



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, ST. PAUL DISTRICT
180 FIFTH STREET EAST, SUITE 700
ST. PAUL, MN 55101-1678

August 2, 2021

Regulatory File No. MVP-2016-01166-LSP

Middle-Snake-Tamarac Rivers Watershed District
Morteza Maher
P.O. Box 154
Warren, Minnesota 56752

Dear Mr. Maher:

We are responding to your request, submitted by Hannah Passolt/Houston Engineering on your behalf, for Corps of Engineers (Corps) concurrence with the delineation of aquatic resources completed on the **Judicial Ditch 14 Project**. The project site is in Section 02, Township 154 North, Range 45 West, Marshall County, Minnesota.

We have reviewed the delineation **report dated June 14, 2021** and concur that the Aquatic Resource Maps on pages 20 – 26 of the delineation report accurately depicts a reasonable approximation of the location and boundaries of aquatic resources on the property. **This delineation can be used for planning and will generally be sufficient for Corps permitting purposes.** However, this “reasonable approximation” concurrence may not fulfill state or local delineation requirements. It may be necessary to review this determination in response to changing site conditions or new information.

Additional Information regarding Jurisdiction and Permitting:

No jurisdictional determination was prepared for this project, nor is one required to support a permit application. If you submit a permit application, we will assist you in identifying aquatic resources that are not subject to Corps regulation to exclude those resources from the permit evaluation. A permit application should include this delineation, any subsequent revisions, and any state or local delineation approvals. You are advised that a permit or exemption from a state or local agency does not satisfy the requirement to obtain a Corps permit where one is needed.

Please note that the Corps has issued Nationwide General Permits and Regional General Permits that provide authorization for many minor activities. Many of those general permits require a pre-construction notification and Corps verification prior to starting work. However, several general permits also have “self-certifying” provisions that eliminate the need to provide notice to the Corps, provided the permittee complies with the terms and conditions of the general permit. Current general permit terms and conditions can be found at: <https://www.mvp.usace.army.mil/Missions/Regulatory/Permitting-Process-Procedures/>.

Regulatory Branch (File No. MVP-2016-01166-LSP)

If you have any questions, please contact me in our Bemidji office at (651) 290-5339 or Lawrence.S.Puchalski@usace.army.mil. In any correspondence or inquiries, please refer to the Regulatory file number shown above.

Sincerely,

A handwritten signature in blue ink that reads "Lawrence S. Puchalski". The signature is written in a cursive style with a large initial 'L'.

Lawrence.S.Puchalski
Project Manager, Regulatory North Branch
Corps of Engineers

cc:
Hannah Passolt, Houston Engineering
Benjamin Hengel, Houston Engineering
Danny Thorstad, Marshall County LGU