APPROVED JURISDICTIONAL DETERMINATION FORM
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): MAR 17 2016

B. ST PAUL, MN DISTRICT OFFICE, FILE NAME, AND NUMBER:
MVP-2016-00238-LMG Montag, Brian - Tile Drainage and Ditching

C. PROJECT LOCATION AND BACKGROUND INFORMATION:
State: Minnesota County/parish/borough: Benton City: Mayhew Lake
Center coordinates of site (lat/long in degree decimal format): Lat. 45.65457° N, Long. -94.10211° W.
Universal Transverse Mercator:
Name of nearest waterbody: Mayhew Creek
Name of watershed or Hydrologic Unit Code (HUC): 07010203
☒ Check if map/diagram of review area and/or potential jurisdictional areas is/are 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 15, 2016
☐ 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: CWA ANALYSIS

A. TNWs AND WETLANDS ADJACENT TO TNWs: N/A

B. CHARACTERISTICS OF TRIBUTARY (THAT IS NOT A TNW) AND ITS ADJACENT WETLANDS (IF ANY): N/A

C. SIGNIFICANT NEXUS DETERMINATION: N/A

D. DETERMINATIONS OF JURISDICTIONAL FINDINGS. THE SUBJECT WATERS/WETLANDS ARE (CHECK ALL THAT APPLY): N/A

E. ISOLATED [INTERSTATE OR INTRA-STATE] WATERS, INCLUDING ISOLATED WETLANDS, THE USE, DEGRADATION OR DESTRUCTION OF WHICH COULD AFFECT INTERSTATE COMMERCE, INCLUDING ANY SUCH WATERS (CHECK ALL THAT APPLY): N/A

F. NON-JURISDICTIONAL WATERS, INCLUDING WETLANDS (CHECK ALL THAT APPLY):
☒ If potential wetlands were assessed within the review area, these areas did not meet the criteria in the 1987 Corps of Engineers
☐ Other: (explain, if not covered above):

SECTION IV: 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: Brian Montag
☐ 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:
☐ Corps navigable waters' study:
☐ U.S. Geological Survey Hydrologic Atlas:
  ☐ USGS NHD data.
  ☐ USGS 8 and 12 digit HUC maps.

- ☒ U.S. Geological Survey map(s). Cite scale & quad name: 1:24K MN-MAYHEW
- ☒ USDA Natural Resources Conservation Service Soil Survey. Citation: Benton County Soil Survey
- ☒ National wetlands inventory map(s). Cite name: USFWS NWI & MnDNR NWI
- ☐ State/Local wetland inventory map(s):
- ☐ FEMA/FIRM maps:
- ☐ 100-year Floodplain Elevation is: (National Geodectic Vertical Datum of 1929)
- ☒ Photographs: ☐ Aerial (Name & Date):
  or ☒ Other (Name & Date): Google Earth
- ☐ Previous determination(s). File no. and date of response letter:
- ☐ Applicable/supporting case law:
- ☐ Applicable/supporting scientific literature:
- ☐ Other information (please specify): NRCS Certified Wetland Determination

B. ADDITIONAL COMMENTS TO SUPPORT JD: The review area for this determination is identified in red on the enclosed figures labeled MVP-2016-00238-LMG Page 2 of 4 through Page 4 of 4. The land within the review area is designated prior converted/non-wetland (PC/NW) by the Natural Resources Conservation Service and is not within the regulatory jurisdiction of the Corps of Engineers. The wetlands are not waters of the U.S.

Customer:
Tract:
Date:

Certified Wetland Determination

Agency: NRCS
Field Office: Foley
District: Benton SWCD

Wetland Label		
PC/NW	AW/W	MIW
W	CC	MW
FW	CPD	MWM
FWP	CMW	NW/NAD
AW	CW or CW+yr	OW
AW/FW	CWNA	TP
	CWTE	WX
		NI

NRCS
Natural Resources Conservation Service

1:2,477

N

0 450

Maps are for graphical purposes only. They do not represent a legal survey. While every effort has been made to ensure that these data are accurate and reliable within the limits of the current state of the art, NRCS cannot assume liability for any damages caused by any errors or omissions in the data, nor as a result of the failure of the data to function on a particular system. NRCS makes no warranty, expressed or implied, nor does the fact of distribution constitute such a warranty.

tomer: Brian Montag
ract:1046
Date:10/28/13
Town&Sec: Mayhew Lake 28

Certified Wetlaand Determination

Agency: NRCS
Field Office: Foley
District: Benton SWCD

Missing Label	CWTE
PC/NW	MIW
W	MW
FW	MWM
FWP	NW
AW	NW/NAD
CME	PC
CPD	TP
CW	WX

USDA NRCS
United States Department of Agriculture
Natural Resources Conservation Service

0 150 300 600 Feet

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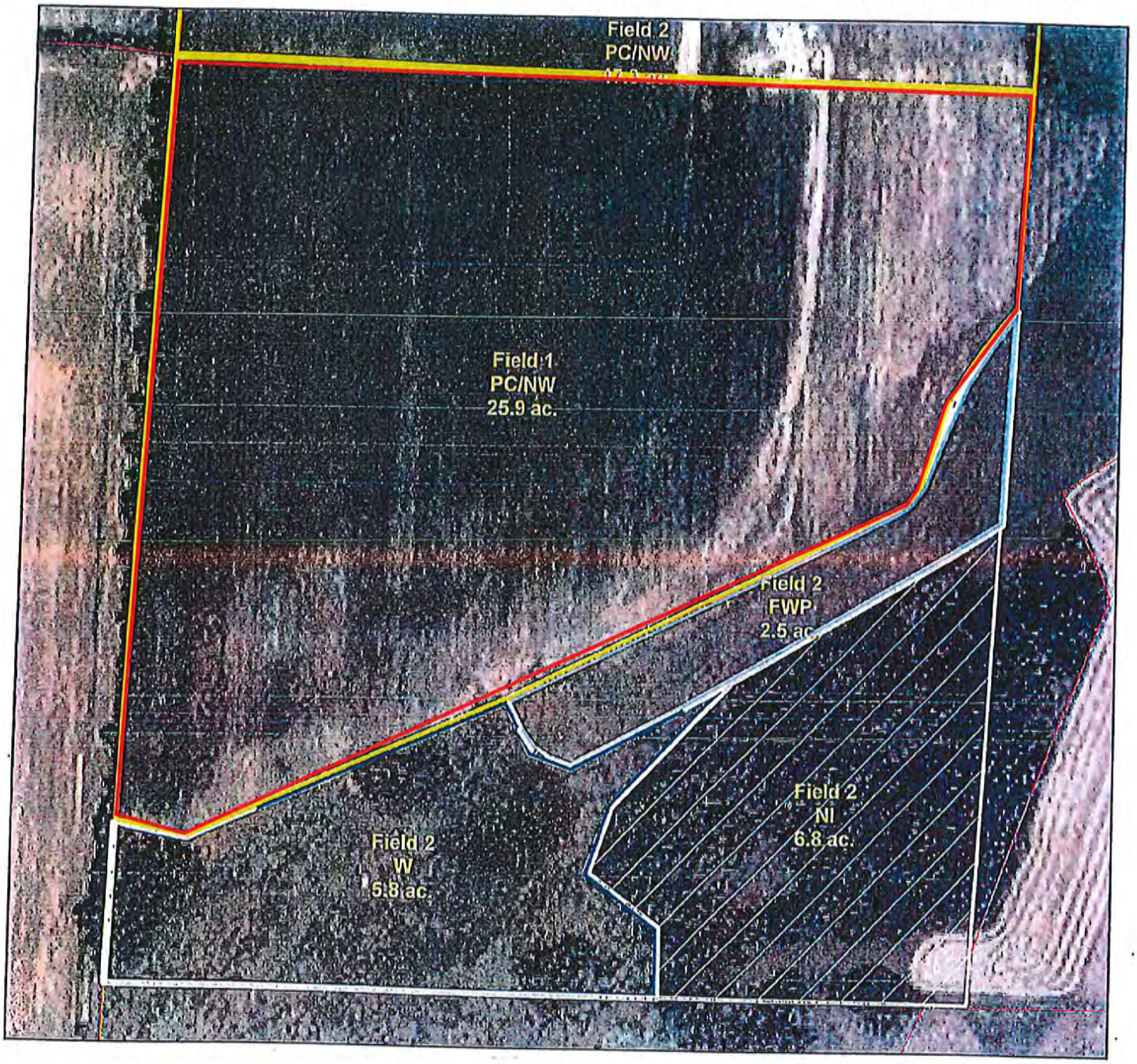

Wetland Label		
PC/NW	AW/W	MIW
W	CC	MW
FW	CPD	MWM
FWP	CMW	NW/NAD
AW	CW or CW+yr	OW
AW/FW	CWNA	TP
	CWTE	WX
		NI

NRCS
Natural Resources Conservation Service

1:2,597

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0 470

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