

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

APPLICANT: Bill Weyde PROJECT LOCATION/WATERWAY: Lily Lake, McHenry County

FILE NUMBER: 200600034 PROJECT REVIEW COMPLETED: Office Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- The presence of interstate waters (including interstate 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: WAUCONDA.
- U. S. Geological Survey Hydrologic Atlas: WAUCONDA, HA 207.
- USDA National Resources Conservation Service Soil Survey for McHenry County.
- U. S. Geological Survey 7.5 Minute Topographic Maps: WAUCONDA, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- Aerial Photographs (Name & Date):2004
- Advanced Identification Wetland Maps: MCHENRY COUNTY..
- Site Visit Conducted on:
- Other information: FEMA FIRM Map, 1984

Rationale for Basis (applies to any boxes checked above): One wetland exists on the subject property. The wetland drains through a small channel along the eastern property boundary to Lily Lake. Lily Lake drains north through the Lily Lake Drain to the Fox River, a navigable waterway under Department of the Army jurisdiction.

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

Ordinary High Water Mark indicated by:

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

Basis for Declining Jurisdiction:

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

Confirmation of Wetland Boundaries

- This office concurs with your wetland delineation report dated October 2005, prepared by Smith Engineering Consultants, Inc.
- This office does not confirm your wetland boundary

Recommended by: _____ S _____ Date: 12/29/05

Approved by: _____ J _____ Date: 1/3/06

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).

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

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

APPLICANT: Bill Weyde PROJECT LOCATION/WATERWAY: Lily Lake, McHenry County

FILE NUMBER: 200600034 PROJECT REVIEW COMPLETED: Office Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- The presence of interstate waters (including interstate 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: WAUCONDA.
- U. S. Geological Survey Hydrologic Atlas: WAUCONDA, HA 207.
- USDA National Resources Conservation Service Soil Survey for McHenry County.
- U. S. Geological Survey 7.5 Minute Topographic Maps: WAUCONDA, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- Aerial Photographs (Name & Date):2004
- Advanced Identification Wetland Maps: MCHENRY COUNTY..
- Site Visit Conducted on:
- Other information: FEMA FIRM Map, 1984

Rationale for Basis (applies to any boxes checked above): One wetland exists on the subject property. The wetland drains through a small channel along the eastern property boundary to Lily Lake. Lily Lake drains north through the Lily Lake Drain to the Fox River, a navigable waterway under Department of the Army jurisdiction.

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

Ordinary High Water Mark indicated by:

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

Basis for Declining Jurisdiction:

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

Confirmation of Wetland Boundaries

- This office concurs with your wetland delineation report dated October 2005, prepared by Smith Engineering Consultants, Inc.
- This office does not confirm your wetland boundary

Recommended by: _____ S _____ Date: 12/29/05

Approved by: _____ - S - _____ Date: 1/3/06

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.

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Mackie Consultants, LLC PROJECT LOCATION/WATERWAY: 24 Acre Property at the Southeast Corner of Lake Cook Road and Milwaukee Avenue in Wheeling, Cook County, Illinois (Section 2, T42N, R11E).

FILE NUMBER: 200500829 PROJECT REVIEW COMPLETED: [X] Office [] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: WHEELING.
[X] U. S. Geological Survey Hydrologic Atlas: WHEELING, HA 71.
[X] USDA Natural Resources Conservation Service Soil Survey for Cook County.
[X] U. S. Geological Survey 7.5 Minute Topographic Maps: WHEELING, 1993.
[] U. S. Geological Survey 7.5 Minute Historic Quadrangles:
[] U. S. Geological Survey 15 Minute Historic Quadrangles:
[X] Aerials (Name & Date):Cook County 1998
[] Advanced Identification Wetland Maps:
[] Site Visit Conducted on:
[] Other information:

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

The drainage ditch along the north end of the property flows into the Des Plaines River, a navigable water under jurisdiction of this office.

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

Ordinary High Water Mark indicated by:

- [X] clear, natural line impressed on the bank
[] the presence of litter and debris
[] changes in the character of 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 , prepared by .
[X] This office does not confirm your wetland boundary.

Recommended by: [Signature] Date: 12/29/05

Approved by: _____ Date: _____

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Trinity Housing Group PROJECT LOCATION/WATERWAY: North of the Intersection of South Avenue and Barrett Street in Unincorporated Will County, Illinois

FILE NUMBER: 200501156 PROJECT REVIEW COMPLETED: [X] Office [] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: JOLIET.
[X] U. S. Geological Survey Hydrologic Atlas: JOLIET, 89.
[X] USDA Natural Resources Conservation Service Soil Survey for Will County.
[X] U. S. Geological Survey 7.5-Minute Topographic Maps: JOLIET, 1993.
[] U. S. Geological Survey 7.5-Minute Historic Quadrangles:
[] U. S. Geological Survey 15-Minute Historic Quadrangles:
[X] Aerials (Name & Date): Lockport, 1997
[] Advanced Identification Wetland Maps:
[] Site Visit Conducted on:
[] Other information:

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

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

- Ordinary High Water Mark indicated by:
[] clear, natural line impressed on the bank
[] destruction of terrestrial vegetation
[] the presence of litter and debris
[] shelving
[] changes in the character of soil
[] other:
[X] 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: [Signature] Date: 22 Dec 05

Approved by: [Signature] Date: 22 Dec 05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Josef Kulikowski PROJECT LOCATION/WATERWAY: 0.4 Acre Property at 1267 North Forest Avenue in Palatine, Cook County, Illinois (Section 9, T42N, R10E).

FILE NUMBER: 200600022 PROJECT REVIEW COMPLETED: [] Office [X] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: LAKE ZURICH.
[X] U. S. Geological Survey Hydrologic Atlas: LAKE ZURICH, HA 208.
[X] USDA Natural Resources Conservation Service Soil Survey for Cook County.
[X] U. S. Geological Survey 7.5 Minute Topographic Maps: LAKE ZURICH, 1993.
[] U. S. Geological Survey 7.5 Minute Historic Quadrangles:
[] U. S. Geological Survey 15 Minute Historic Quadrangles:
[X] Aerials (Name & Date):Cook County 1998
[] Advanced Identification Wetland Maps:
[X] Site Visit Conducted on: 16 November 2005
[] Other information:

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

The wetland on the property extends offsite to the south and west. It drains through several culverts into another wetland, then into an unnamed tributary of Salt Creek. Salt Creek flows to the Des Plaines River, a navigable water under jurisdiction of this office.

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

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

Basis for Declining Jurisdiction:

- [] Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
[] Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
[] Area under consideration is not likely 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
[X] This office does not confirm your wetland boundary.

Recommended by: [Signature] Date: 21 Dec 2005

Approved by: [Signature] Date: 21 Dec 2005

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Midwest Property Development PROJECT LOCATION/WATERWAY: Southwest of the Intersection of St. Francis Road and 88th Avenue in Frankfort, Will County, Illinois

FILE NUMBER: 200600240 PROJECT REVIEW COMPLETED: [X] Office [] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- [] There are no jurisdictional waters of the United States present on the project site.
[] 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))
[X] 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

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: TINLEY PARK.
[X] U. S. Geological Survey Hydrologic Atlas: TINLEY PARK, 152.
[X] USDA Natural Resources Conservation Service Soil Survey for Will County.
[X] U. S. Geological Survey 7.5-Minute Topographic Maps: TINLEY PARK, 1993.
[] U. S. Geological Survey 7.5-Minute Historic Quadrangles:
[] U. S. Geological Survey 15-Minute Historic Quadrangles:
[X] Aerials (Name & Date): Frankfort, 1997
[] Advanced Identification Wetland Maps:
[] Site Visit Conducted on:
[] Other information:

Rationale for Basis (applies to any boxes checked above): The wetland located on subject property is hydrologically connected to Hickory Creek. Hickory Creek drains into the Des Plaines River, a navigable waters of the U.S.

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

Ordinary High Water Mark indicated by:

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

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: [Signature] Date: 21 Dec 05
Approved by: [Signature] Date: 21 Dec 05

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

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

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

APPLICANT: Jay Darnell PROJECT LOCATION/WATERWAY: Southwest Corner of 224th and Pilcher Road in
Unincorporated Will County, Illinois

FILE NUMBER: 200600095

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: NORMANTOWN.
- U. S. Geological Survey Hydrologic Atlas: NORMANTOWN, 210.
- USDA Natural Resources Conservation Service Soil Survey for Will County.
- U. S. Geological Survey 7.5-Minute Topographic Maps: NORMANTOWN, 1993.
- U. S. Geological Survey 7.5-Minute Historic Quadrangles: _____.
- U. S. Geological Survey 15-Minute Historic Quadrangles: _____.
- Aerials (Name & Date): Plainfield, 1997
- Advanced Identification Wetland Maps: _____.
- Site Visit Conducted on:
- Other information:

Rationale for Basis (applies to any boxes checked above): The wetland and tributary located onsite drain into Lily Cache Creek. Lily Cache Creek flow into the DuPage River, which then discharges into the Des Plaines River, a navigable waters of the U.S.

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

Ordinary High Water Mark indicated by:

- clear, natural line impressed on the bank
- the presence of litter and debris
- changes in the character of soil
- 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: 21 Dec 05

Approved by: _____ Date: 21 Dec 05

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

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

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

APPLICANT: Jim Bishop PROJECT LOCATION/WATERWAY: Sylvan Lake/Mundelein

FILE NUMBER: 200501126 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: _____
- 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: LAKE ZURICH, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____
- Aerials (Name & Date): Lake County 1939, 2000, & 2004; PhotoMapper 2001, 2002, & 2004
- Advanced Identification Wetland Maps: LAKE COUNTY.
- Site Visit Conducted on:
- Other information:

Rationale for Basis (applies to any boxes checked above): Sylvan Lake is tributary to the Des Plaines River, a navigable water of the United States below Hoffman Dam, via Indian Creek. Therefore Sylvan Lake is also a water of the United States 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 _____, prepared by _____.
- This office does not confirm your wetland boundary

Recommended by: _____ - J - _____ Date: 12/20/05

Approved by: _____ - J - _____ Date: 12/21/05

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

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

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

APPLICANT: David Wechselberger

PROJECT LOCATION/WATERWAY: Bluff Lake/Antioch

FILE NUMBER: 200501026

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: _____.
- 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: ANTIOCH, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- Aerials (Name & Date): Lake County 1939, 2000, & 2004; PhotoMapper 2001, 2002, & 2004
- Advanced Identification Wetland Maps: LAKE COUNTY.
- Site Visit Conducted on:
- Other information:

Rationale for Basis (applies to any boxes checked above): Bluff Lake is a navigable water of the United States 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 _____, prepared by _____.
- This office does not confirm your wetland boundary

Recommended by: _____ - S - _____ Date: 12/21/05

Approved by: _____ - S - _____ Date: 12/21/05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Edwards Realty PROJECT LOCATION/WATERWAY: Eight Acre Property Southeast of the Intersection of 143rd Street and John Humphrey Drive in Orland Park, Cook County, Illinois (Section 10, T36N, R12E).

FILE NUMBER: 200501103 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: PALOS PARK.
 U. S. Geological Survey Hydrologic Atlas: PALOS PARK, 145.
 USDA Natural Resources Conservation Service Soil Survey for Cook County.
 U. S. Geological Survey 7.5 Minute Topographic Maps: PALOS PARK, 1993.
 U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
 U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
 Aerials (Name & Date):Cook County 1998 and 2003
 Advanced Identification Wetland Maps: _____.
 Site Visit Conducted on: 5 October 2005
 Other information:

Rationale for Basis (applies to any boxes checked above): The large wetland covering most of the property drains to the north into a storm sewer then opens up to a large ditch north of the road. The water flows north in the ditch behind several houses before entering another storm sewer and heading west and emptying into a detention basin. The basin drains to a channel along the railroad that is tributary to Mill Creek. Mill Creek drains into the Cal Sag Channel, a navigable water under jurisdiction of this office. The wetland also qualifies as a high quality aquatic resource according to the Regional Permit Program.

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: _____ - 5 Date: 12/15/05

Approved by: _____ Date: _____

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Roger Brown

PROJECT LOCATION/WATERWAY: Skokie River/Highland Park

FILE NUMBER: 200600191

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: _____.
- 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: HIGHLAND PARK, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- Aerials (Name & Date): Lake County 1939, 2000, & 2004; PhotoMapper 2001, 2002, & 2004
- Advanced Identification Wetland Maps: LAKE COUNTY.
- Site Visit Conducted on: August 9, 2005
- Other information:

Rationale for Basis (applies to any boxes checked above): The Skokie River is tributary to the Chicago River, a navigable water of the United States, and is therefore a water of the United States 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 _____, prepared by _____.
- This office does not confirm your wetland boundary

Recommended by: _____ - 5 _____ Date: 12/15/05

Approved by: _____ Date: _____

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

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

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

APPLICANT: Gladstone Builders PROJECT LOCATION/WATERWAY: 162-acre parcel located south of Plank Road and north of Russell Road in Plato Township, Kane County, Illinois (SE 1/4 of Section 11 and E 1/2 of section 14, T41N R7E)

FILE NUMBER: 200500969 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: PINEGREE GROVE.
- U. S. Geological Survey Hydrologic Atlas: _____.
- USDA Natural Resources Conservation Service Soil Survey for Kane County.
- U. S. Geological Survey 7.5 Minute Topographic Maps: PINGREE GROVE, 1992.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- Aerial Photographs (Name & Date): USGS, April 10, 2002
- Advanced Identification Wetland Maps: KANE COUNTY
- Site Visit Conducted on:
- Other information: FEMA FIRM

Rationale for Basis (applies to any boxes checked above): Fitchie Creek flows into Otter Creek. Otter Creek is a tributary of Ferson Creek. Ferson Creek is a tributary of the Fox River, a navigable waterway. Therefore, Fitchie Creek is a waters of the U.S. and is under the jurisdiction of the U.S. Army Corps of Engineers.

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

Ordinary High Water Mark indicated by:

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

Basis for Declining Jurisdiction:

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

Confirmation of Wetland Boundaries

- This office concurs with your wetland delineation report dated August 2, 2005 , prepared by ENCAP, Inc.
- This office does not confirm your wetland boundary.

Recommended by: _____ Date: 12/12/05

Approved by: _____ Date: 12-13-05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Aurora Venture PROJECT LOCATION/WATERWAY: Property located off Montgomery Road in Aurora, Kane County, Illinois (Section 36, T38N R8E)

FILE NUMBER: 200500929 PROJECT REVIEW COMPLETED: [X] Office [X] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- [] There are no jurisdictional waters of the United States present on the project site.
[] The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
[] The presence of interstate waters (including interstate wetlands1). (33 CFR 328.3 (a)(2))
[X] The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
[X] 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

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: AURORA SOUTH.
[] U. S. Geological Survey Hydrologic Atlas:
[X] USDA Natural Resources Conservation Service Soil Survey for Kane County.
[X] U. S. Geological Survey 7.5 Minute Topographic Maps: AURORA SOUTH, 1993.
[] U. S. Geological Survey 7.5 Minute Historic Quadrangles:
[] U. S. Geological Survey 15 Minute Historic Quadrangles:
[X] Aerial Photographs (Name & Date): No source, Sept. 2004
[X] Advanced Identification Wetland Maps: KANE COUNTY
[X] Site Visit Conducted on: October 25, 2005 by Jaimee W. Hanmit of the USACE, Chicago District
[X] Other information: FEMA FIRM

Rationale for Basis (applies to any boxes checked above): Wetland I has a surface water tributary system connection to Waubensee Creek, which is a tributary of the Fox River, a navigable waterway. Therefore, Wetland I and Waubensee Creek are both waters of the United States and under the jurisdiction of the U S. Army Corps of Engineers.

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

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

Basis for Declining Jurisdiction:

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

Confirmation of Wetland Boundaries

- [X] This office concurs with your wetland delineation report dated July 2005 , prepared by Christopher B. Burke Engineering, Ltd (CBBEL).
[] This office does not confirm your wetland boundary.

Recommended by: [Signature] Date: 12/12/05

Approved by: [Signature] Date: 12/12/05

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

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

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

APPLICANT: Matt Pagoria PROJECT LOCATION/WATERWAY: McHenry County, Boone Creek

FILE NUMBER: 200600212 PROJECT REVIEW COMPLETED: Office Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
- The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
- The presence of interstate waters (including interstate 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 (c.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: MCHENRY, HA 255.
- USDA National Resources Conservation Service Soil Survey for McHenry County.
- U. S. Geological Survey 7.5 Minute Topographic Maps: MCHENRY, 1992.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- Aerial Photographs (Name & Date): 2001, 2002, 2004
- Advanced Identification Wetland Maps: MCHENRY COUNTY..
- Site Visit Conducted on: August 23, 2005
- Other information: FEMA FIRM map

Rationale for Basis (applies to any boxes checked above): The site contains an unnamed tributary to Boone Creek, as well as Boone Creek, and parts of a 122.7 acre associated wetland. These areas drain to the Fox River, a navigable waterway, and are therefore 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 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 18, 2005, prepared by Hey and Associates, Inc.
- This office does not confirm your wetland boundary

Recommended by: _____ S _____ Date: 12-7-05

Approved by: _____ S _____ Date: 12-12-05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: The Ryland Group PROJECT LOCATION/WATERWAY: 176-acre parcel located north of Route 38 and east of Route 47 in Elburn, Kane County, Illinois

FILE NUMBER: 200500989 PROJECT REVIEW COMPLETED: [X] Office [X] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: ELBURN.
[X] U. S. Geological Survey Hydrologic Atlas: ELBURN, HA 229.
[X] USDA Natural Resources Conservation Service Soil Survey for Kane County.
[X] U. S. Geological Survey 7.5 Minute Topographic Maps: ELBURN, 1993.
[] U. S. Geological Survey 7.5 Minute Historic Quadrangles:
[] U. S. Geological Survey 15 Minute Historic Quadrangles:
[X] Aerial Photographs (Name & Date): no name or date
[X] Advanced Identification Wetland Maps: KANE COUNTY
[X] Site Visit Conducted on: August 4, 2005 by Jaimee Hammit of the USACE, Chicago District
[X] Other information: FEMA FIRM, the Wetland Delineation Report, dated June 13, 2005, prepared by Phoenix Environmental, Inc.

Rationale for Basis (applies to any boxes checked above): Farmed Wetland 1 has a surface water tributary system connection to Virgil Ditch No. 1, which flows into Union Ditch No. 3. Union Ditch No. 3 flows into the Kishwaukee River, a navigable waterway. Therefore, the on-site wetland, Farmed Wetland 1, is under the jurisdiction of the U.S. Army Corps of Engineers.

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

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

Basis for Declining Jurisdiction:

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

Confirmation of Wetland Boundaries

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

Recommended by: [Signature] Date: 12/9/05

Approved by: [Signature] Date: 12/12/05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Residential Land Fund

PROJECT LOCATION/WATERWAY: Kemper Lake/Long Grove

FILE NUMBER: 200600245

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: _____
- 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: LAKE ZURICH, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____
- Aerials (Name & Date): Lake County 1939, 2000, & 2004; PhotoMapper 2001, 2002, & 2004
- Advanced Identification Wetland Maps: LAKE COUNTY.
- Site Visit Conducted on: August 9, 2005
- Other information:

Rationale for Basis (applies to any boxes checked above): Kemper Lake is tributary to the Des Plaines River via Kildeer Creek and Indian Creek. The Des Plaines River is a navigable water of the United States below Hoffman Dam, therefore all of its tributary waters, including Kemper Lake, are also waters of the United States 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 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: **ORIGINAL SIGNED** Date: *B Deess*

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

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

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

APPLICANT: Waukegan Port District

PROJECT LOCATION/WATERWAY: Waukegan/lake Michigan

FILE NUMBER: 200500917

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: _____.
- 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: WAUKEGAN, 1993.
- U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- Aerials (Name & Date): Lake County 1939, 2000, & 2004; PhotoMapper 2001, 2002, & 2004
- Advanced Identification Wetland Maps: LAKE COUNTY.
- Site Visit Conducted on:
- Other information:

Rationale for Basis (applies to any boxes checked above): Lake Michigan is a navigable water of the United States 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 _____, prepared by _____.
- This office does not confirm your wetland boundary.

Recommended by: _____

ORIGINAL SIGNED

Date: _____

Approved by: _____

Date: J Dec 05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Jerome Smith PROJECT LOCATION/WATERWAY: Fox River Drive, unincorporated East Dundee, Kane County, Illinois (SE 1/4 of Section 27, T42N R8E)

FILE NUMBER: 200600116 PROJECT REVIEW COMPLETED: [X] Office [] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- [] There are no jurisdictional waters of the United States present on the project site.
[] 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...
[] The presence of interstate waters (including interstate wetlands).
[] The presence of a tributary to an interstate water or other water of the US.
[] The presence of wetlands adjacent (bordering, contiguous, or neighboring) to interstate or other waters of the US...
[] The presence of an isolated water (e.g., intrastate lakes, rivers, streams... mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds).
[] Other:
[X] Section 10 waterway.

Information Reviewed

- [X] U.S. Fish and Wildlife Service National Wetland Inventory: ELGIN.
[] U.S. Geological Survey Hydrologic Atlas:
[] USDA Natural Resources Conservation Service Soil Survey for Kane County.
[X] U.S. Geological Survey 7.5 Minute Topographic Maps: ELGIN, 1992.
[] U.S. Geological Survey 7.5 Minute Historic Quadrangles:
[] U.S. Geological Survey 15 Minute Historic Quadrangles:
[X] Aerial Photographs (Name & Date): DigiAir 2004
[] Advanced Identification Wetland Maps:
[] Site Visit Conducted on:
[X] Other information: the information submitted to this office by Thom McNamee, received on November 2, 2005

Rationale for Basis (applies to any boxes checked above): The Fox River is a navigable waterway and is under the jurisdiction of the U.S. Army Corps of Engineers.

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

Ordinary High Water Mark indicated by:

- [X] 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: [Signature] Date: 12/5/05

Approved by: [Signature] Date: 12/15/05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Richard & Selena Tado PROJECT LOCATION/WATERWAY: McHenry County

FILE NUMBER: 200600012 PROJECT REVIEW COMPLETED: Office Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
 The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
 The presence of interstate waters (including interstate 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: _____
 U. S. Geological Survey Hydrologic Atlas: _____
 USDA National Resources Conservation Service Soil Survey for McHenry County.
 U. S. Geological Survey 7.5 Minute Topographic Maps: MARENGO SOUTH, 1968.
 U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____
 U. S. Geological Survey 15 Minute Historic Quadrangles: _____
 Aerial Photographs (Name & Date):2004
 Advanced Identification Wetland Maps: MCHENRY COUNTY..
 Site Visit Conducted on: 10/17/05
 Other information:

Rationale for Basis (applies to any boxes checked above): A small drainageway exists on the property that drains to the Kishwaukee River and the Rock River, a navigable waterway. This drainageway and any associated wetlands are 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 have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
 Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

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

Recommended by: ORIGINAL SIGNED Date: 12-2-05

Approved by: _____ Date: _____

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Lake County Forest Preserves PROJECT LOCATION/WATERWAY: Hastings Lake Forest Preserve In Lindenhurst, Lake County, Illinois (NE 1/4 of Section 34, T46N, R10E)

FILE NUMBER: 200600084 PROJECT REVIEW COMPLETED: [X] Office [] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- [] There are no jurisdictional waters of the United States present on the project site.
[] 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))
[X] 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: _____
[] U. S. Geological Survey Hydrologic Atlas: _____
[X] USDA Natural Resources Conservation Service Soil Survey for Lake County.
[X] U. S. Geological Survey 7.5 Minute Topographic Maps: ANTIOCH, 1993.
[] U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____
[] U. S. Geological Survey 15 Minute Historic Quadrangles: _____
[X] Aerials (Name & Date): 2000
[] Advanced Identification Wetland Maps: _____
[] Site Visit Conducted on:
[] Other information:

Rationale for Basis (applies to any boxes checked above): The 0.99 acre wetland identified in your submittal is hydrologically connected to Hastings Creek, which drains to Mill Creek and eventually to the Des Plaines River, 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
[] the presence of litter and debris
[] changes in the character of soil
[X] wetland boundary
[] destruction of terrestrial vegetation
[] shelving
[] other

Basis for Declining Jurisdiction:

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

Confirmation of Wetland Boundaries

- [X] This office concurs with your wetland delineation report dated October 13, 2005, prepared by Mr. Ken Klick.
[] This office does not confirm your wetland boundary

Recommended by: _____ Date: _____

Approved by: _____ Date: 12/1/05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: Joseph Giglietti PROJECT LOCATION/WATERWAY: Southeast of the intersection of 93rd Avenue and Route 30 in Frankfort, Will County, Illinois

FILE NUMBER: 200600004 PROJECT REVIEW COMPLETED: [X] Office [X] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

- There are no jurisdictional waters of the United States present on the project site.
The presence of waters which are currently used, or were used in the past, or may be susceptible for use to transport interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide (i.e., navigable waters of the U.S.) (33 CFR 328.3(a)(1))
The presence of interstate waters (including interstate wetlands1). (33 CFR 328.3 (a)(2))
[X] The presence of a tributary to an interstate water or other water of the US. (33 CFR 328.3 (a)(5))
[X] 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

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: TINLEY PARK.
[X] U. S. Geological Survey Hydrologic Atlas: TINLEY PARK, 152.
[X] USDA Natural Resources Conservation Service Soil Survey for Will County.
[X] U. S. Geological Survey 7.5-Minute Topographic Maps: TINLEY PARK, 1993.
[X] U. S. Geological Survey 7.5-Minute Historic Quadrangles:
U. S. Geological Survey 15-Minute Historic Quadrangles:
[X] Aerials (Name & Date): Frankfort, 1997
Advanced Identification Wetland Maps:
[X] Site Visit Conducted on: November 28, 2005
Other information:

Rationale for Basis (applies to any boxes checked above): The wetland located on the subject property is hydrologically connected to a tributary to Hickory Creek. Hickory Creek drains into the Des Plaines River, a navigable waters of the U.S.

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

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

Basis for Declining Jurisdiction:

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

Confirmation of Wetland Boundaries

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

Recommended by: [Signature] Date: 13 Dec 05

Approved by: [Signature] Date: 13 DEC 05

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

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

APPROVED JURISDICTIONAL DETERMINATION DECISION DOCUMENT

U.S. Army Corps of Engineers, Chicago District

APPLICANT: GV Development PROJECT LOCATION/WATERWAY: Northeast of the Intersection of Route 45 and Abbey Drive in Frankfort, Will County, Illinois

FILE NUMBER: 200501177 PROJECT REVIEW COMPLETED: [X] Office [X] Field

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

- [X] U. S. Fish and Wildlife Service National Wetland Inventory: TINLEY PARK.
[X] U. S. Geological Survey Hydrologic Atlas: TINLEY PARK, 152.
[X] USDA Natural Resources Conservation Service Soil Survey for Will County.
[X] U. S. Geological Survey 7.5-Minute Topographic Maps: TINLEY PARK, 1993.
[] U. S. Geological Survey 7.5-Minute Historic Quadrangles: _____.
[] U. S. Geological Survey 15-Minute Historic Quadrangles: _____.
[X] Aerials (Name & Date): Frankfort, 1997
[] Advanced Identification Wetland Maps: _____.
[X] Site Visit Conducted on: November 28, 2005
[] Other information:

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

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

Ordinary High Water Mark indicated by:

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

Basis for Declining Jurisdiction:

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

Confirmation of Wetland Boundaries

- [X] This office concurs with your wetland delineation report dated September 1, 2005, prepared by LRMG.
[] This office does not confirm your wetland boundary

Recommended by: [Signature] Date: 13 Dec 05

Approved by: [Signature] Date: 13 Dec 05

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

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

