

By the Book:
*The Clean Water Act's Exemption for Discharges of
Dredged or Fill Material from Normal Farming Activities*

American Agricultural Law Association
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Presentation Outline for Andrew J. Doyle, Senior Attorney,
U.S. Department of Justice, Environment and Natural Resources Division¹

- I. Statutory text: 33 U.S.C. § 1344(f)(1)(A)
- II. Legislative history: 1977 Amendments to the Clean Water Act
- III. Regulatory text: 33 C.F.R. § 323.4
- IV. Guidance
 - A. EPA's website
 - B. 1990 Memorandum to the Field
- V. Case law example: *Borden Ranch Partnership v. U.S. Army Corps of Eng'rs*
 - A. Brief for the Environmental Protection Agency and the Corps of Engineers submitted to the Supreme Court of the United States (excerpts)
- VI. Questions

¹ Although Mr. Doyle confines his remarks to publicly available information, Mr. Doyle participates voluntarily and in his personal capacity. The views expressed are not necessarily those of his employer, DOJ-ENRD.