

Information for File #2013-00177-BGO

Applicant: Mr. David Kremer

Corps Contact: Benjamin Orne

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Primary County: Murray County, Minnesota

Section: 27

Township: 105N.

Range: R. 41W.

Information Complete On: February 14, 2013

Posting Expires On: February 25, 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 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. Our jurisdictional review and final jurisdictional determination could result in modifications to the scope of the project's regulated waterbody/wetland impacts and compensatory mitigation requirements identified above. An approved jurisdictional determination will be made prior to reaching a permit decision, and will be posted on the St. Paul District web page at <http://www.mvp.usace.army.mil/>.

Project Description

The applicant proposes to discharge fill material below the plane of the Ordinary High Water Mark (OHWM) along approximately 2,100 linear feet of an unnamed tributary (drainage ditch) to North Branch Jack Creek. The work would be conducted in association with the realignment of a segment of the drainage ditch for farming purposes. The current alignment of the drainage ditch bisects the applicant's field creating an isolated condition and is an obstacle to the movement of machinery. The proposed alignment of the drainage ditch would minimize these disadvantages by placing the ditch

along the property line/field boundary. The drainage ditch serves as an interceptor for surface and subsurface (seepage) water, and as an outlet for drainage systems in the area.

The dimensions of the channel portion to be filled (existing channel) is approximately 2,100 linear feet long by 4 feet wide (bottom width) by 6 feet deep with a 16-foot-wide top. The dimensions of the proposed channel is approximately 2,600 linear feet long by 4 feet wide (bottom width) by 8 feet deep with a 30-foot-wide top. All fill material would be obtained from the proposed channel.

Federally-listed Threatened and Endangered Species

According to the USFWS Midwest Region website, which was checked on February 12, 2013, the Topeka shiner (endangered), Dakota skipper (candidate), and Poweshiek skipperling (candidate) are found in Murray County, Minnesota.

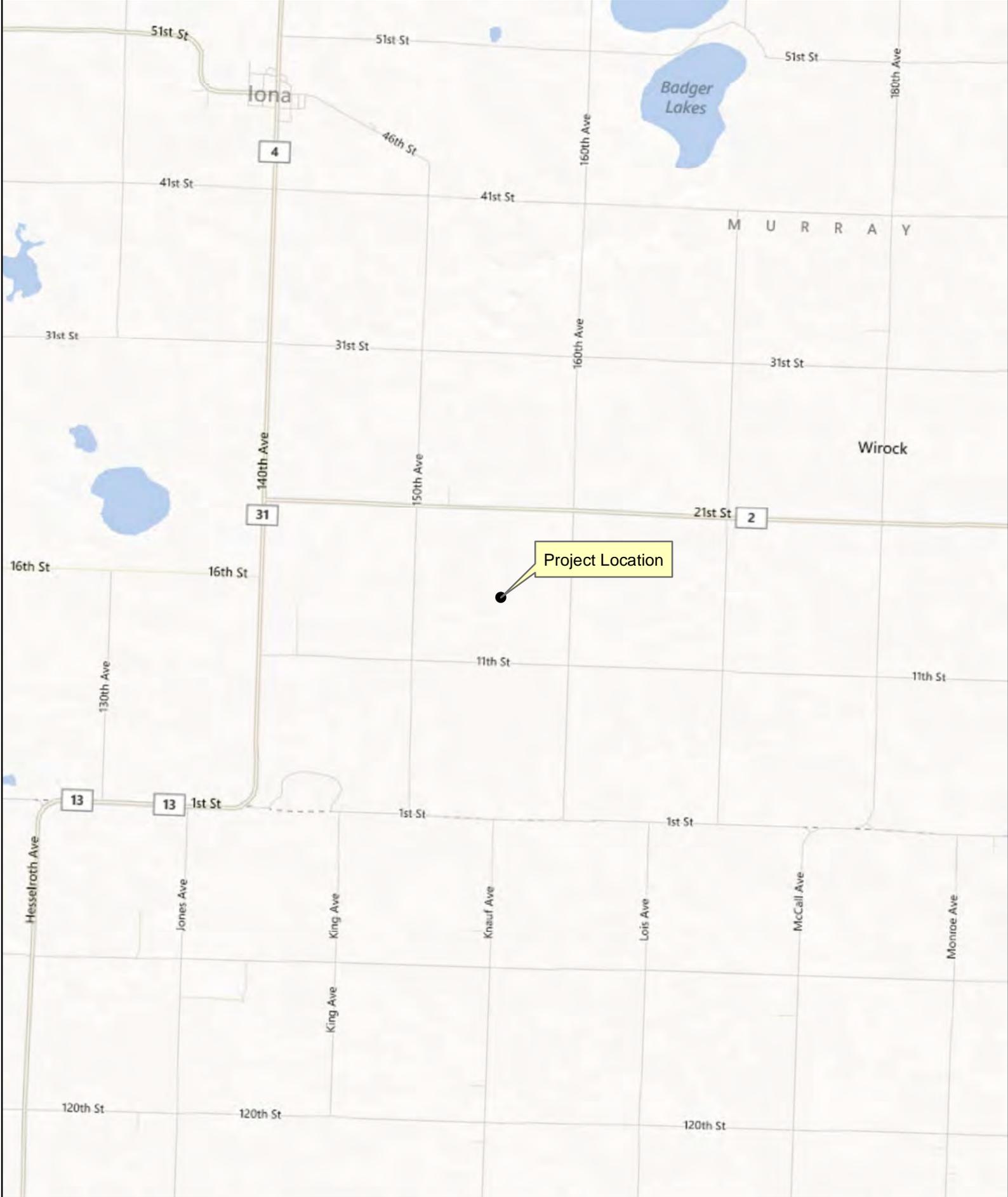
Historic Properties

The latest version of the National Register of Historic Places has been consulted and no listed properties (known to be eligible for inclusion, or included in the Register) are located in the project area.

State Listed Impaired (Section 303(d)) Waters

North Branch Jack Creek is identified on the CWA 303(d) list of impaired waters due to excess turbidity (suspended solids).

Drawings See attached.



US Army Corps of Engineers
St. Paul District

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Kremer Ditch Realignment - Murray County
Data Sources: Bing Maps, NAD 1983 UTM 15N

● Project Location

