

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): March 16, 2022

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: NAB-2021-00489 (SGC Power LLC/MDL002 - Bear One/NPR/Approved JD/Solar Project)

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Maryland County/parish/borough: Washington City: Hancock
Center coordinates of site (lat/long in degree decimal format): Lat. 39.702051° N, Long. -78.082655° W
Universal Transverse Mercator:
Name of nearest waterbody: Unnamed tributary to the Potomac River
Name of watershed or Hydrologic Unit Code (HUC): 02070004

- 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: March 7, 2022
 Field Determination. Date(s): March 15, 2022

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: Triad 2/18/21
 Data sheets prepared/submitted by or on behalf of the applicant/consultant - Triad.
 Office concurs with data sheets (11/23/20)/delineation report (2/18/21).
 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: 7.5-minute series topo // Cherry Run, WV-MD-PA quadrangle
 USDA Natural Resources Conservation Service Soil Survey. Citation: 2/18/21
 National wetlands inventory map(s). Cite name: 2/18/21
 State/Local wetland inventory map(s): [Click here to enter text.](#)
 FEMA/FIRM maps: Minimal flood hazard (Zone X) 2017
 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): [Click here to enter text.](#)
 or Other (Name & Date): Triad site photos 11/23/20
 Previous determination(s). File no. and date of response letter: [Click here to enter text.](#)
 Applicable/supporting case law: [Click here to enter text.](#)
 Applicable/supporting scientific literature: [Click here to enter text.](#)
 Other information (please specify):

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: No waters of the U.S. with ordinary high-water mark, including no 1987 Corps Wetland Delineation Manual wetlands and Eastern Mountain & Piedmont Regional Supplement, found in the area of review.

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.