

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: Kansas City District

FILE NUMBER: 200402087

REGULATORY PROJECT MANAGER: Josh Marx

Date: 27 August 2004

PROJECT REVIEW/DETERMINATION COMPLETED:

In the office: N (Y/N)

Date:

At the project site: Y (Y/N) **Date:** 17 November 2003

PROJECT LOCATION INFORMATION:

State: Kansas

County: Johnson

Center coordinates of site by latitude & longitudinal coordinates: 38-50-01.0320 / 94-41-51.0360

Approximate size of site/property (including uplands & in acres): 40 acres

Name of waterway or watershed: Lower Missouri-crooked

SITE CONDITIONS:

Type of aquatic resource ¹	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									
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)	1 acre farm pond								

¹Check 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 ¹ :	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?	x				
Is or would be used as habitat by other migratory birds that cross state lines?	x				
Is or would be used as habitat for endangered species?				x	
Is used to irrigate crops sold in interstate commerce?		x			

¹Check 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 Or Approved x .

ADDITIONAL INFORMATION SUPPORTING NJD: The isolated farm pond is located at the top of the watershed and was constructed in uplands. No ordinary high water mark leads into or exists the pond.