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

APPLICANT: Down To Earth, Inc. **PROJECT LOCATION/WATERWAY:** Army Trail Road and Walters Drive in the City of Addison, DuPage County, Illinois/East Branch DuPage River

FILE NUMBER: LRC-2006-1090 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☒ U. S. Fish and Wildlife Service National Wetland Inventory: LOMBARD.
☒ U. S. Geological Survey Hydrologic Atlas: LOMBARD, HA 143.
☐ USDA Natural Resources Conservation Service Soil Survey for DuPage County.
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: LOMBARD, 1993.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerial Photographs (Name & Date):
☒ Advanced Identification Wetland Maps: DUPAGE COUNTY..
☐ Site Visit Conducted on:
☐ Other information:

Rationale for Basis (applies to any boxes checked above): The wetland area identified onsite, drains into an unnamed tributary that goes into the East Branch of the DuPage River which 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
☐ 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 <u>not</u> 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:** 11-6-06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Gallagher & Henry **PROJECT LOCATION/WATERWAY:** North of I-55 and West of Lemont Road in DuPage County, Illinois/Black Partridge Creek

FILE NUMBER: LRC-2006-490 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: ROMEOVILLE.
- ☒ U. S. Geological Survey Hydrologic Atlas: ROMEOVILLE, HA 146.
- ☒ USDA Natural Resources Conservation Service Soil Survey for DuPage County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: ROMEOVILLE, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- ☐ Aerial Photographs (Name & Date):
- ☒ Advanced Identification Wetland Maps: DUPAGE COUNTY..
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): The wetland area identified onsite, which extends offsite, appears to drain into Black Partridge Creek which is a tributary of 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 <u>not</u> 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 February 2006, prepared by EnCap, Inc.
- ☐ This office does not confirm your wetland boundary.

Recommended by: _____ **Date:** 11-06-06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Outreach Church C.D.C. **PROJECT LOCATION/WATERWAY:** On The Little Calumet River North Of Sibley Blvd. East Of The Metra Parking Lot In Harvey, Cook County, Illinois

FILE NUMBER: LRC-2006-1097 **PROJECT REVIEW COMPLETED:** ☐ **Office** ☒ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
- ☐ U. S. Geological Survey Hydrologic Atlas: _____.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Cook County.
- ☐ U. S. Geological Survey 7.5 Minute Topographic Maps: _____.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- ☐ Aerials (Name & Date):
- ☐ Advanced Identification Wetland Maps: _____.
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): The Little Calumet River is under the jurisdiction of this office because it is considered 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
- ☐ 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 <u>not</u> 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:** 11/28/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Ronald Hill **PROJECT LOCATION/WATERWAY:** Long Lake

FILE NUMBER: LRC-2006-1158 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
☐ 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: GRAYSLAKE, 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, & 2005; PhotoMapper 2001, 2002, & 2005
☒ Advanced Identification Wetland Maps: LAKE COUNTY.
☒ Site Visit Conducted on: October 30, 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Long Lake is tributary to the Fox River, a navigable water of the United States below Hoffman Dam, therefore its tributaries 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 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:** 11/28/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Barrington Community School District 220 **PROJECT LOCATION/WATERWAY:** 29 Acre Property Located Southeast Of Bartlett Road And Penny Road In South Barrington, Cook County, Illinois

FILE NUMBER: LRC-2006-1224 **PROJECT REVIEW COMPLETED:** ☐ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
☐ U. S. Geological Survey Hydrologic Atlas: _____.
☐ USDA Natural Resources Conservation Service Soil Survey for Cook County.
☐ U. S. Geological Survey 7.5 Minute Topographic Maps: _____.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerials (Name & Date):
☐ Advanced Identification Wetland Maps: _____.
☒ Site Visit Conducted on: November 16, 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above):
Wetland 1, 2, and 3, as referenced in your delineation report, are under the jurisdiction of this office due to their hydrologic connection to Spring Creek which drains to the Fox 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
☒ 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: -S- **Date:** 11/28/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Joe Martolini **PROJECT LOCATION/WATERWAY:** McHenry Co.

FILE NUMBER: LRC-2004-22834 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
☐ 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: WAUCONDA, 1993.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☒ Aerial Photographs (Name & Date): 2001, 2002, 2004, 2005
☒ Advanced Identification Wetland Maps: MCHENRY COUNTY..
☐ Site Visit Conducted on:
☒ Other information: 2 Foot Contour Map

Rationale for Basis (applies to any boxes checked above): The wetland on the subject property drains directly into 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 <u>not</u> 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 September 5, 2006, prepared by Hey and Associates, Inc.
☐ This office does not confirm your wetland boundary

Recommended by: _____ **Date:** 11/22/06

Approved by: _____ **Date:** 11/22/06

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

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

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

APPLICANT: PAR Development **PROJECT LOCATION/WATERWAY:** Kane and McHenry Counties

FILE NUMBER: LRC-2006-1174 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☒ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: CRYSTAL LAKE.
- ☒ U. S. Geological Survey Hydrologic Atlas: CRYSTAL LAKE, HA 253.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: CRYSTAL LAKE, 1992.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- ☒ U. S. Geological Survey 15 Minute Historic Quadrangles: ELGIN, 1940
- ☒ Aerial Photographs (Name & Date):1939, 2002, 2005
- ☒ Advanced Identification Wetland Maps: KANE COUNTY
- ☒ Site Visit Conducted on: 10/12/2006
- ☒ Other information: FEMA FIRM Map

Rationale for Basis (applies to any boxes checked above): Wetland A is an unnamed tributary to Woods Creek, which drains to Crystal Creek and the Fox River, a navigable waterway, and is therefore subject to Department of the Army regulations.

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

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

Basis for Declining Jurisdiction:

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is not likely 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 9/1/2006 , prepared by Phoenix Environmental, Inc.
- ☐ This office does not confirm your wetland boundary.

Recommended by: _____ S _____ **Date:** 11-21-06

Approved by: _____ S _____ **Date:** 11-22-06

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

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

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

APPLICANT: Barry MacLean **PROJECT LOCATION/WATERWAY:** Trib to Des Plaines River/Mettawa

FILE NUMBER: LRC-2006-1306 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
☐ U. S. Geological Survey Hydrologic Atlas: _____.
☒ USDA Natural Resources Conservation Service Soil Survey for Lake County.
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: LIBERTYVILLE, 1993.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☒ Aerials (Name & Date):Lake County 1939, 2000, 2004, & 2005; PhotoMapper 2001, 2002, & 2005
☒ Advanced Identification Wetland Maps: LAKE COUNTY.
☒ Site Visit Conducted on: July 25, 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above): The open water area, wetlands, and their associated drainageways (all undelineated) have a surface water connection to the Des Plaines River, a navigable water of the United States below Hoffman Dam, and are therefore waters of the United States under the jurisdicition 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:** 11/24/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Liberty Church **PROJECT LOCATION/WATERWAY:** Hastings Creek/Lindenhurst

FILE NUMBER: LRC-2006-1085 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
- ☐ 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, & 2005; PhotoMapper 2001, 2002, & 2005
- ☒ Advanced Identification Wetland Maps: LAKE COUNTY.
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): Wetlands 1 & 2 have a surface water connection to the Des Plaines River, a navigable water of the United States below Hoffman Dam, via Hastings Creek and mill Creek and are therefore waters of the United States under the jurisdicition 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 <u>not</u> 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 May 15, 2006, prepared by Ehorn Environmental.
- ☐ This office does not confirm your wetland boundary

Recommended by: -S- **Date:** 11/24/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Capital Estates, LLC **PROJECT LOCATION/WATERWAY:** South of I-55 Between Western Avenue and Lorraine Drive in the Village of Darien, DuPage County, Illinois/Sawmill Creek

FILE NUMBER: LRC-2006-1182 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☒ U. S. Fish and Wildlife Service National Wetland Inventory: SAG BRIDGE.
☒ U. S. Geological Survey Hydrologic Atlas: SAG BRIDGE, HA 149.
☒ USDA Natural Resources Conservation Service Soil Survey for DuPage County.
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: SAG BRIDGE, 1993.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerial Photographs (Name & Date):
☒ Advanced Identification Wetland Maps: DUPAGE COUNTY..
☐ Site Visit Conducted on:
☐ Other information: Wetland Submittal dated August 2006, prepared by Planning Resources, Inc.

Rationale for Basis (applies to any boxes checked above): The wetland areas A and B and the identified waters of the U.S. onsite, have a direct connection with Sawmill Creek which flows to the Des Plains River.

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

Ordinary High Water Mark indicated by:

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

Basis for Declining Jurisdiction:

☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  ☐ Area under consideration is not likely have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria

☐ Headquarters declined to approve jurisdiction on the basis of 328.3(a)(3) [attach copy of HQ rationale]

Confirmation of Wetland Boundaries

☒ This office concurs with your wetland delineation report dated August 2006, prepared by Planning Resources.
☐ This office does not confirm your wetland boundary.

Recommended by: — S — **Date:** 11-20-06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Park District of Highland Park **PROJECT LOCATION/WATERWAY:** Skokie River/Highland Park

FILE NUMBER: LRC-2006-1056 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
- ☐ 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: WHEELING, 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, 7 2005; PhotoMapper 2001, 2002, & 2005
- ☒ Advanced Identification Wetland Maps: LAKE COUNTY.
- ☐ Site Visit Conducted on:
- ☐ 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 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
- ☒ 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 <u>not</u> 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:** 11/20/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Tony Zizzo **PROJECT LOCATION/WATERWAY:** Indian Creek/unincorp Lincolnshire

FILE NUMBER: LRC-2006-1262 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
- ☐ 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: WHEELING, 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, 7 2005; PhotoMapper 2001, 2002, & 2005
- ☒ Advanced Identification Wetland Maps: LAKE COUNTY.
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): Indian Creek is tributary to the Des Plaines River, a navigable water of the United States below Hoffman Dam, and is therefore also a water of the United States under the jurisdiction of the Department of the Army.

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 <u>not</u> 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:** 11/20/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Peoples Gas Light and Coke Company **PROJECT LOCATION/WATERWAY:** 2200 South Racine Avenue Within the South Branch of the Chicago River in the City of Chicago, Cook County, Illinois

FILE NUMBER: LRC-2006-1250 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: ENGLEWOOD.
- ☐ U. S. Geological Survey Hydrologic Atlas: _____.
- ☐ USDA Natural Resources Conservation Service Soil Survey for Cook County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: ENGLEWOOD, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- ☐ Aerials (Name & Date):
- ☐ Advanced Identification Wetland Maps: _____.
- ☐ Site Visit Conducted on:
- ☐ Other information: submittal dated September 28, 2006

Rationale for Basis (applies to any boxes checked above): the project site contains a jurisdictional section 10 waters of the U.S., the South Branch of the Chicago River.

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

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

Basis for Declining Jurisdiction:

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is <u>not</u> 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:** 11-20-2006

Approved by: _____ **Date:** _____

[1]Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of 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: Peoples Gas Light and Coke Company **PROJECT LOCATION/WATERWAY:** 6659 North Kedzie Avenue Within the North Shore Channel of the Chicago River in the City of Chicago, Cook County, Illinois

FILE NUMBER: LRC-2006-1251 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☒ U. S. Fish and Wildlife Service National Wetland Inventory: EVANSTON.
☐ U. S. Geological Survey Hydrologic Atlas: _____.
☐ USDA Natural Resources Conservation Service Soil Survey for Cook County.
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: EVANSTON, 1993.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerials (Name & Date):
☐ Advanced Identification Wetland Maps: _____.
☐ Site Visit Conducted on:
☒ Other information: September 28, 2006 submittal

Rationale for Basis (applies to any boxes checked above):
the North Shore Channel of the Chicago River is a jurisdictional section 10 waters of the United States.

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 <u>not</u> 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:** 11-20-2006

Approved by: _____ **Date:** _____

[1]Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of 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: Peoples Gas Light and Coke Company **PROJECT LOCATION/WATERWAY:** 3141 East 96th Street Within the Calumet River in the City of Chicago, Cook County, Illinois

FILE NUMBER: LRC-2006-1249 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: LAKE CALUMET.
- ☐ U. S. Geological Survey Hydrologic Atlas: _____.
- ☐ USDA Natural Resources Conservation Service Soil Survey for Cook County.
- ☒ U. S. Geological Survey 7.5 Minute Topographic Maps: LAKE CALUMET, 1991.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- ☐ Aerials (Name & Date):
- ☐ Advanced Identification Wetland Maps: _____.
- ☐ Site Visit Conducted on:
- ☐ Other information: submittal Dated September 28, 2006 prepared by Burns & McDonnell.

Rationale for Basis (applies to any boxes checked above): the proposed work is taking place in the Calumet River which is a jurisdictional section 10 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 <u>not</u> 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:** 11-20-06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: NLSB/Trust #2601 **PROJECT LOCATION/WATERWAY:** East of U.S. Route 52 and South of Baker Road in Manhattan, Will County, Illinois
FILE NUMBER: LRC-2006-750 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

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

Rationale for Basis (applies to any boxes checked above): The onsite wetland drains into Jackson Creek. Jackson 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
- ☒ 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 <u>not</u> 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 February 10, 2005, prepared by CBBEL.
- ☐ This office does not confirm your wetland boundary

Recommended by: — S — **Date:** 20 NOV 06

Approved by: — S — **Date:** 20 NOV 06

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

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

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

APPLICANT: Page **PROJECT LOCATION/WATERWAY:** McHenry Co.

FILE NUMBER: LRC-2006-1033 **PROJECT REVIEW COMPLETED:** ☐ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
☐ 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: _____.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerial Photographs (Name & Date):
☒ Advanced Identification Wetland Maps: MCHENRY COUNTY..
☒ Site Visit Conducted on: 9/7/06
☐ Other information:

Rationale for Basis (applies to any boxes checked above): The tributary on the subject property flows to Wonder Lake. Wonder Lake drains to the Nippersink Creek, which flows 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 <u>not</u> 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:** 11/17/06

Approved by: _____ **Date:** 11/17/06

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

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

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

APPLICANT: IDNR **PROJECT LOCATION/WATERWAY:** Des Plaines Conservation Area on Grant Creek Cut-Off to the Des Plaines River in Wilmington, Will County, Illinois. (Sec 32 T34N R9E)
FILE NUMBER: LRC-2006-937 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: CHANNAHON.
- ☒ U. S. Geological Survey Hydrologic Atlas: CHANNAHON, 362.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
- ☒ U. S. Geological Survey 7.5-Minute Topographic Maps: CHANNAHON, 1993.
- ☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: _____.
- ☐ U. S. Geological Survey 15-Minute Historic Quadrangles: _____.
- ☐ Aerials (Name & Date):
- ☐ Advanced Identification Wetland Maps: _____.
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): Modification to wtaer control structure in Grant Creek Cut-Off to the Des Plaines River.

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

Ordinary High Water Mark indicated by:

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

Basis for Declining Jurisdiction:

- ☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  - ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  - ☐ Area under consideration is <u>not</u> 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:** 16 NOV 06

Approved by: _____ **Date:** 16 Nov 06

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

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

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

APPLICANT: City of Joliet **PROJECT LOCATION/WATERWAY:** Geotechnical Borings in the Des Plaines River immediately South of I-80 Bridge in Joliet, Will County, IL (SE 1/4 Sec 16 T30N R10E)
FILE NUMBER: LRC-2006-1212 **PROJECT REVIEW COMPLETED:** ☐ **Office** ☒ **Field**

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

Based on available information:
☐ *There are no* waters on the project site.
☐ *There are* non-jurisdictional waters on the project site.
☒ *There are* waters of the United States on the project site.
☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

☒ U. S. Fish and Wildlife Service National Wetland Inventory: JOLIET.
☒ U. S. Geological Survey Hydrologic Atlas: JOLIET, 89.
☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
☒ 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: _____.
☐ Aerials (Name & Date):
☐ Advanced Identification Wetland Maps: _____.
☒ Site Visit Conducted on: November 8, 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Proposal to collect 5 to 8 geotechnical borings in 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:
☐ 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 <u>not</u> 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:** 15 Nov 06

Approved by: _____ **Date:** 15 Nov 06

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

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

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

APPLICANT: MCZ/Centrum Hidden Glen LLC **PROJECT LOCATION/WATERWAY:** Northeast of the Intersection of Route 7 and Gougar Road in Homer Glen, Will County, Illinois
FILE NUMBER: LRC-2006-530 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: JOLIET.
- ☒ U. S. Geological Survey Hydrologic Atlas: JOLIET, 89.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
- ☒ 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: _____.
- ☒ Aerials (Name & Date): Homer, 1997
- ☐ Advanced Identification Wetland Maps: _____.
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): Fiddyment Creek drains into the Des Plaines River, a navigable waters of the U.S. and is 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 <u>not</u> 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:** 9 NOV 06

Approved by: — S — **Date:** 15 Nov 06

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

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

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

APPLICANT: J. Clarke Company, Inc. **PROJECT LOCATION/WATERWAY:** Steger Road, Between 80th and Harlem Avenue in Frankfort, Will County, Illinois
FILE NUMBER: LRC-2006-584 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: FRANKFORT.
- ☒ U. S. Geological Survey Hydrologic Atlas: FRANKFORT, 231.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
- ☒ U. S. Geological Survey 7.5-Minute Topographic Maps: FRANKFORT, 1990.
- ☐ U. S. Geological Survey 7.5-Minute Historic Quadrangles: _____.
- ☐ U. S. Geological Survey 15-Minute Historic Quadrangles: _____.
- ☒ Aerials (Name & Date):Frankfort, 1997
- ☐ Advanced Identification Wetland Maps: _____.
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): Waters of the U.S. 1 & 2 drain into Hickory Creek. Hickory Creek flows into the Des Plaines River, a navigable waters of the U.S. and is 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 <u>not</u> 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 May 10, 2005, prepared by .
- ☐ This office does not confirm your wetland boundary

Recommended by: Melyssa Harris **Date:** 9 Nov 06

Approved by: [signature] **Date:** 15 Nov 06

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

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

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

APPLICANT: Gas City, Ltd. **PROJECT LOCATION/WATERWAY:** Located at the Northwest Corner Weber Road and Normantown Road, Romeoville, Illinois
FILE NUMBER: LRC-2006-1175 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: 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): Romeoville, 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 Lily Cache Slough. The Slough 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
- ☐ 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 <u>not</u> 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:** 14 NOV 06

Approved by: — S — **Date:** 14 NOV 06

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

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

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

APPLICANT: Airhart Construction**PROJECT LOCATION/WATERWAY:** South of Illinois Route 38 and West of the EJ&E Railroad in the City of West Chicago, DuPage County, Illinois /Kress Creek

FILE NUMBER: 200600429 (LRC-2006-23508) **PROJECT REVIEW COMPLETED:** ☒ **Office** ☒**Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☒ U. S. Fish and Wildlife Service National Wetland Inventory: NAPERVILLE.
☒ U. S. Geological Survey Hydrologic Atlas: NAPERVILLE, HA 154.
☒ USDA Natural Resources Conservation Service Soil Survey for DuPage County.
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: NAPERVILLE, 1993.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerial Photographs (Name & Date):
☒ Advanced Identification Wetland Maps: DUPAGE COUNTY..
☒ Site Visit Conducted on: August 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above): The project site contains waters of the U.S., Kress Creek and associated fringe wetland which drains into the West Branch of the DuPage River to the Des Plains River which is 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 <u>not</u> 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:** 11-8-06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Village of Rosemont **PROJECT LOCATION/WATERWAY:** In Willow Creek South of Higgins Road, East of River Road in Rosemont, Cook County, Illinois

FILE NUMBER: LRC-2006-1170 **PROJECT REVIEW COMPLETED:** ☐ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
☐ U. S. Geological Survey Hydrologic Atlas: _____.
☐ USDA Natural Resources Conservation Service Soil Survey for Cook County.
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: _____.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerials (Name & Date):
☐ Advanced Identification Wetland Maps: _____.
☐ Site Visit Conducted on:
☐ Other information:

Rationale for Basis (applies to any boxes checked above): Willow Creek flows into 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
☐ 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 <u>not</u> 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:** 11/13/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Mr. Dovid Grinker **PROJECT LOCATION/WATERWAY:** Northwest Of 130th Street And Avenue O In Chicago, Cook County, Illinois

FILE NUMBER: LRC-2006-754 **PROJECT REVIEW COMPLETED:** ☐ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
☐ U. S. Geological Survey Hydrologic Atlas: _____.
☒ USDA Natural Resources Conservation Service Soil Survey for Cook County.
☐ U. S. Geological Survey 7.5 Minute Topographic Maps: _____.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerials (Name & Date):
☐ Advanced Identification Wetland Maps: _____.
☐ Site Visit Conducted on:
☐ Other information:

Rationale for Basis (applies to any boxes checked above): The wetland located on the subject property a "waters of the United States" due to the hydrologic connection to the east to Wolf Lake and then to Lake Michigan, a navigable water.

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

Ordinary High Water Mark indicated by:

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

Basis for Declining Jurisdiction:

☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
  ☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
  ☐ Area under consideration is <u>not</u> 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 September 26, 2006, prepared by WSI Environmental.
☐ This office does not confirm your wetland boundary.

Recommended by: -S- **Date:** 11/13/06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Geotech, Inc. **PROJECT LOCATION/WATERWAY:** Southwest of the Intersection of Rosalind Street and Briggs/Fernwood Street in Joliet, Will County, Illinois
FILE NUMBER: LRC-2006-939 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☒ U. S. Fish and Wildlife Service National Wetland Inventory: JOLIET.
- ☒ U. S. Geological Survey Hydrologic Atlas: JOLIET, 89.
- ☒ USDA Natural Resources Conservation Service Soil Survey for Will County.
- ☒ 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: _____.
- ☒ Aerials (Name & Date): Joliet, 1997
- ☐ Advanced Identification Wetland Maps: _____.
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): The onsite tributary drains into the Des Plaines River and is 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 <u>not</u> 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 May 30, 2006, prepared by CBBEL.
- ☐ This office does not confirm your wetland boundary

Recommended by: — S — **Date:** 7 NOV 06

Approved by: — S — **Date:** 7 nov 06

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

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

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

APPLICANT: Creative Building Inc. **PROJECT LOCATION/WATERWAY:** West of Indian Knoll Road in Unincorporated Winfield Township, DuPage County, Illinois/West Branch DuPage River

FILE NUMBER: 200600413 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☒ U. S. Fish and Wildlife Service National Wetland Inventory: NAPERVILLE.
☒ U. S. Geological Survey Hydrologic Atlas: NAPERVILLE, HA 154.
☐ USDA Natural Resources Conservation Service Soil Survey for DuPage County.
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: NAPERVILLE, 1993.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
☐ Aerial Photographs (Name & Date):
☒ Advanced Identification Wetland Maps: DUPAGE COUNTY..
☒ Site Visit Conducted on: August 2006
☐ Other information:

Rationale for Basis (applies to any boxes checked above): The wetland area identified onsite, which extends offsite to the north of the project area, appears to drain into an unnamed tributary that goes into the West Branch of the DuPage River which 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
☐ 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 <u>not</u> 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 February 2006, prepared by EnCap, Inc.
☐ This office does not confirm your wetland boundary.

Recommended by: -S- **Date:** 11-6-06

Approved by: _____ **Date:** _____

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

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

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

APPLICANT: Pat Mosely **PROJECT LOCATION/WATERWAY:** Kane County

FILE NUMBER: LRC-2006-787 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☒ **Field**

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

Based on available information:

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

Basis of Jurisdictional Determination:

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

Information Reviewed

☒ U. S. Fish and Wildlife Service National Wetland Inventory: ELBURN.
☒ U. S. Geological Survey Hydrologic Atlas: ELBURN, HA 229.
☒ USDA Natural Resources Conservation Service Soil Survey for Kane County.
☒ U. S. Geological Survey 7.5 Minute Topographic Maps: ELBURN, 1993.
☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____
☒ Aerial Photographs (Name & Date):1985, 1988, 1989, 1990, 1994, 2001, 2004
☒ Advanced Identification Wetland Maps: KANE COUNTY
☒ Site Visit Conducted on: 6/14/2006
☒ Other information: FEMA FIRM Map, NRCS Swampbuster Map

Rationale for Basis (applies to any boxes checked above): Farmed Wetland 1 and Wetland A drain to Ferson Creek, which drains to the Fox River, a navigable waterway, and is therefore subject to Department of the Army regulations.

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

Ordinary High Water Mark indicated by:

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

Basis for Declining Jurisdiction:

☐ Unable to confirm the presence of waters listed in 33 CFR 328.3(a)(1), 328.3(a)(2), or 328.3(a)(4) through 328.3(a)(7)
☐ Area under consideration is likely to have been jurisdictional under pre-SWANCC Migratory Bird Rule criteria
☐ Area under consideration is not likely 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 February 17, 2006 , prepared by Phoenix Environmental, Inc.
☐ This office does not confirm your wetland boundary.

Recommended by: —S— **Date:** 11-6-2006

Approved by: —S— **Date:** 11-6-2006

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

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

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

APPLICANT: Unite Private Networks **PROJECT LOCATION/WATERWAY:** Aptakisic Creek/Buffalo Grove

FILE NUMBER: LRC-2006-1062 **PROJECT REVIEW COMPLETED:** ☒ **Office** ☐ **Field**

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

Based on available information:
- ☐ *There are no* waters on the project site.
- ☐ *There are* non-jurisdictional waters on the project site.
- ☒ *There are* waters of the United States on the project site.
- ☐ *There are* both waters of the United States and non-jurisdictional waters on the project site.

Basis of Jurisdictional Determination:

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

Information Reviewed

- ☐ U. S. Fish and Wildlife Service National Wetland Inventory: _____.
- ☐ 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: WHEELING, 1993.
- ☐ U. S. Geological Survey 7.5 Minute Historic Quadrangles: _____.
- ☐ U. S. Geological Survey 15 Minute Historic Quadrangles: _____.
- ☒ Aerials (Name & Date):1939, 2000, 2004, 2005; PhotoMapper 2001, 2002, & 2005
- ☒ Advanced Identification Wetland Maps: LAKE COUNTY.
- ☐ Site Visit Conducted on:
- ☐ Other information:

Rationale for Basis (applies to any boxes checked above): Aptakisic Creek is a tributary of the Des Plaines River, a navigable water of the United States below Hoffman Dam, and therefore 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
- ☒ 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 <u>not</u> 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:** 11-3-06

Approved by: _____ **Date:** _____

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

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