

General of the Environment and Natural Resources Division, Department of Justice, P.O. Box 7611, Washington, D.C. 20044. Comments should refer to *United States of America v. ASARCO, Incorporated*, DOJ Ref. #90-5-1-1-4113.

The proposed consent decree may be examined at the office of the United States Attorney, Zorinsky Federal Building, 214 N. 17th Street, Omaha, Nebraska; the Region VII Office of the Environmental Protection Agency, 726 Minnesota Avenue, Kansas City, Kansas; and at the Consent Decree Library, 1120 G Street, N.W., 4th 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.

In requesting a copy, please enclose a check in the amount of \$8.50 (25 cents per page reproduction cost) payable to the "Consent Decree Library."

Bruce Gelber,

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

[FR Doc. 95-17136 Filed 7-12-95; 8:45 am]

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Notice of Lodging of Consent Decree Pursuant to the Resource Conservation and Recovery Act

In accordance with Departmental policy, 28 C.F.R. 50.7, notice is hereby given that a proposed consent decree in *United States v. Lacks Industries, Inc.*, Case No. G87-413CA, was lodged on with the United States District Court for the Western District of Michigan on June 29, 1995. The proposed consent decree resolves civil claims brought against Lacks Industries, Inc. ("Lacks") under the Resource Conservation and Recovery Act, as amended, 42 U.S.C. 6901 *et seq.*, relating to a Saranac, Michigan facility owned and operated by Lacks. The decree requires Lacks: (1) to cease treatment or disposal of additional hazardous waste at its Saranac facility except in accordance with applicable standards for hazardous waste generators and treatment, storage or disposal facilities; (2) to close hazardous waste management units at its Saranac facility in accordance with a closure plan approved by Michigan Department of Natural Resources ("MDNR"), and to provide post-closure care if waste residues are not completely removed or decontaminated as part of the closure process; (3) to provide financial assurances for closure and post-closure care of the Saranac facility; (4) to comply with liability coverage requirements for sudden and non-sudden occurrences at the Saranac

facility, in accordance with specified regulations; (5) to install and maintain a groundwater monitoring system at the Saranac facility and monitor groundwater in accordance with a groundwater quality assessment plan approved by MDNR and other applicable requirements; (6) to initiate corrective action at the Saranac facility by performing a RCRA Facility Investigation and Corrective Measures Study in accordance with work plans approved by U.S. EPA; and (7) to pay a \$250,000 civil penalty previously assessed by the court in the above-referenced civil action against Lacks. The consent decree specifically reserves the right of the United States to assert additional claims to require Lacks to perform any corrective action measures which U.S. EPA selects following completion of the RCRA Facility Investigation and Corrective Measures Study.

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. Lacks Industries, Inc.*, Case No. G87-413CA and the Department of Justice Reference No. 90-7-1-360.

The proposed consent decree may be examined at the Office of the United States Attorney, Western District of Michigan, 399 Federal Building, 110 Michigan St. NW, Grand Rapids, Michigan, and at U.S. EPA Region 5, Office of Regional Counsel, 200 West Adams, Chicago, Illinois; 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 \$17.75 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Bruce S. Gelber,

Environmental Enforcement Section, Environment and Natural Resources Division.

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

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. Monsanto Company, et al.*, Civil Action No. 3:92-0961-19, was lodged on July 3, 1995, with the United States District Court for the District of South Carolina. This agreement resolves a judicial enforcement action brought by the United States against the defendants pursuant to Section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9607, for the recovery of response costs incurred and to be incurred by the United States in connection with the Dixiana Superfund Site ("Site") located in Lexington County, South Carolina.

Under the proposed Consent Decree, the United States has obtained 84.5 percent of its past response costs, including prejudgment interest, totaling \$4,132,837, and has obtained a commitment for payment of all EPA's future oversight costs. The Settling Defendants will also assume full responsibility for upgrading and completing the remedy initiated at the Site by EPA.

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. Monsanto Company, et al.*, DOJ Ref. #90-11-3-336.

The proposed consent decree may be examined at the office of the United States Attorney, 1st Union Building, 1441 Main Street, Suite 500, Columbia, South Carolina; the Region IV Office of the Environmental Protection Agency, 345 Courtland Street, N.E., Atlanta, Georgia; and 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 \$20.25 (25 cents per page reproduction