areas which would revert to upland if the irrigation ceased are not considered waters of the US. The Corps determined that Ditches 1-4 lack a significant nexus to any downstream waters, and meet the definition of "Preamble Waters" defined in the November 13, 1986 Federal Register (51 FR, Page 41217), Part 328 as being irrigation ditches excavated in uplands are generally not considered waters of the US.

On 4 November 2022, the Corps initiated coordination for the review of this AJD with the U.S. Environmental Protection Agency (EPA) Region 10 and Corps Headquarters (HQ). On 10 November 2022, the EPA concurred with our determination. On 16 November 2022, Corps HQ responded with no comments.