

Certified Wetland Determination Map

Date: 8/9/2012

Customer(s): RODNEY SKINNER

Field Office: FREMONT SERVICE CENTER

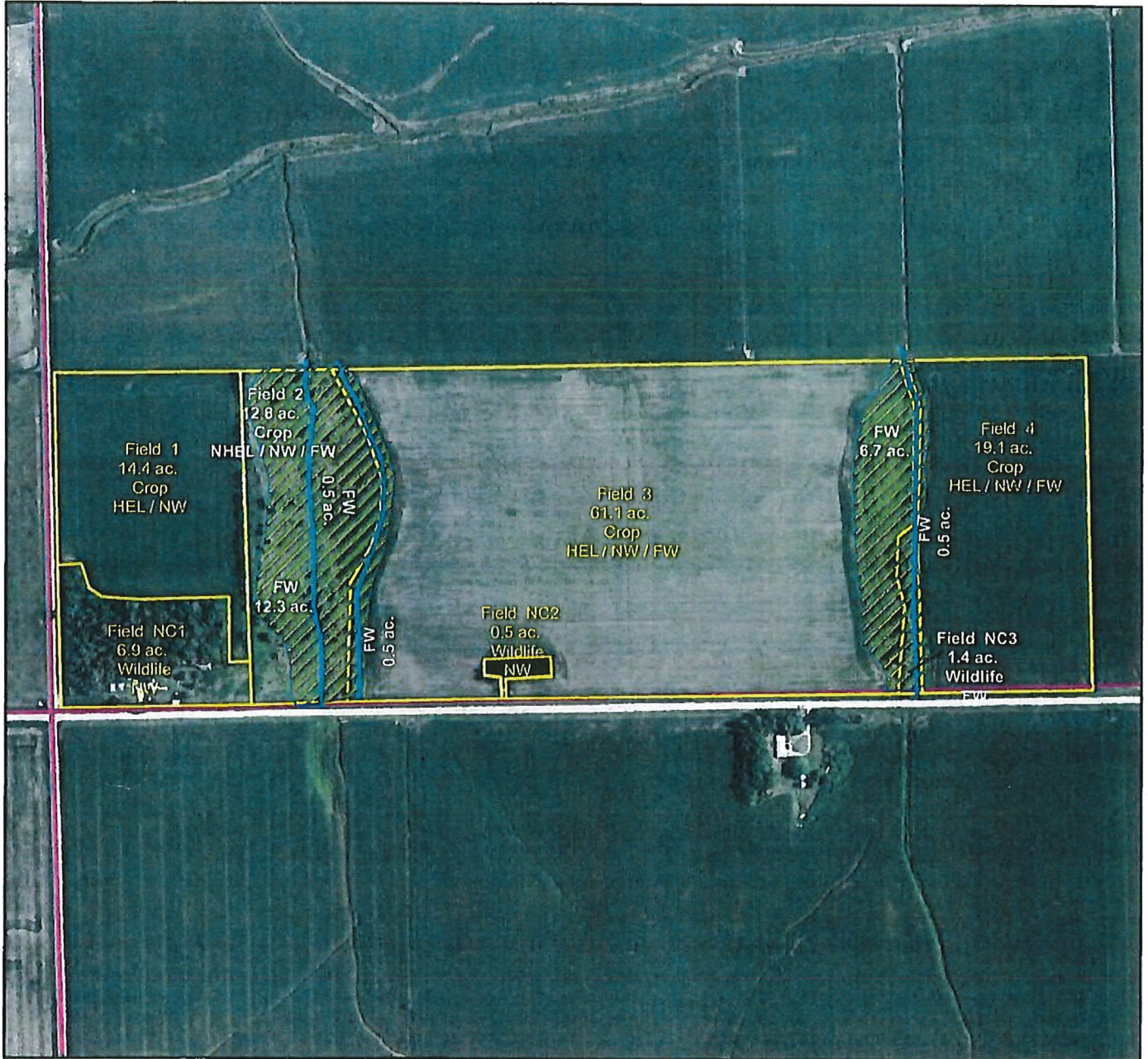
Agency: NRCS

Approximate Acres: 116.2

Assisted By: JENNA SEAMANN

Legal Description: 20-19-6E t1823

State and County: NE, DODGE



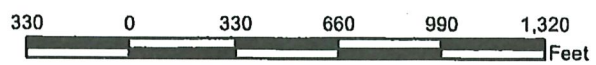
Legend

— Wetland_Lines

▨ Wetlands

□ t1823

▭ Section Lines





United States Department
of Agriculture

Natural Resources
Conservation Service

NRCS-CPA-026e
9/2012

HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION DETERMINATION

Name	DANA SKINNER	Request Date:	3/9/17	County:	DODGE
Address:	PO BOX 781 WINTER PARK, CO 80482-0781				
Agency or Person Requesting Determination:	FSA	Tract No:	1823	FSA Farm No.:	1258

COPY

Section I - Highly Erodible Land

Is a soil survey now available for making a highly erodible land determination?	Yes
Are there highly erodible soil map units on this farm?	No

Fields in this section have undergone a determination of whether they are highly erodible land (HEL) or not; fields for which an HEL Determination has not been completed are not listed. In order to be eligible for USDA benefits, a person must be using an approved conservation system on all HEL.

Field(s)	HEL(Y/N)	Sodbust (Y/N)	Acres	Determination Date
1, 2, 3, 4	No	No	107.5	6/19/17
7	No	Yes	0.5	6/19/17

The Highly Erodible Land determination was completed in the Office

Section II - Wetlands

Fields in this section have had wetland determinations completed. See the Definition of Wetland Label Codes for additional information regarding allowable activities under the wetland conservation provisions of the Food Security Act and/or when wetland determinations are necessary to determine USDA program eligibility.

Refer to previous determinations for any wetland determinations completed on this tract. This determination has been completed for Highly Erodible Land Determinations ONLY. Contact the NRCS prior to altering or manipulating any potential wetlands.

Remarks: AD-1026 request received 3/9/17 due to ground being broke up and farmed. Refer to previous wetland determination certified on 8/9/12.

I certify that the above determinations are correct and were conducted in accordance with policies and procedures contained in the National Food Security Act Manual.

Signature Designated Conservationist	Date
	6/20/17

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- Common Land Unit**
- Cropland
 - Non-Cropland
- Wetland Determination Identifiers**
- Restricted Use
 - ▼ Limited Restrictions
 - Exempt from Conservation
 - Compliance Provisions

- Tract Boundary
- PLSS

2016 NAIP Imagery
20-19-6E

2017 Program Year

Map Created April 19, 2017

1 inch = 753 feet

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership, rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).



HIGHLY ERODIBLE LAND AND WETLAND CONSERVATION DETERMINATION

Name Address:	Dana Skinner	Request Date:	7/17/12	County:	Dodge
Agency or Person Requesting Determination:	FSA	Tract No:	1823	FSA Farm No.:	1258

Section I - Highly Erodible Land

Is a soil survey now available for making a highly erodible land determination?	Yes
Are there highly erodible soil map units on this farm?	Yes

Fields in this section have undergone a determination of whether they are highly erodible land (HEL) or not; fields for which an HEL Determination has not been completed are not listed. In order to be eligible for USDA benefits, a person must be using an approved conservation system on all HEL.

Field(s)	HEL(Y/N)	Sodbust(Y/N)	Acres	Determination Date
1, 3, 4	Y	N	94.6	8/14/87
2	N	N	12.7	8/14/87

The Highly Erodible Land determination was completed in the office .

Section II - Wetlands

Are there hydric soils on this farm?	Y
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Fields in this section have had wetland determinations completed. See the Definition of Wetland Label Codes for additional information regarding allowable activities under the wetland conservation provisions of the Food Security Act and/or when wetland determinations are necessary to determine USDA program eligibility.

Field(s)	Wetland Label*	Occurrence Year (CW)**	Acres	Determination Date	Certification Date
2, 3, 4, NC3	FW		19	8/9/2012	8/9/2012
1, 2, 3, 4, NC1, NC2	NW		97.2	8/9/2012	8/9/2012

The wetland determination was completed in the field . It was mailed to the person on 8/9/2012.

Remarks: Completed a certified wetland determination for t1823.

I certify that the above determinations are correct and were conducted in accordance with policies and procedures contained in the National Food Security Act Manual.

Signature Designated Conservationist	Date
<i>Aeuna Secmann</i>	8/9/2012

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1975

1299
T-1934

NHEL NW/PC

1629
T-1913
MT-3294

1629
T-1914
MT-3294

20

3
155.2

NHEL NW/PC

NHEL NW/PC

1646

2
22.1

3
13.8

1258
T-1825

2
135.6

1
16.7

2
63.9

3032
T-2570

HEL

NHEL

HEL

HEL

HEL

HEL

HEL

HEL

HEL

HEL

HEL

HEL

382

4
21.2

5
63.3

6
10.8

7
1815
T-1809

8
1304
T-1956

9
4945
T-3808

HEL

HEL

HEL

HEL

HEL

HEL

HEL

HEL

HEL

Pre-1985



Definitions of Wetland Labels and Uses (revised 10-19-2018)

Portions taken from National Food Security Act Manual, 5th edition Part 514.60 and NRCS-CPA-026e

Name & Label	Criteria for Determination	Authorized Uses	Authorized Maintenance	NFSAM Citation
(AW) Artificial Wetland	Created wetlands on areas that were previously non-wetland. This label includes irrigation induced wetlands.	No restrictions.	No restrictions.	Part 514.12
(CPD) COE Permit with Mitigation	A converted wetland authorized by a permit issued under Section 404 of the Clean Water Act and satisfies the mitigation requirements of NFSAM.	Per COE permit conditions. Production of agricultural commodities is only allowed subject to conditions of the permit.	Per COE permit conditions.	Part 515.20
(CW) Converted Wetland	Wetland converted between December 23, 1985, and November 28, 1990. Also, these areas are For these instances,	Production of agricultural commodities or additional manipulation will cause ineligibility.	Maintenance allowed to scope and effect of original manipulation.	Part 514.40
(CW) Wetland Converted by county, drainage district, or similar entity.	Wetlands converted after December 23, 1985, by a county, drainage district, or similar entity but not considered third party (TP).	Production of an agricultural commodity or forage for mechanical harvest or additional manipulation will cause ineligibility for USDA program benefits.	Maintenance allowed to original scope and effect of system before conversion.	Part 514.40
(CW+year) Converted wetland	A wetland converted after November 28, 1990.	Conversion causes ineligibility, regardless of whether production of agricultural commodity occurred.	Not applicable	Part 514.40
(CWIL) Converted Wetland In-Lieu Fee	Wetland conversion when participant agrees to make "payment in lieu" of wetland mitigation. Limited to < 5 acres of entire farm. Payment of 150% of cost of NRCS approved mitigation.	Only applies to Federal crop insurance benefits. Exemption doesn't apply to other programs where converted wetland needs addressed to participate.	Not applicable	Part 514.71
(CWTA) Converted Wetland Timely Assistance	Wetland converted when NRCS does not conduct evaluation of compliance certification in a timely manner (preliminary determination within 12 months from request received by NRCS). An exception may apply if delayed due to unfavorable site conditions.	Participants maintains eligibility for Federal crop insurance premium subsidies regardless of compliance. Applies to requests referred on or after April 24, 2015.	Opportunity to receive a CWTA expires upon certification of preliminary technical determination.	Part 514.70
(CWTE) Converted Wetland Technical Error	A wetland converted or commenced after December 23, 1985, based on an incorrect NRCS determination. This label does not apply to obvious wetlands as defined in the National Food Security Act Manual.	May be used for production of agricultural commodities or forage provided no manipulation is done beyond what existed as of the date of the CWTE determination.	May be maintained to the extent that existed on date of the CWTE determination.	Part 514.41
(FW) Farmed Wetland	Wetland manipulated and planted before December 23, 1985, but still meets inundation or saturation criteria. These areas may be farmed and maintained as documented before December 23, 1985, as long as they are not abandoned (i.e., management or maintenance for commodity production ceased for 5 consecutive years). If the area is not a pothole, playa, or pocosin, it is inundated for at least 15 consecutive days during the growing season or 10 percent of the growing season, whichever is less, in most years. If the area is a pothole, playa, or pocosin, it is inundated for at least 7 consecutive days or saturated for at least 14 consecutive days during the growing season in most years.	May be used for production of agricultural commodities or forage.	May be maintained to the extent that existed before December 23, 1985, if "as built" records exist. May be maintained to the extent that existed on December 23, 1985, if no "as built" records exist.	Part 514.31
(FWP) Farmed Wetland Pasture and Hayland	Manipulated and used for pasture or hay as of December 23, 1985 but still meets the inundation or saturation criteria. Is inundated for at least 7 consecutive days or saturated for 14 days during the growing season.	These areas may be farmed and maintained as documented before December 23, 1985, as long as they are not abandoned (i.e., management or maintenance for commodity production ceased for 5 consecutive years).	May be maintained to the extent that existed before December 23, 1985, if "as built" records exist. May be maintained to the extent that existed on December 23, 1985, if no "as built" records exist.	Part 514.32

Name & Label	Criteria for Determination	Authorized Uses	Authorized Maintenance	NFSAM Citation
(MIW) Mitigation Exemption	A converted wetland, farmed wetland or farmed wetland pasture of which the acreage, functions and values lost have been compensated for through an NRCS-approved mitigation plan (wetland to be manipulated).	As stipulated in the mitigation agreement.	As stipulated in the mitigation agreement.	Part 515.10
(MW) Minimal Effect Exemption	A converted wetland that is exempt because conversion is determined to have a minimal effect, individually and cumulatively, on the wetland functions and values.	As stipulated in the minimal effect agreement, if applicable.	Only activities stipulated in minimal effect agreement, if applicable.	Part 515.0
(MWM) Mitigation Site	Site of wetland restoration, enhancement, or creation serving as mitigation for the mitigation exemption (MIV) site.	As stipulated in Mitigation Plan/Agreement.	As stipulated in Mitigation Plan/Agreement	Part 515.10
(NW) Nonwetland	Area that doesn't contain a wetland. Includes wetlands converted before 12/23/1985, but a commodity crop was not produced and area doesn't meet wetland criteria (not abandoned).	No restrictions.	No restrictions unless manipulation would convert adjacent wetlands.	Part 514.20
(PC) Prior Converted Cropland	Wetland converted to cropland before 12/23/1985, and as of 12/23/1985 was capable of being cropped and didn't meet farmed wetland hydrology criteria.	No restrictions.	No restrictions. Further drainage must not affect adjacent wetlands.	Part 514.30
(TP) Third Party Exemption	A wetland converted after 12/23/1985 by a third party who isn't associated with participant, and conversion isn't result of scheme or device. Third party doesn't include predecessors in interest on the tract, drainage districts, or other local government entities.	May be used for production of agricultural commodities or forage.	Further drainage improvement will cause ineligibility.	Part 514.42
(W) Wetland	An area meeting wetland criteria that was not converted after December 23, 1985. These areas include FW and FWP that have been abandoned.	May be farmed under natural conditions without removal of woody vegetation.	At level needed to maintain original system on FW, FWP, and PC. Must not convert additional wetlands or exceed original scope and effect of drainage system.	Part 514.10
(WX) Wetlands that have been manipulated	A wetland manipulated after December 23, 1985, but the manipulation was not for the purpose of making production possible and production was not made possible. These areas include wetlands manipulated by drainage maintenance agreements.	Would cause ineligibility if production was later made possible.	No restrictions as long as production not made possible including on an adjacent wetland.	Part 514.11

Current Labels: The above are the ONLY labels that are authorized for use when making a new certified wetland determination in accordance with the National Food Security Act Manual, 5th edition.

ADDITIONAL INFORMATION

PAST LABELS: Previous editions of the National Food Security Act Manual contained labels that will not be used for certified determinations completed after the effective manual date of January 2008. These labels may continue to stand as long with that certified technical determination as applicable.

(CC)Commenced Conversion: A wetland, farmed wetland, farmed wetland pasture, or converted wetland on which the conversion began but was not completed before December 23, 1985, was approved by FSA to continue, and conversion was completed by January 1, 1995.

(CMW) Categorical Minimal Effect: A wetland that meets specific categories of conversion activities that have been determined by NRCS to have minimal effect, individually and cumulatively, on the functions and values of the wetland and the wetlands in the watershed.

(CWNA) Converted Wetland for Nonagricultural Purposes: A wetland converted after November 28, 1990, to a use other than agricultural commodity production.

Easement site + label: Area that has been created, restored, or enhanced under an agreement to allow conversion and cropping of another wetland. Authorized Uses: As specified in agreement. Authorized Maintenance: As specified in agreement.

(NI) Not Inventoried: An area where no wetland determination has been conducted.

(OW) other waters of the United States: Areas that the COE have taken jurisdiction of under the Clean Water Act. Only use with COE decision/guidance. Authorized Uses: As per COE permit. Authorized Maintenance: As per COE permit.

(PC/NW) Prior Converted Cropland/Non-Wetland: An area that contains both PC and NW.

Obvious Wetlands (NFSAM 514.41B.): CWTE does not apply to obvious wetlands. An obvious wetland is an area that is continuously inundated or saturated for long periods of time during the growing season to such an extent that access by foot to make a determination of predominance of hydric soils or prevalence of hydrophytic vegetation is not feasible. [7 CFR 12.6 (c)(8)] Additionally, wetland sites that are cropped or have had forage harvested by mechanical means less than 5 out of 10 years because of ponding, flooding, or saturation are obvious wetlands.

Fact Sheet

Certified Wetland Determinations

Introduction

Certified wetland determinations offer landowners the assurance of a final wetland determination for areas they intend to manipulate on their land. A certified determination will not change as long as the site remains in agricultural use (provided no violations occur). The U.S. Department of Agriculture's (USDA) Natural Resources Conservation Service (NRCS) makes certified wetland determinations and delineations when a producer submits a form AD-1026 that indicates that he or she has or intends to conduct an activity that may be subject to the wetland conservation provisions.

Obtaining Wetland Determinations/Delineations

Prior to land manipulation or land clearing, USDA farm program participants need to complete a revised form AD-1026 at the local Farm Service Agency (FSA) office, which has the effect of requesting a certified wetland determination if one is needed to ensure compliance. Some States also use NRCS Form CPA-038 for participants to request a certified wetland determination. NRCS will provide a certified wetland determination and advice about planned activities. NRCS may also conduct wetland determinations if they are providing financial or technical assistance to the landowner for a project that may impact wetlands, or if needed for other USDA programs.

Wetland Determinations for the Clean Water Act

NRCS and the Corps of Engineers promulgated joint guidance in February 2005 on conducting wetland determinations for the Food Security Act of 1985 and Section 404 of the Clean Water Act (http://www.nrcs.usda.gov/programs/compliance/pdf_files/COE_NRCS_wetland.pdf). Because of differences that now exist between the Food Security Act and the Clean Water Act on the jurisdictional status of some wetlands, it is frequently impossible for one agency to make a wetland determination that is valid for the administration of both laws. Therefore, NRCS will conduct certified wetland determinations for the purpose of administering the FSA, and the Corps will conduct jurisdictional determinations for administration of the CWA. Both agencies will inform landowners that they may need a determination from the other agency, and the agencies will work together as much as possible to provide consistent determinations where possible.

Prior Converted Cropland

NRCS identifies prior converted cropland (PC) for the purpose of determining land that is exempt under the FSA. PC land was converted to agricultural use prior to December 23, 1985. While most PC areas have been extensively manipulated and drained, and are therefore no longer wetlands, a PC area may meet the Corps' wetland hydrology criterion. Production of an agricultural commodity or maintenance or improvement of drainage systems on the PC area is exempt from the swampbuster provisions. However, if the land changes to a non-agricultural use, or is abandoned, according to the criteria established by the Corps and EPA, it may be regulated under the CWA. Landowners who intend to develop their land or conduct an activity that precludes use of the land for continued agricultural production, should contact the Corps to determine if the land meets the criteria to be jurisdictional wetlands under the CWA.

Documentation

All certified wetland determinations will be provided in writing on form NRCS-CPA-026. Landowners may appeal certified determinations.

For More Information

[NRCS](#), [Farm Service Agency](#), [Cooperative Extension Service](#), or your local [conservation district](#) can provide more information. Your USDA Service Center is listed in the telephone book under U.S. Department of Agriculture. Information is also available here on [NRCS's World Wide Web site](#).