

to the Pisgah phase (A.D. 1000-1450), which has been identified as likely ancestral to the Qualla phase and protohistoric and historic Cherokee.

In 1964, human remains representing one individual from site 31Cy42 in Clay County, NC were recovered in a test excavation during a county-wide archeological survey conducted by UNC-Chapel Hill archeologists. No known individual was identified. The 475 associated funerary objects include shell beads, nine fragments of a shell dipper, and a shell ornament.

Based on the archeological context and funerary objects, this individual has been identified as Native American. Artifacts recovered at site 31Cy42 have been attributed to the early Qualla phase which has been identified as likely ancestral to protohistoric and historic Cherokee.

In 1965 and 1966, human remains representing nine individuals from the Garden Creek Mound No. 2 (31Hw2) were recovered during excavations conducted by UNC-Chapel Hill archeologists. No known individuals were identified. The 50 associated funerary objects include a shell ornament, shell beads, and two pieces of copper.

Based on the archeological context and funerary objects, these individuals have been identified as Native American. Associated artifacts indicate that the Garden Creek Mound No. 2 was a burial location dating to the Pisgah phase (A.D. 1000-1450), which has been identified as likely ancestral to the Qualla phase and to protohistoric and historic Cherokee.

Between 1879 and 1883, human remains representing ten individuals from unknown site(s) in Haywood County or Swain County, NC were excavated by A.J. Osborne or E.P. Valentine for Mann S. Valentine of Richmond, VA. While the exact locations of these burials are unknown, they probably came from one or more of the following sites: Garden Creek Mound No. 2 (31Hw2), Kituwah Mound (31Sw2), or Karr Mound. In 1969, these human remains were transferred from the Valentine Museum, Richmond, VA to the Research Laboratories of Archaeology, UNC-Chapel Hill. No known individuals were identified. No associated funerary objects are present.

Based on the condition of the remains and their probable burial locations, these individuals have been identified as Native American. The preponderance of the evidence indicates these remains are attributable to either the Pisgah phase (A.D. 1000-1450) or the Qualla phase (after A.D. 1450), both earlier cultural groups which have been

identified as likely ancestral to the historic Cherokee.

Between 1965 and 1967, human remains representing 26 individuals from the Garden Creek Mound No. 1 (31Hw1) in Haywood County, NC were recovered during excavations conducted by UNC-Chapel Hill archeologists. No known individuals were identified. The 738 associated funerary objects include shell ornaments, shell beads, shell dipper fragments, stone disks, and stone celts.

Based on the archeological context and funerary objects, these individuals have been identified as Native American. Associated artifacts indicate that the Garden Creek Mound No. 1 was a burial location dating to the Pisgah phase (A.D. 1000-1450), which has been identified as likely ancestral to the Qualla phase and to protohistoric and historic Cherokee.

In 1964, human remains representing two individuals from the Men's Dormitory site (31Jk129) in Jackson County, NC were donated to the Research Laboratories of Archaeology, UNC-Chapel Hill by officials at Western Carolina University following their recovery during a construction project on the WCU campus. No known individuals were identified. The one associated funerary object is a clay pot.

Based on the archeological context and funerary object, these individuals have been identified as Native American. The associated artifact indicates that these burials date to the Pisgah phase (A.D. 1000-1450), which has been identified as ancestral to the Qualla phase and to protohistoric and historic Cherokee.

Based on the above mentioned information, officials of the University of North Carolina at Chapel Hill have determined that, pursuant to 43 CFR 10.2 (d)(1), the human remains listed above represent the physical remains of 211 individuals of Native American ancestry. Officials of the University of North Carolina at Chapel Hill have also determined that, pursuant to 43 CFR 10.2 (d)(2), the 2,689 objects listed above are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of the death rite or ceremony. Lastly, officials of the University of North Carolina at Chapel Hill have determined that, pursuant to 43 CFR 10.2 (e), there is a relationship of shared group identity which can be reasonably traced between these Native American human remains and associated funerary objects and the Eastern Band of Cherokee Indians, the Cherokee Nation of Oklahoma, and the

United Keetoowah Band of Cherokee Indians.

This notice has been sent to officials of the Eastern Band of Cherokee Indians, the Cherokee Nation of Oklahoma, and the United Keetoowah Band of Cherokee Indians. Representatives of any other Indian tribe that believes itself to be culturally affiliated with these human remains and associated funerary objects should contact Vincas P. Steponaitis, Director, Research Laboratories of Archaeology, University of North Carolina at Chapel Hill, Chapel Hill, NC 27599-3120; telephone: (919) 962-6574, before September 8, 1999. Repatriation of the human remains and associated funerary objects to the Eastern Band of Cherokee Indians, the Cherokee Nation of Oklahoma, and the United Keetoowah Band of Cherokee Indians may begin after that date if no additional claimants come forward.

Dated: August 3, 1999.

**Francis P. McManamon,**

*Departmental Consulting Archeologist,  
Manager, Archeology and Ethnography  
Program.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Reclamation

#### CALFED Bay-Delta Program, California

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Notice of public hearings for the Draft Programmatic Environmental Impact Statement/Environmental Impact Report (EIS/EIR).

**SUMMARY:** Pursuant to the National Environmental Policy Act of 1969 (as amended) and the California Environmental Quality Act, the Bureau of Reclamation, Fish and Wildlife Service, National Marine Fisheries Service, Environmental Protection Agency, Natural Resources Conservation Service, Army Corps of Engineers, and the California Resources Agency, as co-lead agencies, have prepared a Draft EIS/EIR for the CALFED Bay-Delta Program. A notice of availability appeared in the **Federal Register** (64 FR 34677-34678, June 28, 1999). This notice stated that additional information would be provided on the specific locations and times for public hearings. All hearings will start at 6 p.m., with a 1-hour question and answer period, and the formal hearing will start at 7 p.m.

**DATES:** See Supplementary Information section for hearing dates.

**ADDRESSES:** See Supplementary Information section for hearing locations.

**FOR FURTHER INFORMATION CONTACT:** For further information regarding the public hearings, contact Mr. Rick Breitenbach, CALFED Bay-Delta Program, 1416 Ninth Street, Suite 1155, Sacramento CA 95814; telephone (800) 900-3587.

**SUPPLEMENTARY INFORMATION:** The dates and addresses for the public hearings are:

- Wednesday, August 18, 1999, at 6 p.m., University of California Cooperative Extension, South Wilson Way, Stockton CA.
- Thursday, August 19, 1999, at 6 p.m., City Council Chambers, 300 North D Street, San Bernardino CA.
- Tuesday, August 24, 1999, at 6 p.m., Huntington Park Family Center, 3355 E. Gage Avenue, Huntington Park CA.
- Wednesday, August 25, 1999, at 6 p.m., Rodeo Inn, 808 North Main Street, Salinas CA.
- Thursday, August 26, 1999, at 6 p.m., Preservation Park, Nile Hall, 1233 Preservation Park Way, Oakland CA.
- Tuesday, August 31, 1999, at 6 p.m., Holiday Inn, Magnolia Room, 303 East Cordoba Street, Pasadena CA.
- Wednesday, September 1, 1999, at 6 p.m., Ruben H. Fleet Science Center, Balboa Park, 1875 El Prado, San Diego CA.
- Thursday, September 2, 1999, at 6 p.m., Westin Southcoast Plaza Hotel, 1400 Bristol Street, Costa Mesa CA.
- Tuesday, September 7, 1999, at 6 p.m., San Jose Unified School District Board Room, 855 Lenzen Avenue, San Jose CA.
- Wednesday, September 8, 1999, at 6 p.m., Rodriguez Community Center Theater, 213 F Street, Antioch CA.
- Thursday, September 9, 1999, at 6 p.m., Burbank Center for the Arts, Merlot Theater, 50 Mark West Springs Road, Santa Rosa CA.
- Tuesday, September 14, 1999, at 6 p.m., Visalia Convention Center, San Joaquin Room, 303 E. Acequia, Visalia CA.
- Wednesday, September 15, 1999, at 6 p.m., Community Center, 545 Vallombrosa Avenue, Chico CA.
- Tuesday, September 21, 1999, at 6 p.m., Doubletree Hotel, Sierra Room, 1830 Hilltop Drive, Redding CA.
- Wednesday, September 22, 1999, at 6 p.m., Convention Center, Room 203, 1030 15th Street, Sacramento CA.

Dated: July 30, 1999.

**Kirk C. Rodgers,**

*Acting Regional Director, Mid-Pacific Region, Bureau of Reclamation.*

[FR Doc. 99-20386 Filed 8-6-99; 8:45 am]

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## DEPARTMENT OF JUSTICE

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

Notice is hereby given that two consent decrees in *United States et al. v. ALCOA et al.*, Civil Action No. 89-7421, was lodged with the United States District Court for the Eastern District of Pennsylvania on July 26, 1999.

On October 16, 1989, the United States filed a complaint against 18 generator and owner/operator defendants under section 108(a) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. 9607(a), for response costs incurred and to be incurred by the United States at the Moyer Landfill Superfund Site in Collegeville, Pennsylvania (the "Site"). The Commonwealth of Pennsylvania joined the action as plaintiff seeking reimbursement of its response costs incurred and to be incurred at the Site. The proposed consent decree resolves the liability of the City of Philadelphia and three agencies of the Commonwealth of Pennsylvania, subject to reopeners for new information and new site conditions. The City of Philadelphia agrees to pay \$4 million in reimbursement of response costs at the Site. The Commonwealth of Pennsylvania agencies agree to pay a total of \$639,347 in reimbursement of response costs at the Site and to contribute approximately \$112,000 worth of operation and maintenance activities at the Site.

The Department of Justice will accept written comments relating to the proposed Consent Decrees 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, PO Box 7611, Ben Franklin Station, Washington, DC 20044 and refer to *United States et al. v. ALCOA et al.*, DOJ No. 90-11-3-145. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA.

Copies of the proposed Consent Decrees may be examined at the Office of the United States Attorney, Eastern District of Pennsylvania, 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106; the Region III Office of the Environmental Protection Agency, 1650 Arch Street, Philadelphia, Pennsylvania 19103; and at the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005 (202) 624-0892.

Copies of the Consent Decree may also be examined and obtained by mail at the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005 (202-624-0892). When requesting copies by mail, please enclose a check in the amount of \$6.00 for the City of Philadelphia consent decree and a check in the amount of \$7.00 for the Commonwealth agencies consent decree (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, Department of Justice.*

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## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

#### Importation of Controlled Substances; Notice of Application

Pursuant to Section 1008 of the Controlled Substances Import and Export Act (21 U.S.C. 958(i)), the Attorney General shall, prior to issuing a registration under this Section to a bulk manufacturer of a controlled substance in Schedule I or II and prior to issuing a regulation under Section 1002(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Therefore, in accordance with Section 1301.34 of Title 21, Code of Federal Regulations (CFR), notice is hereby given that on May 25, 1999, ISP Freetown Fine Chemicals, Inc., 238 South Main Street, Assonet, Massachusetts 02702, made application to the Drug Enforcement Administration to be registered as an importer of 2,5-dimethoxyamphetamine (7396), a basic class of controlled substance listed Schedule I.

The firm plans to import 2,5-dimethoxyamphetamine for the manufacture of a photographic dye.

Any manufacturer holding, or applying for, registration as a bulk manufacturer of these basic classes of controlled substances may file written comments on or objections to the application described above and may, at the same time, file a written request for a hearing on such application in accordance with 21 CFR 1301.43 in such form as prescribed by 21 CFR 1316.47.

Any such comments, objections or requests for a hearing may be addressed,