



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, VICKSBURG DISTRICT
4155 CLAY STREET
VICKSBURG, MISSISSIPPI 39183-3435

[CEMVK-RDA]

[26 September 2025]

MEMORANDUM FOR RECORD

SUBJECT: US Army Corps of Engineers (Corps) Pre-2015 Regulatory Regime Approved Jurisdictional Determination in Light of *Sackett v. EPA*, 143 S. Ct. 1322 (2023),¹ **[MVK-2025-411]**²

BACKGROUND. An Approved Jurisdictional Determination (AJD) is a Corps document stating the presence or absence of waters of the United States on a parcel or a written statement and map identifying the limits of waters of the United States on a parcel. AJDs are clearly designated appealable actions and will include a basis of JD with the document.³ AJDs are case-specific and are typically made in response to a request. AJDs are valid for a period of five years unless new information warrants revision of the determination before the expiration date or a District Engineer has identified, after public notice and comment, that specific geographic areas with rapidly changing environmental conditions merit re-verification on a more frequent basis.⁴ For the purposes of this AJD, we have relied on section 10 of the Rivers and Harbors Act of 1899 (RHA),⁵ the Clean Water Act (CWA) implementing regulations published by the Department of the Army in 1986 and amended in 1993 (references 2.a. and 2.b. respectively), the 2008 *Rapanos-Carabell* guidance (reference 2.c.), and other applicable guidance, relevant case law and longstanding practice, (collectively the pre-2015 regulatory regime), and the *Sackett* decision (reference 2.d.) in evaluating jurisdiction.

This Memorandum for Record (MFR) constitutes the basis of jurisdiction for a Corps AJD as defined in 33 CFR §331.2. The features addressed in this AJD were evaluated consistent with the definition of “waters of the United States” found in the pre-2015 regulatory regime and consistent with the Supreme Court’s decision in *Sackett*. This AJD did not rely on the 2023 “Revised Definition of ‘Waters of the United States,’” as

¹ While the Supreme Court’s decision in *Sackett* had no effect on some categories of waters covered under the CWA, and no effect on any waters covered under RHA, all categories are included in this Memorandum for Record for efficiency.

² When documenting aquatic resources within the review area that are jurisdictional under the Clean Water Act (CWA), use an additional MFR and group the aquatic resources on each MFR based on the TNW, interstate water, or territorial seas that they are connected to. Be sure to provide an identifier to indicate when there are multiple MFRs associated with a single AJD request (i.e., number them 1, 2, 3, etc.).

³ 33 CFR 331.2.

⁴ Regulatory Guidance Letter 05-02.

⁵ USACE has authority under both Section 9 and Section 10 of the Rivers and Harbors Act of 1899 but for convenience, in this MFR, jurisdiction under RHA will be referred to as Section 10.

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amended on 8 September 2023 (Amended 2023 Rule) because, as of the date of this decision, the Amended 2023 Rule is not applicable **[Arkansas]** due to litigation.

1. SUMMARY OF CONCLUSIONS.

- a. Provide a list of each individual feature within the review area and the jurisdictional status of each one (i.e., identify whether each feature is/is not a water of the United States and/or a navigable water of the United States).

MAIN FACILITY SITE AND ACCESS ROAD AQUATIC RESOURCES

- i. **[W1 Main PEM Wetland, Non-Jurisdictional, 0.128-acres, 33.2572, - 93.606, No Authority]**
- ii. **[W2 Main PEM Wetland, Non-Jurisdictional, 0.119-acres, 33.2594, - 93.6058, No Authority]**
- iii. **[W3 Main PEM Wetland, Non-Jurisdictional, 0.245-acres, 33.259, -93.6034 No Authority]**
- iv. **[W4 Main PEM Wetland, Non-Jurisdictional, 1.07-acres, 33.2567, -93.6031 No Authority]**
- v. **[W5 Main PEM Wetland, Non-Jurisdictional, 1.38-acres, 33.2589, -93.6026 No Authority]**
- vi. **[W6 Main PEM Wetland, Non-Jurisdictional, 6.94-acres, 33.2588, -93.6004 No Authority]**
- vii. **[W7 Main PEM Wetland, Non-Jurisdictional, 7.652-acres, 33.2565, - 93.6009 No Authority]**
- viii. **[W8 Main PEM Wetland, Non-Jurisdictional, 0.773-acres, 33.2591, - 93.5995 No Authority]**
- ix. **[W9 Main PEM Wetland, Non-Jurisdictional, 22.01-acres, 33.2564, - 93.5947 No Authority]**
- x. **[W10 Main PFO Wetland, Non-Jurisdictional, 1.23-acres, 33.2592, - 93.5944 No Authority]**

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- xi. **[W11 Main PFO Wetland, Non-Jurisdictional, 1.975-acres, 33.2578, - 93.5942 No Authority]**
- xii. **[W12 Main PEM Wetland, Non-Jurisdictional, 0.05-acres, 33.2591, - 93.6136 No Authority]**
- xiii. **[W13 Main PEM Wetland, Non-Jurisdictional, 0.04-acres, 33.2589, - 93.6138 No Authority]**
- xiv. **[W15 Main PEM Wetland, Non-Jurisdictional, 0.23-acres, 33.2571, - 93.6100 No Authority]**
- xv. **[W16 Main PEM Wetland, Non-Jurisdictional, 0.1-acres, 33.2569, -93.6103 No Authority]**
- xvi. **[W17 Main PEM Wetland, Non-Jurisdictional, 0.043-acres, 33.2566, - 93.6143 No Authority]**
- xvii. **[W18 Main PEM Wetland, Non-Jurisdictional, 0.281-acres, 33.2566, - 93.6139 No Authority]**
- xviii. **[W19 Main PEM Wetland, Non-Jurisdictional, 0.07-acres, 33.2565, - 93.6135 No Authority]**
- xix. **[W20 Main PEM Wetland, Non-Jurisdictional, 0.06-acres, 33.2563, - 93.6093 No Authority]**
- xx. **[W21 Main PEM Wetland, Non-Jurisdictional, 0.08-acres, 33.2563, - 93.6082 No Authority]**
- xxi. **[S1 Main Non-RPW, Non-Jurisdictional, 1316.63 Linear Feet, 33.25825, - 93.60619, No Authority]**
- xxii. **[S2 Main Non-RPW, Non-Jurisdictional, 1662.04 Linear Feet, 33.25709, - 93.60440, No Authority]**
- xxiii. **[S4 Main Non-RPW, Non-Jurisdictional, 96.84 Linear Feet, 33.25583, - 93.59917, No Authority]**
- xxiv. **[S5 Main Non-RPW, Non-Jurisdictional, 1326.29 Linear Feet, 33.25675, - 93.59733, No Authority]**

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- xxv. **[S5b Main Non-RPW, Non-Jurisdictional, 216.692 Linear Feet, 33.25744, - 93.59700, No Authority]**
- xxvi. **[S6 Main Non-RPW, Non-Jurisdictional, 622.81 Linear Feet, 33.25652, - 93.59626, No Authority]**
- xxvii. **[S7 Main Non-RPW, Non-Jurisdictional, 184.14 Linear Feet, 33.25799, - 93.61098, No Authority]**
- xxviii. **[S8b Main Non-RPW, Non-Jurisdictional, 124.63 Linear Feet, 33.25805, - 93.61168, No Authority]**
- xxix. **[S9 Main Non-RPW, Non-Jurisdictional, 382.41 Linear Feet, 33.25849, - 93.61208, No Authority]**

PIPELINE and WELLPAD RIGHT-OF-WAY AQUATIC RESOURCES

- i. **[W1 ROW PFO Wetland, Non-Jurisdictional, 6.45-acres, 33.26240, - 93.59600, No Authority]**
- ii. **[W2 ROW PFO Wetland, Non-Jurisdictional, 1.57-acres, 33.26230, - 93.5906, No Authority]**
- iii. **[W3 ROW PFO Wetland, Non-Jurisdictional, 2.7-acres, 33.2622, -93.5875, No Authority]**
- iv. **[W4 ROW PFO Wetland, Non-Jurisdictional, 8.996-acres, 33.2622, - 93.5795, No Authority]**
- v. **[W5 ROW PFO Wetland, Non-Jurisdictional, 2.89-acres, 33.2619, - 93.5704, No Authority]**
- vi. **[W9 ROW PFO Wetland, Non-Jurisdictional, 0.162-acres, 33.2615, - 93.5278, No Authority]**
- vii. **[W10 ROW PFO Wetland, Non-Jurisdictional, 1.115-acres, 33.2614, - 93.5201, No Authority]**
- viii. **[W11 ROW PEM Wetland, Non-Jurisdictional, 2.01-acres, 33.2613, - 93.5163, No Authority]**

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- ix. **[W12 ROW PFO Wetland, Non-Jurisdictional, 1.96-acres, 33.2612, - 93.5147, No Authority]**
- x. **[W13 ROW PEM Wetland, Non-Jurisdictional, 0.89-acres, 33.2612, - 93.5118, No Authority]**
- xi. **[W14 ROW PEM Wetland, Non-Jurisdictional, 3.37-acres, 33.2609, - 93.5066, No Authority]**
- xii. **[W15 ROW PFO Wetland, Non-Jurisdictional, 2.84-acres, 33.2608, - 93.5042, No Authority]**
- xiii. **[W16 ROW PFO Wetland, Non-Jurisdictional, 1.72-acres, 33.2607, - 93.5002, No Authority]**
- xiv. **[W17 ROW PSS Wetland, Non-Jurisdictional, 0.553-acres, 33.2599, - 93.4993, No Authority]**
- xv. **[W18 ROW PFO Wetland, Non-Jurisdictional, 2.71-acres, 33.2606, - 93.4974, No Authority]**
- xvi. **[W19 ROW PEM Wetland, Non-Jurisdictional, 1.3-acres, 33.2605, - 93.4948, No Authority]**
- xvii. **[W21 ROW PEM Wetland, Non-Jurisdictional, 2.163-acres, 33.2605, - 93.492, No Authority]**
- xviii. **[W22 ROW PSS Wetland, Non-Jurisdictional, 5.64-acres, 33.2604, - 93.4870, No Authority]**
- xix. **[W23 ROW PFO Wetland, Non-Jurisdictional, 0.0864-acres, 33.2602, - 93.4885, No Authority]**
- xx. **[W25 ROW PFO Wetland, Non-Jurisdictional, 0.120-acres, 33.2635, - 93.4765, No Authority]**
- xxi. **[W26 ROW PFO Wetland, Non-Jurisdictional, 0.0513-acres, 33.2637, - 93.4762, No Authority]**
- xxii. **[W31 ROW PFO Wetland, Non-Jurisdictional, 0.0356-acres, 33.2733, - 93.4538, No Authority]**

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- xxiii. **[W33 ROW PFO Wetland, Non-Jurisdictional, 0.0762-acres, 33.2803, - 93.4493, No Authority]**
- xxiv. **[W34 ROW PFO Wetland, Non-Jurisdictional, 0.205-acres, 33.2805, - 93.4473, No Authority]**
- xxv. **[W35 ROW PFO Wetland, Non-Jurisdictional, 0.068-acres, 33.2807, - 93.4461, No Authority]**
- xxvi. **[W36 ROW PFO Wetland, Non-Jurisdictional, 0.152-acres, 33.2816, - 93.4449, No Authority]**
- xxvii. **[W38 ROW PFO Wetland, Non-Jurisdictional, 0.54-acres, 33.2801, - 93.4427, No Authority]**
- xxviii. **[W39 ROW PFO Wetland, Non-Jurisdictional, 0.085-acres, 33.2824, - 93.5244, No Authority]**
- xxix. **[W40 ROW PSS Wetland, Non-Jurisdictional, 0.004-acres, 33.2825, - 93.519, No Authority]**
- xxx. **[W41 ROW PFO Wetland, Non-Jurisdictional, 0.073-acres, 33.2825, - 93.5186, No Authority]**
- xxxi. **[W42 ROW PFO Wetland, Non-Jurisdictional, 0.403-acres, 33.2826, - 93.5177, No Authority]**
- xxxii. **[W44b ROW PFO Wetland, Non-Jurisdictional, 2.064-acres, 33.2765, - 93.5156, No Authority]**
- xxxiii. **[W45 ROW PFO Wetland, Non-Jurisdictional, 0.258-acres, 33.2749, - 93.5157, No Authority]**
- xxxiv. **[W46 ROW PFO Wetland, Non-Jurisdictional, 1.37-acres, 33.2737, - 93.5157, No Authority]**
- xxxv. **[W47 ROW PFO Wetland, Non-Jurisdictional, 3.99-acres, 33.2708, - 93.5158, No Authority]**
- xxxvi. **[W48 ROW PSS Wetland, Non-Jurisdictional, 4.1-acres, 33.2674, - 93.5159, No Authority]**

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- xxxvii. **[W49b ROW PEM Wetland, Non-Jurisdictional, 0.27-acres, 33.2647, - 93.5161, No Authority]**
- xxxviii. **[W50 ROW PFO Wetland, Non-Jurisdictional, 1.80-acres, 33.2638, - 93.5160, No Authority]**
- xxxix. **[W57a ROW PFO Wetland, Non-Jurisdictional, 0.372-acres, 33.2410, - 93.4984, No Authority]**
 - xl. **[W57b ROW PFO Wetland, Non-Jurisdictional, 0.252-acres, 33.2401, - 93.4988, No Authority]**
 - xli. **[W62 ROW PEM Wetland, Non-Jurisdictional, 0.24-acres, 33.2355, - 93.5007, No Authority]**
 - xlvi. **[S1 ROW Non-RPW, Non-Jurisdictional, 225.54 Linear Feet, 33.26181, - 93.56658 No Authority]**
 - xliii. **[S2 ROW Non-RPW, Non-Jurisdictional, 174.02 Linear Feet, 33.26175, - 93.566117 No Authority]**
 - xliv. **[S6 ROW Non-RPW, Non-Jurisdictional, 152.2 Linear Feet, 33.26125, - 93.54839 No Authority]**
 - xliv. **[S7 ROW Non-RPW, Non-Jurisdictional, 115.26 Linear Feet, 33.26121, - 93.54811 No Authority]**
 - xlvi. **[S8 ROW Non-RPW, Non-Jurisdictional, 74.54 Linear Feet, 33.26111, - 93.54742 No Authority]**
 - xlvii. **[S9 ROW Non-RPW, Non-Jurisdictional, 195.61 Linear Feet, 33.26116, - 93.54668 No Authority]**
 - xlviii. **[S10 ROW Non-RPW, Non-Jurisdictional, 104.04 Linear Feet, 33.26117, - 93.54541 No Authority]**
 - xlix. **[S11 ROW Non-RPW, Non-Jurisdictional, 141.94 Linear Feet, 33.26114, - 93.54001 No Authority]**
 - I. **[S12 ROW Non-RPW, Non-Jurisdictional, 145.62 Linear Feet, 33.26113, - 93.53957 No Authority]**

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- li. **[S13 ROW Non-RPW, Non-Jurisdictional, 296.82 Linear Feet, 33.26144, - 93.52025 No Authority]**
- lii. **[S14 ROW Non-RPW, Non-Jurisdictional, 162.771 Linear Feet, 33.26138, - 93.51985 No Authority]**
- liii. **[S18 ROW Non-RPW, Non-Jurisdictional, 222.57 Linear Feet, 33.26246, - 93.45949 No Authority]**
- liv. **[S19 ROW Non-RPW, Non-Jurisdictional, 85 Linear Feet, 33.26220, - 93.45723 No Authority]**
- lv. **[S21a ROW Non-RPW, Non-Jurisdictional, 162.48 Linear Feet, 33.26690, - 93.45573 No Authority]**
- lvi. **[S21b ROW Non-RPW, Non-Jurisdictional, 140.392 Linear Feet, 33.26702, - 93.45564 No Authority]**
- lvii. **[S23 ROW Non-RPW, Non-Jurisdictional, 42.4 Linear Feet, 33.27217, - 93.45605 No Authority]**
- lviii. **[S26 ROW Non-RPW, Non-Jurisdictional, 165.21 Linear Feet, 33.27767, - 93.45511 No Authority]**
- lix. **[S27 ROW Non-RPW, Non-Jurisdictional, 149.38 Linear Feet, 33.28160, - 93.44455 No Authority]**
- lx. **[S28 ROW Non-RPW, Non-Jurisdictional, 509.4 Linear Feet, 33.28006, - 93.44346 No Authority]**
- lxi. **[S29 ROW Non-RPW, Non-Jurisdictional, 107.55 Linear Feet, 33.28004, - 93.44279 No Authority]**
- lxii. **[S32a ROW Non-RPW, Non-Jurisdictional, 549.15 Linear Feet, 33.28181, - 93.52537 No Authority]**
- lxiii. **[S32b ROW Non-RPW, Non-Jurisdictional, 450.35 Linear Feet, 33.28147, - 93.52564 No Authority]**
- lxiv. **[S33 ROW Non-RPW, Non-Jurisdictional, 535.334 Linear Feet, 33.28260, - 93.51889 No Authority]**

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- Ixv. **[S34 ROW Non-RPW, Non-Jurisdictional, 183.89 Linear Feet, 33.28258, - 93.51761 No Authority]**
- Ixvi. **[S35 ROW Non-RPW, Non-Jurisdictional, 141.65 Linear Feet, 33.28163, - 93.51543 No Authority]**
- Ixvii. **[S36 ROW Non-RPW, Non-Jurisdictional, 115.99 Linear Feet, 33.25027, - 93.49962 No Authority]**
- Ixviii. **[P1 ROW Open Water Pond, Non-Jurisdictional, 0.05-acres, 33.28220, - 93.524700, No Authority]**
- Ixix. **[P2 ROW Open Water Pond, Non-Jurisdictional, 0.048-acres, 33.2607, - 93.5038, No Authority]**

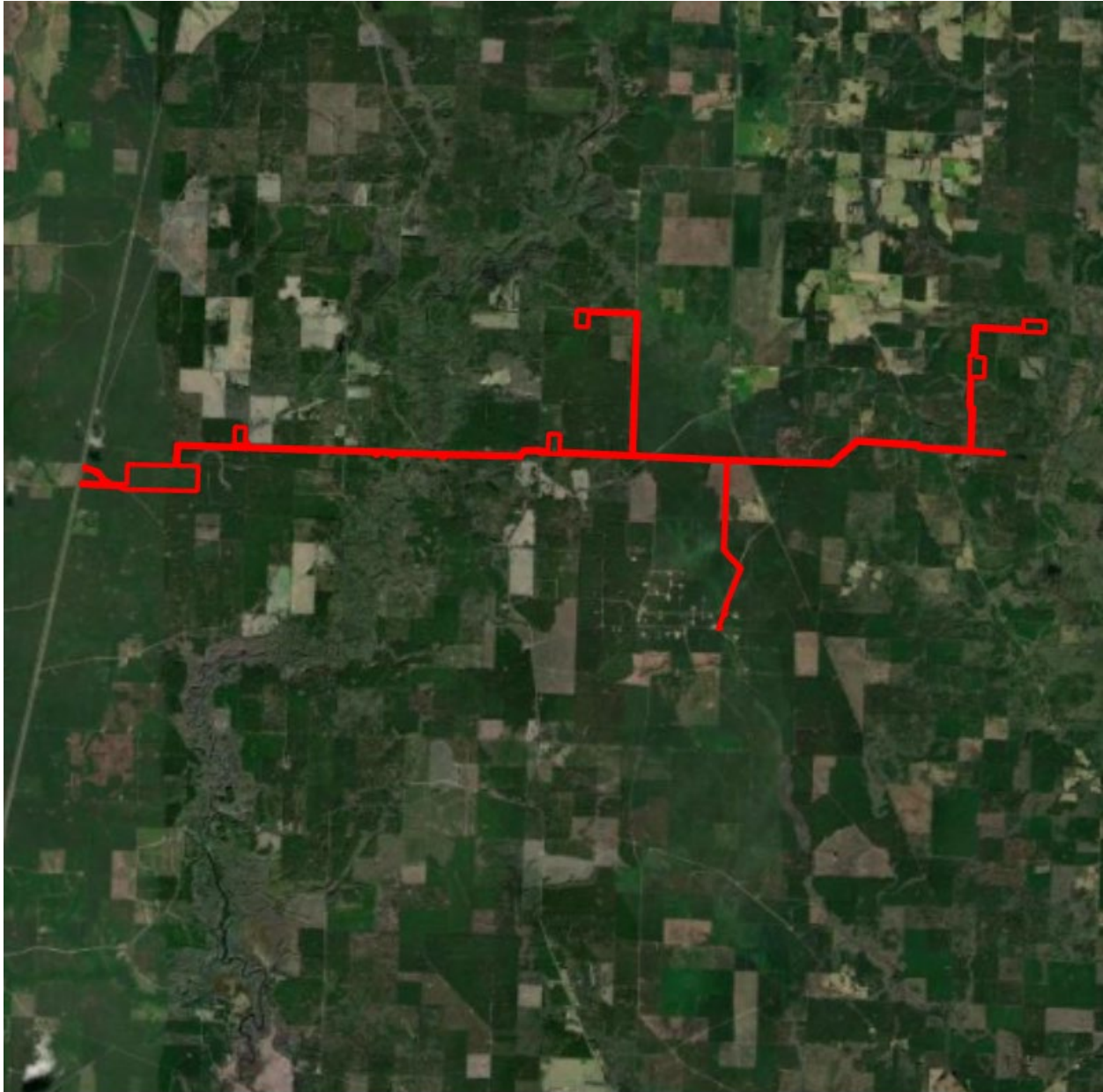
2. REFERENCES.

- a. Final Rule for Regulatory Programs of the Corps of Engineers, 51 FR 41206 (November 13, 1986).
- b. Clean Water Act Regulatory Programs, 58 FR 45008 (August 25, 1993).
- c. U.S. EPA & U.S. Army Corps of Engineers, Clean Water Act Jurisdiction Following the U.S. Supreme Court's Decision in *Rapanos v. United States & Carabell v. United States* (December 2, 2008)
- d. *Sackett v. EPA*, 598 U.S. 651 143 S. Ct. 1322 (2023)

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3. REVIEW AREA. **[Approximately 400-acre site Located in Lafayette County, Arkansas 33.257721, -93.59991]**



93.5169842°W 33.2895844°N ▼

4. NEAREST TRADITIONAL NAVIGABLE WATER (TNW), INTERSTATE WATER, OR THE TERRITORIAL SEAS TO WHICH THE AQUATIC RESOURCE IS CONNECTED. **[N/A]**

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5. FLOWPATH FROM THE SUBJECT AQUATIC RESOURCES TO A TNW, INTERSTATE WATER, OR THE TERRITORIAL SEAS **[N/A]**
6. SECTION 10 JURISDICTIONAL WATERS⁶: Describe aquatic resources or other features within the review area determined to be jurisdictional in accordance with Section 10 of the Rivers and Harbors Act of 1899. Include the size of each aquatic resource or other feature within the review area and how it was determined to be jurisdictional in accordance with Section 10.⁷ **[N/A]**
7. SECTION 404 JURISDICTIONAL WATERS: Describe the aquatic resources within the review area that were found to meet the definition of waters of the United States in accordance with the pre-2015 regulatory regime and consistent with the Supreme Court’s decision in *Sackett*. List each aquatic resource separately, by name, consistent with the naming convention used in section 1, above. Include a rationale for each aquatic resource, supporting that the aquatic resource meets the relevant category of “waters of the United States” in the pre-2015 regulatory regime. The rationale should also include a written description of, or reference to a map in the administrative record that shows, the lateral limits of jurisdiction for each aquatic resource, including how that limit was determined, and incorporate relevant references used. Include the size of each aquatic resource in acres or linear feet and attach and reference related figures as needed.
 - a. TNWs (a)(1): **[N/A]**
 - b. Interstate Waters (a)(2): **[N/A]**
 - c. Other Waters (a)(3): **[N/A]**
 - d. Impoundments (a)(4): **[N/A]**
 - e. Tributaries (a)(5): **[N/A]**
 - f. The territorial seas (a)(6): **[N/A]**

⁶ 33 CFR 329.9(a) A waterbody which was navigable in its natural or improved state, or which was susceptible of reasonable improvement (as discussed in § 329.8(b) of this part) retains its character as “navigable in law” even though it is not presently used for commerce, or is presently incapable of such use because of changed conditions or the presence of obstructions.

⁷ This MFR is not to be used to make a report of findings to support a determination that the water is a navigable water of the United States. The district must follow the procedures outlined in 33 CFR part 329.14 to make a determination that water is a navigable water of the United States subject to Section 10 of the RHA.

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g. Adjacent wetlands (a)(7): **[N/A]**

8. NON-JURISDICTIONAL AQUATIC RESOURCES AND FEATURES

- a. Describe aquatic resources and other features within the review area identified as “generally non-jurisdictional” in the preamble to the 1986 regulations (referred to as “preamble waters”).⁸ Include size of the aquatic resource or feature within the review area and describe how it was determined to be non-jurisdictional under the CWA as a preamble water. **[N/A]**
- b. Describe aquatic resources and features within the review area identified as “generally not jurisdictional” in the *Rapanos* guidance. Include size of the aquatic resource or feature within the review area and describe how it was determined to be non-jurisdictional under the CWA based on the criteria listed in the guidance. **[N/A]**
- c. Describe aquatic resources and features identified within the review area as waste treatment systems, including treatment ponds or lagoons designed to meet the requirements of CWA. Include the size of the waste treatment system within the review area and describe how it was determined to be a waste treatment system. **[N/A]**
- d. Describe aquatic resources and features within the review area determined to be prior converted cropland in accordance with the 1993 regulations (reference 2.b.). Include the size of the aquatic resource or feature within the review area and describe how it was determined to be prior converted cropland. **[N/A]**
- e. Describe aquatic resources (i.e. lakes and ponds) within the review area, which do not have a nexus to interstate or foreign commerce, and prior to the January 2001 Supreme Court decision in “*SWANCC*,” would have been jurisdictional based solely on the “Migratory Bird Rule.” Include the size of the aquatic resource or feature, and how it was determined to be an “isolated water” in accordance with *SWANCC*. **[N/A]**
- f. Describe aquatic resources and features within the review area that were determined to be non-jurisdictional because they do not meet one or more categories of waters of the United States under the pre-2015 regulatory regime consistent with the Supreme Court’s decision in *Sackett* (e.g., tributaries that are

⁸ 51 FR 41217, November 13, 1986.

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non-relatively permanent waters; non-tidal wetlands that do not have a continuous surface connection to a jurisdictional water).

MAIN FACILITY SITE AND ACCESS ROAD AQUATIC RESOURCES

- xxx. **[W1 Main PEM Wetland, Non-Jurisdictional, 0.128-acres, 33.2572, -93.606, No Authority]**
- The feature is the result of past silvicultural activities is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- xxxi. **[W2 Main PEM Wetland, Non-Jurisdictional, 0.119-acres, 33.2594, -93.6058, No Authority]**
- The feature is the result of past silvicultural activities is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- xxxii. **[W3 Main PEM Wetland, Non-Jurisdictional, 0.245-acres, 33.259, -93.6034 No Authority]**
- The feature is the result of past silvicultural activities is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- xxxiii. **[W4 Main PEM Wetland, Non-Jurisdictional, 1.07-acres, 33.2567, -93.6031 No Authority]**
- The feature is the result of past silvicultural activities is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- xxxiv. **[W5 Main PEM Wetland, Non-Jurisdictional, 1.38-acres, 33.2589, -93.6026 No Authority]**
- The feature is the result of past silvicultural activities is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

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- xxxv. **[W6 Main PEM Wetland, Non-Jurisdictional, 6.94-acres, 33.2588, -93.6004 No Authority]**
- The feature is the result of past silvicultural activities is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- xxxvi. **[W7 Main PEM Wetland, Non-Jurisdictional, 7.652-acres, 33.2565, -93.6009 No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.
- xxxvii. **[W8 Main PEM Wetland, Non-Jurisdictional, 0.773-acres, 33.2591, -93.5995 No Authority]**
- The feature is the result of past silvicultural activities is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- xxxviii. **[W9 Main PEM Wetland, Non-Jurisdictional, 22.01-acres, 33.2564, -93.5947 No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.
- xxxix. **[W10 Main PFO Wetland, Non-Jurisdictional, 1.23-acres, 33.2592, -93.5944 No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.
- xl. **[W11 Main PFO Wetland, Non-Jurisdictional, 1.975-acres, 33.2578, -93.5942 No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.

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- xli. **[W12 Main PEM Wetland, Non-Jurisdictional, 0.05-acres, 33.2591, - 93.6136 No Authority]**
 - The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

- xlii. **[W13 Main PEM Wetland, Non-Jurisdictional, 0.04-acres, 33.2589, - 93.6138 No Authority]**
 - The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

- xliii. **[W15 Main PEM Wetland, Non-Jurisdictional, 0.23-acres, 33.2571, - 93.6100 No Authority]**
 - Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.

- xliv. **[W16 Main PEM Wetland, Non-Jurisdictional, 0.1-acres, 33.2569, -93.6103 No Authority]**
 - Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.

- xlv. **[W17 Main PEM Wetland, Non-Jurisdictional, 0.043-acres, 33.2566, - 93.6143 No Authority]**
 - The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

- xlvi. **[W18 Main PEM Wetland, Non-Jurisdictional, 0.281-acres, 33.2566, - 93.6139 No Authority]**
 - The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

- xlvii. **[W19 Main PEM Wetland, Non-Jurisdictional, 0.07-acres, 33.2565, - 93.6135 No Authority]**

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- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- xlvi. **[W20 Main PEM Wetland, Non-Jurisdictional, 0.06-acres, 33.2563, - 93.6093 No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- xlv. **[W21 Main PEM Wetland, Non-Jurisdictional, 0.08-acres, 33.2563, - 93.6082 No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- i. **[S1 Main Non-RPW, Non-Jurisdictional, 1316.63 Linear Feet, 33.25825, - 93.60619, No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- ii. **[S2 Main Non-RPW, Non-Jurisdictional, 1662.04 Linear Feet, 33.25709, - 93.60440, No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- iii. **[S4 Main Non-RPW, Non-Jurisdictional, 96.84 Linear Feet, 33.25583, - 93.59917, No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- iiii. **[S5 Main Non-RPW, Non-Jurisdictional, 1326.29 Linear Feet, 33.25675, - 93.59733, No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- liv. **[S5b Main Non-RPW, Non-Jurisdictional, 216.692 Linear Feet, 33.25744, - 93.59700, No Authority]**

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- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- lv. **[S6 Main Non-RPW, Non-Jurisdictional, 622.81 Linear Feet, 33.25652, - 93.59626, No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- lvi. **[S7 Main Non-RPW, Non-Jurisdictional, 184.14 Linear Feet, 33.25799, - 93.61098, No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- lvii. **[S8b Main Non-RPW, Non-Jurisdictional, 124.63 Linear Feet, 33.25805, - 93.61168, No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- lviii. **[S9 Main Non-RPW, Non-Jurisdictional, 382.41 Linear Feet, 33.25849, - 93.61208, No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

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- lxx. **[W1 ROW PFO Wetland, Non-Jurisdictional, 6.45-acres, 33.26240, - 93.59600, No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.
- lxxi. **[W2 ROW PFO Wetland, Non-Jurisdictional, 1.57-acres, 33.26230, - 93.5906, No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-

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relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.

- Ixxii. **[W3 ROW PFO Wetland, Non-Jurisdictional, 2.7-acres, 33.2622, -93.5875, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- Ixxiii. **[W4 ROW PFO Wetland, Non-Jurisdictional, 8.996-acres, 33.2622, -93.5795, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- Ixxiv. **[W5 ROW PFO Wetland, Non-Jurisdictional, 2.89-acres, 33.2619, -93.5704, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- Ixxv. **[W9 ROW PFO Wetland, Non-Jurisdictional, 0.162-acres, 33.2615, -93.5278, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- Ixxvi. **[W10 ROW PFO Wetland, Non-Jurisdictional, 1.115-acres, 33.2614, -93.5201, No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.
- Ixxvii. **[W11 ROW PEM Wetland, Non-Jurisdictional, 2.01-acres, 33.2613, -93.5163, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- Ixxviii. **[W12 ROW PFO Wetland, Non-Jurisdictional, 1.96-acres, 33.2612, -93.5147, No Authority]**

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- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxix. [W13 ROW PEM Wetland, Non-Jurisdictional, 0.89-acres, 33.2612, - 93.5118, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxx. [W14 ROW PEM Wetland, Non-Jurisdictional, 3.37-acres, 33.2609, - 93.5066, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxi. [W15 ROW PFO Wetland, Non-Jurisdictional, 2.84-acres, 33.2608, - 93.5042, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxii. [W16 ROW PFO Wetland, Non-Jurisdictional, 1.72-acres, 33.2607, - 93.5002, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxiii. [W17 ROW PSS Wetland, Non-Jurisdictional, 0.553-acres, 33.2599, - 93.4993, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxiv. [W18 ROW PFO Wetland, Non-Jurisdictional, 2.71-acres, 33.2606, - 93.4974, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxv. [W19 ROW PEM Wetland, Non-Jurisdictional, 1.3-acres, 33.2605, - 93.4948, No Authority]

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- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxvi. [W21 ROW PEM Wetland, Non-Jurisdictional, 2.163-acres, 33.2605, - 93.492, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxvii. [W22 ROW PSS Wetland, Non-Jurisdictional, 5.64-acres, 33.2604, - 93.4870, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxviii. [W23 ROW PFO Wetland, Non-Jurisdictional, 0.0864-acres, 33.2602, - 93.4885, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

lxxxix. [W25 ROW PFO Wetland, Non-Jurisdictional, 0.120-acres, 33.2635, - 93.4765, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

xc. [W26 ROW PFO Wetland, Non-Jurisdictional, 0.0513-acres, 33.2637, - 93.4762, No Authority]

- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

xc. [W31 ROW PFO Wetland, Non-Jurisdictional, 0.0356-acres, 33.2733, - 93.4538, No Authority]

- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.

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- xcii. **[W33 ROW PFO Wetland, Non-Jurisdictional, 0.0762-acres, 33.2803, - 93.4493, No Authority]**
 - The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

- xciii. **[W34 ROW PFO Wetland, Non-Jurisdictional, 0.205-acres, 33.2805, - 93.4473, No Authority]**
 - The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

- xciv. **[W35 ROW PFO Wetland, Non-Jurisdictional, 0.068-acres, 33.2807, - 93.4461, No Authority]**
 - The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

- xcv. **[W36 ROW PFO Wetland, Non-Jurisdictional, 0.152-acres, 33.2816, - 93.4449, No Authority]**
 - Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.

- xcvi. **[W38 ROW PFO Wetland, Non-Jurisdictional, 0.54-acres, 33.2801, - 93.4427, No Authority]**
 - Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.

- xcvii. **[W39 ROW PFO Wetland, Non-Jurisdictional, 0.085-acres, 33.2824, - 93.5244, No Authority]**
 - Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.

- xcviii. **[W40 ROW PSS Wetland, Non-Jurisdictional, 0.004-acres, 33.2825, - 93.519, No Authority]**

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- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.
- xcix. **[W41 ROW PFO Wetland, Non-Jurisdictional, 0.073-acres, 33.2825, - 93.5186, No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.
- c. **[W42 ROW PFO Wetland, Non-Jurisdictional, 0.403-acres, 33.2826, - 93.5177, No Authority]**
- Wetland area that is only potentially connected to downstream, requisite, jurisdictional waters via a Non-RPW feature. Discrete, non-relatively permanent features cannot be used for the establishment of a CSC; therefore, this feature is considered non-jurisdictional.
- ci. **[W44b ROW PFO Wetland, Non-Jurisdictional, 2.064-acres, 33.2765, - 93.5156, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- cii. **[W45 ROW PFO Wetland, Non-Jurisdictional, 0.258-acres, 33.2749, - 93.5157, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- ciii. **[W46 ROW PFO Wetland, Non-Jurisdictional, 1.37-acres, 33.2737, - 93.5157, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- civ. **[W47 ROW PFO Wetland, Non-Jurisdictional, 3.99-acres, 33.2708, - 93.5158, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

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- cv. **[W48 ROW PSS Wetland, Non-Jurisdictional, 4.1-acres, 33.2674, - 93.5159, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- cvi. **[W49b ROW PEM Wetland, Non-Jurisdictional, 0.27-acres, 33.2647, - 93.5161, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- cvii. **[W50 ROW PFO Wetland, Non-Jurisdictional, 1.80-acres, 33.2638, - 93.5160, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- cviii. **[W57a ROW PFO Wetland, Non-Jurisdictional, 0.372-acres, 33.2410, - 93.4984, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- cix. **[W57b ROW PFO Wetland, Non-Jurisdictional, 0.252-acres, 33.2401, - 93.4988, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- cx. **[W62 ROW PEM Wetland, Non-Jurisdictional, 0.24-acres, 33.2355, - 93.5007, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- cxi. **[S1 ROW Non-RPW, Non-Jurisdictional, 225.54 Linear Feet, 33.26181, - 93.56658 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

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- cxii. **[S2 ROW Non-RPW, Non-Jurisdictional, 174.02 Linear Feet, 33.26175, - 93.566117 No Authority]**
 - Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

- cxiii. **[S6 ROW Non-RPW, Non-Jurisdictional, 152.2 Linear Feet, 33.26125, - 93.54839 No Authority]**
 - Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

- cxiv. **[S7 ROW Non-RPW, Non-Jurisdictional, 115.26 Linear Feet, 33.26121, - 93.54811 No Authority]**
 - Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

- cxv. **[S8 ROW Non-RPW, Non-Jurisdictional, 74.54 Linear Feet, 33.26111, - 93.54742 No Authority]**
 - Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

- cxvi. **[S9 ROW Non-RPW, Non-Jurisdictional, 195.61 Linear Feet, 33.26116, - 93.54668 No Authority]**
 - Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

- cxvii. **[S10 ROW Non-RPW, Non-Jurisdictional, 104.04 Linear Feet, 33.26117, - 93.54541 No Authority]**
 - Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

- cxviii. **[S11 ROW Non-RPW, Non-Jurisdictional, 141.94 Linear Feet, 33.26114, - 93.54001 No Authority]**
 - Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

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- cxix. **[S12 ROW Non-RPW, Non-Jurisdictional, 145.62 Linear Feet, 33.26113, - 93.53957 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxx. **[S13 ROW Non-RPW, Non-Jurisdictional, 296.82 Linear Feet, 33.26144, - 93.52025 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxi. **[S14 ROW Non-RPW, Non-Jurisdictional, 162.771 Linear Feet, 33.26138, - 93.51985 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxii. **[S18 ROW Non-RPW, Non-Jurisdictional, 222.57 Linear Feet, 33.26246, - 93.45949 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxiii. **[S19 ROW Non-RPW, Non-Jurisdictional, 85 Linear Feet, 33.26220, - 93.45723 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxiv. **[S21a ROW Non-RPW, Non-Jurisdictional, 162.48 Linear Feet, 33.26690, - 93.45573 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxv. **[S21b ROW Non-RPW, Non-Jurisdictional, 140.392 Linear Feet, 33.26702, - 93.45564 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

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- cxxvi. **[S23 ROW Non-RPW, Non-Jurisdictional, 42.4 Linear Feet, 33.27217, - 93.45605 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxvii. **[S26 ROW Non-RPW, Non-Jurisdictional, 165.21 Linear Feet, 33.27767, - 93.45511 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxviii. **[S27 ROW Non-RPW, Non-Jurisdictional, 149.38 Linear Feet, 33.28160, - 93.44455 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxix. **[S28 ROW Non-RPW, Non-Jurisdictional, 509.4 Linear Feet, 33.28006, - 93.44346 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxxx. **[S29 ROW Non-RPW, Non-Jurisdictional, 107.55 Linear Feet, 33.28004, - 93.44279 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxxi. **[S32a ROW Non-RPW, Non-Jurisdictional, 549.15 Linear Feet, 33.28181, - 93.52537 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxxii. **[S32b ROW Non-RPW, Non-Jurisdictional, 450.35 Linear Feet, 33.28147, - 93.52564 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.

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- cxxxiii. **[S33 ROW Non-RPW, Non-Jurisdictional, 535.334 Linear Feet, 33.28260, - 93.51889 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxxiv. **[S34 ROW Non-RPW, Non-Jurisdictional, 183.89 Linear Feet, 33.28258, - 93.51761 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxxv. **[S35 ROW Non-RPW, Non-Jurisdictional, 141.65 Linear Feet, 33.28163, - 93.51543 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxxvi. **[S36 ROW Non-RPW, Non-Jurisdictional, 115.99 Linear Feet, 33.25027, - 93.49962 No Authority]**
- Feature does not meet the relatively permanent standard under normal conditions, only flowing in direct response to precipitation events, thus, is non-jurisdictional.
- cxxxvii. **[P1 ROW Open Water Pond, Non-Jurisdictional, 0.05-acres, 33.28220, - 93.524700, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.
- cxxxviii. **[P2 ROW Open Water Pond, Non-Jurisdictional, 0.048-acres, 33.2607, - 93.5038, No Authority]**
- The feature is isolated as it does not maintain a direct surface connection to a downstream TNW. It only flows via overland sheet flow when water exits the feature to flow downstream.

[CEMVK-RD-A]

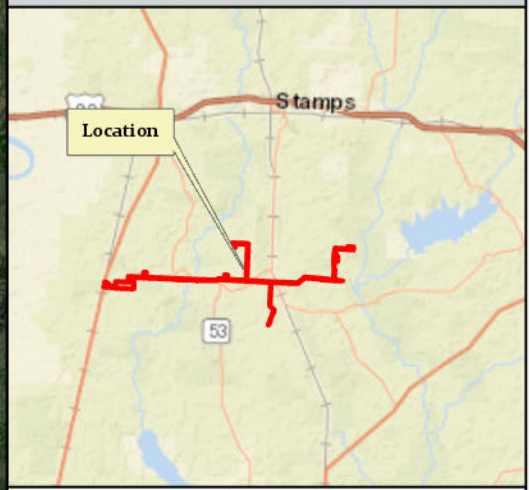
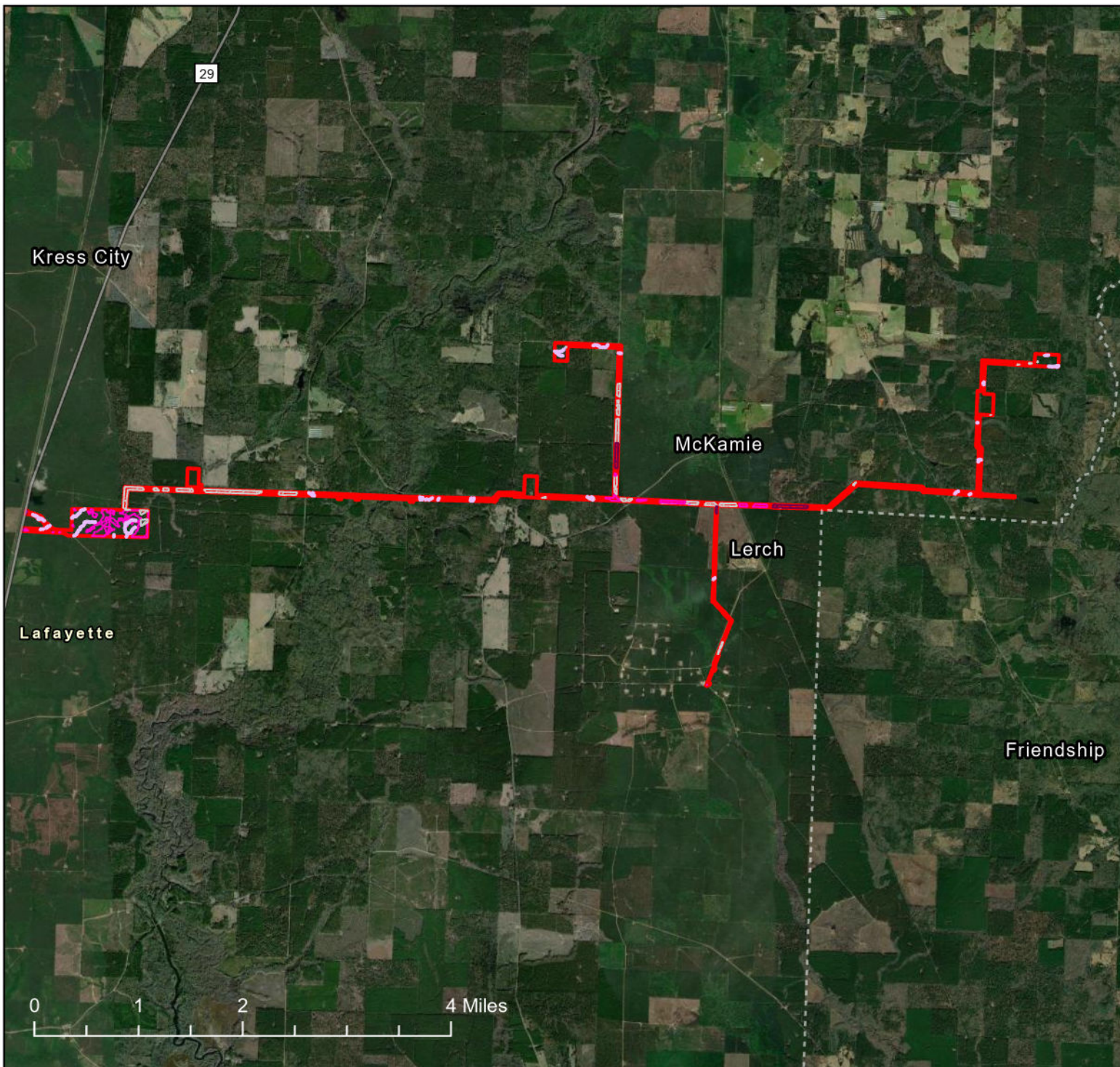
SUBJECT: Pre-2015 Regulatory Regime Approved Jurisdictional Determination in Light of *Sackett v. EPA*, 143 S. Ct. 1322 (2023), **[MVK-2025-411]**

9. DATA SOURCES. List sources of data/information used in making determination. Include titles and dates of sources used and ensure that information referenced is available in the administrative record.

- a. **[8 Site Visits conducted by Agent between April and May of 2025]**
- b. **[Additional Site Visit conducted by agent at USACE request on August 19, 2025]**
- c. **[Additional Site Visit conducted by USACE on August 28, 2025]**
- d. **[National Hydrography Dataset]**
- e. **[National Wetlands Inventory]**
- f. **[USGS 1 to 24K Quad Map of the area]**
- g. **[National Regulatory Viewer information including 3DEP LiDAR and Hillshade]**
- h. **[Google Earth Pro Imagery and Street View]**

10. OTHER SUPPORTING INFORMATION.

11. NOTE: The structure and format of this MFR were developed in coordination with the EPA and Department of the Army. The MFR's structure and format may be subject to future modification or may be rescinded as needed to implement additional guidance from the agencies; however, the approved jurisdictional determination described herein is a final agency action.



Legend

Project Boundary	PFO Wetland (Non-Jurisdictional)
Open Water (Non-Jurisdictional)	PSS Wetland (Non-Jurisdictional)
PEM Wetland (Non-Jurisdictional)	Non-RPW (Non-Jurisdictional)

*There are wetlands or other waters of the U.S. within the Project Boundary associated with a Preliminary Jurisdictional Determination not depicted here.