

## Bjornsen, Alan

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**From:** Bjornsen, Alan - FSME  
**Sent:** Friday, April 30, 2010 9:59 AM  
**To:** 'Wolken, Paige M NWO'  
**Subject:** RE: Jurisdictional Waters

Thank you, Paige, for your prompt response. Now, how do we request an "approved jurisdictional determination (AJD)? And can we (as a regulatory agency) make the request?

Thank you.  
Alan

-----Original Message-----

**From:** Wolken, Paige M NWO [<mailto:Paige.Wolken@usace.army.mil>]  
**Sent:** Thursday, April 29, 2010 1:43 PM  
**To:** Bjornsen, Alan  
**Subject:** RE: Jurisdictional Waters

Alan:

In response to your email, I wanted to cite the approved jurisdictional determination that supports this statement that the Great Divide Basin (GDB) contains no jurisdictional waters. I could not find that document. Our Senior Project Manager told me that such a document does not exist. This is a blanket statement that had been applied to the GDB because it is considered a hydrographically closed basin.

According to our current jurisdictional determination (JD) procedures, a JD must be made on a site by site basis, and any isolated waters (non-jurisdictional) determination must be coordinated with EPA and be subject to appeal.

So, generally, it is likely that there are no waters of the U.S. in the Great Divide Basin, but in order to confirm and document this, an approved jurisdictional determination (AJD) for a specific project area within the GDB must be requested by the landowner (or applicant on behalf of the landowner).

Sorry for the confusion. I hope this helps. Please email or call if you have additional questions.

Paige Wolken

Wyoming Regulatory Office  
Cheyenne, WY  
307-772-2300 x 25

-----Original Message-----

**From:** Bjornsen, Alan [<mailto:Alan.Bjornsen@nrc.gov>]  
**Sent:** Thursday, April 29, 2010 10:45 AM  
**To:** Wolken, Paige M NWO  
**Subject:** Jurisdictional Waters

Paige,

Based upon our telephone conversation this morning, is it my understanding that there are no jurisdictional waters (streams, ponds, and wetlands) in the entire Great Divide Basin of Wyoming? Thank you for your timely response.

Alan B. Bjornsen

Environmental Project Manager

FSME/DWMEP/EPPAD/ERB

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