

in consultation with representatives of the Tule River Indian Tribe of the Tule River Reservation (Yokuts).

In 1978, human remains representing five individuals were collected from site CA-KER-2421, Kern County, CA by an unknown individual. In 1989, this individual donated these human remains to the California State University-Bakersfield. No known individuals were identified. No associated funerary objects are present.

In 1992, human remains representing one individual were collected from site CA-KER-2720 during routine screening of soil excavated from a test unit prior to a work project. In 1994, these human remains were found in the collections of California State University-Bakersfield during laboratory procession of the screen soils. No known individual was identified. No associated funerary objects are present.

Based on the skeletal morphology and apparent age of these remains, these individuals have been determined to be Native American. Archeological evidence, including continuities of material culture, occupation sites, and manner of interment indicate that Yokuts people have occupied this area for several thousand years. These human remains are believed not to pre-date Yokuts occupation of this area.

Based on the above mentioned information, officials of the California State University-Bakersfield have determined that, pursuant to 43 CFR 10.2 (d)(1), the human remains listed above represent the physical remains of six individuals of Native American ancestry. Officials of the California State University-Bakersfield have determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity which can be reasonably traced between these Native American human remains and the Tule River Indian Tribe of the Tule River Reservation.

This notice has been sent to officials of the Tule River Indian Tribe of the Tule River Reservation. Representatives of any other Indian tribe that believes itself to be culturally affiliated with these human remains should contact Dr. Mark Q. Sutton, Department of Sociology and Anthropology, California State University-Bakersfield, Bakersfield, CA 93311-1099; telephone: (805) 664-33153, before January 12, 1998. Repatriation of the human remains to the Tule River Indian Tribe of the Tule River Reservation may begin

after that date if no additional claimants come forward.

Dated: December 9, 1997.

Daniel Haas,

Acting Departmental Consulting Archeologist,

Archeology and Ethnography Program.

[FR Doc. 97-32566 Filed 12-11-97; 8:45 am]

BILLING CODE 4310-70-F

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act

Notice is hereby given that on November 20, 1997, a proposed Consent Decree in *United States v. Boise Cascade Corp., et al.*, Civil Action No. 97CV1704 (N.D.N.Y.), was lodged with the United States District Court for the Northern District of New York.

In this action the United States sought cost recovery and injunctive relief pursuant to Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9606 and 9607, against defendant Boise Cascade Corporation, Labelon Corporation, Miller Brewing Company, Niagara Mohawk Power Company, and The Stroh Brewery Company related to the Sealand Restoration Superfund Site in Lisbon, New York. In the proposed consent decree, the settling parties agree to pay to the United States \$750,000 in reimbursement of costs expended by the United States in connection with the Site and to perform the remedial action for the Site selected by the Environmental Protection Agency in the Record of Decision dated September 29, 1995.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the 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. Boise Cascade Corp., et al.*, DOJ #90-11-3-1144.

The consent decree may be examined at the Office of the United States Attorney, 231 James T. Foley Courthouse, 445 Broadway, Albany, New York, at U.S. EPA Region 2, 290 Broadway, New York, New York, and at the Consent Decree Library, 1120 G Street, N.W. 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the consent decree may be obtained in

person or by mail for 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 \$13.00 (25 cents per page reproduction cost) payable to the Consent Decree Library.

Joel M. Gross,

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

[FR Doc. 97-32480 Filed 12-11-97; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

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 a proposed Consent Decree in *United States v. Kirkwood Gas and Electric Company*, (E.O. Cal.) was lodged with the United States District Court for the Eastern District of California on November 18, 1997 (CIV-S-97-2164, DFL PAN). The proposed Consent Decree resolves the United States' claims against Kirkwood Gas and Electric Company (KG&E) pursuant to Section 113(b) of the Clean Air Act for KG&E's failure to obtain a Prevention of Significant Deterioration permit before construction of its facility. The alleged violation occurred at the diesel generator facility at Kirkwood Ski and Summer Resort in Alpine County, California. Under the Consent Decree, KG&E agrees to install a selective catalytic reduction control system and a continuous emission monitor to monitor emissions of oxides of nitrogen, to conduct source testing and to practice good air pollution control practices. KG&E also agrees to raise the height of its powerhouse exhaust stacks. KG&E also agrees to pay a penalty of \$13,671.

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, U.S. Department of Justice, P.O. Box 7611, Washington, D.C. 20044; and refer to *United States v. Kirkwood Gas and Electric Company*, DOJ Ref. # 90-5-2-1-2123.

The proposed settlement agreement may be examined at the Office of the United States Attorney, Eastern District of California, 650 Capitol Mall, Sacramento, California 95814 and at the office of the Environmental Protection Agency, 75 Hawthorne Street, San Francisco, California 94105; 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 refer to the referenced case and enclose a check in the amount of \$5.50 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

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

[FR Doc. 97-32478 Filed 12-11-97; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

Notice of Lodging of Stipulation Pursuant to the Clean Air Act

In accordance with Departmental policy, 28 CFR 50.7, and Section 113(g) of the Clean Air Act, 42 U.S.C. 7413(g), notice is hereby given that a proposed Stipulation in *United States v. Commonwealth of Pennsylvania and Pennsylvania Department of Corrections*, Civil Action No. 4:CV-96-0563, was lodged on November 26, 1997 with the United States District Court for the Middle District of Pennsylvania. The proposed Stipulation is intended to settle an action that the United States brought on behalf of the United States Environmental Protection Agency under Section 113(b) of the Clean Air Act, 42 U.S.C. 7413(b), against the Commonwealth of Pennsylvania and the Pennsylvania Department of Corrections ("defendants") seeking civil penalties and injunctive relief to redress defendants' alleged violations of emissions limits promulgated by Pennsylvania and incorporated into the Pennsylvania State Implementation Plan (SIP) under Section 110(a) of the Clean Air Act, 42 U.S.C. 7410(a). The alleged violations concern particulate matter emitted in connection with the operation of three coal-fired boilers at the State Correctional Institute at Camp Hill, Pennsylvania. Under the terms of the proposed Stipulation, the defendants will be required to (1) pay a civil penalty of \$192,500, (2) install new pollution control equipment for their coal-fired boilers by January 31, 1998, (3) demonstrate compliance with the applicable particulate matter emission limits by March 15, 1998, using the new control equipment, and (4) continue to operate in compliance with those emission limits in the interim using temporary fuel-oil boilers that were installed at the facility in July 1997.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed Stipulation. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Commonwealth of Pennsylvania and Pennsylvania Department of Corrections*, DOJ Ref. No. 90-5-2-1-2058.

The proposed Stipulation may be examined at the office of the United States Attorney for the Middle District of Pennsylvania, Federal Building, 228 Walnut Street, Room 217, Harrisburg, PA 17108; the Region III Office of the Environmental Protection Agency, 841 Chestnut Building, Philadelphia, Pennsylvania 19107; and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed Stipulation 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 \$4.75 (25 cents per page reproduction costs) payable to the Consent Decree Library.

Joel M. Gross,

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

[FR Doc. 97-32477 Filed 12-11-97; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

Notice of Lodging of a Consent Decree Pursuant to Clean Water Act and Rivers and Harbors Act

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. United Winner Metals, Inc., et al.*, Civ. No. 2:97CV1117 (E.D. Va.), was lodged with the United States District Court for the Eastern District of Virginia on November 25, 1997. This case arises, and the proposed Consent Decree secures relief, under the Clean Water Act, 33 U.S.C. §§ 1251-1387, and the Rivers & Harbors Act, 33 U.S.C. §§ 401-467n.

The proposed Consent Decree would provide for (1) prohibitions of future spillage at the United Winner Metal ("UWM") scrap metal handling facility and certain restrictions on handling operations there; (2) the cleanup of scrap metal from large areas of river bottom at both of the relevant sites; (3)

bulkhead construction actions at the UWM scrap metal handling facility; (4) wetland creation, preservation and enhancement actions on other portions of that facility; and (5) a \$300,000 penalty under the Clean Water Act.

The Department of Justice will receive, until thirty (30) days from the date of this notice, written comments relating to the proposed Consent Decree. Comments should be addressed to the United States Department of Justice, Assistant Attorney General, Environment and Natural Resources Division, 601 D Street, N.W., Suite 8000, Washington, D.C. 20004, to the attention of Lewis M. Barr, Senior Trial Counsel, Environmental Defense Section, and should refer to *United States v. United Winner Metals, Inc., et al.*, Civ. No. 2:97CV1117 (E.D. Va.), and to DJ Reference No. 90-5-1-1-4310.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the Eastern District of Virginia, Walter E. Hoffman United States Courthouse, 600 Grandby Street, Room 193, Norfolk, VA 23510, during regular business hours, or a copy may be requested from Lewis M. Barr at (202) 514-4206.

Letitia J. Grishaw,

Chief, Environmental Defense Section, Environment and Natural Resources Division.

[FR Doc. 97-32479 Filed 12-11-97; 8:45 am]

BILLING CODE 4410-15-M

PAROLE COMMISSION

Sunshine Act Meeting; Public Announcement

Pursuant To The Government In the Sunshine Act (Public Law 94-409) [5 U.S.C. Section 552b]

AGENCY HOLDING MEETING: Department of Justice, United States Parole Commission.

DATE AND TIME: 9:30 a.m., Tuesday, December 16, 1997.

PLACE: 5550 Friendship Boulevard, Suite 400, Chevy Chase, Maryland 20815.

STATUS: Closed—Meeting.

MATTERS CONSIDERED: The following matter will be considered during the closed portion of the Commission's Business Meeting: Appeal to the Commission involving approximately three cases decided by the National Commissioners pursuant to a reference under 28 C.F.R. 2.27. These cases were originally heard by an examiner panel wherein inmates of Federal prisons have applied for parole or are contesting