

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): April 21, 2020

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Mobile District, Newton Water and Sewer Board – Water Improvement Project, SAM-2020-00062-ELB.

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Alabama County/parish/borough: Dale City: Newton
Center coordinates of site (lat/long in degree decimal format): Lat. 31.370666°, Long. -85.62414
Name of nearest waterbody: Hurricane Creek
Name of watershed or Hydrologic Unit Code (HUC): 031402010601, Klondike Creek-Hurricane Creek; and 031402010603, Brooking Mill Creek

- 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: March 6, 2020
- 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: Maps of site provided by DHA Engineering, LLC.
- 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: AL – Dale County
- USDA Natural Resources Conservation Service Soil Survey. Citation: Web Soil Survey for Dale County, AL
- National wetlands inventory map(s). Cite name: USFWS NWI .kmz overlay on Google Earth Pro
- State/Local wetland inventory map(s): [Click here to enter text.](#)
- FEMA/FIRM maps: 01045C0145D, 01045C0165D, 01045C0235D, 01045C0251D, Effective 5/2/2016
- 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Google Earth, 2019
 - or Other (Name & Date): Site photos provided by applicant on 1/16/2020.
- 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: A desktop survey that included review of aerial photographs, FEMA floodplain maps, NWI wetland and USDA soil survey maps also found no indication of wetlands within the defined project area, namely the proposed bore hole sites which will be placed entirely within existing pre-filled road right-of-way.

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.