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): June 15, 2016

B. ST PAUL, MN DISTRICT OFFICE, FILE NAME, AND NUMBER: 2016-00656-MJB

C. PROJECT LOCATION AND BACKGROUND INFORMATION:
   State: MN  County/parish/borough: Olmsted County  City: Rochester
   Center coordinates of site (lat/long in degree decimal format): Lat. 44.09347° N, Long. -92.52707° W
   Universal Transverse Mercator:
   Name of nearest waterbody: unnamed intermittent tributary
   Name of watershed or Hydrologic Unit Code (HUC): 07040004
   Check if map/diagram of review area and/or potential jurisdictional areas is/are 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: June 6, 2016
   ☐ Field Determination. Date(s):

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: CWA ANALYSIS
A. TNWs AND WETLANDS ADJACENT TO TNWs: N/A

B. CHARACTERISTICS OF TRIBUTARY (THAT IS NOT A TNW) AND ITS ADJACENT WETLANDS (IF ANY): N/A

C. SIGNIFICANT NEXUS DETERMINATION: N/A

D. DETERMINATIONS OF JURISDICTIONAL FINDINGS. THE SUBJECT WATERS/WETLANDS ARE (CHECK ALL THAT APPLY): N/A

E. ISOLATED [INTERSTATE OR INTRA-STATE] WATERS, INCLUDING ISOLATED WETLANDS, THE USE, DEGRADATION OR DESTRUCTION OF WHICH COULD AFFECT INTERSTATE COMMERCE, INCLUDING ANY SUCH WATERS (CHECK ALL THAT APPLY): N/A

F. NON-JURISDICTIONAL WATERS, INCLUDING WETLANDS (CHECK ALL THAT APPLY):
   ☐ If potential wetlands were assessed within the review area, these areas did not meet the criteria in the 1987 Corps of Engineers
   ☐ Other: (explain, if not covered above):

SECTION IV: 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: Application, well hydrology data, May 2016 updated data sheets
   ☒ Office concurs with data sheets/delineation report.
   ☐ Office does not concur with data sheets/delineation report.
   ☐ Data sheets prepared by the Corps:
   ☐ Corps navigable waters’ study:
   ☐ U.S. Geological Survey Hydrologic Atlas:
   ☐ USGS NHD data.
   ☐ USGS 8 and 12 digit HUC maps.
B. ADDITIONAL COMMENTS TO SUPPORT JD: The applicant submitted sufficient information to demonstrate the review area identified (updated May 3, 2016), well hydrology data, and updated data sheets (received May 31, 2016) contain no aquatic resources. Therefore, the review area does not contain any waters of the U.S.
Lowell Penz Summit North Subdivision
MVP-2016-00656-MJB: Location Map

Legend

- Project Area

Olmsted County, Minnesota
Lowell Penz Summit North Subdivision
MVP-2016-00656-MJB: Aerial Photograph

Legend

- Project Area