundments of jurisdictional waters ((a)(3) waters):

	,		(1.)(3) 11.111111
(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
WL-2	0.34 acres	(a)(4) Wetland separated from an (a)(1)-(a)(3) water only by an artificial structure allowing a direct hydrologic surface connection between the wetland and the (a)(1)-(a)(3) water in a typical year	Wetland 2 is inundated by PS-1 in a typical year via a culvert that is underneath Ivory Road. PS-1 is a perennial stream that flows to the Missouri River.
WL-3, Emergent	14.87 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland 3 abuts PS-1.
WL-3, Forested	0.4 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland 3 abuts PS-1
WL-3, Scrub/Shrub	0.23 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland 3 abuts PS-1
WL-5, Emergent	1.62 acres	(a)(4) Wetland separated from an (a)(1)-(a)(3) water only by an artificial structure allowing a direct hydrologic surface connection between the wetland and the (a)(1)-(a)(3) water in a typical year	Wetland 5 is separated from wetland 3 by a culvert. A direct connection exists during a typical year. Wetland 3 abuts PS-1, a perennial tributary of the Missouri River.
WL-5, Forested	0.41 acres	(a)(4) Wetland separated from an (a)(1)-(a)(3) water only by an artificial structure allowing a direct hydrologic surface connection between the wetland and the (a)(1)-	Wetland 5 is separated from wetland 3 by a culvert. A direct connection exists during a typical year. Wetland 3 abuts PS-1, a perennial tributary of the Missouri River.

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		(a)(3) water in a typical year	
WL-5, Scrub/Shrub	0.07 acres	(a)(4) Wetland separated from an (a)(1)-(a)(3) water only by an artificial structure allowing a direct hydrologic surface connection between the wetland and the (a)(1)-(a)(3) water in a typical year	Wetland 5 is separated from wetland 3 by a culvert. A direct connection exists during a typical year. Wetland 3 abuts PS-1, a perennial tributary of the Missouri River.
WL-6, Emergent	1.24 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland abuts an A2 tributary.
WL-6, Forested	4.46 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland abuts an A2 tributary.
WL-6, Scrub/Shrub	0.39 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland abuts an A2 tributary.
WL-8	0.28 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland abuts an A2 tributary.
WL-9, Emergent	1.58 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland abuts an A2 tributary.
WL-9, Forested	1.07 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland abuts an A2 tributary.
WL-9, Scrub/Shrub	0.1 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	Wetland abuts an A2 tributary.

D. Excluded Waters or Features

Excluded waters $((b)(1) - (b)(12))^4$:

Exclusion Name	Exclusion Size	Exclusion ⁵	Rationale for Exclusion Determination
EF-1	84 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	Does not meet the criteria of an intermittent or perennial stream in a typical year.
EF-10	77 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	Does not meet the criteria of an intermittent or perennial stream in a typical year.
EF-11	122 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	Does not meet the criteria of an intermittent or perennial stream in a typical year.
EF-12	91 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	Does not meet the criteria of an intermittent or perennial stream in a typical year.
EF-13	210 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	Does not meet the criteria of an intermittent or perennial stream in a typical year.
EF-14	101 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	Does not meet the criteria of an intermittent or perennial stream in a typical year.
EF-15	101 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	Does not meet the criteria of an intermittent or perennial stream in a typical year.
EF-16	88 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	Does not meet the criteria of an intermittent or perennial stream in a typical year.
EF-17	117 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or

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		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-18	169 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-19	723 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-2	195 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-20	83 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-21	95 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-22	105 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-23	365 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-24	149 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-25	141 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-26	447 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-27	168 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-28	75 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-29	116 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-3	231 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
EF-30	71 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
EF-31	271 feet	rill, or pool (b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
LI -0 I	27 1 1661	an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
EF-32	150 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.

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		rill, or pool	
EF-33	218 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
EF-34	92 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
EF-35	266 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
EF-36	756 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
EF-37	335 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
EF-4	266 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
EF-5	78 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
EF-6	111 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
	100.5	rill, or pool	
EF-7	139 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
EF-8	355 feet	rill, or pool	December of the entire of an intermediate of
EF-8	355 leet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully,	Does not meet the criteria of an intermittent or
		rill, or pool	perennial stream in a typical year.
EF-9	74 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
EF-9	74 1661	an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	perenniai stream in a typicai year.
ES-1	870 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
L0-1	070 1661	an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	pororiinar stroum in a typioar year.
ES-10	193 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
20 10	100 1001	an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	persuman susam in a typican year.
ES-11	112 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
ES-12	552 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	j. , ,
ES-2	1088 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
ES-3	346 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	

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ES-4	180 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	, , ,
ES-5	1219 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully, rill, or pool	perennial stream in a typical year.
ES-6	251 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
ES-7	158 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
ES-8	1236 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
ES-9	559 feet	(b)(3) Ephemeral feature, including	Does not meet the criteria of an intermittent or
		an ephemeral stream, swale, gully,	perennial stream in a typical year.
		rill, or pool	
WL-1	0.26 acres	(b)(1) Non-adjacent wetland	Wetland is isolated with no direct surface connection to
			an A2 tributary.
WL-4	0.13 acres	(b)(1) Non-adjacent wetland	Wetland is isolated with no direct surface connection to
			an A2 tributary.
WL-7	0.09 acres	(b)(1) Non-adjacent wetland	Wetland is isolated with no direct surface connection to
			an A2 tributary.

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.
 - **_X**_ Information submitted by, or on behalf of, the applicant/consultant: *Wetland Delineation Report*, *Mid American's Green Advantage Enterprise Park*, *April 12-16*, 2021.

This information is sufficient for purposes of this AJD.

Rationale: N/A or describe rationale for insufficiency (including partial insufficiency).

- ____ Data sheets prepared by the Corps: *Title(s) and/or date(s)*.
- Photographs: (NA, aerial, other, aerial and other) Title(s) and/or date(s).
- ___ Corps Site visit(s) conducted on: *Date(s)*.
- Previous Jurisdictional Determinations (AJDs or PJDs): ORM Number(s) and date(s).
- Antecedent Precipitation Tool: provide detailed discussion in Section III.B.
- X USDA NRCS Soil Survey: Figure 6 in Wetland Delineation
- X USFWS NWI maps: Figure 5 in Wetland Delineation
- X USGS topographic maps: Accessed via Google Earth and also Figure 2 Wetland Delineation.

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	

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NOAA Sources	N/A.
USACE Sources	N/A.
State/Local/Tribal Sources	N/A.
Other Sources	N/A.

- **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: Figure 7 and Figure 7a (21 pages) were used to determine jurisdiction. Pages are attached to AJD.

¹ Map(s)/Figure(s) are attached to the AJD provided to the requestor.

² 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.

³ 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 independent 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.

⁴ 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.

⁵ 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.











































