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: Vicksburg
FILE NUMBER: MVK-2004-1339

REGULATORY PROJECT MANAGER: J. B. Wiseman, Jr. **Date:** 12/2/2004

PROJECT REVIEW/DETERMINATION COMPLETED: In the office _Y_ (Y/N) Date: 12/2/2004
At the project site _Y_ (Y/N) Date: 11/30/2004

PROJECT LOCATION INFORMATION:

State:	Louisiana
County:	St. Tammany Parish
Center coordinates of site by latitude & longitudinal coordinates:	30.31, -89.74
Approximate size of site/property (including uplands & in acres):	6.23
Name of waterway or watershed:	French Branch/Pearl River

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		X							
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type) _____									

[1]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[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			

[1]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 __ Or Approved _X_.

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): This 6.23 acre parcel is adjacent to both I-12 and I-59 and contains an old borrow pit used for highway construction. This borrow pit was filled approximately 15 years ago. Within the filled borrow pit area are small depressions and ruts, since the pit was filled unevenly. These depressional areas have wetland vegetation and hydrology. Adjacent undisturbed soils are hydric. This area, approximately 3 acres in size is not directly connected to other waters of the United States. This area was likely not a wetland prior to the excavation of the borrow pit.