



**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): 7/26/2021

ORM Number: SAS-2021-00510

Associated JDs: N/A or ORM numbers and identifiers (e.g. HQS-2020-00001-MSW-MITSITE).

Review Area Location<sup>1</sup>: State/Territory: GA City: Cedar Springs County/Parish/Borough: Early County

Center Coordinates of Review Area: Latitude 31.241000 Longitude -85.082490

**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
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.

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.

<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	
Stream 3 - EPH	945	linear feet	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1).	Feature shows evidence of intentional ditching, likely with the intent to drain adjacent wetlands. Based on the NC DWQ completed by the applicant the stream is ephemeral due to overall low geomorphology, hydrology, and biology scores.
Stream 7 - EPH	94	linear feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool.	Feature is ephemeral. Based on the NC DWQ completed by the applicant the stream is ephemeral due to low hydrology and biology scores.
Stream 8 - EPH	975	linear feet	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1).	Feature is a ditch which is not a(1) or a(2) and has evidence of spoil berms and other indications of ditching. Based on the NC DWQ completed by the applicant the stream is ephemeral due to overall low geomorphology, hydrology, and biology scores.
Stream 11 - EPH	1846	linear feet	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1).	Feature is a ditch which is not a(1) or a(2) and has evidence of spoil berms and other indications of ditching. Based on the NC DWQ completed by the applicant the stream is ephemeral due to overall low geomorphology, hydrology, and biology scores.
Stream 33 - EPH	70	linear feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool.	Feature is ephemeral. Based on the NC DWQ completed by the applicant the stream is ephemeral due to overall low geomorphology, hydrology, and biology scores.
Open Water 2	0.28	acre(s)	(b)(8) Artificial lake/pond	Feature has been excavated in upland area with spoil piles adjacent.

<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
			constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6).	
Open Water 3	0.17	acre(s)	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6).	Feature has been excavated in upland area with spoil piles adjacent.
Open Water 4	0.06	acre(s)	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6).	Feature has been excavated in upland area with spoil piles adjacent.
Open Water 5	0.10	acre(s)	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional	Feature has been excavated in upland area with spoil piles adjacent.



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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
		water that meets (c)(6).	
Open Water 7	0.77	acre(s)	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6). Feature has been excavated in upland area with spoil piles adjacent.
Open Water 8	0.57	acre(s)	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6). Feature has been excavated in upland area with spoil piles adjacent.
Wetland 2	0.20	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 6	0.33	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 7	1.39	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters.



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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
			This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 8	0.88	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 9	1.19	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 10	3.49	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 11	3.03	acre(s)	(b)(1) Non-adjacent wetland. Wetland is in depression dug out from surrounding uplands and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year..
Wetland 12	1.10	acre(s)	(b)(1) Non-adjacent wetland. Wetland is in depression dug out from surrounding uplands and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year..
Wetland 14	0.12	acre(s)	(b)(1) Non-adjacent wetland. Wetland is located in an isolated depression and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is



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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
			not inundated by any (a)(1)-(a)(3) waters in a typical year..
Wetland 15	0.09	acre(s)	(b)(1) Non-adjacent wetland. Wetland is created from overflow from isolated Open Water 7 b(8) and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year.
Wetland 22	0.47	acre(s)	(b)(1) Non-adjacent wetland. Wetland is located in an isolated depression and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year..
Wetland 26	0.46	acre(s)	(b)(1) Non-adjacent wetland. Wetland is located in an isolated depression and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year..
Wetland 28	2.32	acre(s)	(b)(6) Prior converted cropland. This area was drained or otherwise manipulated prior to December 23, 1985 for the purpose, or having the effect, of making production of agricultural product possible. Also b(1) feature, only connected through Stream 8 b(5).
Wetland 29	0.41	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 31	0.55	acre(s)	(b)(6) Prior converted cropland. This area was drained or otherwise manipulated prior to December 23, 1985 for the purpose, or having the effect, of making production of agricultural product possible. Also considered b(1) feature, only connected through Stream 11 – EPH (b5).
Wetland 32	0.29	acre(s)	(b)(6) Prior converted cropland. This area was drained or otherwise manipulated prior to December 23, 1985 for the purpose, or having the effect, of making production of agricultural product possible. Also considered b(1) feature, only connected through Stream 11 – EPH (b5).



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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	
Wetland 33	0.54	acre(s)	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1).	This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion. Historical aerial imagery show that this area was artificially ditched. Further indications such as culverting and adjacent spoil piles reinforce this. Poor upkeep has resulted in a linear wetland.
Wetland 35	0.61	acre(s)	(b)(1) Non-adjacent wetland.	This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 36	1.53	acre(s)	(b)(1) Non-adjacent wetland.	This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 40	0.26	acre(s)	(b)(1) Non-adjacent wetland.	This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 42	0.52	acre(s)	(b)(1) Non-adjacent wetland.	This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 43	0.82	acre(s)	(b)(1) Non-adjacent wetland.	This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters.



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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
			This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 46	2.99	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 47	0.04	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 48	0.40	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.
Wetland 50	0.32	acre(s)	(b)(1) Non-adjacent wetland. This is a depressional feature surrounded by upland and is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland is physically separated from all (a)(1)-(a)(3) waters. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year. See III.C for additional discussion.

**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: [SR Cedar Springs April 28, 2021](#)  
This information is **not** sufficient for purposes of this AJD.  
Rationale: [Drawings provided with original request had to be revised.](#)
- Data sheets prepared by the Corps: [Title\(s\) and/or date\(s\).](#)
- Photographs: [Aerial and Other: Aerial and site photographs were provided as part of the JD request](#)
- Corps site visit(s) conducted on: [Date\(s\).](#)





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- 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: [Figure 4, NRCS Soil Survey of Early County, GA](#)
- USFWS NWI maps: [Figure 5, NHD, NWI, and FEMA Flood Zones](#)
- USGS topographic maps: [Figure 2, SR Cedar Springs](#)

**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="#">Other Sources</a>	<a href="#">N/A.</a>

**B. Typical year assessment(s):** [According to the Antecedent Precipitation Tool the site was under wetter than normal conditions at the time of the consultants site visit.](#)

**C. Additional comments to support AJD:** [Based on a review of the information provided by the applicant, a review of aerial photos of the subject wetlands and all other available information, it has been determined that there are no \(a\)\(1\)-\(3\) waters entering or exiting the above referenced wetlands. Additionally, the wetlands are not located in the flood plain of any waterway and are situated in depressional areas that are completely surrounded by uplands. Based on the landscape position of the wetlands, it is very unlikely that floodwater would reach an elevation necessary for water to flow from any \(a\)\(1\)-\(3\) waters into the wetlands in a typical year. The wetlands are not adjacent to any \(a\)\(1\)-\(a\)\(3\) waters as defined by the NWPR. The wetlands do not abut any \(a\)\(1\)-\(a\)\(3\) waters, are not inundated by any \(a\)\(1\)-\(a\)\(3\) waters, are physically separated from all \(a\)\(1\)-\(a\)\(3\) waters and do not have a direct hydrologic surface connection to any \(a\)\(1\)-\(a\)\(3\) waters in a typical year. NCDEQ Stream Assessments can be found in Appendix C of the original request which assisted in classifying ephemeral versus intermittent/perennial stream flows.](#)