Appendix B2 June 23, 2017

Request of USACE Jurisdictional Determination Template

Month dd, yyyy

Mr. Dan Cimarosti, State Program Manager

US Army Corps of Engineers

North Dakota Regulatory Office

1513 S. 12th St.

Bismarck, ND 58504

PROJECT NO. (Project Number), PCN (Number)

(DESCRIPTION) *-all caps*

(COUNTY) -*all caps*

Wetland Jurisdictional Request

*Paragraph A (to be used for Interstate, US, or State highway projects) –* The North Dakota Department of Transportation, in cooperation with the Federal Highway Administration, is proposing a roadway improvement on (Highway Name, Vicinity, Description).

*Paragraph B (to be used for Urban and County Federal Aid Route highway projects) –* (Local Government Agency replace with the appropriate City or County), in cooperation with the North Dakota Department of Transportation and Federal Highway Administration, is proposing a roadway improvement on (Highway Name, Vicinity, Description).

The project consists of (Scope of Work).

This project is expected to be constructed during the yyyy construction season.

*Paragraph C (if right-of-way will be required) –* The project will require permanent and/or temporary right-of-way. The right-of-way required will be (explain where it is in relation to the project, i.e. in linear strips parallel to the project area).

*Paragraph D (if right-of-way will not be required) –* The project will not require the acquisition of permanent or temporary right-of-way.

To ensure that all social, economic, and environmental effects are considered in the development of this project, we are soliciting your views and comments on the proposed project pursuant to Section 102(2) (D) (IV) of the National Environmental Policy Act of 1969, as amended.

We are particularly interested in any property which your agency may own or have an interest in adjacent to the proposed highway improvement. We would also appreciate being made aware of any proposed developments your agency, or any other parties, may be contemplating in the areas under consideration for the proposed highway project. Any information that might help us in our studies would be appreciated.

Information or comments relating to environmental or other matters that you might furnish will be used in determining if this project is a "Categorical Exclusion" or whether an "Environmental Assessment" or a "Draft Environmental Impact Statement" will be prepared.

Waterbodies in the vicinity of the project include (Streams, Rivers, and/or Lakes). A map indicating the delineated waterbodies and/or wetlands within the project area is enclosed. The delineation map was completed by the (NDDOT or Consultant) on (mm/dd/yyyy).

Please provide a determination for each of the waterbodies and/or wetlands and identify them on the enclosed table. This may include an approved jurisdictional determination, preliminary jurisdictional determination, and/or identification of preamble waters. It is requested that you forward this determination(s), and any comments or other information to our office by (mm/dd/yyyy). We will apply for a Section 404 Permit if any jurisdictional waters will be impacted by the project.

NDDOT grants the US Army Corps of Engineers right of entry to legally access any of the project area within NDDOT right of way. Any areas outside of NDDOT right of way requires notification so NDDOT can accompany you to the field or obtain permission where necessary.

If further information is desired regarding the proposed roadway improvement, please contact (Signatory Agent) at (Phone) in (City), (State).

(NAME) *-all caps (Refer to Section II – 04.01.03 for signatory agent)*

#/si/wi *-for NDDOT internal projects: (div.#/signatory initials/writers initials)* or

si/wi *-for consultant projects: (signatory initials/writers initials)*

Enclosure