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: __Albuquerque_____
FILE NUMBER: __200600115_____

REGULATORY PROJECT MANAGER: __Deanna L. Cummings_____ **Date:** ___3/306_____

PROJECT REVIEW/DETERMINATION COMPLETED: **In the office __ (Y/N) Date: _____**
At the project site _Y (Y/N) Date: _2/28/06_____

PROJECT LOCATION INFORMATION:
State: _____NM_____
County: _____San Juan_____
Center coordinates of site by latitude & longitudinal coordinates: **lat 36-42—53.3880, long 108-11-57.3360**
Approximate size of site/property (including uplands & in acres): _____0.08_____
Name of waterway or watershed: __Animas 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									
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type) Sand and gravel pit	X								

[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):
Sand and gravel mining pit owned by City of Farmington and used as local recreation area. Pit approximately 30 feet deep on all four sides with no surface outlet. Small body of water in pit is approximately 6 inches to 3 feet deep. Animas River, the closest jurisdictional water of the U.S., is approximately 0.8 mi from the proposed project site. No apparent surface water connections from site to Animas River.