

(SEA) will issue an environmental assessment (EA) by November 29, 1995. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA is available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: November 17, 1995.

By the Commission, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams,

Secretary.

[FR Doc. 95-28462 Filed 11-22-95; 8:45 am]

BILLING CODE 7035-01-P

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response Compensation and Liability Act ("CERCLA")

In accordance with Departmental policy, 28 CFR 50.7, 38 FR 19029, and 42 U.S.C. 9622(d), notice is hereby given that a proposed consent decree in *United States v. Commander Oil Corporation, et al.*, Civil Action No. 95-4489 (JM), was lodged on November 2, 1995, with the United States District Court for the Eastern District of New York. The Consent Decree addresses the hazardous waste contamination at the Pasley Solvents and Chemicals Superfund Site ("Pasley Site") in the Town of Hempstead, Nassau County, New York. The Consent Decree requires Defendant Commander Oil Corporation ("Commander") to implement the remedial action selected by the Environmental Protection Agency in the Record of Decision dated April 24, 1992 and the Amended Record of Decision dated May 22, 1995. Commander is also required to reimburse the United States for \$750,000 in U.S. EPA past costs at the Pasley Site. Additionally, sixteen other defendants are required to pay \$1,849,127.71 into the Pasley Solvents and Chemicals Superfund Site Remedial Trust, which will be used by Commander to implement the remedial action.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be

addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Commander Oil Corporation, et al.*, DOJ Ref. #90-11-2-762.

The proposed consent decree may be examined at the office of the United States Attorney for the Eastern District of New York, 1 Pierrepont Plaza, Brooklyn, New York, 11201; the Region II Office of the Environmental Protection Agency, 290 Broadway, New York, New York, 10007-1866 (contact Assistant Regional Counsel Beverly Kolenberg); and at the Consent Decree Library, 1120 G Street, NW, 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW, 4th Floor, Washington, DC 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$29.50 (25 cents per page reproduction costs) for the Consent Decree, and \$50.50 for the Attachments to the Decree, payable to the Consent Decree Library.

Bruce S. Gelber,

Acting Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 95-28680 Filed 11-22-95; 8:45 am]

BILLING CODE 4410-01-M

### Notice of Lodging of Consent Decree Pursuant to the Clean Water Act

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a consent decree in *United States of America v. Roger J. Gautreau*, Civ. Act. No. 95-1859-A-M1 (M.D. La.), was lodged with the United States District Court for the Middle District of Louisiana on October 27, 1995. The proposed decree concerns alleged violations of the Clean Water Act, 33 U.S.C. 1311, as a result of the discharge of fill materials onto approximately 2.75 acres of wetlands by Roger J. Gautreau ("Gautreau"), in St. Amant, Ascension Parish, Louisiana.

The Consent Decree provides for the payment of a \$2,500.00 civil penalty to the United States and requires partial restoration of the violation site in accord with a partial restoration plan approved by the United States Environmental Protection Agency ("EPA").

The Department of Justice will receive written comments relating to the consent decree for a period of thirty (30) days from the date of this notice. Comments should be addressed to the Assistant Attorney General,

Environment and Natural Resources Division, U.S. Department of Justice, Attention: Jeffrey K. Lee, Environmental Defense Section, P.O. Box 23986, Washington, DC 20026-3986, and should refer to *United States v. Roger J. Gautreau*, DJ Reference No. 90-5-1-1-4276.

The proposed consent decree may be examined at the Office of the United States Attorney for the Middle District of Louisiana, Russell Long Federal Building, Suite 208, 777 Florida Street, Baton Rouge, Louisiana 70801; the offices of Region VI of the United States Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202, and at the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$7.75 for a copy of the consent decree with attachments.

Letitia J. Grishaw,

Chief, Environmental Defense Section, Environment and Natural Resources Division, United States Department of Justice.

[FR Doc. 95-28681 Filed 11-22-95; 8:45 am]

BILLING CODE 4410-01-M

### Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that on October 31, 1995, a proposed Consent Decree in *United States v. Kaiser Aluminum & Chemical Corporation*, Civil Action No. CS-95-0468-JLQ, was lodged with the United States District Court for the Eastern District of Washington. This consent decree represents a settlement of claims by the United States against Kaiser Aluminum for violations of the Clean Air Act.

Under the settlement, Kaiser Aluminum will pay the United States a civil penalty of \$500,000. In addition, the Consent Decree requires Kaiser Aluminum to come into compliance with the Clean Air Act. More specifically, the Consent Decree requires Kaiser Aluminum to complete a program of plant improvements and operational changes in order to bring stack emissions from its melter and holder furnaces into compliance with the opacity standard in the federally-approved Washington State Implementation Plan or SIP by February 28, 1997, including installation of a baghouse emission control system, new burners and computerized combustion controls and new mass flow controls on the holders; utilization of a new molten metal charging system and new skimming procedures on the melters;

and limitations on chlorine use. Stipulated penalties may be imposed in the event Kaiser Aluminum does not comply with the requirements of the Consent Decree.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Kaiser Aluminum & Chemical Corporation*, D.J. Ref. 90-5-2-1-94-A.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Washington, Suite 300, United States Courthouse, West 920 Riverside, Spokane, Washington 99210 and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$10.25 (25 cents per page reproduction cost) payable to the Consent Decree Library. Joel M. Gross,

Acting Chief, Environmental Enforcement Section Environment and Natural Resources Division.

[FR Doc. 95-28666 Filed 11-22-95; 8:45 am]

BILLING CODE 4410-01-M

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)

In accordance with Section 122(d)(2) of CERCLA, 42 U.S.C. 9622(d)(2) as well as Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. The New Piper Aircraft, Inc.* ("Piper"), Civil Action No. 95-14309 was lodged with the United States District Court for the Southern District of Florida on November 7, 1995. Under this Decree, the settling defendant, Piper, will construct and operate a remedial action at its aircraft manufacturing facility located in the City of Vero Beach, Florida. The remedial action requires that Piper extract contaminated groundwater from the surficial aquifer beneath its site, treat it, and discharge the treated water to surface waters. The remedial action is designed to prevent

the further migration of contaminants in the aquifer and to lower concentrations of contaminants within the aquifer to levels specified in the Consent Decree. The Consent Decree also requires that Piper reimburse EPA for costs incurred and to be incurred at the site.

The Department of Justice will receive for a period of (30) days from the date of this publication, comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. The New Piper Aircraft, Inc.*, DOJ # 90-11-2-759A.

The Decree may be examined at the offices of the United States Environmental Protection Agency, 345 Courtland Street, N.E., Atlanta, Georgia 30365, and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, 202-624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$18.00 (25 cents per page reproduction costs) for the Decree only or \$58.00 for the Decree plus technical appendices payable to Consent Decree Library. Bruce S. Gelber,

Acting Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 95-28665 Filed 11-22-95; 8:45 am]

BILLING CODE 4410-01-M

### Notice of Lodging of Settlement Agreement in In Re Pacific Wood Treating Corp. and In Re Niedermeyer-Martin Co.

Notice is hereby given that a proposed Settlement Agreement among, *inter alia*, the United States on behalf of the United States Environmental Protection Agency ("EPA") and the Department of the Interior ("DOI"), State of Washington, Trustees of the bankruptcy estates in *In re Pacific Wood Treating Corp.* and *In re Niedermeyer-Martin Co.* was lodged on November 6, 1995, with the United States Bankruptcy Court for the District of Oregon in *In re Pacific Wood Treating Corp.* and *In re Niedermeyer-Martin Co.*, No. 393-34766-p7, 393-34767-p7 (Bankr. D. Ore.) Under the Agreement, Debtor Pacific Wood Treating Corp. ("PWT") will pay EPA \$190,000 and EPA will be paid 55% of the net proceeds for general unsecured creditors in the PWT bankruptcy estate, and DOI will be paid

5% of such net proceeds. EPA will also be paid 40% of the net proceeds for general unsecured creditors in the Niedermeyer-Martin Co. ("N-M") bankruptcy estate, and DOI will be paid 5% of such net proceeds. Any payments received by EPA will be used to implement response action at or near the Pacific Wood Treating Facility in Ridgefield, Washington or relating to any migration of hazardous substances or wastes from the Facility under the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. §§ 9601 *et seq.*, or by the State of Washington, Department of Ecology, pursuant to a cooperative agreement with EPA, to implement response action pursuant to state law. Any payments received by DOI will be used to restore, replace, or acquire natural resources or assess natural resource damages at or near the Pacific Wood Treating Facility or relating to any migration of hazardous substances or wastes from the Facility. The Settlement Agreement also resolves the United States' proofs of claim on behalf of EPA filed under the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. §§ 6901 *et seq.*

The Department of Justice will receive comments relating to the proposed Settlement Agreement for 30 days following the publication of this Notice. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Division, Department of Justice, Washington, D.C. 20530, and should refer to *In re Pacific Wood Treating Corp.* and *In re Niedermeyer-Martin Co.*, D.J. Ref. No. 90-7-1-743A, B. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA.

The proposed Settlement Agreement may be examined at the Office of the United States Attorney for the District of Oregon, 312 U.S. Courthouse, 620 SW Main Street, Portland, Oregon 97205; the Region X Office of the United States Environmental Protection Agency, 1200 Sixth Avenue, Seattle, Washington 98101; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005 (202-624-0892). A copy of the proposed Settlement Agreement may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy of the Settlement Agreement without attachments, please enclose a check in the amount of \$6.00 (25 cents per page for reproduction