

**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): July 15, 2019**

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Galveston District, SWG-2009-00591**

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

State: Texas County/parish/borough: Harris City: Houston  
Center coordinates of site (lat/long in degree decimal format): Lat. 29.71 °, Long. -95.4333°  
Universal Transverse Mercator: 15  
Name of nearest waterbody: Unnamed tributary to Brays Bayou  
Name of watershed or Hydrologic Unit Code (HUC): Buffalo-San Jacinto, 12040104

- 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: September 10, 2019  
 Field Determination. Date(s): [Click here to enter a date.](#)

**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: HCFCD PM  
 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: [Click here to enter text.](#)  
 U.S. Geological Survey Hydrologic Atlas: [Click here to enter text.](#)  
 USGS NHD data.  
 USGS 8 and 12 digit HUC maps.  
 U.S. Geological Survey map(s). Cite scale & quad name: Bellaire, Texas; 1:24,000  
 USDA Natural Resources Conservation Service Soil Survey. Citation: [Click here to enter text.](#)  
 National wetlands inventory map(s). Cite name: [Click here to enter text.](#)  
 State/Local wetland inventory map(s): [Click here to enter text.](#)  
 FEMA/FIRM maps:  
 100-year Floodplain Elevation is:  
 Photographs:  Aerial (Name & Date): 2018, 2006, 1999, 1995, 1982, 1967, 1955, 1947, 1946, 1944, 1930, 1921  
 or  Other (Name & Date): [Click here to enter text.](#)  
 Previous determination(s). File no. and date of response letter: Referenced below in Section B.  
 Applicable/supporting case law: [Click here to enter text.](#)  
 Applicable/supporting scientific literature: [Click here to enter text.](#)  
 Other information (please specify): 1-foot contour maps

**B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE**

**REVIEW AREA ONLY INCLUDES DRY LAND:** The review area contains an upland cut, man-made drainage ditch that was excavated prior to 1921 based upon a review of historic aerial photographs. This ditch is not a re-routed tributary or extend the OHWM of a tributary. Additionally, these features undergo regular mowing and maintenance. Therefore, these features are not WOUS.

<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.

The Corps issued and approved jurisdictional determination for SWG-2009-00591 by letter dated September 28, 2009 and July 16, 2014 stating that Poor Farm Ditch (HCFCD # D111-00-00-COO1 was not a water of the United States. No new information has changed this determination.