

**INFORMATION SHEET  
 DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS  
 RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK  
 COUNTY V. U.S. ARMY CORPS OF ENGINEERS**

DISTRICT OFFICE: Nashville  
 FILE NUMBER: 200401090

REGULATORY PROJECT MANAGER: Carl Olsen Date: May 27, 2004

PROJECT REVIEW/DETERMINATION COMPLETED: In the office    (Y/N) Date:                     
 At the project site Y (Y/N) Date: May 14, 2004

PROJECT LOCATION INFORMATION:  
 State: Tennessee  
 County: Putnam  
 Center coordinates of site by latitude & longitudinal coordinates: lat 36-7-59 lon 85-30-24  
 Approximate size of site/property (including uplands & in acres): 30±  
 Name of waterway or watershed: Cumberland River Watershed

**SITE CONDITIONS:**

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands	xxx								
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									
_____									

<sup>1</sup>Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors <sup>1</sup> :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?	xxx				
Is or would be used as habitat by other migratory birds that cross state lines?	xxx				
Is or would be used as habitat for endangered species?					xxx
Is used to irrigate crops sold in interstate commerce?		xxx			

<sup>1</sup>Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary xx Or Approved   .

ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite): Excess Hydrology from wetland drains downgrade to a depression spring that flows into a pond in a depression (no further surface connection to waters of the U.S.) with no identifiable connection to navigable waters of the U.S.