



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, MEMPHIS DISTRICT
167 NORTH MAIN STREET B-202
MEMPHIS, TENNESSEE 38103-1894

October 26, 2023

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]:

This is in response to your request for an approved jurisdictional determination (AJD) and a preliminary jurisdictional determination (PJD) for aquatic resources located on 103 acres of land located south of Charles Latham Drive and Mifflin Road in Jackson, Madison County, Tennessee. The location of the property is shown on the enclosed map. Based on the information submitted to our office and a review of other information available to us, it is our AJD that the features you identified as Upland 1 through 11 are upland erosional features and are, therefore, not considered waters of the United States. A Section 404 permit is not required for the discharge of dredge or fill material into these features. Additionally, it is our PJD that the subject Wetland 1, Wetland 2, Ephemeral 1 through 5, and Perennial 1 through 9 may be considered waters of the United States; if you wish to provide additional information, an AJD may be requested for these features.

The basis for our AJD is attached. This AJD is valid for five years from the date of this letter, unless new information warrants a revision of the determination before the expiration date or the 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.

This letter contains an approved jurisdictional determination. If you object to this determination, you may request an administrative appeal under Corps of Engineers regulations at 33 CFR Part 331. Enclosed you will find a Notification of Appeal Process and Process and Request for Appeal (RFA) form. If you request to appeal this determination you must submit a completed RFA form to the Mississippi Valley Division at the following address:

Appeals Review Officer
Mississippi Valley Division
P.O. Box 80
Vicksburg, Mississippi 39181-0080

In order for an RFA to be accepted by the Corps of Engineers, the Corps of Engineers must determine that it is complete, that it meets the criteria for appeal under 33 CFR Part 331.5 and that it has been received by the division office within 60 days of the date of the RFA or in this case by December 24, 2023. It is not necessary to submit an RFA form to the division office if you do not object to the determination in this letter.

The PJD is also included for your concurrence. If you agree with this PJD please sign the form and return it to the address listed above. If the PJD is not returned within 30 days of the date of this letter, we will assume your concurrence. A PJD cannot be appealed. If you object to this PJD, please see Section I.E., of the attached Notification of Administrative Appeal Options and the Process and Request for Appeal Form, on how to proceed or call the Memphis District, Regulatory Division for assistance at the number listed below.

The delineation included herein has been conducted to identify the location and extent of the aquatic resources for purposes of the Clean Water Act for the particular site identified in this request. This delineation may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985, as amended. If you or your tenant are United State Department of Agriculture (USDA) program participants, or anticipate participation in USDA programs, you should discuss the applicability of an Natural Resources Conservation Service Certified Wetland Determination with the local USDA service center, prior to starting work.

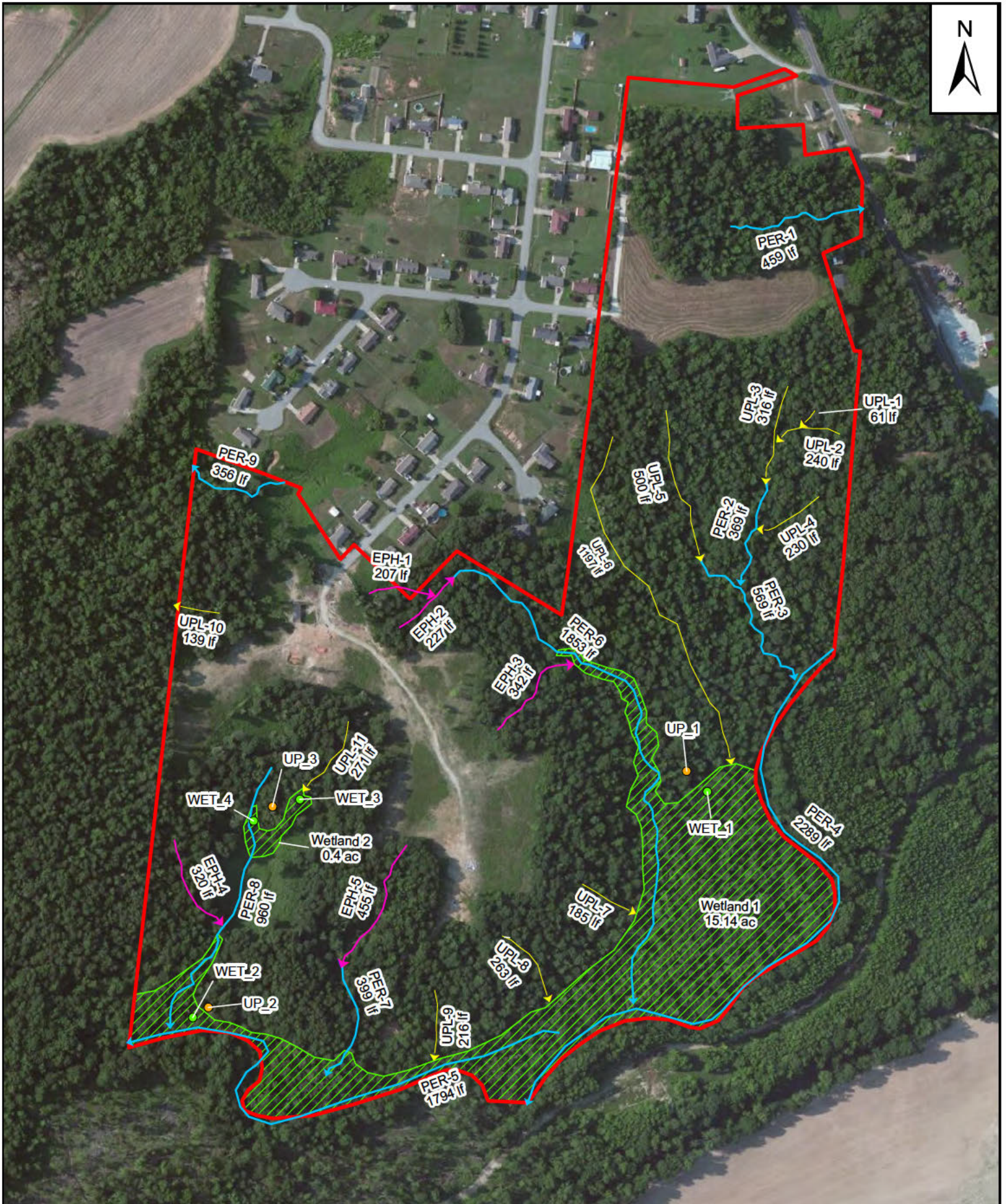
The Memphis District, Regulatory Division is committed to providing quality and timely service to our customers. In an effort to improve customer service, we invite you to complete a Customer Service Survey found at <https://regulatory.ops.usace.army.mil/customer-service-survey/>. Your comments, positive or negative, will not affect any current or future dealings with the Corps of Engineers.

If you have questions, please contact [REDACTED] at [REDACTED] and refer to File No. MVM-2023-254.

Sincerely,

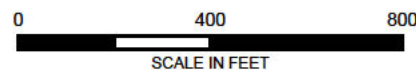
[REDACTED]
Deputy Chief
Regulatory Division

Enclosures



LEGEND

- UPLAND POINT
- WETLAND POINT
- WWC / UPLAND DRAINAGE
- WWC / EPHEMERAL
- STREAM
- WETLAND
- PROJECT BOUNDARY



Coordinate System: NAD 1983
State Plane Tennessee Feet

WATER RESOURCES MAP
MIFFLIN SITE
MADISON COUNTY, TENNESSEE
JULY 21, 2023

