APPLICANT: RJR Group, Ltd.  PROJECT LOCATION/WATERWAY: +/- 110 Acre Creekside Property south of Church Street and west of Dixie Highway in Beecher, Will County, Illinois.
FILE NUMBER: LRC-2006-1333  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) (33 CFR 328.3(a)(1)(i))
☒ 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 (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: BEECHER EAST.
☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
☒ U.S. Geological Survey 7.5-Minute Historic Quadrangles:
☒ U.S. Geological Survey 15-Minute Historic Quadrangles:
☒ Advanced Identification Wetland Maps: __________.
☒ Site Visit Conducted on:
☐ Other information: JFNew wetland delineation report dated November 22, 2006.

Rationale for Basis (applies to any boxes checked above): Wetlands A, B and C have surface flow connections to the unnamed tributary to Trim Creek that runs through the property; the unnamed tributary to Trim Creek (with adjacent wetlands) flows into Trim Creek, which then flows into the Kankakee River, a navigable in-fact 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 to 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 22, 2006, prepared by JFNew.
☒ This office does not confirm your wetland boundary

Recommended by: __________________________ Date: ____________

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). Procedures 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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRIBUT OFFICE: Chicago
FILE NUMBER: LRC-2006-1333

REGULATORY PROJECT MANAGER: Mike Machalek
Date: 12/04/2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 12/04/2006
At the project site N (Y/N) Date:

PROJECT LOCATION INFORMATION:
State: Illinois
County: Will
Center coordinates of site by latitude & longitudinal coordinates:
Approximate size of site/property (including uplands & in acres): 110 Acres
Name of waterway or watershed:

SITE CONDITIONS:

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<tr>
<th>Type of aquatic resource</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
<th>3-5 ac</th>
<th>5-10 ac</th>
<th>10-25 ac</th>
<th>25-50 ac</th>
<th>&gt; 50 ac</th>
<th>Linear feet</th>
<th>Unknown</th>
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</tbody>
</table>

1 Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

<table>
<thead>
<tr>
<th>Migratory Bird Rule Factors 1:</th>
<th>If Known</th>
<th>If Unknown Use Best Professional Judgment</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</td>
<td>☐</td>
<td>☐</td>
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<tr>
<td>Is or would be used as habitat by other migratory birds that cross state lines?</td>
<td>☐</td>
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<tr>
<td>Is or would be used as habitat for endangered species?</td>
<td>☐</td>
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<tr>
<td>Is used to irrigate crops sold in interstate commerce?</td>
<td>☐</td>
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</tbody>
</table>

1 Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary ☐ Or Approved ☒

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Orren Pickell Designers & Builders  PROJECT LOCATION/WATERWAY: North Branch/Bannockburn

FILE NUMBER: LRC-2006-1148  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 wetlands1). (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 adjacent2 (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 body of surface waters, including 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: ______________.
☒ USDA Natural Resources Conservation Service Soil Survey for Lake County.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: ______________.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: ______________.
☐ Advanced Identification Wetland Maps: LAKE COUNTY.
☐ Site Visit Conducted on: July 6, 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Wetlands 3 & 4 are tributary to the North Branch of the Chicago River, a navigable water of the United States, and are therefore also waters of the United States under the jurisdiction of the Department of the Army. Wetlands 1 & 2 do not have a discernible surface water connection to a water of the United States and are not therefore under the jurisdiction of the Department of the Army.

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

Ordinary High Water Mark indicated by:
☐ 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 to 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 9, 2006, prepared by Hey and Associates, Inc.
☐ This office does not confirm your wetland boundary

Recommended by: ____________________________ Date: 12/4/06

Approved by: ____________________________ Date: ____________________________

1 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).

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1148

REGULATORY PROJECT MANAGER: Michael Murphy Date: December 4, 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office (Y/N) Date: December 4, 2006
At the project site (Y/N) Date: July 6, 2006

PROJECT LOCATION INFORMATION:
State: Illinois
County: Lake
Center coordinates of site by latitude & longitudinal coordinates: 42.1965777, -87.8637981
Approximate size of site/property (including uplands & in acres): 32 ac
Name of waterway or watershed: North Branch of the Chicago River

SITE CONDITIONS:

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<th>Type of aquatic resource</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
<th>3-5 ac</th>
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<th>10-25 ac</th>
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</tbody>
</table>

1 Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors:

<table>
<thead>
<tr>
<th>Migratory Bird Rule Factors</th>
<th>If Known</th>
<th>If Unknown</th>
<th>Use Best Professional Judgment</th>
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<td>Is or would be used as habitat by other migratory birds that cross state lines?</td>
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<td>Is or would be used as habitat for endangered species?</td>
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<tr>
<td>Is used to irrigate crops sold in interstate commerce?</td>
<td>☑️</td>
<td>☑️</td>
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</tr>
</tbody>
</table>

1 Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary ☐ Or Approved ☑

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Green Bay Crossing, LLC  
PROJECT LOCATION/WATERWAY: trib to Kellogg Creek/Zion

FILE NUMBER: LRC-2006-629  
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) (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 (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: WADSWORTH, 1993,
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: 
☒ U. S. Geological Survey 15 Minute Historic Quadrangles: 
☒ Advanced Identification Wetland Maps: LAKE COUNTY.
☐ Site Visit Conducted on: July 25, 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Wetland 1 is tributary to Lake Michigan, a navigable water of the United States, via Kellogg Creek and are therefore a water of the United States under the jurisdiction of the Department of the Army. Wetlands 2 & 3 do not have a discernable surface water connection to a water of the United States and are therefore not under the jurisdiction of the Department of the Army.

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

☐ Ordinary High Water Mark indicated by:
☐ 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 to 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 29, 2005, prepared by STS Consultants, LTD
☐ This office does not confirm your wetland boundary

Recommended by: S- - Date: 12/4/06

Approved by: - - Date: - -

1 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).

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.
APPLICANT: Commonwealth Edison  PROJECT LOCATION/WATERWAY: Homer Glen/Long Run trib
FILE NUMBER: LRC-2006-1214  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\(^1\)). (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
☐ U. S. Fish and Wildlife Service National Wetland Inventory: ________.
☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: ________.
☐ U. S. Geological Survey 15-Minute Historic Quadrangles: ________.
☒ Aerials (Name & Date): PhotoMapper 2001, 2002, & 2005
☐ Advanced identification Wetland Maps: ________.
☐ Site Visit Conducted on:
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Wetland 3 is a tributary to Long Run and thence the Des Plaines River, a navigable water of the United States below Hoffman Dam, and is therefore also a water of the United States under the jurisdiction of the Department of the Army. Wetlands 1, 2, and the Farmed Wetland have no discernable surface water connection to a water of the United States and are not under the jurisdiction of the Department of the Army.

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 October 3, 2006, prepared by CBBEL.
☐ This office does not confirm your wetland boundary

Recommended by: [signature] Date: 12/4/06

Approved by: [signature] Date: 

\(^1\) 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).

\(^2\) 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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1214

REGULATORY PROJECT MANAGER: Michael Murphy Date: 11-28-2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office (Y/N) Date: 11-28-2006
At the project site (Y/N) Date:

PROJECT LOCATION INFORMATION:
State: Illinois
County: Will
Center coordinates of site by latitude & longitudinal coordinates: 41.6162698, -87.9348453
Approximate size of site/property (including uplands & in acres): 17
Name of waterway or watershed: Long Run Creek trib/Des Plaines River

SITE CONDITIONS:

<table>
<thead>
<tr>
<th>Type of aquatic resource¹</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
<th>3-5 ac</th>
<th>5-10 ac</th>
<th>10-25 ac</th>
<th>25-50 ac</th>
<th>&gt; 50 ac</th>
<th>Linear feet</th>
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<td>Other water (identify type)</td>
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<td>□</td>
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</tr>
</tbody>
</table>

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

<table>
<thead>
<tr>
<th>Migratory Bird Rule Factors¹:</th>
<th>If Known</th>
<th>If Unknown Use Best Professional Judgment</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</td>
<td>□</td>
<td>□</td>
</tr>
<tr>
<td>Is or would be used as habitat by other migratory birds that cross state lines?</td>
<td>□</td>
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<tr>
<td>Is or would be used as habitat for endangered species?</td>
<td>□</td>
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</tr>
<tr>
<td>Is used to irrigate crops sold in interstate commerce?</td>
<td>□</td>
<td>□</td>
</tr>
</tbody>
</table>

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary □ Or Approved □

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Grand Pointe Homes
PROJECT LOCATION/WATERWAY: Huntley
FILE NUMBER: LRC-2006-944
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:
☐ 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:
☐ 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). (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 (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.
☒ USDA National Resources Conservation Service Soil Survey for McHenry County.
☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles: __________.
☒ U. S. Geological Survey 15 Minute Historic Quadrangles: __________.
☐ Aerial Photographs (Name & Date):
☒ Advanced Identification Wetland Maps: MCHENRY COUNTY.
☐ Site Visit Conducted on: 10/12/06
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Referencing the Wetland Delineation Report dated October 10, 2006 as prepared by Phoenix Environmental, Inc. Wetland B, Wetland C and Farmed Wetland 1 are tributary to the Kishwaukee River. The Kishwaukee River flows to the Rock River, a navigable waterway under Department of the Army jurisdiction. For these reasons, Wetland B and C and Farmed Wetland 1 are waters of the U.S. Wetland A is isolated and not regulated by the Department of the Army.

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
☐ skelving
☐ 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 October 10, 2006, prepared by Phoenix Environmental, Inc.
☐ This office does not confirm your wetland boundary

Recommended by: __________ Date: 12/12/06

Approved by: __________ Date: 12/12/06

1 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).

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-944

REGULATORY PROJECT MANAGER: Kate Bliss Date: 12/12/06

PROJECT REVIEW/DETERMINATION COMPLETED: In the office (Y/N) Date: 10/12/06

PROJECT LOCATION INFORMATION:
State: Illinois
County: McHenry
Center coordinates of site by latitude & longitudinal coordinates: 42.1612025533,-88.4143424625
Approximate size of site/property (including uplands & in acres): 96
Name of waterway or watershed: Kishwaukee

SITE CONDITIONS:

<table>
<thead>
<tr>
<th>Type of aquatic resource¹</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
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</table>

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors¹:

If Known

<table>
<thead>
<tr>
<th>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</th>
<th>Yes</th>
<th>No</th>
<th>Predicted to Occur</th>
<th>Not Expected to Occur</th>
<th>Not Able To Make Determination</th>
</tr>
</thead>
<tbody>
<tr>
<td>Is or would be used as habitat by other migratory birds that cross state lines?</td>
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<td>Is or would be used as habitat for endangered species?</td>
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<td>Is used to irrigate crops sold in interstate commerce?</td>
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</table>

If Unknown Use Best Professional Judgment

<table>
<thead>
<tr>
<th>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</th>
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</tbody>
</table>

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary ☐ Or Approved ☑

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Roger Gerstad  PROJECT LOCATION/WATERWAY: Boone Creek, Bull Valley

FILE NUMBER: LRC-2006-1026  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 no 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). (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 (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: MCHENRY.
☒ USDA National Resources Conservation Service Soil Survey for McHenry County.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: __________.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: __________.
☐ Aerial Photographs (Name & Date): 2005
☐ Advanced Identification Wetland Maps: MCHENRY COUNTY.
☐ Site Visit Conducted on: 8/31/06
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Referencing the Wetland Delineation Report dated August 1, 2006, Wetland 1 and Farmed Wetland 1 are associated with Boone Creek. Boone Creek drains to the Fox River, a navigable waterway under Department of the Army Jurisdiction. Therefore, Wetland 1 and Farmed Wetland 1 are waters of the U.S. Farmed Wetland 2 is isolated and not regulated by the Department of the Army.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):
Ordinary High Water Mark indicated by:
☐ 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 to 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 1, 2006, prepared by Hey and Associates, Inc.
☐ This office does not confirm your wetland boundary

Recommended by: ___________________________ Date: 12/12/06

Approved by: ___________________________ Date: 12/13/06

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1026

REGULATORY PROJECT MANAGER: Kate Bliss
Date: 12/12/06

PROJECT REVIEW/DETERMINATION COMPLETED: In the office (Y/N) Date:
At the project site Y (Y/N) Date: 8/31/06

PROJECT LOCATION INFORMATION:
State: Illinois
County: McHenry
Center coordinates of site by latitude & longitudinal coordinates:
Approximate size of site/property (including uplands & in acres):
Name of waterway or watershed:

SITE CONDITIONS:

<table>
<thead>
<tr>
<th>Type of aquatic resource</th>
<th>0-1 ac</th>
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1Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors:

<table>
<thead>
<tr>
<th>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</th>
<th>Yes</th>
<th>No</th>
<th>Predicted to Occur</th>
<th>Not Expected to Occur</th>
<th>Not Able To Make Determination</th>
</tr>
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<tbody>
<tr>
<td>Is or would be used as habitat by other migratory birds that cross state lines?</td>
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<td>Is or would be used as habitat for endangered species?</td>
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<tr>
<td>Is used to irrigate crops sold in interstate commerce?</td>
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</table>

1Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary □ Or Approved ☑

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Sentry Construction PROJECT LOCATION/WATERWAY: Kane County

FILE NUMBER: LRC-2006-781 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.
- [x] 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) (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 (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: PINEGROVE GROVE.
- [ ] USDA Natural Resources Conservation Service Soil Survey for Kane County.
- [ ] U. S. Geological Survey 7.5 Minute Historic Quadrangles: ________
- [ ] U. S. Geological Survey 15 Minute Historic Quadrangles: ________
- [ ] Aerial Photographs (Name & Date): 2001
- [ ] Advanced Identification Wetland Maps: KANE COUNTY
- [ ] Site Visit Conducted on: 8/10/2006
- [ ] Other information: FEMA FIRM Map, NRCS Swamphunter Map

Rationale for Basis (applies to any boxes checked above): Wetland 1 and Tyler Creek drain to the Fox River, navigable waterway, and are therefore subject to Department of the Army regulations. Wetland 2 and Wetland 3 do not exhibit a surface water connection to a navigable waterway, and are therefore not subject to Department of the Army regulations. Please note that all wetlands on site correspond to ADID High Functioning Wetland #466.

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
  - [x] wetland boundary
  - [ ] destruction of terrestrial vegetation
  - [ ] shelving
  - [ ] other:

Basis for Declining Jurisdiction:
- [x] 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)
- [x] 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 May 17, 2006, prepared by Christopher B. Burke Engineering West, Ltd.
- [ ] This office does not confirm your wetland boundary.

Recommended by: ______________________________ Date: 12-14-06

Approved by: ______________________________ Date: 12-1-06

1 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).

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-781

REGULATORY PROJECT MANAGER: Kimberly Fisher  Date: 12/14/2006

PROJECT REVIEW/DETERMINATION COMPLETED:  In the office (Y/N)  Date:  
At the project site Y (Y/N)  Date: 8/10/2006

PROJECT LOCATION INFORMATION:
State: Illinois
County: Kane
Center coordinates of site by latitude & longitudinal coordinates: 42.095862, -88.409147
Approximate size of site/property (including uplands & in acres): 38.6
Name of waterway or watershed: Tyler Creek, Upper Fox River

SITE CONDITIONS:

<table>
<thead>
<tr>
<th>Type of aquatic resource</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
<th>3-5 ac</th>
<th>5-10 ac</th>
<th>10-25 ac</th>
<th>25-50 ac</th>
<th>&gt; 50 ac</th>
<th>Linear feet</th>
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1 Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors:

<table>
<thead>
<tr>
<th>If Known</th>
<th>If Unknown</th>
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<tbody>
<tr>
<td>Use Best Professional Judgment</td>
<td></td>
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</tbody>
</table>

If Known  
No  
Predicted to Occur  
Not Expected to Occur  
Not Able To Make Determination

Is or would be used as habitat for birds protected by Migratory Bird Treaties? ☒  ☒  ☒  ☒  ☒
Is or would be used as habitat by other migratory birds that cross state lines? ☒  ☒  ☒  ☒  ☒
Is or would be used as habitat for endangered species? ☒  ☒  ☒  ☒  ☒
Is used to irrigate crops sold in interstate commerce? ☒  ☒  ☒  ☒  ☒

1 Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary ☒  Or Approved ☒

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 - site conditions; paragraphs 2-3 - rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 - site information on waters of the U.S. occurring onsite):
APPLICANT: St. Charles Park District  PROJECT LOCATION/WATERWAY: Kane County

FILE NUMBER: LRC-2006-782  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). (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 (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: GENEVA.
☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles: ____________.
☒ U. S. Geological Survey 15 Minute Historic Quadrangles: ____________.
☒ Aerial Photographs (Name & Date): 1980, 2004
☒ Advanced Identification Wetland Maps: KANE COUNTY
☒ Other information: FEMA FIRMS, drain tile survey, NRCS certification, NRCS Swambuster Map

Rationale for Basis (applies to any boxes checked above): Wetland 1 drains west and through a visible drain tile and resurfaces west of the subject property at another visible tile. Wetland 1 and the offsite Wetland 2 are tributary to Ferson Creek, which drains to the Fox River, a navigable waterway, and are therefore subject to Department of the Army regulations. The Farmed Wetland located on the northern portion of the property does not exhibit a surface water connection to a navigable waterway, and is therefore not subject to Department of the Army regulations.

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 to 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 6/20/06 revised 10/4/06 , prepared by Christopher B. Burke Engineering West, Ltd.
☐ This office does not confirm your wetland boundary.

Recommended by: _______________________________ Date: 12-19-2006

Approved by: _______________________________ Date: 12-20-2006

1 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).

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-782

REGULATORY PROJECT MANAGER: Kimberly Fisher Date: 12/18/2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office (Y/N) Date: 6/22/2006, 7/25/2006,
At the project site Y (Y/N) Date: 11/28/2006

PROJECT LOCATION INFORMATION:
State: Illinois
County: Kane
Center coordinates of site by latitude & longitudinal coordinates: 41.952585, -88.348519
Approximate size of site/property (including uplands & in acres): 113
Name of waterway or watershed: Lower Fox, Ferson Creek

SITE CONDITIONS:

<table>
<thead>
<tr>
<th>Type of aquatic resource¹</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
<th>3-5 ac</th>
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<th>10-25 ac</th>
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¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors¹:

<table>
<thead>
<tr>
<th>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</th>
<th>If Known</th>
<th>If Unknown</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td>No</td>
<td>Predicted to Occur</td>
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¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary □ Or Approved □

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: M&R Development, LLC  PROJECT LOCATION/WATERWAY: West of Interstate 355 and North of Route 56 in the Village of Downers Grove, DuPage County, Illinois/Glen Park Channel

FILE NUMBER: LRC-2006-792   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\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\(\) (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: WHEATON.
☐ USDA Natural Resources Conservation Service Soil Survey for DuPage County.
☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles: ________.
☒ U. S. Geological Survey 15 Minute Historic Quadrangles: ________.
☐ Aerial Photographs (Name & Date):
☐ Advanced Identification Wetland Maps: DUPAGE COUNTY.
☐ Site Visit Conducted on:
☐ Other information:

Rationale for Basis (applies to any boxes checked above): The project site contains an unnamed tributary to the Glen Park Channel and the Glen Park Channel that is located north of the project area which drains to the East Branch DuPage 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 10/2006, prepared by Encorp, Inc.
☐ This office does not confirm your wetland boundary.

Recommended by: __________________________ Date: 12-18-2006

Approved by: __________________________ Date:____________________

\1 Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophylic 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).

\(\) 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.
INFORMATION SHEET

DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-792

REGULATORY PROJECT MANAGER: Diedra Willis
Date: December 15, 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office
At the project site
Date: December 13, 2006

PROJECT LOCATION INFORMATION:
State: Illinois
County: DuPage
Center coordinates of site by latitude & longitudinal coordinates: 41.8371815074 & -88.0319145221
Approximate size of site/property (including uplands & in acres): 16
Name of waterway or watershed: East Branch DuPage River

SITE CONDITIONS:

<table>
<thead>
<tr>
<th>Type of aquatic resource</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
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<th>5-10 ac</th>
<th>10-25 ac</th>
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<th>Linear feet</th>
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1. Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors:

<table>
<thead>
<tr>
<th>If Known</th>
<th>If Unknown</th>
<th>Use Best Professional Judgment</th>
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<tr>
<td>Yes</td>
<td>No</td>
<td>Predicted to Occur</td>
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<tr>
<td>Is used to irrigate crops sold in interstate commerce?</td>
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1. Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary □ Or Approved X

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g. paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Chris Blazevich  PROJECT LOCATION/WATERWAY: 5-Acre Vacant Lot at the SW corner of Lewis Ave. and 27th Street in Zion, Lake County, Illinois / 27th Street Ditch

FILE NUMBER: LRC-2006-1374  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 wetlands1). (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 adjacent2 (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: ZION
☒ USDA Natural Resources Conservation Service Soil Survey for Lake County.
☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles: .
☒ Aerials (Name & Date):
☒ Advanced Identification Wetland Maps: LAKE COUNTY.
☒ Site Visit Conducted on: 14 November 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Wetland is an area cut off by the roadway where the water builds up due to slope of property. There is no outlet pipe under the road. The subject wetland is isolated, and therefore non-jurisdictional.

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 to 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, 2006, prepared by DK Environmental Services, Inc.
☐ This office does not confirm your wetland boundary

Recommended by: ____________________________ Date: 12/26/06

Approved by: ____________________________ Date: ____________________________

1 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).

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1374

REGULATORY PROJECT MANAGER: Mike Machalek Date: 26 December 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 12/26/2006
At the project site Y (Y/N) Date: 11/14/2006

PROJECT LOCATION INFORMATION:
State: Illinois
County: Lake
Center coordinates of site by latitude & longitudinal coordinates: 42.445257/-87.855465
Approximate size of site/property (including uplands & in acres): 5.0
Name of waterway or watershed: Dead River

SITE CONDITIONS:

<table>
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<th>Type of aquatic resource</th>
<th>0-1 ac</th>
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<th>10-25 ac</th>
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1Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors:

<table>
<thead>
<tr>
<th>If Known Use Best Professional Judgment</th>
<th>Yes</th>
<th>No</th>
<th>Predicted to Occur</th>
<th>Not Expected to Occur</th>
<th>Not Able To Make Determination</th>
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<tr>
<td>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</td>
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</table>

3Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary[X] Or Approved[Y]

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Joe and Rose Perino  PROJECT LOCATION/WATERWAY: +/- 10 Acre parcel on the west side of Hwy. 1 in Crete, Will County, Illinois / Deer Creek and Plum Creek Watersheds

FILE NUMBER: LRC-2006-1334  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 wetlands1). (33 CFR 328.3 (a)(2))
- The presence of a tributary to an interstate water or other water of the U.S. (33 CFR 328.3 (a)(5))
- The presence of wetlands adjacent2 (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: STEGER.
- USDA Natural Resources Conservation Service Soil Survey for Will County.
- U. S. Geological Survey 7.5-Minute Historic Quadrangles: ____________.
- U. S. Geological Survey 15-Minute Historic Quadrangles: ____________.
- Aerials (Name & Date): April 2002
- Advanced Identification Wetland Maps: ____________.
- Site Visit Conducted on: ____________.
- Other information: April 13, 2006 Wetland Delineation Report prepared by JFNew.

Rationale for Basis (applies to any boxes checked above): Both wetland 1 and 2 are isolated depressional areas with no outlet to any other Water of the U.S.; and therefore are non-jurisdictional.

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 to 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 April 13, 2006, prepared by JFNew.
- ☑ This office does not confirm your wetland boundary

Recommended by: ___________________________ Date: ____________

Approved by: ___________________________ Date: ____________

1 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).

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1334

REGULATORY PROJECT MANAGER: Mike Machalek Date: 27 December 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 27 December 2006
At the project site N (Y/N) Date:

PROJECT LOCATION INFORMATION:
State: Illinois
County: Will
Center coordinates of site by latitude & longitudinal coordinates: 41.424690/-87.633348
Approximate size of site/property (including uplands & in acres): 10 Acres
Name of waterway or watershed: Deer Creek and Plum Creek

SITE CONDITIONS:

<table>
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<tr>
<th>Type of aquatic resource¹</th>
<th>0-1 ac</th>
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¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors¹:

<table>
<thead>
<tr>
<th>If Known</th>
<th>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</th>
<th>Yes</th>
<th>No</th>
<th>Predicted to Occur</th>
<th>Not Expected to Occur</th>
<th>Not Able To Make Determination</th>
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<tr>
<td>If Unknown Use Best Professional Judgment</td>
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¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary □ Or Approved ✓

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Midwest Property Development / John LaFlamboy PROJECT LOCATION/WATERWAY: 8.8 Acre Calandriello Property North of 139th Street and West of Wolf Road in Orland Park, Cook County, Illinois

FILE NUMBER: LRC-2006-1351 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 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 wetlands1). (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 adjacent2 (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: SAG BRIDGE.
☒ USDA Natural Resources Conservation Service Soil Survey for Cook County.
☒ 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 31, 2006
☒ Other information: October 27, 2006 Wetland Delineation Report prepared by LRMG.

Rationale for Basis (applies to any boxes checked above): Area is a now isolated depression separated by a road saddle due to development to historic drainageway.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):
□ 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 to 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 October 27, 2006, prepared by LRMG.
☐ This office does not confirm your wetland boundary.

Recommended by: __________________________ Date: 12-13-06

Approved by: __________________________ Date: __________________________

1 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).

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1351

REGULATORY PROJECT MANAGER: Mike Machalek Date: 13 December 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 13 December 2006
At the project site Y (Y/N) Date: 31 October 2006

PROJECT LOCATION INFORMATION:
State: Illinois
County: Cook
Center coordinates of site by latitude & longitudinal coordinates: 41.637284/87.900040
Approximate size of site/property (including uplands & in acres): 8.8 Acres
Name of waterway or watershed: Long Run Creek

SITE CONDITIONS:

<table>
<thead>
<tr>
<th>Type of aquatic resource ¹</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
<th>3-5 ac</th>
<th>5-10 ac</th>
<th>10-25 ac</th>
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¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹:

If Known If Unknown Use Best Professional Judgment
Yes No Predicted to Occur Not Expected to Occur Not Able To Make Determination

Is or would be used as habitat for birds protected by Migratory Bird Treaties? [ ] [ ] [ ] [ ] [ ]
Is or would be used as habitat by other migratory birds that cross state lines? [ ] [ ] [ ] [ ] [ ]
Is or would be used as habitat for endangered species? [ ] [ ] [ ] [ ] [ ]
Is used to irrigate crops sold in interstate commerce? [ ] [ ] [ ] [ ] [ ]

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary [ ] Or Approved [ ]

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Wyndham Deerpoint  PROJECT LOCATION/WATERWAY: Kane County

FILE NUMBER: LRC-2006-1205  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 wetlands1). (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 adjacent2 (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: HAMPSHIRE.
☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles: ________.
☒ U. S. Geological Survey 15 Minute Historic Quadrangles:
☒ Advanced Identification Wetland Maps: KANE COUNTY
☒ Site Visit Conducted on: ________
☒ Other information: FEMA FIRM Map, NRCS Swampbuster Map

Rationale for Basis (applies to any boxes checked above): Wetland 1 does not exhibit a surface water connection to a navigable waterway, and is therefore not subject to the Department of the Army regulations.

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: 12-14-2006

Approved by: __________________________ Date: 12-15-2006

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1205

REGULATORY PROJECT MANAGER: Kimberly Fisher
Date: 12/14/2006

PROJECT REVIEW/DETERMINATION COMPLETED:
 In the office Y (Y/N) Date: 12/14/2006
At the project site (Y/N) Date:

PROJECT LOCATION INFORMATION:
State: Illinois
County: Kane
Center coordinates of site by latitude & longitudinal coordinates:
42.01421, -88.52729
Approximate size of site/property (including uplands & in acres):
80
Name of waterway or watershed:
Kishwaukee River

SITE CONDITIONS:

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1. Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors:

<table>
<thead>
<tr>
<th>If Known</th>
<th>If Unknown Use Best Professional Judgment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td>No</td>
</tr>
</tbody>
</table>

1. Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary □ Or Approved ☑

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Dennis Alf  PROJECT LOCATION/WATERWAY: Kane County

FILE NUMBER: LRC-2006-1204  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 wetlands1). (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 adjacent2 (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: GENEVA.
☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles: GENEVA.
☒ Aerial Photographs (Name & Date): 2004.
☒ Advanced Identification Wetland Maps: KANE COUNTY.
☒ Site Visit Conducted on:
☒ Other information: FEMA FIRM map, NRCS Swampbuster Map

Rationale for Basis (applies to any boxes checked above): Wetland 1 does not exhibit a surface water connection to a navigable waterway, and is therefore not subject to Department of the Army regulations.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):
Ordinary High Water Mark indicated by:
☐ clear, natural line impressed on the bank ☒ destruction of terrestrial vegetation
☐ the presence of litter and debris ☐ shelving
☐ changes in the character of soils ☐ 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 to 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: 12-14-2006

Approved by: ___________________________ Date: 12-15-2006

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1204

REGULATORY PROJECT MANAGER: Kimberly Fisher  Date: 12/14/2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N)  Date: 12/14/2006
At the project site Y (Y/N)  Date:

PROJECT LOCATION INFORMATION:
State: Illinois
County: Kane
Center coordinates of site by latitude & longitudinal coordinates: 41.91786, -88.28158
Approximate size of site/property (including uplands & in acres): 12
Name of waterway or watershed: Lower Fox River

SITE CONDITIONS:

<table>
<thead>
<tr>
<th>Type of aquatic resource</th>
<th>0-1 ac</th>
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<th>10-25 ac</th>
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1Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors:

If Known | If Unknown Use Best Professional Judgment
Premade to Occur | Not Expected to Occur | Not Able To Make Determination

Is or would be used as habitat for birds protected by Migratory Bird Treaties?
Yes | No | Predicted to Occur | Not Expected to Occur

Is or would be used as habitat by other migratory birds that cross state lines?
Yes | No | Predicted to Occur | Not Expected to Occur

Is or would be used as habitat for endangered species?
Yes | No | Predicted to Occur | Not Expected to Occur

Is used to irrigate crops sold in interstate commerce?
Yes | No | Predicted to Occur | Not Expected to Occur

1Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource areas.

TYPE OF DETERMINATION:

Preliminary □  Or Approved X

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Mr. William Kaper Jr.  PROJECT LOCATION/WATERWAY: 5 Acre Property Located At 409 County Line Road In The Village of Barrington Hills, Cook County, Illinois

FILE NUMBER: LRC-2006-1185  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:
[X] 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) (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 (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 wetland (e.g., intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, pannes, potholes, wet meadows, playa lakes, or natural ponds).
[ ] Other:
[ ] Section 10 waterway.

Information Reviewed
[ ] U. S. Fish and Wildlife Service National Wetland Inventory: ______.
[ ] USDA Natural Resources Conservation Service Soil Survey for Cook County.
[ ] U. S. Geological Survey 7.5 Minute Topographic Maps: ________.
[ ] 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: November 9, 2006
[ ] Other information:

Rationale for Basis (applies to any boxes checked above): Wetland 1, as referenced in your delineation report, does not have an identifiable, hydrologic connection to a navigable water.

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

Ordinary High Water Mark indicated by:
[ ] 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 to 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: ________

Approved by: ________ Date: ________

1 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).

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.
**INFORMATION SHEET**

**DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS**

DISTRICT OFFICE: Chicago
FILE NUMBER:

REGULATORY PROJECT MANAGER: Paul Leffler  
Date: 12/13/2006

PROJECT REVIEW/DETERMINATION COMPLETED:  
In the office (Y/N) Date: 12/13/2006  
At the project site (Y/N) Date: 11/9/2006

PROJECT LOCATION INFORMATION:
State: Illinois  
County: Cook  
Center coordinates of site by latitude & longitudinal coordinates: 42.153463 -88.174223  
Approximate size of site/property (including uplands & in acres): 5  
Name of waterway or watershed: Fox

SITE CONDITIONS:

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<th>0-1 ac</th>
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1Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

|Migratory Bird Rule Factors:  
<table>
<thead>
<tr>
<th>If Known</th>
<th>If Unknown Use Best Professional Judgment</th>
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<tbody>
<tr>
<td></td>
<td>Yes</td>
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<td>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</td>
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<td>Is used to irrigate crops sold in interstate commerce?</td>
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</tbody>
</table>

1Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

**TYPE OF DETERMINATION:**  
Preliminary □  Or Approved □

**OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD** (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT  
U.S. Army Corps of Engineers, Chicago District

APPLICANT: Haviicek Builders, Inc.  PROJECT LOCATION/WATERWAY: Kane County

FILE NUMBER: LRC-2006-1066  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 wetlands1). (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 adjacent2 (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.
☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles:
☒ U. S. Geological Survey 15 Minute Historic Quadrangles: ELGIN, 1940
☒ Aerial Photographs (Name & Date): 2004
☒ Advanced Identification Wetland Maps: KANE COUNTY
☒ Site Visit Conducted on: 9/26/2006
☒ Other information: FEMA FIRM Map, NRCS Swampbuster Map

Rationale for Basis (applies to any boxes checked above): Wetland 1 and Wetland 2 do not exhibit a surface water connection to a navigable waterway, and are therefore not subject to Department of the Army regulations.

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

Ordinary High Water Mark indicated by:
☐ clear, natural line impressed on the bank  ☐ destruction of terrestrial vegetation
☒ the presence of litter and debris  ☐ shelling
☐ changes in the character of soils  ☐ 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: ___________________________ Date: 12-14-2006

Approved by: ___________________________ Date: 12-15-2006

1 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).

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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1066

REGULATORY PROJECT MANAGER: Kimberly Fisher Date: 12/14/2006

PROJECT REVIEW/DETERMINATION COMPLETED:
In the office (Y/N) Date: At the project site Y (Y/N) Date: 9/26/2006

PROJECT LOCATION INFORMATION:
State: Illinois
County: Kane
Center coordinates of site by latitude & longitudinal coordinates: 41.83901, -88.35344
Approximate size of site/property (including aplots & in acres): 8.2
Name of waterway or watershed: Lower Fox River

SITE CONDITIONS:

<table>
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<tr>
<th>Type of aquatic resource²</th>
<th>0-1 ac</th>
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²Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors²:

<table>
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<tr>
<th>If Known</th>
<th>predicted to Occur</th>
<th>Not Expected to Occur</th>
<th>Not Able to Make Determination</th>
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</tbody>
</table>

²Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary □ Or Approved □

OPCIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Engineering Enterprises, Inc.  PROJECT LOCATION/WATERWAY: Kane County

FILE NUMBER: LRC-2006-1014  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 wetlands1), (33 CFR 328.3(a)(2))
☒ The presence of a tributary to an interstate water or other water of the U.S. (33 CFR 328.3(a)(5))
☐ The presence of wetlands adjacent2 (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.
☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
☒ U. S. Geological Survey 7.5 Minute Historic Quadrangles: ___________.
☒ U. S. Geological Survey 15 Minute Historic Quadrangles: ___________.
☒ Advanced Identification Wetland Maps: KANE COUNTY
☒ Site Visit Conducted on:
☒ Other information: FEMA FIRM Map, NRCS Swampusbeter Map

Rationale for Basis (applies to any boxes checked above): Wetland 1 does not exhibit a surface water connection to a navigable waterway, and is therefore not subject to Department of the Army regulations.

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 to 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: 12-13-06

Approved by: ___________________________ Date: 12-13-06

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 bermis, beach dunes, and the like are also adjacent.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1014

REGULATORY PROJECT MANAGER: Kimberly Fisher
Date: 12/13/2006

PROJECT REVIEW/DETERMINATION COMPLETED:
In the office Y (Y/N) Date: 12/13/2006
At the project site (Y/N) Date:

PROJECT LOCATION INFORMATION:
State: Illinois
County: Kane
Center coordinates of site by latitude & longitudinal coordinates: 41.93554, -88.490006
Approximate size of site/property (including uplands & in acres): 32.3
Name of waterway or watershed: Kishwaukee

SITE CONDITIONS:

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<tr>
<th>Type of aquatic resource¹</th>
<th>0-1 ac</th>
<th>1-3 ac</th>
<th>3-5 ac</th>
<th>5-10 ac</th>
<th>10-25 ac</th>
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<th>Linear feet</th>
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</table>

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors¹:

<table>
<thead>
<tr>
<th>If Known</th>
<th>If Unknown Use Best Professional Judgment</th>
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<tbody>
<tr>
<td>Yes</td>
<td>No</td>
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<td>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</td>
<td>☐</td>
</tr>
<tr>
<td>Is or would be used as habitat by other migratory birds that cross state lines?</td>
<td>☐</td>
</tr>
<tr>
<td>Is or would be used as habitat for endangered species?</td>
<td>☐</td>
</tr>
<tr>
<td>Is used to irrigate crops sold in interstate commerce?</td>
<td>☐</td>
</tr>
</tbody>
</table>

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION:

Preliminary ☐ Or Approved ☒

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):
APPLICANT: Keating Resources  PROJECT LOCATION/WATERWAY: Patterson Road and W Laraway Road in Joliet, Will County, Illinois
FILE NUMBER: LRC-2006-981  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 wetlands1). (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 adjacent2 (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: ELWOOD.
☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
☒ U. S. Geological Survey 7.5-Minute Historic Quadrangles: ___________.
☒ U. S Geological Survey 15-Minute Historic Quadrangles: ___________.
☒ Aerials (Name & Date): Joliet, 1997
☒ Advanced Identification Wetland Maps: ___________.
☐ Site Visit Conducted on:
☐ Other information:

Rationale for Basis (applies to any boxes checked above): The two unidentified drainage ditches and three wetlands located onsite are isolated and therefore not jurisdictional.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):
Ordinary High Water Mark indicated by:
☐ 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: ___________________________ Date: ___________
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 terraces, beach dunes, and the like are also adjacent.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-981

REGULATORY PROJECT MANAGER: Melyssa Navis Date: 30 November 2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 30 Nov 2006
At the project site (Y/N) Date:

PROJECT LOCATION INFORMATION:
State: Illinois
County: Will
Center coordinates of site by latitude & longitudinal coordinates: 41 29' 5.37 & 88 07' 10.86
Approximate size of site/property (including uplands & in acres):
Name of waterway or watershed:

SITE CONDITIONS:

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<th>Type of aquatic resource</th>
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<th>1-3 ac</th>
<th>3-5 ac</th>
<th>5-10 ac</th>
<th>10-25 ac</th>
<th>25-50 ac</th>
<th>&gt; 50 ac</th>
<th>Linear feet</th>
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<tr>
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</table>

1Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors 1:

<table>
<thead>
<tr>
<th>If Known</th>
<th>If Unknown</th>
</tr>
</thead>
<tbody>
<tr>
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<tr>
<td>Is or would be used as habitat for birds protected by Migratory Bird Treaties?</td>
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<tr>
<td>Is or would be used as habitat by other migratory birds that cross state lines?</td>
<td></td>
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<tr>
<td>Is or would be used as habitat for endangered species?</td>
<td></td>
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<tr>
<td>Is used to irrigate crops sold in interstate commerce?</td>
<td></td>
</tr>
</tbody>
</table>

1Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary ☐ Or Approved ☑

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):


APPLICANT: Wyndham Deerpoint PROJECT LOCATION/WATERWAY: Kane County

FILE NUMBER: LRC-2006-1012 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 wetlands1). (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 adjacent2 (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: HAMPSHIRE.
☐ USDA Natural Resources Conservation Service Soil Survey for Kane County.
☐ 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: KANE COUNTY
☐ Site Visit Conducted on: ____________
☐ Other information: NRCS Swampbuster Map

Rationale for Basis (applies to any boxes checked above): Farmed Wetland A and Farmed Wetland B do not exhibit a surface water connection to a navigable waterway, and are therefore not subject to Department of the Army regulations.

Lateral Extent of Jurisdiction (33 CFR 328 and 329):
Ordinary High Water Mark indicated by:
☐ clear, natural line impressed on the bank ☐ destruction of terrestrial vegetation
☐ the presence of litter and debris ☐ shelving
☐ changes in the character of soils ☐ 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: ___________________________ Date: 12-4-2006

Approved by: ___________________________ Date: 12-5-2006

1 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). Procedures for determining wetlands on agricultural lands may vary from methods described in the Corps Wetland Delineation Manual (1987).

1 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.
INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Chicago
FILE NUMBER: LRC-2006-1012

REGULATORY PROJECT MANAGER: Kimberly Fisher Date: 12/4/2006

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 12/4/2006
At the project site Y (Y/N) Date:

PROJECT LOCATION INFORMATION:
State: Illinois
County: Kane
Center coordinates of site by latitude & longitudinal coordinates: 42.02316, -88.53598
Approximate size of site/property (including uplands & in acres): 40.6
Name of waterway or watershed: Kishwaukee

SITE CONDITIONS:

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<th>3-5 ac</th>
<th>5-10 ac</th>
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<td>Natural pond</td>
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<td>Other water (identify type)</td>
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</table>

1 Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors:

<table>
<thead>
<tr>
<th>If Known</th>
<th>If Unknown Use Best Professional Judgment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td>No</td>
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</tbody>
</table>

1 Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary ☐ Or Approved ☒

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite):