

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): March 10, 2020

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Mobile District (CESAM), Alabama Department of Labor, Abandoned Mine Land Reclamation Office – Stanley Cumens property, SAM-2020-00159-KMN

C. PROJECT LOCATION AND BACKGROUND INFORMATION: 10247 Alabama Highway 13, Haleyville, Alabama 35565: abandoned mine land subsidence reclamation/repair project

State: Alabama County/parish/borough: Winston City: Haleyville
Center coordinates of site (lat/long in degree decimal format): Lat. 34.182030 °, Long. -87.608239 °
Universal Transverse Mercator: Zone 16 X (Easting) Y (Northing)

Name of nearest waterbody: None

Name of watershed or Hydrologic Unit Code (HUC): HUC 12: 03160103012 – Lake Buttachatchee-Buttahatchee River

- 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 10, 2020
 Field Determination. Date(s):

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 & work plans submitted by State of Alabama, Department of Labor, Abandoned Mine Land Reclamation Office received by USACE 27 January 2020.
 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: <https://viewer.nationalmap.gov/advanced-viewer/> Watershed Boundary & National Hydrography Dataset layers
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s). Cite scale & quad name: 1:24,000 Haleyville East, AL
 USDA Natural Resources Conservation Service Soil Survey. Citation: Soil Survey Staff, Natural Resources Conservation Service, United States Department of Agriculture. Web Soil Survey, National Cooperative Soil Survey, Winston County, Alabama. Available online at <http://websoilsurvey.nrcs.usda.gov/>
 National wetlands inventory map(s).
 State/Local wetland inventory map(s): [Click here to enter text.](#)
 FEMA/FIRM maps:
 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): Color aerial photos and topo maps provided by applicant
 or Other (Name & Date): Site specific color digital photos dated 14 November 2019, provided by applicant
 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.](#)

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.

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: Based on review of available desktop resources including Web Soil Survey mapping, topographic mapping, and historic aerial photography, the project area consists of upland/non-wetland, dry lands. Aerial photography review shows the area that would be impacted by the currently proposed project as being a pasture. The property contains a pond which is not located within the proposed project area.