

**DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM<sup>1</sup>**  
**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): December 14, 2017**

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER: LRN-2017-00913, Alden Resources, Springtown Surface Mine**

**C. PROJECT LOCATION AND BACKGROUND INFORMATION:**

State: Kentucky      County/parish/borough: Whitley      City: Rockholds  
Center coordinates of site (lat/long in degree decimal format): Lat. 36.82803 °, Long. -84.06613 °  
Universal Transverse Mercator:  
Name of nearest waterbody: Watts Creek  
Name of watershed or Hydrologic Unit Code (HUC): 05130101 (Upper Cumberland)

- Check if map/diagram of review area is 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: November 29, 2017  
 Field Determination. Date(s): October 25, 2017

**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: 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: From delineation report dated September 10, 2017.  
 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:  
 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: From delineation report dated September 10, 2017.  
 USDA Natural Resources Conservation Service Soil Survey. Citation: From delineation report dated September 10, 2017.  
 National wetlands inventory map(s). Cite name:  
 State/Local wetland inventory map(s):  
 FEMA/FIRM maps:  
 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)  
 Photographs:  Aerial (Name & Date):  
 or  Other (Name & Date): Photos taken on October 25, 2017 and submitted  
 Previous determination(s). File no. and date of response letter:  
 Applicable/supporting case law:  
 Applicable/supporting scientific literature:  
 Other information (please specify):

**B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: The 200 acre site was evaluated on October 25, 2017 and no features were observed within the AJD review area that met the definition of a wetland and/or possessed lateral limits of jurisdiction. No OHWM indicators were observed within the upland area.**

<sup>1</sup> This form is for use only in recording approved JDs involving dry land. It extracts the relevant elements of the longer approved JD form in use since 2007 for aquatic areas and adds no new fields.