

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT  
U.S. Army Corps of Engineers, Chicago District

**APPLICANT:** James Schlicher **PROJECT LOCATION/WATERWAY:** 5-acre parcel located south of Cleveland Avenue and west of Forest Avenue in Batavia, Kane County, Illinois (SW 1/4 of Section 23, T39N R8E)

**FILE NUMBER:** 200500162 **PROJECT REVIEW COMPLETED:**  Office  Field

**Approved Jurisdictional Determination (JD)** (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- There are no waters on the project site.
- There are non-jurisdictional waters on the project site.
- There are waters of the United States on the project site.
- There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- There are no jurisdictional waters of the United States present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- Other:
- Section 10 waterway.

**Information Reviewed**

- U. S. Fish and Wildlife Service National Wetland Inventory: AURORA NORTH.
- U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- USDA Natural Resources Conservation Service Soil Survey for Kane County.
- U. S. Geological Survey 7.5 Minute Topographic Maps: AURORA NORTH, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- Aerial Photographs (Name & Date): TerraServer April 10, 2002
- Advanced Identification Wetland Maps: \_\_\_\_\_.
- Site Visit Conducted on: February 17, 2005 by Jaimec W. Hammit of the USACE, Chicago District
- Other information: FEMA FIRM Map

**Rationale for Basis (applies to any boxes checked above):** Mahoney Creek is a tributary of the Fox River and is therefore under the jurisdiction of the U.S. Army Corps of Engineers.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- clear, natural line impressed on the bank
- the presence of litter and debris
- changes in the character of soils
- wetland boundary
- destruction of terrestrial vegetation
- shelving
- other:

**Basis for Declining Jurisdiction:**

- Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- This office concurs with your wetland delineation report dated July 20, 2004, prepared by ENCAP, Inc.
- This office does not confirm your wetland boundary.

**Recommended by:** \_\_\_\_\_

**ORIGINAL SIGNED**

**Date:** 2/22/05

**Approved by:** \_\_\_\_\_

**Date:** 2/23/05

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: William Ryan Homes PROJECT LOCATION/WATERWAY: Southwest of Intersection of Delaney Road and Cedar Road in Manhattan, Will County, Illinois

FILE NUMBER: 200500123 PROJECT REVIEW COMPLETED: [ ] Office [X] Field

Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- [ ] There are no waters on the project site.
[ ] There are non-jurisdictional waters on the project site.
[X] There are waters of the United States on the project site.
[ ] There are both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

- [ ] There are no jurisdictional waters of the United States present on the project site.
[ ] The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
[ ] The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
[X] The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
[ ] The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
[ ] The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
[ ] Other:
[ ] Section 10 waterway.

Information Reviewed

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: MANHATTAN.
[X] U. S. Geological Survey Hydrologic Atlas: MANHATTAN, 211.
[X] USDA Natural Resources Conservation Service Soil Survey for Will County.
[X] U. S. Geological Survey 7.5-Minute Topographic Maps: MANHATTAN, 1990.
[ ] U. S. Geological Survey 7.5-Minute Historic Quadrangles:
[ ] U. S. Geological Survey 15-Minute Historic Quadrangles:
[X] Aerials (Name & Date):Manhattan, 1997
[ ] Advanced Identification Wetland Maps:
[ ] Site Visit Conducted on:
[ ] Other information:

Rationale for Basis (applies to any boxes checked above):

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

- Ordinary High Water Mark indicated by:
[X] clear, natural line impressed on the bank [ ] destruction of terrestrial vegetation
[ ] the presence of litter and debris [ ] shelving
[ ] changes in the character of soil [ ] other:
[ ] wetland boundary

Basis for Declining Jurisdiction:

- [ ] Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
[ ] Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[ ] Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[ ] Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

- [ ] This office concurs with your wetland delineation report dated , prepared by
[ ] This office does not confirm your wetland boundary

Recommended by: ORIGINAL SIGNED Date: 22 FEB 05

Approved by: Date: 22 Feb 05

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Commercial Group PROJECT LOCATION/WATERWAY: West of the Intersection of St. Andrew's Drive and Route 53 in Bolingbrook, Will County, Illinois

FILE NUMBER: 200500086 PROJECT REVIEW COMPLETED: [X] Office [ ] Field

Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- [ ] There are no waters on the project site.
[ ] There are non-jurisdictional waters on the project site.
[X] There are waters of the United States on the project site.
[ ] There are both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

- [ ] There are no jurisdictional waters of the United States present on the project site.
[X] The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
[ ] The presence of interstate waters (including interstate wetlands^1). (33 CFR 328.3 (a)(2))
[ ] The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
[ ] The presence of wetlands adjacent^2 ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
[ ] The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
[ ] Other:
[ ] Section 10 waterway.

Information Reviewed

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: ROMEOVILLE.
[X] U. S. Geological Survey Hydrologic Atlas: ROMEOVILLE, 146.
[X] USDA Natural Resources Conservation Service Soil Survey for Will County.
[X] U. S. Geological Survey 7.5-Minute Topographic Maps: ROMEOVILLE, 1993.
[ ] U. S. Geological Survey 7.5-Minute Historic Quadrangles:
[ ] U. S. Geological Survey 15-Minute Historic Quadrangles:
[X] Aerials (Name & Date):Romeoville, 1997
[ ] Advanced Identification Wetland Maps:
[ ] Site Visit Conducted on:
[ ] Other information:

Rationale for Basis (applies to any boxes checked above): The tributaries located on the subject property flow into the DuPage River. The DuPage River drains into the Des Plaines River, a navigable waters of the U.S.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

- Ordinary High Water Mark indicated by:
[ ] clear, natural line impressed on the bank
[ ] the presence of litter and debris
[ ] changes in the character of soil
[X] wetland boundary
[ ] destruction of terrestrial vegetation
[ ] shelving
[ ] other:

Basis for Declining Jurisdiction:

- [ ] Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
[ ] Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[ ] Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[ ] Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

- [ ] This office concurs with your wetland delineation report dated , prepared by
[ ] This office does not confirm your wetland boundary

Recommended by: ORIGINAL-SIGNED Date: 22 FEB 05

Approved by: - 5 - Date: 22 FEB 05

^1Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

^2 Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: McHenry Co. Highway Dept. PROJECT LOCATION/WATERWAY: Kishwaukee River and Streit Road

FILE NUMBER: 200400942 PROJECT REVIEW COMPLETED:  Office  Field

Approved Jurisdictional Determination (JD)(For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- There are no waters on the project site.
 There are non-jurisdictional waters on the project site.
 There are waters of the United States on the project site.
 There are both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
 The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
 The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
 The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
 The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
 The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
 Other:
 Section 10 waterway.

Information Reviewed

- U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_
 U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_
 USDA National Resources Conservation Service Soil Survey for McHenry County.
 U. S. Geological Survey 7.5 Minute Topographic Maps: HARVARD, 1970.
 U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_
 U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_
 Aerial Photographs (Name & Date): 2002
 Advanced Identification Wetland Maps: MCHENRY COUNTY..
 Site Visit Conducted on: August 24, 2004
 Other information:

Rationale for Basis (applies to any boxes checked above): The Kishwaukee River is tributary to the Rock River, a navigable waterway under Department of the Army jurisdiction.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

- Ordinary High Water Mark indicated by:
 clear, natural line impressed on the bank
 the presence of litter and debris
 changes in the character of soil
 wetland boundary
 destruction of terrestrial vegetation
 shelving
 other:

Basis for Declining Jurisdiction:

- Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
 Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
 Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
 Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

- This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_
 This office does not confirm your wetland boundary

Recommended by: ORIGINAL SIGNED Date: 2/17/05
Approved by: \_\_\_\_\_ Date: \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: B&T Leasing, Inc. PROJECT LOCATION/WATERWAY: 8-acre parcel located west of Mill Street in Hampshire, Kane County, Illinois (Section 21, T42N R6E)

FILE NUMBER: 200500095 PROJECT REVIEW COMPLETED: [X] Office [X] Field

Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- [ ] There are no waters on the project site.
[ ] There are non-jurisdictional waters on the project site.
[X] There are waters of the United States on the project site.
[ ] There are both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

- [ ] There are no jurisdictional waters of the United States present on the project site.
[ ] The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
[ ] The presence of interstate waters (including interstate wetlands^1). (33 CFR 328.3 (a)(2))
[X] The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
[ ] The presence of wetlands adjacent^2 ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
[ ] The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
[ ] Other:
[ ] Section 10 waterway.

Information Reviewed

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: HAMPSHIRE.
[ ] U. S. Geological Survey Hydrologic Atlas:
[X] USDA Natural Resources Conservation Service Soil Survey for Kane County.
[X] U. S. Geological Survey 7.5 Minute Topographic Maps: HAMPSHIRE, 1978.
[ ] U. S. Geological Survey 7.5 Minute Historic Quadrangles:
[ ] U. S. Geological Survey 15 Minute Historic Quadrangles:
[X] Aerial Photographs (Name & Date): DigiAir Spring 2001
[ ] Advanced Identification Wetland Maps:
[ ] Site Visit Conducted on: January 13, 2005 by Jaimee W. Hammit of the USACE, Chicago District
[X] Other information: FEMA FIRM Map

Rationale for Basis (applies to any boxes checked above): Hampshire Creek and the unnamed tributary of Hampshire Creek (both located on the subject property and designated as Wetland 1 by Hey and Associates, Inc.) are under the jurisdiction of the U.S. Army Corps of Engineers due to their surface water tributary system connection with the Kishwaukee River.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

- Ordinary High Water Mark indicated by:
[X] clear, natural line impressed on the bank
[ ] the presence of litter and debris
[ ] changes in the character of soils
[X] wetland boundary
[ ] destruction of terrestrial vegetation
[ ] shelving
[ ] other:

Basis for Declining Jurisdiction:

- [ ] Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
[ ] Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[ ] Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[ ] Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

- [X] This office concurs with your wetland delineation report dated September 2004 , prepared by Hey and Associates, Inc.
[ ] This office does not confirm your wetland boundary.

Recommended by: ORIGINAL SIGNED Date: 2/15/05

Approved by: Date:

^1Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

^2 Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT  
U.S. Army Corps of Engineers, Chicago District

APPLICANT: Mr. Steve Vole PROJECT LOCATION/WATERWAY: 5 Acre Property Located At 27155 S. St. Mary's Road In Mettawa, Lake County, Illinois (Section 26, T44N, R11E)

FILE NUMBER: 200400908 PROJECT REVIEW COMPLETED:  Office  Field

Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- There are no waters on the project site.
- There are non-jurisdictional waters on the project site.
- There are waters of the United States on the project site.
- There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- There are no jurisdictional waters of the United States present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- Other:
- Section 10 waterway.

**Information Reviewed**

- U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_.
- U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_.
- USDA Natural Resources Conservation Service Soil Survey for Lake County.
- U. S. Geological Survey 7.5 Minute Topographic Maps: LIBERTYVILLE, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- Aerials (Name & Date): \_\_\_\_\_.
- Advanced Identification Wetland Maps: \_\_\_\_\_.
- Site Visit Conducted on: October 2004
- Other information: \_\_\_\_\_.

**Rationale for Basis (applies to any boxes checked above):** The one wetland on the property, located in the northeast corner of the subject site, included a pond that drained west under St. Mary's Road to the Des Plaines River, a navigable waterway.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- clear, natural line impressed on the bank
- the presence of litter and debris
- changes in the character of soil
- wetland boundary
- destruction of terrestrial vegetation
- shelving
- other

**Basis for Declining Jurisdiction:**

- Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- This office concurs with your wetland delineation report dated June 16, 2004, prepared by DK Environmental Services, Inc.
- This office does not confirm your wetland boundary

Recommended by: \_\_\_\_\_ Date: \_\_\_\_\_ 2/1/05

ORIGINAL SIGNED

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT  
U.S. Army Corps of Engineers, Chicago District

APPLICANT: Par Development PROJECT LOCATION/WATERWAY: Hankin Parcel

FILE NUMBER: 200500150 PROJECT REVIEW COMPLETED:  Office  Field

Approved Jurisdictional Determination (JD)(For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- There are no waters on the project site.
- There are non-jurisdictional waters on the project site.
- There are waters of the United States on the project site.
- There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- There are no jurisdictional waters of the United States present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- Other:
- Section 10 waterway.

**Information Reviewed**

- U. S. Fish and Wildlife Service National Wetland Inventory: HUNTLEY.
- U. S. Geological Survey Hydrologic Atlas: HUNTLEY, HA 361.
- USDA National Resources Conservation Service Soil Survey for McHenry County.
- U. S. Geological Survey 7.5 Minute Topographic Maps: HUNTLEY, 1992.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_.
- Aerial Photographs (Name & Date): AirPhoto 2002
- Advanced Identification Wetland Maps: MCHENRY COUNTY..
- Site Visit Conducted on: November 17, 2004
- Other information:

**Rationale for Basis (applies to any boxes checked above):** Wetland 1 is part of Exner Marsh, an Illinois Natural Inventory Site. Exner Marsh has a direct surface connection to the South Branch of Kishwaukee River.

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- clear, natural line impressed on the bank
- the presence of litter and debris
- changes in the character of soil
- wetland boundary
- destruction of terrestrial vegetation
- shelving
- other:

**Basis for Declining Jurisdiction:**

- Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- This office concurs with your wetland delineation report dated November 10, 2004, prepared by Christopher B. Burke Engineering, LTD., and Exhibit 1, Wetland Area, Hankin Property, dated, 12-15-04, prepared by Haeger Engineering. .
- This office does not confirm your wetland boundary

Recommended by: \_\_\_\_\_ Date: 2/10/05

Approved by: \_\_\_\_\_ Date: 2/10/05

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT  
U.S. Army Corps of Engineers, Chicago District

APPLICANT: Wayne and Patricia Wolf PROJECT LOCATION/WATERWAY: Property located south of the Great Western Trail in Campton Township, Kane County, Illinois (SE 1/4 of Section 16, T40N R7E)

FILE NUMBER: 200500225 PROJECT REVIEW COMPLETED:  Office  Field

Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- There are no waters on the project site.
- There are non-jurisdictional waters on the project site.
- There are waters of the United States on the project site.
- There are both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- Other:
- Section 10 waterway.

Information Reviewed

- U. S. Fish and Wildlife Service National Wetland Inventory: ELBURN.
- U. S. Geological Survey Hydrologic Atlas: ELBURN, HA 229.
- USDA Natural Resources Conservation Service Soil Survey for Kane County.
- U. S. Geological Survey 7.5 Minute Topographic Maps: ELBURN, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_.
- U. S. Geological Survey 15 Minute Historic Quadrangles: GENEVA, 1948
- Aerial Photographs (Name & Date): USGS aerial, April 10, 2002
- Advanced Identification Wetland Maps: \_\_\_\_\_.
- Site Visit Conducted on:
- Other information: Wetland Delineation Report, dated December 10, 2004, prepared by ENCAP, Inc.

Rationale for Basis (applies to any boxes checked above): Wetland 1 (designated as such in the ENCAP, Inc. Wetland Delineation Report) is adjacent to Ferson Creek which is a tributary of the Fox River. Therefore, Wetland 1 is under the jurisdiction of the U.S. Army Corps of Engineers.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

Ordinary High Water Mark indicated by:

- clear, natural line impressed on the bank
- the presence of litter and debris
- changes in the character of soils
- wetland boundary
- destruction of terrestrial vegetation
- shelving
- other:

Basis for Declining Jurisdiction:

- Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

- This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_.
- This office does not confirm your wetland boundary.

Recommended by: \_\_\_\_\_ Date: 2/9/05

Approved by: - 5 - Date: 2/9/05

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup> Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT  
U.S. Army Corps of Engineers, Chicago District

APPLICANT: Citgo Petroleum Corporation PROJECT LOCATION/WATERWAY: Lemont Refinery along 135<sup>th</sup> Street at New Avenue in wetlands of I&M Canal in Romeoville, Will County, IL (NE 1/4 Sec 2 T36N R10E)

FILE NUMBER: 200500355 PROJECT REVIEW COMPLETED:  Office  Field

Approved Jurisdictional Determination (JD) (For Sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- There are no waters on the project site.
- There are non-jurisdictional waters on the project site.
- There are waters of the United States on the project site.
- There are both waters of the United States and non-jurisdictional waters on the project site.

**Basis of Jurisdictional Determination:**

- There are no jurisdictional waters of the United States present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
- The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
- The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
- The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
- Other:
- Section 10 waterway.

**Information Reviewed**

- U. S. Fish and Wildlife Service National Wetland Inventory: ROMEOVILLE.
- U. S. Geological Survey Hydrologic Atlas: ROMEOVILLE, 146.
- USDA Natural Resources Conservation Service Soil Survey for Will County.
- U. S. Geological Survey 7.5-Minute Topographic Maps: ROMEOVILLE, 1993.
- U. S. Geological Survey 7.5-Minute Historic Quadrangles: \_\_\_\_\_.
- U. S. Geological Survey 15-Minute Historic Quadrangles: \_\_\_\_\_.
- Aerials (Name & Date):
- Advanced Identification Wetland Maps: \_\_\_\_\_.
- Site Visit Conducted on: 27 JAN 2005
- Other information:

**Rationale for Basis (applies to any boxes checked above):** Proposed discharge of fill material into wetlands of the I&M Canal in conjunction with the capping and grouting of pipelines under 135<sup>th</sup> Street west of New Avenue in Romeoville, IL

**Lateral Extent of Jurisdiction (33 CFR 328 and 329):**

Ordinary High Water Mark indicated by:

- clear, natural line impressed on the bank
- the presence of litter and debris
- changes in the character of soil
- wetland boundary
- destruction of terrestrial vegetation
- shelving
- other:

**Basis for Declining Jurisdiction:**

- Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
- Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

**Confirmation of Wetland Boundaries**

- This office concurs with your wetland delineation report dated Jan 31, 2005, prepared by Huff & Huff.
- This office does not confirm your wetland boundary

Recommended by: \_\_\_\_\_ Date: \_\_\_\_\_

Approved by: \_\_\_\_\_ Date: 8 - Feb 2005

<sup>1</sup>Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

<sup>2</sup>Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: John Sterling PROJECT LOCATION/WATERWAY: Richmond, McHenry Co.

FILE NUMBER: 200500089 PROJECT REVIEW COMPLETED:  Office  Field

Approved Jurisdictional Determination (JD)(For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- There are no waters on the project site.
 There are non-jurisdictional waters on the project site.
 There are waters of the United States on the project site.
 There are both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
 The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
 The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
 The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
 The presence of wetlands adjacent<sup>2</sup> ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
 The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
 Other:
 Section 10 waterway.

Information Reviewed

- U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_
 U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_
 USDA National Resources Conservation Service Soil Survey for McHenry County.
 U. S. Geological Survey 7.5 Minute Topographic Maps: RICHMOND, 1992.
 U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_
 U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_
 Aerial Photographs (Name & Date): 2002
 Advanced Identification Wetland Maps: MCHENRY COUNTY..
 Site Visit Conducted on: November 16, 2004
 Other information:

Rationale for Basis (applies to any boxes checked above): The wetland on the subject property drains to the south via a drainageway through farmland. The drainageway then flows along the old railroad tracks (now a bike path) and under the culverts of the bike path to a wetland that is tributary to the Nippersink Creek. The Nippersink Creek is tributary to the Fox River, a navigable waterway under Department of the Army jurisdiction.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

- Ordinary High Water Mark indicated by:
 clear, natural line impressed on the bank
 the presence of litter and debris
 changes in the character of soil
 wetland boundary
 destruction of terrestrial vegetation
 shelving
 other:

Basis for Declining Jurisdiction:

- Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
 Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
 Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
 Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

- This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_
 This office does not confirm your wetland boundary

Recommended by: ORIGINAL SIGNED Date: \_\_\_\_\_

Approved by: \_\_\_\_\_ Date: 2/2/05

1Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

2 Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Anton and Shirley Stricker PROJECT LOCATION/WATERWAY: Harvard, McHenry Co.

FILE NUMBER: 200401016 PROJECT REVIEW COMPLETED:  Office  Field

Approved Jurisdictional Determination (JD)(For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- There are no waters on the project site.
 There are non-jurisdictional waters on the project site.
 There are waters of the United States on the project site.
 There are both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
 The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
 The presence of interstate waters (including interstate wetlands<sup>1</sup>). (33 CFR 328.3 (a)(2))
 The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
 The presence of wetlands adjacent<sup>2</sup> (bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
 The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
 Other:
 Section 10 waterway.

Information Reviewed

- U. S. Fish and Wildlife Service National Wetland Inventory: CAPRON.
 U. S. Geological Survey Hydrologic Atlas: CAPRON, HA 498.
 USDA National Resources Conservation Service Soil Survey for McHenry County.
 U. S. Geological Survey 7.5 Minute Topographic Maps: CAPRON, 1970.
 U. S. Geological Survey 7.5 Minute Historic Quadrangles:
 U. S. Geological Survey 15 Minute Historic Quadrangles: HARVARD, 1932.
 Aerial Photographs (Name & Date): 2002
 Advanced Identification Wetland Maps: MCHENRY COUNTY..
 Site Visit Conducted on: October 21, 2004
 Other information:

Rationale for Basis (applies to any boxes checked above): A drainageway flows north through the eastern portion of the subject property. The drainageway flows to a tributary of the Piscasaw Creek, which is tributary to the Rock River, a navigable waterway under Department of the Army jurisdiction.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

Ordinary High Water Mark indicated by:

- clear, natural line impressed on the bank
 the presence of litter and debris
 changes in the character of soil
 wetland boundary
 destruction of terrestrial vegetation
 shelving
 other:

Basis for Declining Jurisdiction:

- Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
 Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
 Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
 Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

- This office concurs with your wetland delineation report dated August 2004, prepared by Smith Engineering Consultants, Inc.
 This office does not confirm your wetland boundary

Recommended by: \_\_\_\_\_ Date: \_\_\_\_\_

Approved by: \_\_\_\_\_ Date: 2/3/05

ORIGINAL SIGNED

1Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

2 Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Ms. Sarah Slagh Balacke PROJECT LOCATION/WATERWAY: Northeast of Garfield and Madison Avenues In Fox Lake, Lake County, Illinois (Section 14, T45N, R9E)

FILE NUMBER: 200400697 PROJECT REVIEW COMPLETED: [X] Office [X] Field

Approved Jurisdictional Determination (JD) (For sites regulated under 33 CFR 320-330). An approved JD is an appealable action. (33 CFR 331.2)

Based on available information:

- [ ] There are no waters on the project site.
[ ] There are non-jurisdictional waters on the project site.
[X] There are waters of the United States on the project site.
[ ] There are both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

- [ ] There are no jurisdictional waters of the United States present on the project site.
[ ] The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
[ ] The presence of interstate waters (including interstate wetlands^1). (33 CFR 328.3 (a)(2))
[ ] The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
[X] The presence of wetlands adjacent^2 ( bordering, contiguous, or neighboring) to interstate or other waters of the US, except for those wetlands adjacent to other wetlands. (33 CFR 328.3 (a)(7))
[ ] The presence of an isolated water (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
[ ] Other:
[ ] Section 10 waterway.

Information Reviewed

- [ ] U. S. Fish and Wildlife Service National Wetland Inventory: \_\_\_\_\_
[ ] U. S. Geological Survey Hydrologic Atlas: \_\_\_\_\_
[X] USDA Natural Resources Conservation Service Soil Survey for Lake County.
[X] U. S. Geological Survey 7.5 Minute Topographic Maps: FOX LAKE, 1993.
[ ] U. S. Geological Survey 7.5 Minute Historic Quadrangles: \_\_\_\_\_
[ ] U. S. Geological Survey 15 Minute Historic Quadrangles: \_\_\_\_\_
[ ] Aerials (Name & Date): \_\_\_\_\_
[ ] Advanced Identification Wetland Maps: \_\_\_\_\_
[X] Site Visit Conducted on: January 20, 2005
[ ] Other information:

Rationale for Basis (applies to any boxes checked above): The onsite wetlands are adjacent to Squaw Creek, which drains to the Fox River, a navigable waterway.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):

Ordinary High Water Mark indicated by:

- [ ] clear, natural line impressed on the bank
[ ] the presence of litter and debris
[ ] changes in the character of soil
[X] wetland boundary
[ ] destruction of terrestrial vegetation
[ ] shelving
[ ] other

Basis for Declining Jurisdiction:

- [ ] Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
[ ] Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[ ] Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[ ] Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

- [ ] This office concurs with your wetland delineation report dated \_\_\_\_\_, prepared by \_\_\_\_\_
[X] This office does not confirm your wetland boundary

Recommended by: ORIGINAL SIGNED Date: 2/1/05

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_

^1Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology). Processes for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

^2 Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.