

notice that a proposed consent decree in the case captioned *United States v. Cuyahoga Management Corporation, et al.*, Civil Action No. IP97-1599C Y/S (S.D. Ind.), was lodged with the United States District Court for the Southern District of Indiana on June 30, 1999. The proposed consent decree relates to the Ingram-Richardson Superfund Site and the Augustus-Hook Superfund Site, both located near Frankfort in Clinton County, Indiana. The proposed consent decree would resolve certain civil claims of the United States for recovery of past response costs under section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, 42 U.S.C. 9607, against all seven defendants in the pending litigation concerning the two Sites, namely Cuyahoga Management Corporation; John B. Hook; Albert A. Augustus; Edward P. Cawley; Hook Associates; 815 Realty, Inc.; and Augustus & Hook Associates (f/k/a Chester Associates). The proposed consent decree would require the seven Settling Defendants to pay the United States a total of \$2.75 million (\$1419 million for the Ingram-Richardson Site and \$1.331 million for the Augustus-Hook Site).

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, Environment and Natural Resource Division, United States Department of Justice, Washington, DC 20530, and should refer to *United States v. Cuyahoga Management Corporation, et al.*, Civil Action No. IP97-1599C Y/S (S.D. Ind.) and DOJ Reference Nos. 90-11-2-1202 and 90-11-3-06374.

The proposed consent decree may be examined at: (1) The Office of the United States Attorney for the Southern District of Indiana, United States Courthouse—Fifth Floor, 46 E. Ohio Street, Indianapolis, IN 46204 (contact Harold R. Bickham (317-226-6333)); (2) the United States Environmental Protection Agency (Region 5), 77 West Jackson Boulevard, Chicago, Illinois 60604-3590 (contact Karen L. Peaceman (312-353-5751)); and (3) the U.S. Department of Justice, Environment and Natural Resources Division Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005 (202-624-0892). Copies of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005. In requesting copies, please refer to the referenced case and DOJ Reference Numbers and

enclose a check for \$11.75 (47 pages at 25 cents per page reproduction cost), made payable to the Consent Decree Library.

Joel M. Gross,
Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 99-18089 Filed 7-14-99; 8:45 am]
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DEPARTMENT OF JUSTICE

Notice of Proposed Consent Decree

In accordance with 28 CFR 50.7(b), notice is hereby given that proposed Consent Decree in *United States v. Equus Farms, Inc.*, Civil Action No. 99-WM-1215 (D. Colo.), was lodged with the United States District Court for the District of Colorado on June 29, 1999. Final approval of the proposed Consent Decree is subject to the requirements of 28 CFR 50.7.

In this case, the United States filed suit against Equus Farms, Inc. and The Anschutz Corporation for alleged violations of Clean Water Act section 301 and 404. The Complaint states that the defendants discharged dredged or fill material into waters of the United States at a site near the town of Masters, Colorado, without a permit issued by the United States Army Corps of Engineers.

The United States and the defendants have reached agreement on the terms of a proposed consent Decree. Under the proposed settlement, the defendants would perform restoration and mitigation, and pay a civil penalty.

The Department of Justice will receive written comments on the proposed Consent Decree or a period of 30 days from the date of publication of this notice. Comments should be addressed to Joshua E. Swift, Trial Attorney, U.S. Department of Justice, Environment & Natural Resources Division, Environmental Defense Section, P.O. Box 23986, Washington, DC 20026, and refer to *United States v. Equus Farms, Inc.*, Civil Action No. 99-WM-1215 (D. Colo.), DJ# 90-5-1-1-05453.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the District of Colorado, 1929 Stout Street, Room C-145, Denver, Colorado (303) 844-3433).

Letitia J. Grishaw,
Chief, Environmental Defense Section,
Environment & Natural Resources Division.
[FR Doc. 99-18091 Filed 7-14-99; 8:45 am]
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DEPARTMENT OF JUSTICE

Notice of Lodging of Settlement Pursuant to the Clean Air Act

In accordance with Department policy, 28 CFR 50.7, notice is hereby given that on June 28, 1999, a Complaint and a proposed Consent Decree in *United States v. Lion Oil Company*, (W.D. AK) (Civil No. 99-1080), were lodged with the U.S. District Court for the Western District of Arkansas, El Dorado Division. The United States filed its Complaint in this action simultaneously with the Consent Decree, on behalf of the Environmental Protection Agency ("EPA") pursuant to section 113 of the Clean Air Act, 42 U.S.C. 7413. The Complaint seeks injunctive relief and civil penalties for violations of the Clean Air Act ("CAA" or "the Act") and regulations promulgated thereunder at Lion Oil's refinery in El Dorado, Arkansas.

The Complaint alleged that Lion Oil Company violated numerous testing, reporting and emission minimization requirements of the CAA's New Source Performance Standards ("NSPS"), 40 CFR part 60, Subparts A, Kb, J, VV and GGG, promulgated under section 111 of the CAA 42 U.S.C. 7411. The violations stemmed primarily from Oil's failure to conduct required tests of various units at the refinery. Because Lion Oil never conducted the tests, the company also violated notification and reporting requirements under the Act and implementing regulations.

Under the terms of the settlement, Lion Oil will pay a \$90,000 civil penalty and will perform three Supplemental Environmental Projects ("SEPs") at an estimated cost to the company of \$687,635 and with a demonstrated aggregate net present value under the Decree of \$311,364.50. The SEPs involve water conservation reuse measures that will greatly reduce Lion Oil's draw on the local qualifer, which is the sole source of drinking water in the area, as well as minimize the discharge of thermal pollution in the El Dorado community.

Lion Oil's satisfaction of all the requirements of the Decree will constitute a full settlement of the violations alleged in the United States' Complaint.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments concerning the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, U.S. Department of Justice, Washington, DC 20530, and should refer

to *United States v. Lion Oil Company*, D.J. ref. 90-5-2-1-06064.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the Western District of Arkansas, El Dorado Division, 6th & Rogers Avenue, Isass C. Parker Federal Building, Room 216, Fort Smith, Arkansas, 72901, and at the Consent Decree Library, 1120 G. Street, NW, 3rd Floor, Washington, DC 20005. A copy of the proposed Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$5.00 (\$0.25 per page for reproduction costs) payable to: Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section.
[FR Doc. 99-18087 Filed 7-14-99; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under The Comprehensive Environmental Response, Compensation, and Liability Act of 1980

Under 28 CFR 50.7, notice is hereby given that on June 16, 1999, a proposed consent decree ("Consent Decree") in *United States v. Meydenbauer Development Co.*, Civil Action No. 2:98-CS-00147 WFN was lodged with the United States District Court for the Eastern District of Washington.

In this action, the United States sought to recover costs incurred and to be incurred in response to the release of hazardous substances at the Deaconess Hospital Superfund Site in Chelan County, Washington ("Site") pursuant to 42 U.S.C. 9607(a). The Consent Decree requires Defendants Meydenbauer Development Co. and M. Tyrone Morgan to pay to the EPA Hazardous Substance Superfund \$5,000 in reimbursement of the United States past response costs. The settlement amount is based upon the Defendants ability to pay. In exchange, the United States will grant the Defendants a covenant not to sue pursuant to section 107(a) of CERCLA, 42 U.S.C. 9607(a), for past response costs incurred by the United States. The Defendants also will receive contribution protection for the United States' past response costs pursuant to section 113(f)(2) of CERCLA, 42 U.S.C. 9613(f)(2).

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, DC 20530, and should refer to *United States v. Meydenbauer Development Co.*, Civ. No. 2:98-CS-00147 WFN (E.D. Wash.), DJ No. 90-11-2-1365.

The Consent Decree may be examined at the Office of the United States Attorney, 300 United States Courthouse, Spokane, WA 99210-1494, at U.S. EPA Region X, 1200 Sixth Ave., Seattle, WA 98101, and at the Consent Decree Library, 1120 G Street, NW., 3rd Floor, Washington, DC 20005. A copy of the Consent Decree may be obtained in person or by mail from the Consent Decree Library. In requesting a copy, please enclose a check payable to the Consent Decree Library in the amount of \$5.25.

Joel M. Gross,

Chief, Environmental Enforcement Section, Environment and Natural Resources Division.
[FR Doc. 99-18092 Filed 7-14-99; 8:45 am]

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DEPARTMENT OF JUSTICE

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

Notice is hereby given that on June 29, 1999, a proposed Consent Decree in *United States v. Robert Neal* Civil Action No. 1: 99-0264-08 was lodged with the United States District Court for the District of South Carolina. The Consent Decree represents a settlement with one of the potential responsible parties listed in the Amended Complaint for violations of Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9607. Under the Consent Decree, Robert Neal has agreed to pay the United States \$300,000. This Consent Decree represents the second settlement to be lodged with the Court regarding the Clearwater Finishing Superfund Site. The United States has incurred approximately \$1,182,000.00. The Amended Complaint names two additional parties.

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, DC 20530, and should refer

to *United States v. Robert Neal*, D.J. Ref. Number 90-11-3-06135.

The proposed Consent Decree may be examined at the Office of the United States Attorney, for the District of South Carolina, First Union Building, 1441 Main Street, Suite 500, Columbia, South Carolina 29201, at U.S. EPA Region IV, 61 Forsyth Street, Atlanta, Georgia 30303, and at the Consent Decree Library, 1120 G Street, NW., 3rd 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., 3rd Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$4.75 (25 cents per page reproduction cost) payable to the Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section, Environment and Natural Resources Division.
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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decrees Pursuant to the Clean Air Act

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that separate consent decrees were lodged in *U.S. v. Nevada Cogeneration Associates, #1, et al.*, Civil Action No. CV-S-99-00107-PMP (D. Nev.) on June 29, 1999, with the United States District Court for the District of Nevada. The case is a civil action under section 113(b) of the Clean Air Act ("Act"), 42 U.S.C. 7413(b), for violation of provisions of the Act and of the regulations for Prevention of Significant Deterioration ("PSD") that require owners and operators of any new stationary source to install and operate Best Available Control Technology ("BACT") to control emissions of relevant air pollutants.

The violations of the PDS regulations involved construction and operation of five gas turbines at two facilities near Las Vegas, Nevada, on which Defendants failed to install and operate BACT.

The Complaint in the civil action seeks injunctive relief to ensure future compliance with the PSD regulations. Under the consent decrees, the defendants will install and operate selective catalytic reduction units ("SCRs") to control emissions of oxides of nitrogen ("NO_x"). After retrofitting the turbines with SCRs, each defendant is required to operate the emissions control equipment specified by its consent decree in compliance with the