

and a 1994 Modification Agreement.² The 1991 Agreement granted overhead trackage rights totaling 13.53 miles between IHB's connection with WCL at Norpaul Yard, Franklin Park, IL, and its connection with the Belt Railway Company of Chicago (Belt) at Elsdon, in Chicago, IL, as well as between IHB's connections with the Belt and Consolidated Rail Corporation at Elsdon. The 1994 Modification Agreement granted overhead trackage rights totaling 3.86 miles between IHB's connection with the Belt at Bedford Park, IL, and its connection with the NS at Chicago Ridge. The trackage rights granted to WCL by IHB in this and the two previous matters total 23.8 miles. The proposed transaction will secure for WCL a more efficient route via the IHB to connect with the Grand Trunk at Blue Island. The trackage rights were to become effective on or after April 28, 1995.

This notice is filed under 49 CFR 1180.2(d)(7). If the notice contains false or misleading information the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10505(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction. Pleadings must be filed with the Commission and served on: Janet H. Gilbert, 6250 North River Road, Suite 9000, Rosemont, IL 60018.

As a condition to the use of this exemption, any employees adversely affected by the trackage rights will be protected under *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

Decided: May 5, 1995.

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

Vernon A. Williams,
Secretary.

[FR Doc. 95-11665 Filed 5-10-95; 8:45 am]

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[Docket No. AB-423 (Sub-No. 1X)]

Houston Belt & Terminal Railway Company—Discontinuance Exemption—in Harris County, TX

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

Harbor Belt Railroad Company, Finance Docket No. 31960 (ICC served Nov. 4, 1991).

² *Wisconsin Central Ltd.—Trackage Rights Exemption—Indiana Harbor Belt Railroad Company*, Finance Docket No. 31960 (Sub-No. 1) (ICC served May 10, 1994).

SUMMARY: The Commission, pursuant to 49 U.S.C. 10505, exempts from the prior approval requirements of 49 U.S.C. 10903-10904 the discontinuance of Houston Belt & Terminal Railway Company's lease and operation of the Settegast Yard between mileposts 0.0/3.99 and mileposts 3.34/3.56 in Houston, Harris County, TX, subject to standard labor protective conditions.

DATES: This exemption will be effective on June 10, 1995. Petitions to stay must be filed by May 22, 1995. Petitions to reopen must be filed by May 31, 1995.

ADDRESSES: Send pleadings referring to Docket No. AB-423 (Sub-No. 1X) to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, one copy must be served on Joseph D. Anthofer, Houston Belt & Terminal Railway Company, 1416 Dodge Street, Room 830, Omaha, NE 68179-0001.

FOR FURTHER INFORMATION CONTACT: Beryl Gordon, (202) 927-5610. (TDD for the hearing impaired: (202) 927-5721.)

SUPPLEMENTARY INFORMATION: Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359.

(Assistance for the hearing impaired is available through TDD services (202) 927-5721)

Decided: April 26, 1995.

By the Commission, Chairman McDonald, Vice Chairman Morgan, and Commissioners Simmons and Owen.

Vernon A. Williams,
Secretary.

[FR Doc. 95-11666 Filed 5-10-95; 8:45 am]

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DEPARTMENT OF JUSTICE

Office of Community Oriented Policing Services; Troops to COPS Grant Program

AGENCY: Office of Community Oriented Policing Services, Department of Justice.

ACTION: Notice of availability.

SUMMARY: The Department of Justice, Office of Community Oriented Policing Services ("COPS") in conjunction with the Department of Defense announces the availability of grants to encourage the hiring of separated members of the armed forces as law enforcement

officers. Eligible applicants under Troops to COPS are only those agencies which have been selected to receive COPS hiring grants under COPS Phase I, COPS AHEAD and COPS FAST.

DATES: Troops to COPS Application Kits will be available on May 10, 1995. Completed Applications must be postmarked by August 15, 1995.

ADDRESSES: Troops to COPS Application Kits will be mailed to all eligible agencies or may be obtained by writing to Troops to COPS, P.O. Box 14440, Washington, D.C. 20044 or by calling the Department of Justice Crime Bill Response Center, (202) 307-1480 or 1-800-421-6770. Completed Troops to COPS Application Kits should be sent to Troops to COPS, COPS Office, P.O. Box 14440, Washington, D.C. 20044.

FOR FURTHER INFORMATION CONTACT: The Department of Justice Crime Bill Response Center, (202) 307-1480 or 1-800-421-6770, or Ellen Scrivner or Craig Uchida, Office of Community Oriented Policing Services, U.S. Department of Justice, 1100 Vermont Avenue, N.W., Washington, DC 20530, (202) 514-2058. Listings of recently separated veterans that law enforcement agencies may access, as well as a list of COPS grantee agencies, will be maintained by the Office of Transition Services and may be accessed by contacting the Department of Defense toll free at 1-800-727-3677.

SUPPLEMENTARY INFORMATION:

Overview

The office of Community Oriented Policing Services, in conjunction with the Department of Defense, has created the Troops to COPS program, under the provisions of 10 USC § 1152. Troops to COPS is designed to provide an incentive for law enforcement agencies to facilitate the transition of veterans from protection of the nation in the armed forces to service in community policing in communities across America.

Troops to COPS permits eligible agencies to seek reimbursement for the cost of law enforcement training for the qualified veteran who is hired as a law enforcement officer. Troops to COPS grants may not be used to reimburse costs for equipment, uniforms or vehicles. Grants will be made for up to \$5,000 per veteran hired. These grants will be made on a reimbursable basis, which will be paid once the veteran has been hired and trained. Grant funds may be applied to eligible costs incurred during the qualifying veteran's first three years of service as a law enforcement officer. There is no local matching requirement for a Troops to

COPS grant. The Troops to COPS Application will seek basic information about the veteran who was hired and a brief itemization of training costs for which the agency seeks to be reimbursed.

Agencies may apply for reimbursement only after a veteran has satisfied the normal hiring standards and procedures of that agency. To be eligible for reimbursement, the veterans hired must have been a member of the armed forces or reserves on or after October 1, 1993, and must have been honorably discharged or released from active duty characterized as honorable. Preference will be given to the requests of those departments who have hired a veteran who: (1) Has been involuntarily separated; or (2) is approved for separation under the Armed Forces Voluntary Separation Incentive, or the Special Separation Benefits program; or (3) has retired pursuant to the Transition Assistance Act; and (4) has experience in the military police of the respective branch of the armed forces. The Troops to COPS Application Kit will contain a more detailed explanation of these preferences.

An award under Troops to COPS will not affect the eligibility of an agency for a grant under any other COPS program.

Dated: April 24, 1995.

Joseph E. Brann,

Director.

[FR Doc. 95-11005 Filed 5-10-95; 8:45 am]

BILLING CODE 4410-01-M

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

In accordance with Department of Justice policy, 28 C.F.R. § 50.7 notice is hereby given that on April 28, 1995, a proposed consent decree in *United States v. Blackbird Mining Co., et al.*, and *State of Idaho, et al. v. The M.A. Hanna Company*, Consolidated Case No. 83-4179 (D. Idaho), was lodged with the United States District Court for the District of Idaho. The consent decree resolves claims against the M.A. Hanna Company, Hanna Services Company, Noranda Mining Inc., Noranda Exploration, Inc., Blackbird Mining Company Limited Partnership, and Alumet Corporation pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9601, *et seq.*, and against the M.A. Hanna Company, Hanna Services Company, Noranda Mining Inc., Noranda Exploration, Inc., Blackbird Mining Company Limited Partnership pursuant to the Federal Water Pollution

Control Act (Clean Water Act, or "CWA"), 33 U.S.C. 1251 *et seq.*, and the Endangered Species Act ("ESA"), 16 U.S.C. 1531 *et seq.*, to accomplish the clean up of the contamination and restoration of the natural resources at the Blackbird Mine in central Idaho and for the recovery of past and future response costs. The United States' claims were filed in June 1993 against the past and current owners and operators of the mine on behalf of the Forest Service and NOAA acting as natural resource trustees and on behalf of the EPA. The United States case was consolidated with a case filed by the State of Idaho in 1983 against most of the same parties.

This settlement is a joint coordinated plan developed by the Governments', in consultation and cooperation with the Settling Defendants, for the restoration and replacement of the injured natural resources at the site. The major provisions of the Consent Decree (CD) consist of cash payments to the Governments, implementation of a Biological Restoration and Compensation Plan (BRCP) that is filed with the Consent Decree, and a commitment to clean up the site pursuant to a series of Response Actions and implementation of the final remedy selected by EPA under the CERCLA remediation process. Specifically, the Consent Decree provides as follows:

A. Cash payments

(1) Cash payment at time of entry to the Natural Resource Trustees (NOAA, USDA Forest Service, and Idaho) of \$4.7 million which was expended on the Natural Resource Damage Assessment,

(2) Payment of \$328,742 to EPA, NOAA and USDA for past response costs, and

(3) Payment of \$2.5 million into a trust fund for implementation of the Hatchery Component of the BRCP.

B. Natural Resource/Biological Restoration and Compensation Plan

This portion of the Settlement commits the Defendants to implement and pay for a two-part program to fully compensate the Natural Resources Trustees for losses resulting from the injury or destruction of natural resources—including the "threatened" spring/summer chinook salmon—due to releases of hazardous substances from Blackbird Mine. The proposed projects are valued by the Trustees at approximately \$17 million, and include restoration as well as compensation for "interim" losses.

One part of the program, known as the "Hatchery Operations Program," consists of construction of fish hatchery

facilities and associated structures necessary to catch adult salmon brood stock, raise the smolts and reintroduce them into Panther Creek (and possibly other streams in the Salmon River Basin). These activities are not intended to commence until 2005. The costs of these facilities is approximately \$2.5 million. This money is being placed in a trust fund that may be withdrawn by the Trustees and used for alternative restoration projects if the Trustees for any reason determine not to implement the proposed Hatchery Program.

The second part of the BRCP is referred to as the "Smolt Survival Plan". This habitat improvement program commits the Defendants to realign approximately 1.2 miles of degraded salmon rearing habitat in Panther Creek and maintain protective barriers on this portion of the stream for 100 years. The defendants are also required to exclude cattle on 2 miles of valuable salmon rearing habitat in Panther Creek, and on an additional 8 miles on other streams to be identified and selected elsewhere in the Salmon River Basin. The cattle exclusion measures must be maintained for 50 years. Defendants will also construct at least 2 acres of off channel rearing ponds for juvenile salmon.

Defendants will pay all planning costs, monitoring costs and up to \$2 million for Trustee oversight costs, and comply with NEPA, ESA and other permitting requirements. The BRCP monitoring program is a complex technical/scientific program designed to insure appropriate water quality that will support all life stages of salmonids and the continued health of the ecosystem.

The BRCP commits the Defendants to restore water quality so that the Hatchery Operation plan may begin by 2005. If this is not achieved, Defendants are subject at the Governments' discretion to: specific performance, and/or liquidated damages of \$25,000 for each month that the hatchery operation is delayed or interrupted because of failure to meet the water quality standard, or the reopening of the lawsuit. The water quality standard is based on EPA's ambient water quality for both chronic and acute toxicity for copper.

The Consent Decree also commits the Defendants to remediate the site pursuant to early Response Actions and a ROD under the EPA CERCLA process. There are specific performance provisions, stipulated penalties, and a reopener to assure full remediation of the site. The Defendants finally commit to pay the Government's future response costs.