



U.S. ARMY CORPS OF ENGINEERS  
REGULATORY PROGRAM  
APPROVED JURISDICTIONAL DETERMINATION FORM (INTERIM)  
NAVIGABLE WATERS PROTECTION RULE

**I. ADMINISTRATIVE INFORMATION**

Completion Date of Approved Jurisdictional Determination (AJD): 24-AUG-2020

ORM Number: SAS-2001-04600

Associated JDs: N/A

Review Area Location<sup>1</sup>: The Dog River Reservoir

State/Territory: GA City: Douglasville County/Parish/Borough: Douglas County

Center Coordinates of Review Area: Latitude 33.618951 Longitude -84.790081

**II. FINDINGS**

**A. Summary:** Check all that apply. At least one box from the following list **MUST** be selected. Complete the corresponding sections/tables and summarize data sources.

- ☐ The review area is comprised entirely of dry land (i.e., there are no waters or water features, including wetlands, of any kind in the entire review area). Rationale: N/A or describe rationale.
- ☐ There are "navigable waters of the United States" within Rivers and Harbors Act jurisdiction within the review area (complete table in section II.B).
- ☒ There are "waters of the United States" within Clean Water Act jurisdiction within the review area (complete appropriate tables in section II.C).
- ☒ There are waters or water features excluded from Clean Water Act jurisdiction within the review area (complete table in section II.D).

**B. Rivers and Harbors Act of 1899 Section 10 (§ 10)<sup>2</sup>**

§ 10 Name	§ 10 Size	§ 10 Criteria	Rationale for § 10 Determination
N/A	N/A	N/A	N/A

**C. Clean Water Act Section 404**

Territorial Seas and Traditional Navigable Waters ((a)(1) waters)<sup>3</sup>

(a)(1) Name	(a)(1) Size	(a)(1) Criteria	Rationale for (a)(1) Determination
N/A	N/A	N/A	N/A

Tributaries ((a)(2) waters):

(a)(2) Name	(a)(2) Size	(a)(2) Criteria	Rationale for (a)(2) Determination
Ant Creek	2271 feet	(a)(2) Perennial tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Badger Creek	180 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Bat Creek	645 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.

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<sup>5</sup> Because of the broad nature of the (b)(1) exclusion and in an effort to collect data on specific types of waters that would be covered by the (b)(1) exclusion, four sub-categories of (b)(1) exclusions were administratively created for the purposes of the AJD Form. These four sub-categories are not new exclusions, but are simply administrative distinctions and remain (b)(1) exclusions as defined by the NWPR.



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Bear Creek	304 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Beaver Creek	10 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Blackbird Creek	72 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Caine Creek	483 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Carrion Creek	364 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Centipede Creek	942 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Cougar Creek	339 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Crow Creek	138 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Cuckoo Creek	272 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Dog River Lower	1216 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Dog River Upper	2327 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Dove Creek	226 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Finch Creek	23 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.

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Flyblow Creek	1495 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Fox Creek	135 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Goat Creek	116 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Godwit Creek	204 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Goose Creek	157 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Heron Creek	837 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Ibis Creek	56 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Killdeer Creek	163 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Kingfisher Creek	1396 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Ladybug Creek	2744 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Lower Bobcat Creek	196 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Lynx Creek	134 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Mallard Creek	39 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.

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Marmot Creek	427 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Marten Creek	139 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Moose Creek	454 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Moth Creek s	692 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Opossum Creek	243 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Osprey Creek i	106 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Osprey Creek p	506 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Otter Creek	382 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Owl Creek	65 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Parrot Creek	256 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Pig Creek	36 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Pigeon Creek	331 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Raccoon Creek	793 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.

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Rat Creek	72 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Raven Creek	348 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Robin Creek	728 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Seal Creek	846 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Squirrel Creek	139 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Stinkbug Creek	1264 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Swallow Creek	1120 feet	(a)(2) Perennial tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Tanager Creek	369 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Thrush Creek	177 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Towhee Creek	178 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Turtle Creek	130 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Upper Bobcat Creek	182 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Weasel Creek	463 feet	(a)(2) Intermittent tributary contr butes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.

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Wolf Creek	431 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Woodpecker Creek	55 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.
Wren Creek	547 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This tributary contributes surface water flow into the Chattahoochee River in a typical year.

**Lakes and ponds, and impoundments of jurisdictional waters ((a)(3) waters):**

(a)(3) Name	(a)(3) Size	(a)(3) Criteria	Rationale for (a)(3) Determination
Dog River Reservoir	232 Acrea	A3LPIFLOW: (a)(3) Lake/pond or impoundment of a jurisdictional water contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	Dog River Reservoir is an impoundment of the perennial tributary Dog River, which contributes surface flow directly into the Chattahoochee River.

**Adjacent wetlands ((a)(4) waters):**

(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
Wetland 1	0.63 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 10	0.007 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 11	32 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 12	0.51 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 13	0.28 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 2	0.027 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 3	0.071 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 4	0.053 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 5	0.076 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 6	0.002 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 7	0.029 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 8	0.005 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary
Wetland 9	0.005 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland directly abuts an (a)(2) tributary

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**D. Excluded Waters or Features**

Excluded waters ((b)(1) – (b)(12))<sup>4</sup>:

Exclusion Name	Exclusion Size	Exclusion <sup>5</sup>	Rationale for Exclusion Determination
Comorant Creek eph	392 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	This tributary has ephemeral flow and is therefore excluded from jurisdiction.
Coyote Creek eph	345 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	This tributary has ephemeral flow and is therefore excluded from jurisdiction.
Gull Creek eph	380 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	This tributary has ephemeral flow and is therefore excluded from jurisdiction.
Hare Creek eph	194 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	This tributary has ephemeral flow and is therefore excluded from jurisdiction.
Loon Creek eph	40 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	This tributary has ephemeral flow and is therefore excluded from jurisdiction.
Shrew Creek eph	93 feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool	This tributary has ephemeral flow and is therefore excluded from jurisdiction.

**III. SUPPORTING INFORMATION**

**A. Select/enter all resources** that were used to aid in this determination and attach data/maps to this document and/or references/citations in the administrative record, as appropriate.

☒ Information submitted by, or on behalf of, the applicant/consultant: *Delineation of Aquatic Resources, Dog River, Douglas County, Georgia dated June 22, 2020 by Nelson Environmental, Incorporated.* This information (is) sufficient for purposes of this AJD.  
Rationale: *This delineation was previously field verified by the Corps on January 15, 2019 and no significant changes to the site have occurred since that date. The delineation includes the aquatic resources surrounding the Dog River Reservoir.*

☐ Data sheets prepared by the Corps: *Title(s) and/or date(s).*

☒ Photographs: Google Aerial Imagery dated March 2017, photographs included with the delineation report.

☒ Corps Site visit(s) conducted on: *January 15, 2019*

☐ Previous Jurisdictional Determinations (AJDs or PJDs): *ORM Number(s) and date(s).*

☒ Antecedent Precipitation Tool: *provide detailed discussion in Section III.B.*

☒ USDA NRCS Soil Survey: *USDA WebSoil Survey Map of the project area included with the delineation report.*

☒ USFWS NWI maps: *NWI Mapping of the project area included with the delineation report.*

☒ USGS topographic maps: *USGS topographic map included with the delineation report.*

<sup>1</sup> Map(s)/Figure(s) are attached to the AJD provided to the requestor.

<sup>2</sup> If the navigable water is not subject to the ebb and flow of the tide or included on the District's list of Rivers and Harbors Act Section 10 navigable waters list, do NOT use this document to make the determination. The District must continue to follow the procedure outlined in 33 CFR part 329.14 to make a Rivers and Harbors Act Section 10 navigability determination.

<sup>3</sup> A stand-alone TNW determination is completed independently of a request for an AJD. A stand-alone TNW determination is conducted for a specific segment of river or stream or other type of waterbody, such as a lake, where independent upstream or downstream limits or lake borders are established. A stand-alone TNW determination should be completed following applicable guidance and should NOT be documented on the AJD form.

<sup>4</sup> Some excluded waters, such as (b)(2) and (b)(4), may not be specifically identified on the AJD form unless a requestor specifically asks a Corps district to do so. Corps Districts may, in case-by-case instances, choose to identify some or all of these waters within the review area.

<sup>5</sup> Because of the broad nature of the (b)(1) exclusion and in an effort to collect data on specific types of waters that would be covered by the (b)(1) exclusion, four sub-categories of (b)(1) exclusions were administratively created for the purposes of the AJD Form. These four sub-categories are not new exclusions, but are simply administrative distinctions and remain (b)(1) exclusions as defined by the NWPR.



U.S. ARMY CORPS OF ENGINEERS  
REGULATORY PROGRAM  
APPROVED JURISDICTIONAL DETERMINATION FORM (INTERIM)  
NAVIGABLE WATERS PROTECTION RULE

**Other data sources used to aid in this determination:**

Data Source (select)	Name and/or date and other relevant information
USGS Sources	N/A.
USDA Sources	N/A.
NOAA Sources	N/A.
USACE Sources	N/A.
State/Local/Tribal Sources	N/A.
Other Sources	N/A.

- B. Typical year assessment(s):** The delineation was conducted during a typical year using long term records based on WETS tables for the NEWNAN 7 WNW, Georgia; years 1981-2010. Monthly total precipitation records based on WETS tables for the DOUGLASVILLE 3.7S. In the table below, a sum of 6-9 indicates a drier than normal year, 10-14 indicates a normal year, and 15-18 indicates a wetter than normal year.

Normal Environmental Conditions Determination								
Preceding Month	Long-Term Precipitation (in) *			Precipitation (in)				
	30% chance for less precip.	Average	30% chance for more precip.	Rainfall**	Condition: Dry/ Normal/ Wet	Condition Value	Month Weight Value	Product of Previous Two Columns
January	3.53	4.58	5.48	3.87	Normal	2	3	6
December	2.58	4.21	4.8	3.9	Normal	2	2	4
November	2.74	4.15	5.04	0.9	Dry	1	1	1
							Sum	11

The Antecedent Precipitation Tool v.1.0 was generated for date February 2, 2018 (dates of Wetland Data Forms) for the HUC-10 and the score was 9, Mild Drought. The Antecedent Precipitation Tool v.1.0 was generated for date January 15, 2019 (date of field verification by Corps) and the score was 18, Extreme Wetness. The flow regimes for streams and wetland boundaries were evaluated based on what was observed on the site during the delineation which occurred during a mild drought and during the Corps field verification, which occurred during an extremely wet season.

- C. Additional comments to support AJD:** A site visit was conducted on January 15, 2019 to field verify the submitted delineation report for the project site. During the field verification, flow regime for the tributaries was confirmed. The applicant requested an approved Jurisdictional Determination after the Navigable Waters Protection Rule was effective for a determination of jurisdictional status of the ephemeral streams as well as other aquatic resources within the project area.

<sup>1</sup> Map(s)/Figure(s) are attached to the AJD provided to the requestor.

<sup>2</sup> If the navigable water is not subject to the ebb and flow of the tide or included on the District's list of Rivers and Harbors Act Section 10 navigable waters list, do NOT use this document to make the determination. The District must continue to follow the procedure outlined in 33 CFR part 329.14 to make a Rivers and Harbors Act Section 10 navigability determination.

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