

## **Information for File # 2012-04841-MTS**

**Applicant:** Mr. Dale Forst

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**Primary County:** Sibley

**Section:** 16

**Township:** 113 N.

**Range:** 31 W.

**Information Complete On:** March 4, 2013

**Posting Expires On:** April 15, 2013

**Authorization Type:** LOP-05-MN

This application is being reviewed in accordance with the practices for documenting Corps jurisdiction under Sections 9 & 10 of the Rivers and Harbor Act of 1899 and Section 404 of the Clean Water Act identified in Regulatory Guidance Letter 07-01. We have made a preliminary determination that some of the aquatic resources that would be impacted by the proposed project are regulated by the Corps of Engineers under Section 404 of the Clean Water Act.

**PROJECT DESCRIPTION AND PURPOSE:** The permit applicant has petitioned the Sibley County Ditch Authority for the proposed improvement of the Sibley County Ditch No. 49 (CD 49) system. The proposed work includes converting a portion of CD 49 to a drain tile system for the purpose of improved farming operations.

Currently, a portion of CD 49 extends laterally into the applicant's property (see enclosures). The applicant proposes to fill and cover approximately 1,100 linear feet of the existing ditch system, install a surface inlet in conjunction with a 15-inch drain tile located approximately 50 feet north of the ditch centerline. Additionally, there are five lateral tile lines that drain into the existing ditch; these tile lines would be connected to the proposed 15-inch line.

The existing configurations of the ditch are as follows: bottom widths are estimated to be between 4 and 7 feet; side slopes are 1 1/2:1; ditch depths from top to bottom are 4 to 7 feet.

**NAME, AREA AND TYPES OF WATERS (INCLUDING WETLANDS) SUBJECT TO LOSS:** As a result of the project, approximately 0.75 acre of CD 49 would be filled and permanently lost. Additionally, there would be minor discharges into the primary portion of CD 49 resulting from the proposed work.

**ALTERNATIVES CONSIDERED:** The applicant has not identified any alternatives to the proposed activity.

**COMPENSATORY MITIGATION:** The applicant has not provided a statement concerning compensatory mitigation for the permanent loss of 0.75 acre of waters of the United States.

**Drawings:** See attached.