



Natural Resources Conservation Service
9173 W. Barnes Dr., Suite C
Boise, ID 83709-1574

February 3, 2004

NATIONAL FOOD SECURITY ACT MANUAL, Fourth Edition, 2003
180-V NFSAM
Idaho Notice No. 9

Subject: Part 526 Exhibits – NRCS-CPA-026E

Purpose: To distribute electronic copy of NRCS-CPA-026E

Effective Date: Upon receipt of the notice.

Background: Highly Erodible Land and Wetland Determinations should be documented on the 026E. Guidance on completion and distribution of forms related to Highly Erodible Land and Wetland Determinations are in NFSAM Part 523.

Filing Instructions: File the electronic 026E in you electronic forms database. Place a hard copy of the 026E in the NFSAM Part 526.39 (page 526-32).

A handwritten signature in cursive script that reads "Lee E Brooks, Acting for".

RICHARD W. SIMS
State Conservationist

Attachment



HIGHLY EROSDIBLE LAND and WETLAND CONSERVATION DETERMINATION

| | | | |
|---|--|------------------|----------|
| Name Address: | | Request Date: | County: |
| Agency or Person Requesting Determination: | | Tract No: | Farm No: |

Section I – Highly Erodible Land

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

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 |
|----------|-----------|---------------|-------|--------------------|
| | | | | |
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| | | | | |

The Highly Erodible Land determination was completed in the: (field or office). _____.

Section II – Wetlands

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|--------------------------------------|----|
| Are there hydric soils on this farm? | -- |
|--------------------------------------|----|

Fields in this section have had wetlands 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 |
|----------|----------------|------------------------|-------|--------------------|--------------------|
| | -- | | | | |
| | -- | | | | |
| | -- | | | | |
| | -- | | | | |
| | -- | | | | |

The wetland determination was completed in the: (field or office) _____ . It was (mailed or delivered) _____ to the person on (date) _____.

Remarks:

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

| | |
|--------------------------------------|------|
| Signature Designated Conservationist | Date |
| | |

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To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326W, Whitten Building, 14th and Independence Avenue, SW, Washington D.C. 20250-9410 or call (202)-720-5964 (voice or TDD). USDA is an equal opportunity provider and employer.

***DEFINITIONS OF WETLAND LABEL CODES**

| | |
|-----------|--|
| AW | Artificial Wetland. An area that is artificial or irrigation induced wetland. These wetlands are not subject to the wetland conservation provisions. |
| AW/FW | An area that contains both AW and FW. |
| AW/W | An area that contains both AW and W. |
| CC | Commenced Conversion exemption. |
| CPD | Corps Permit Decision. Corps of Engineers permit decision regarding section 404 of the Clean Water Act will be relied upon to satisfy the wetlands conservation provisions of the Food Security Act of 1985, as amended. |
| CMW | An area that receives a Categorical Minimal Effect determination. |
| CW | Converted Wetlands. An area converted between December 23, 1985 and November 28, 1990. In any year that an agricultural commodity is planted on these converted wetlands, you will be ineligible for USDA benefits. |
| **CW+year | An area converted after November 28, 1990. You will be ineligible for USDA program benefits until this wetland is restored. |
| CWNA | Converted Wetland Non-Agricultural use. A wetland area converted to other than agricultural commodity production. |
| CWTE | Converted Wetland Technical Error. An area converted or commenced based on an incorrect NRCS determination or misinformation from a NRCS or FSA employee. |
| FW | Farmed Wetland. An area that is farmed wetland; was manipulated and planted before December 23, 1985, but still meets wetland criteria. These may be farmed and maintained in the same manner as long as they are not abandoned. |
| FWP | Farmed Wetland Pasture. An area that is pasture or hayland, manipulated before December 23, 1985, but still meets wetland criteria. These may be farmed and maintained in the same manner as long as they are not abandoned. |
| MIW | Mitigated Wetlands. Wetlands on which a person is actively mitigating a frequently cropped area or a wetland converted between December 23, 1985 and November 28, 1990. A converted wetland, farmed wetland, or farmed wetland pasture on which functions and values were lost are compensated for through wetland restoration, enhancement or creation. |
| MW | Minimal effect Wetland. An area determined to be minimal effect. These wetlands are to be farmed according to the minimal-effect agreement signed at the time the minimal-effect determination was made. |
| MWM | An area determined to be minimal effect with mitigation. |
| NI | Not Inventoried—No wetland determination has been completed. |
| NW | Non-Wetland. An area that does not contain a wetland. |
| NW/NAD | An area determined to be a non-wetland resulting from a decision from the National Appeals Division. |
| OW | Other Waters of the U.S. Area that fall under the jurisdiction of the Clean Water Act. |
| PC | Prior Converted cropland, which was drained filled, or manipulated before December 23, 1985; was cropped prior to December 23, 1985; was not abandoned; and does not meet FW criteria. These are not subject to the wetland conservation provision unless the area reverts to wetland as a result of abandonment. |
| PC/NW | An area that contains both PC and NW. |
| TP | Third Party Exemption. |
| W | Wetlands. An area meeting wetland criteria, including wetland farmed under natural conditions. If you plan to clear, drain, fill, level or manipulate these areas, contact NRCS and the Army Corps of Engineers prior to any such activity. |
| WX | A wetland area that has been manipulated after December 23, 1985, but was not, for the purpose of making production possible and production was not made possible. These include wetlands manipulated by drainage maintenance agreements. |