



**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): 9/22/2020

ORM Number: SAS-2016-00726

Associated JDs: September 15, 2016

Review Area Location<sup>1</sup>: State/Territory: Georgia City: N/A County/Parish/Borough: Muscogee

Center Coordinates of Review Area: Latitude 32.6045 Longitude -84.9101

**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.	N/A.

Tributaries ((a)(2) waters):				
(a)(2) Name	(a)(2) Size	(a)(2) Criteria	Rationale for (a)(2) Determination	
N/A.	N/A.	N/A.	N/A.	N/A.

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	
N/A.	N/A.	N/A.	N/A.	N/A.

Adjacent wetlands ((a)(4) waters):				
(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination	
N/A.	N/A.	N/A.	N/A.	N/A.

<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 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.



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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
N/A.	N/A.	N/A.	N/A.	
Stream 2b	250	linear feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool.	This feature is classified as an ephemeral stream due to the weak presence of continuous bed and bank, lack of riffle-pool complexes, lack of hydric soils within the streambed, presence of leaf litter within the streambed, and lack of aquatic fauna within the stream.
Stream 2c	82	linear feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool.	This feature is classified as an ephemeral stream due to the weak presence of continuous bed and bank, lack of riffle-pool complexes, lack of hydric soils within the streambed, presence of leaf litter within the streambed, and lack of aquatic fauna within the stream.
Stream 3b	159	linear feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool.	This feature is classified as an ephemeral stream due to the weak presence of continuous bed and bank, lack of riffle-pool complexes, lack of hydric soils within the streambed, presence of leaf litter within the streambed, and lack of aquatic fauna within the stream.
Stream 3c	65	linear feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool.	This feature is classified as an ephemeral stream due to the weak presence of continuous bed and bank, lack of riffle-pool complexes, lack of hydric soils within the streambed, presence of leaf litter within the streambed, presence of some rooted upland plants within the streambed, and lack of aquatic fauna within the streambed.
Stream 5	565	linear feet	(b)(3) Ephemeral feature, including	This feature is classified as an ephemeral stream due to the weak presence of continuous

<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.



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Excluded waters ((b)(1) – (b)(12)): <sup>4</sup>			
Exclusion Name	Exclusion Size	Exclusion <sup>5</sup>	Rationale for Exclusion Determination
		an ephemeral stream, swale, gully, rill, or pool.	bed and bank, lack of riffle-pool complexes, lack of hydric soils within the streambed, presence of leaf litter within the streambed, and lack of aquatic fauna within the stream.

### 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: [Approved Jurisdictional Determination Request, August 24, 2020](#)

This information is sufficient for purposes of this AJD.

Rationale: [N/A](#)

☐ Data sheets prepared by the Corps: [Title\(s\) and/or date\(s\)](#).

☐ Photographs: [Select. Title\(s\) and/or date\(s\)](#).

☒ Corps site visit(s) conducted on: [August 10, 2016](#)

☒ Previous Jurisdictional Determinations (AJDs or PJDs): [September 15, 2016](#)

☒ Antecedent Precipitation Tool: [provide detailed discussion in Section III.B.](#)

☒ USDA NRCS Soil Survey: [SAS-2016-00726, Figure 2. Soil Map](#)

☒ USFWS NWI maps: [SAS-2016-00726, Figure 6. Site NWI Plain Map](#)

☒ USGS topographic maps: [SAS-2016-00726, Figure 4. Site Location Map](#)

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

Data Source (select)	Name and/or date and other relevant information
<a href="#">USGS Sources</a>	<a href="#">N/A.</a>
<a href="#">USDA Sources</a>	<a href="#">N/A.</a>
<a href="#">NOAA Sources</a>	<a href="#">N/A.</a>
<a href="#">USACE Sources</a>	<a href="#">N/A.</a>
<a href="#">State/Local/Tribal Sources</a>	<a href="#">N/A.</a>
<a href="#">FEMA/FIRM maps</a>	<a href="#">SAS-2016-00726, Figure 5. FEMA Floodzone Map</a>

**B. Typical year assessment(s):** [According to the Antecedent Precipitation Tool the site was drier than normal conditions for the dry season at the time of the Corps Site visit. See attached "Antecedent Precipitation vs Normal Range based on NOAA's Daily Global Historical Climatology Network"](#)

**C. Additional comments to support AJD:** [N/A](#)