

DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM¹
U.S. Army Corps of Engineers

This form should be completed by following the instructions provided in Section IV of the JD Form Instructional Guidebook.

SECTION I: BACKGROUND INFORMATION

A. REPORT COMPLETION DATE FOR APPROVED JURISDICTIONAL DETERMINATION (JD): **JUL 17 2018**
B. DISTRICT OFFICE, FILE NAME, AND NUMBER: USACE, Baltimore District, Cypress Creek Renewables, LLC/Foxhall solar/Pre-App/Approved JD, 2018-01541

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Maryland County/parish/borough: Baltimore City: Freeland
Center coordinates of site (lat/long in degree decimal format): Lat. 39.685087°, Long. -76.736570°
Universal Transverse Mercator:
Name of nearest waterbody: Unnamed tributary that drains to Prettyboy Reservoir
Name of watershed or Hydrologic Unit Code (HUC): Prettyboy Reservoir 02130806

- Check if map/diagram of review area is available upon request.
 Check if other sites (e.g., offsite mitigation sites, disposal sites, etc...) are associated with this action and are recorded on a different JD form.

D. REVIEW PERFORMED FOR SITE EVALUATION (CHECK ALL THAT APPLY):

- Office (Desk) Determination. Date:
 Field Determination. Date(s): May 30, 2018

SECTION II: SUMMARY OF FINDINGS

A. RHA SECTION 10 DETERMINATION OF JURISDICTION.

There are no "navigable waters of the U.S." within Rivers and Harbors Act (RHA) jurisdiction (as defined by 33 CFR part 329) in the review area.

B. CWA SECTION 404 DETERMINATION OF JURISDICTION.

There are no "waters of the U.S." within Clean Water Act (CWA) jurisdiction (as defined by 33 CFR part 328) in the review area.

SECTION III: DATA SOURCES.

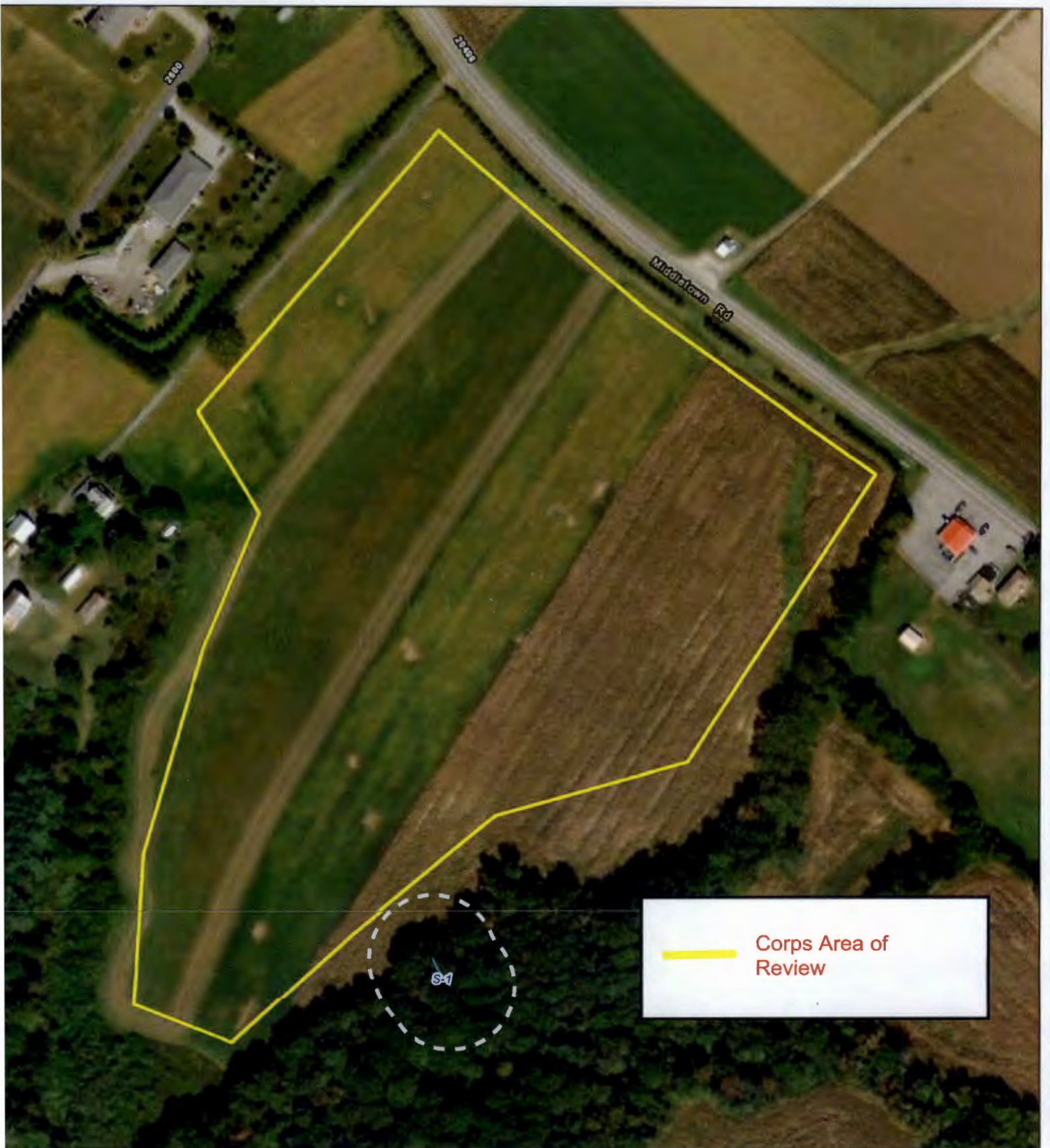
A. SUPPORTING DATA. Data reviewed for JD (check all that apply - checked items shall be included in case file and, where checked and requested, appropriately reference sources below):


- Maps, plans, plots or plat submitted by or on behalf of the applicant/consultant:
 Data sheets prepared/submitted by or on behalf of the applicant/consultant.
 Office concurs with data sheets/delineation report.
 Office does not concur with data sheets/delineation report.
 Data sheets prepared by the Corps:
 U.S. Geological Survey Hydrologic Atlas:
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s). Cite scale & quad name:
 USDA Natural Resources Conservation Service Soil Survey. Citation:
 National wetlands inventory map(s). Cite name:
 State/Local wetland inventory map(s):
 FEMA/FIRM maps:
 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date):
 or Other (Name & Date):
 Previous determination(s). File no. and date of response letter:
 Applicable/supporting case law:
 Applicable/supporting scientific literature:
 Other information (please specify):

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND:

On May 30, 2018 the Corps conducted a field review in the Corps "Area of Review" on the attached drawing. It was confirmed that there are no waters of the US or wetlands that met the Regional Supplement to the Army Corps of Engineers Wetland








¹ This form is for use only in recording approved JDs involving dry land. It extracts the relevant elements of the longer approved JD form in use since 2007 for aquatic areas and adds no new fields.




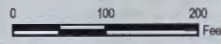
 Corps Area of Review





Legend

-  SITE LOCATION
-  TRC DELINEATED STREAM - EPHEMERAL
-  TRC DELINEATED STREAM - INTERMITTENT
-  TRC DELINEATED STREAM - PERENNIAL
-  100FT STREAM BUFFER
-  TRC DELINEATED WETLAND BOUNDARY
-  TRC DELINEATED WETLANDS

1. WETLAND BOUNDARIES ARE PRESENTED AS DELINEATED IN THE FIELD BY TRC AND HAVE NOT BEEN FIELD VERIFIED BY THE US ARMY CORPS OF ENGINEERS
 2. BASEMAP IMAGERY FROM ESRI/NAVIGATOR, "WORLD IMAGERY" WEB BASEMAP SERVICE LAYER, 2/11

PROJECT		CYPRESS CREEK RENEWABLES, LLC FOXHALL SOLAR, LLC BALTIMORE COUNTY, MARYLAND	
TITLE		DELINEATED WETLANDS AND WATERBODIES	
DRAWN BY	D. SWEENEY	PROJ NO	286754.0000.0000
CHECKED BY	V. MITCHELL	FIGURE 4	
APPROVED BY	C. KAYSER		
DATE	JUNE 2018	 521 PLYMOUTH RD PLYMOUTH MTG, PA 19462 	
FILE NO	Foxhall_Fig_4_DELN_S11.mxd		

JURISDICTIONAL DETERMINATION
VERIFICATION MAP

FOR: Cypress Creek Renewables, LLC Fox Hall Solar
CENAB-OP-R [2018-01540]

COE SIGNATURE A. Kalany DATE: JUL 17 2018
U.S. ARMY ENGINEER DISTRICT, BALTIMORE