

RIVERS AND HARBORS ACT SECTION 10 DETERMINATION OF JURISDICTION

Project Name: Dock.

Action ID: SAJ- 2008 -3347-

Applicant: Staibling, John & Conelyn.

There are "navigable waters of the U.S." within Rivers and Harbors Act (RHA) jurisdiction (as defined by 33 CFR part 329) in the review area.

Waterbody: Florida Bay.

Waters have been determined to be navigable because:

- Navigation Study
- Judicial interpretation in a Federal court of law
- Waters subject to the ebb and flow of the tide
- Waters are presently used, or have been used in the past, or may be susceptible for use to transport interstate or foreign commerce. **Explain:**

Project Manager: [Signature]

Date: November 19, 2008.