

the bidder from it, the Authorized Officer shall determine whether the public land shall be withdrawn from the market or reoffered.

#### Unsold Parcels

If parcels 1 or 2 are unsold on January 15, 1997, they will be reoffered by competitive bidding procedures in a second sale to be held February 20, 1997.

If parcels 3, 4, or 5 are unsold to the listed parties by close of business February 7, 1997, they will be offered by competitive bidding on the second sale date of February 20, 1997.

Competitive bidding procedures for unsold parcels will be as described above. Sealed bids for unsold parcels will be accepted until 10:00 a.m. on February 20, 1997, followed by oral bidding commencing at 10:15 a.m. after opening of all sealed bids.

#### Terms and Conditions

Terms and conditions applicable to the sale are:

1. The patents or conveyance documents, when and if issued, will contain a reservation to the United States for ditches and canals.
2. All minerals will be reserved to the United States together with the right to prospect for, mine, and remove the minerals.
3. All patents or conveyance documents will be issued subject to existing access road rights-of-way and easements.
4. On parcels 3, 4, and 5, the lands lie within a 100-year floodplain and the patents or conveyance documents will contain land use restrictions as required by Executive Order 11988.
5. On parcels 4 and 5, the lands lie within a wetland area and the patent will contain wetland restrictions in accordance with Solicitor's opinion BLM SA 0057.
6. On parcel 1, the patent will be issued subject to those rights for waterline, access road and water berm purposes as have been granted to Calvin and Liz Cryer and Joe and Laura Lopez by right-of-way NMNM 83794.
7. On parcels 2, 3, 4, and 5, the purchasers of the land will acquire the property realizing that legal access to the property is lacking.

**DATES:** Interested parties may submit comments regarding the proposed action to the Socorro Resource Area Manager by December 2, 1996.

**ADDRESSES:** Comments should be sent to the BLM, Socorro Resource Area Office, 198 Neel Avenue, NW, Socorro, NM 87801.

**FOR FURTHER INFORMATION CONTACT:** Chella Herrera or Jon Hertz at (505) 835-0412.

#### SUPPLEMENTARY INFORMATION:

Additional information concerning the land, terms and conditions of sale, and bidding instructions may be obtained from the Socorro Resource Area Office.

Comments must reference specific parcel numbers. Adverse comments received on specific parcels will not affect the sale of any other parcel. In the absence of any objection, this realty action will become the final determination of the Department of the Interior.

Upon publication in the Federal Register, the lands described above will be segregated from appropriation under the public land laws, including the mining laws. The segregative effect of this Notice of Realty Action shall terminate upon issuance of patent or other document of conveyance to such land, upon publication in the Federal Register of a termination of the segregation, or 270 days from the date of publication, whichever occurs first. The BLM may accept or reject any offer to purchase or withdraw any tract from sale if the Authorized Officer determines that consummation of the sale would not be fully consistent with FLPMA or another applicable law.

Dated: October 10, 1996.  
Linda S.C. Rundell,  
*Las Cruces District Manager.*  
[FR Doc. 96-26703 Filed 10-17-96; 8:45 am]  
BILLING CODE 4310-VC-P

#### [CA-942-5700-00]

#### Filing of Plats of Survey; California

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice.

**SUMMARY:** The purpose of this notice is to inform the public and interested state and local government officials of the latest filing of Plats of Survey in California.

**EFFECTIVE DATE:** Unless otherwise noted, filing was effective at 10:00 a.m. on the next federal work day following the plat acceptance date.

**FOR FURTHER INFORMATION CONTACT:** Clifford A. Robinson, Chief, Branch of Cadastral Survey, Bureau of Land Management (BLM), California State Office, 2135 Butano Drive, Sacramento, CA 95825-0451, (916) 979-2890.

**SUPPLEMENTARY INFORMATION:** The plats of Survey of lands described below have been officially filed at the California State Office of the Bureau of Land Management in Sacramento, CA.

Humboldt Meridian, California

T. 10 N., R. 8 E.,—Dependent resurvey, (Group 1215) accepted September 24, 1996, to meet certain administrative needs of the US Forest Service, Klamath National Forest.

Mount Diablo Meridian, California

T. 1 S., R. 15 E.,—Supplemental plat of the S 1/2 of section 7, accepted September 3, 1996, to meet certain administrative needs of the BLM, Bakersfield District, Folsom Resource Area.

T. 16 S., R. 38 E.,—Dependent resurvey and subdivision of section 31, (Group 1170) accepted September 6, 1996, to meet certain administrative needs of the BLM, Bakersfield District, Folsom Resource Area.

T. 45 N., 8 W.,—Dependent resurvey, (Group 1194) accepted September 13, 1996, to meet certain administrative needs of the US Forest Service, Klamath National Forest.

T. 22 S., R. 45 E.,—Dependent resurvey of mineral surveys, (Group 1148) accepted August 18, 1996, to meet certain administrative needs of the BLM, California Desert District, Ridgecrest Resource Area.

San Bernardino Meridian, California

T. 1 N., R. 16 & 17 W.,—Metes-and-bounds survey, (Group 1199) accepted September 13, 1996, to meet certain administrative needs of the National Park Service, Santa Monica Mountains National Recreation Area.

T. 9 N., R. 25 W.,—Dependent resurvey and subdivision of sections 1, 2, 3, 11 and 12, (Group 1048) accepted September 13, 1996, to meet certain administrative needs of the BLM, Bakersfield District, Caliente Resource Area.

All of the above listed survey plats are now the basic record for describing the lands for all authorized purposes. The survey plats have been placed in the open files in the BLM, California State Office, and are available to the public as a matter of information. Copies of the survey plats and related field notes will be furnished to the public upon payment of the appropriate fee.

Dated: October 7, 1996.  
Clifford A. Robinson,  
*Chief, Branch of Cadastral Survey.*  
[FR Doc. 96-26797 Filed 10-17-96; 8:45 am]  
BILLING CODE 4310-40-M

#### JUDICIAL CONFERENCE OF THE UNITED STATES

##### Meeting of the Judicial Conference Advisory Committee on Rules of Evidence

**AGENCY:** Judicial Conference of the United States Advisory Committee on Rules of Evidence.

**ACTION:** Notice of open meeting.

**SUMMARY:** The Advisory Committee on Rules of Evidence will hold a one-day meeting. The meeting will be open to public observation but not participation and will be held from 8:30 a.m. to 5:00 p.m.

**DATE:** November 12, 1996.

**ADDRESS:** Park Hyatt San Francisco, 333 Battery Street, San Francisco, California.

**FOR FURTHER INFORMATION CONTACT:** John K. Rabiej, Chief, Rules Committee Support Office, Administrative Office of the United States Courts, Washington, D.C. 20544, telephone (202) 273-1820.

Dated: October 15, 1996.

John K. Rabiej,

Chief, Rules Committee Support Office.

[FR Doc. 96-26777 Filed 10-17-96; 8:45 am]

**BILLING CODE 2210-01-M**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with Departmental policy, 28 C.F.R. § 50.7 and 42 U.S.C. § 9622(d)(2), notice is hereby given that a proposed consent decree in *United States v. AGSCO, Inc. et al.*, Civil Action No. A4-96109, was lodged on September 27, 1996, with the United States District Court for the District of North Dakota, Northwestern Division. The proposed consent decree settles certain claims asserted by the United States, on behalf of the United States Environmental Protection Agency (EPA), under Sections 106 and 107(a) of CERCLA, 42 U.S.C. §§ 9606 and 9607(a), with respect to the release and/or threatened release of hazardous substances at the Old Minot Landfill Superfund Site ("Site"). The following parties are signatories to the proposed consent decree: (1) AGSCO, Inc.; (2) The Boeing Company; (3) Bridgeman Creameries/Land O'Lakes, Inc.; (4) Farmers Union Elevator Company; (5) Farstad Oil, Inc.; (6) Owl Constructors; (7) Lockheed Martin Corporation; (8) Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc.; (9) Flying J Petroleums, Inc. and Flying J Inc.; (10) Bacon Signs, Inc; (11) Cargill, Incorporated; (12) Cummins Diesel Sales, Inc., a Minnesota Corporation; (13) Midland Diesel Service and Engine Company; (14) Minot Farmers Elevator; (15) Norwest Bank North Dakota, N.A.; (16) Porter Bros. Dakota Hide & Fur Co; and (17) Trinity Medical Center, Trinity Hospital and Trinity Nursing Home (hereinafter referred to as "Settling Defendants").

The proposed consent decree requires the Settling Defendants to pay the United States \$562,250 in reimbursement of certain response costs that the United States has incurred or will incur for response actions at the Site. The City of Minot is implementing the remedial action at the Site under a separate Consent Decree with the United States.

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, D.C. 20530, and should refer to *United States v. AGSCO, Inc. et al.*, DOJ Ref. #90-11-3-1107-A.

The proposed consent decree may be examined at the Office of the United States Attorney, District of North Dakota, 219 Fed. Bldg. & U.S. Cthse., 655 1st Ave. N., Fargo, North Dakota 58102; the Region VIII Office of the Environmental Protection Agency, 999 18th Street—Suite 500, Denver, Colorado 80202; 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 of the proposed decree and attachments, please refer to the referenced case and enclose a check in the amount of \$9.25 (25 cents per page reproduction costs), for each copy. The check should be made payable to the Consent Decree Library.

Walker B. Smith,

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

[FR Doc. 96-26798 Filed 10-17-96; 8:45 am]

**BILLING CODE 4410-01-M**

### Notice of Consent Decree in Comprehensive Environmental Response, Compensation and Liability Action

In accordance with the Departmental Policy, 28 C.F.R. § 50.7, notice is hereby given that a Consent Decree in *United States v. Board of Commissioners for Cecil County, Maryland*, Civil Action No. AMD 96-3082, was lodged with the United States District Court for the District of Maryland on September 30, 1996.

On September 30, 1996, the United States filed a complaint against the Board of Commissioners for Cecil

County, Maryland ("Cecil County"), as the owner and operator of the Woodlawn Landfill Superfund Site (the "Site"), pursuant to Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. § 9607(a). The proposed Consent Decree resolves the alleged liability of Cecil County for response costs incurred and to be incurred by the United States at the Site. The proposed Consent Decree also resolves the alleged liability in contribution of the United States Department of the Navy ("Navy") for response costs incurred and to be incurred at the Site. Pursuant to the terms of the Decree, Cecil County will pay \$4.75 million in response costs, plus interest, over 5 years. The United States on behalf of the Navy will pay \$1.25 million in response costs.

The Department of Justice will accept written comments relating to the proposed Consent Decree for thirty (30) days from the date of publication of this notice. Please address comments to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044 and refer to *United States v. Board of Commissioners for Cecil County*, DOJ No. 90-11-2-972.

Copies of the proposed Consent Decree may be examined at the Office of the United States Attorney, District of Pennsylvania, U.S. Courthouse, 8th Floor, 101 West Lombard Street, Baltimore, MD 21201; Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, Pennsylvania 19107; 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 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. When requesting a copy of the proposed Consent Decree, please enclose a check in the amount of \$15.25 for the Decree only or \$66.25 for the Decree and all attachments (twenty-five cents per page reproduction costs) payable to the "Consent Decree Library."

Joel M. Gross,

Chief, Environmental Enforcement Section, Environment and Natural Resources Division, U.S. Department of Justice.

[FR Doc. 96-26799 Filed 10-17-96; 8:45 am]

**BILLING CODE 4410-01-M**