



U.S. ARMY CORPS OF ENGINEERS  
REGULATORY PROGRAM  
APPROVED JURISDICTIONAL DETERMINATION FORM (INTERIM)  
NAVIGABLE WATERS PROTECTION RULE

**I. ADMINISTRATIVE INFORMATION**

Completion Date of Approved Jurisdictional Determination (AJD): 31-MAR-2021

ORM Number: MVR-2021-00431-SD

Associated JDs: N/A

Review Area Location<sup>1</sup>:

State/Territory: IA City: County/Parish/Borough: Marshall County

Center Coordinates of Review Area: Latitude 42.0418 Longitude -92.8981

**II. FINDINGS**

**A. Summary:** Check all that apply. At least one box from the following list **MUST** be selected. Complete the corresponding sections/tables and summarize data sources.

- ☒ The review area is comprised entirely of dry land (i.e., there are no waters or water features, including wetlands, of any kind in the entire review area). Rationale: Project area is an established trail that lacks wetland characteristics.
- ☐ There are "navigable waters of the United States" within Rivers and Harbors Act jurisdiction within the review area (complete table in section II.B).
- ☐ There are "waters of the United States" within Clean Water Act jurisdiction within the review area (complete appropriate tables in section II.C).
- ☐ There are waters or water features excluded from Clean Water Act jurisdiction within the review area (complete table in section II.D).

**B. Rivers and Harbors Act of 1899 Section 10 (§ 10)<sup>2</sup>**

§ 10 Name	§ 10 Size	§ 10 Criteria	Rationale for § 10 Determination
N/A	N/A	N/A	N/A

**C. Clean Water Act Section 404**

Territorial Seas and Traditional Navigable Waters ((a)(1) waters)<sup>3</sup>

(a)(1) Name	(a)(1) Size	(a)(1) Criteria	Rationale for (a)(1) Determination
N/A	N/A	N/A	N/A

Tributaries ((a)(2) waters):

(a)(2) Name	(a)(2) Size	(a)(2) Criteria	Rationale for (a)(2) Determination
N/A	N/A	N/A	N/A

Lakes and ponds, and impoundments of jurisdictional waters ((a)(3) waters):

(a)(3) Name	(a)(3) Size	(a)(3) Criteria	Rationale for (a)(3) Determination
N/A	N/A	N/A	N/A

Adjacent wetlands ((a)(4) waters):

(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
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<sup>1</sup> Map(s)/Figure(s) are attached to the AJD provided to the requestor.

<sup>2</sup> If the navigable water is not subject to the ebb and flow of the tide or included on the District's list of Rivers and Harbors Act Section 10 navigable waters list, do NOT use this document to make the determination. The District must continue to follow the procedure outlined in 33 CFR part 329.14 to make a Rivers and Harbors Act Section 10 navigability determination.

<sup>3</sup> A stand-alone TNW determination is completed independently of a request for an AJD. A stand-alone TNW determination is conducted for a specific segment of river or stream or other type of waterbody, such as a lake, where independent upstream or downstream limits or lake borders are established. A stand-alone TNW determination should be completed following applicable guidance and should NOT be documented on the AJD form.

<sup>4</sup> Some excluded waters, such as (b)(2) and (b)(4), may not be specifically identified on the AJD form unless a requestor specifically asks a Corps district to do so. Corps Districts may, in case-by-case instances, choose to identify some or all of these waters within the review area.

<sup>5</sup> Because of the broad nature of the (b)(1) exclusion and in an effort to collect data on specific types of waters that would be covered by the (b)(1) exclusion, four sub-categories of (b)(1) exclusions were administratively created for the purposes of the AJD Form. These four sub-categories are not new exclusions, but are simply administrative distinctions and remain (b)(1) exclusions as defined by the NWPR.



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N/A	N/A	N/A	N/A
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**D. Excluded Waters or Features**

Excluded waters ((b)(1) – (b)(12))<sup>4</sup>:

Exclusion Name	Exclusion Size	Exclusion <sup>5</sup>	Rationale for Exclusion Determination
N/A	N/A	N/A	N/A

**III. SUPPORTING INFORMATION**

**A. Select/enter all resources** that were used to aid in this determination and attach data/maps to this document and/or references/citations in the administrative record, as appropriate.

- ☒ Information submitted by, or on behalf of, the applicant/consultant: *Title(s) and date(s)*.  
— This information *(is)* sufficient for purposes of this AJD.  
Rationale: *Project includes maintenance of an established recreational trail that doesn't involve the discharge of fill material into the nearby Linn Creek or other Waters of the U.S.*  
— Data sheets prepared by the Corps: *Title(s) and/or date(s)*.  
☒ Photographs: *(Project aerials within application) Title(s) and/or date(s)*.  
—  
— Corps Site visit(s) conducted on: *Date(s)*.  
— Previous Jurisdictional Determinations (AJDs or PJDs): *ORM Number(s) and date(s)*.  
— Antecedent Precipitation Tool: provide detailed discussion in Section III.B.  
— USDA NRCS Soil Survey: *Title(s) and/or date(s)*.  
— USFWS NWI maps: *Title(s) and/or date(s)*.  
— USGS topographic maps: *Title(s) and/or date(s)*.

**Other data sources used to aid in this determination:**

Data Source (select)	Name and/or date and other relevant information
USGS Sources	N/A.
USDA Sources	N/A.
NOAA Sources	N/A.
USACE Sources	N/A.
State/Local/Tribal Sources	N/A.
Other Sources	N/A.

**B. Typical year assessment(s):** N/A

**C. Additional comments to support AJD:** *Project includes maintenance of an established recreational trail that doesn't involve the discharge of fill material into the nearby Linn Creek or other Waters of the U.S.*

<sup>1</sup> Map(s)/Figure(s) are attached to the AJD provided to the requestor.

<sup>2</sup> If the navigable water is not subject to the ebb and flow of the tide or included on the District's list of Rivers and Harbors Act Section 10 navigable waters list, do NOT use this document to make the determination. The District must continue to follow the procedure outlined in 33 CFR part 329.14 to make a Rivers and Harbors Act Section 10 navigability determination.

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**CITY OF MARSHALLTOWN**

3RD AVENUE/HWY 14

N CENTER STREET

CITY HALL

E MAIN STREET

MARSHALL COUNTY COURTHOUSE

S 3RD STREET

S CENTER STREET

3RD AVENUE/HWY 14

YMCA

AQUATIC CENTER

END TRAIL  
STA: 245+39

S 6TH STREET

S CENTER STREET/HWY 14

MARION STREET

E MAIN STREET

ALTERNATE BID TRAIL  
SECTION  
STA: 155+09 TO 171+55

S 12TH AVENUE

E ANSON STREET

N 18TH AVENUE

S 18TH AVENUE

BEER GARDEN RD.

BEGIN TRAIL  
STA: 111+09

Iowa River

Anson Creek

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I Hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Registered Professional Engineer under the law of the State of Iowa.

Registration No. P25428

Drawn By: JCK
Chk' By: JCK
Proj. No: TRL21001
Dwg. No: TRL21001PLAN
VP. No: LOCATION
Date: 2/23/21

2 OF 22



[illegible]

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 **the City of Marshalltown**

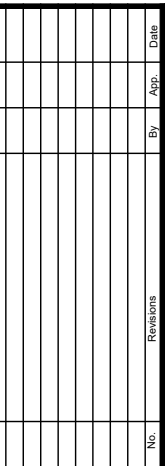
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24 N. CENTER ST., MARSHALLTOWN, IA. 50158  
PH. (641) 754-5734

Drawn By:	JCK
Chk' By:	JCK
Proj. No:	TRL21001
Dwg. No:	TRL21001PLAN
VP. No:	SHEET 1
Date:	2/23/21

STA: 239+50 TO STA: 245+39  
RECREATIONAL TRAIL

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2021 TRAIL IMPROVEMENTS  
MARSHALLTOWN, IOWA

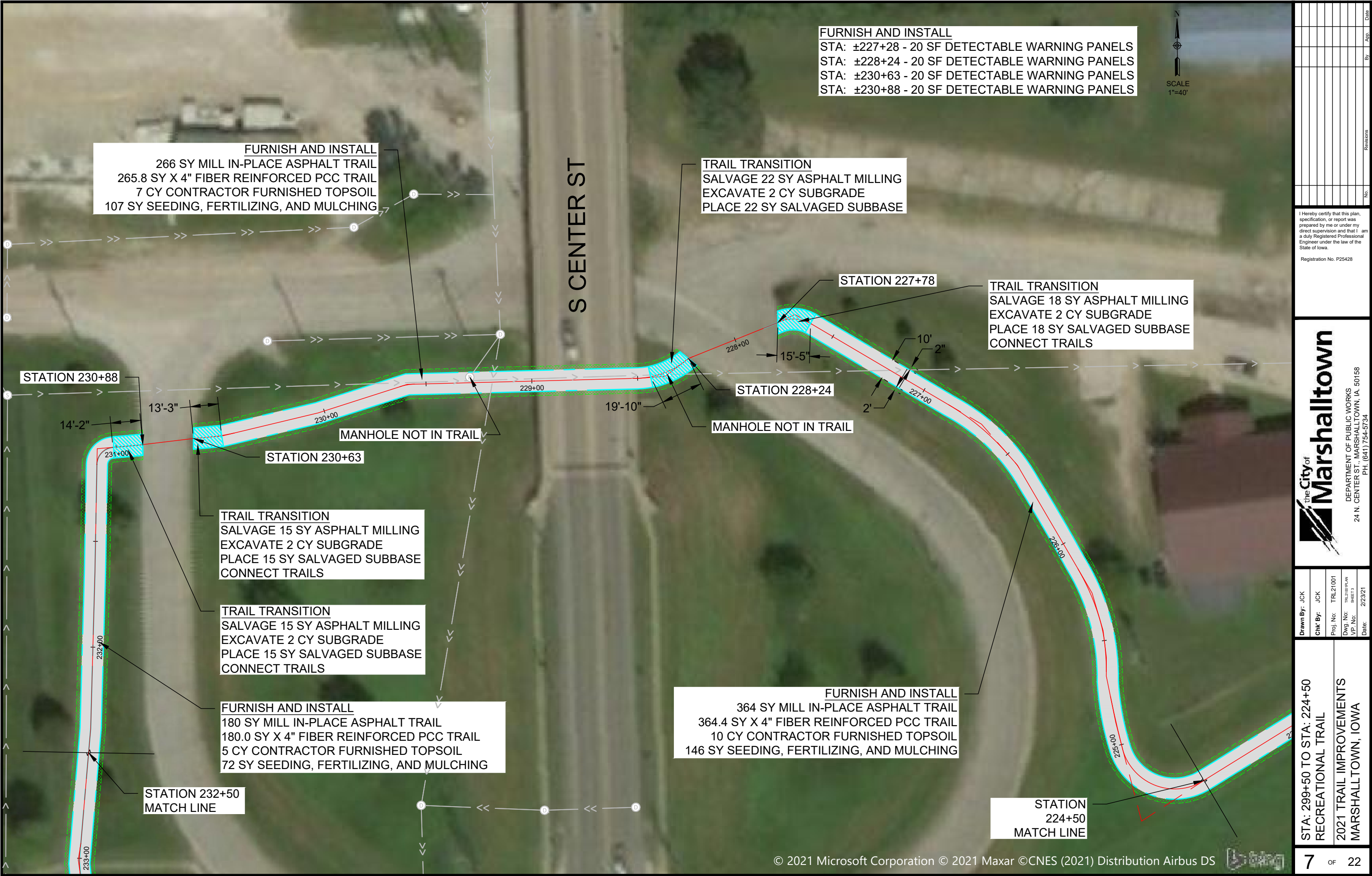


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Dwg. No: TRL21001PLAN	
V/P. No: SHEET 2	
Date: 2/23/21	

STA: 233+00 TO STA: 239+50  
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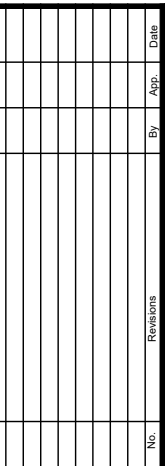












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VP. No: SHEET 10
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STA: 144+00 TO STA: 150+00  
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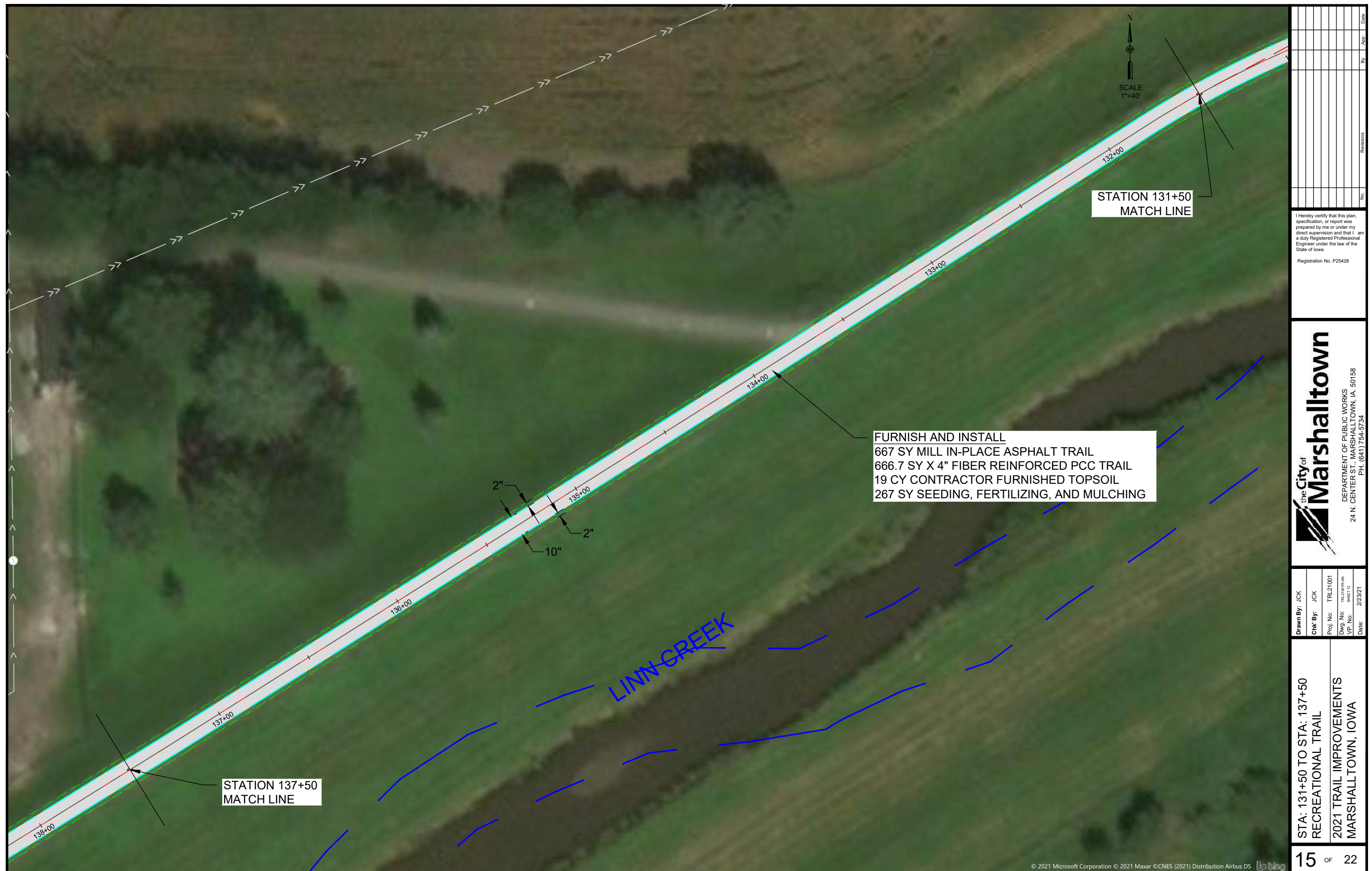
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Dwg. No: TRL21001PLAN
VP. No: SHEET 11
Date: 2/23/21

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RECREATIONAL TRAIL  
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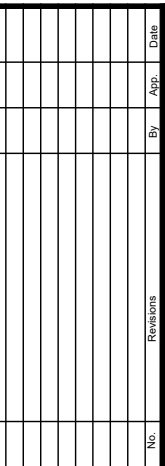
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VP. No: SHEET 12
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STA: 131+50 TO STA: 137+50  
RECREATIONAL TRAIL  
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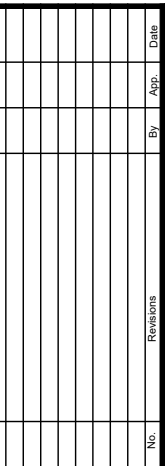
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VP. No: SHEET 14
Date: 2/23/21

STA: 111+50 TO STA: 117+69  
RECREATIONAL TRAIL

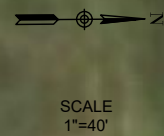
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Dwg. No: TRL21001PLAN
VP. No: SHEET 16
Date: 2/23/21

STA: 101+09 TO STA: 105+50  
RECREATIONAL TRAIL

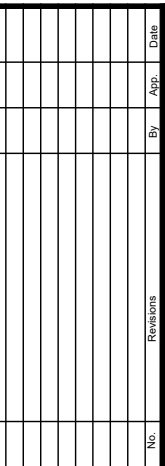
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Chk' By:	JCK
Proj. No:	TRL21001
Dwg. No:	TRL21001PLAN
VP. No:	SHEET A2
Date:	2/23/21

STA: 160+00 TO STA: 166+00 ALT.  
RECREATIONAL TRAIL

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2021 TRAIL IMPROVEMENTS  
MARSHALLTOWN, IOWA



