

requests under 49 CFR 1152.29³ must be filed by July 26, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by August 3, 1995. An original and 10 copies of any such filing must be sent to the Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423. In addition, one copy must be served on Charles M. Rosenberger, 500 Water Street J150, Jacksonville, FL 32202.

If the verified notice contains false or misleading information, the exemption is void *ab initio*.

CSXT has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. The Commission's Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by July 19, 1995. A copy of the EA may be obtained by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA becomes available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: July 10, 1995.

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

Vernon A. Williams,
Secretary.

[FR Doc. 95-17331 Filed 7-13-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

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

In accordance with the policy of the Department of Justice, 28 CFR 50.7, and 42 U.S.C. 9622(d)(2)(B), notice is hereby given that a proposed Consent Decree in *United States v. American National Can Company, et al.*, Civil Action No. 95-585-CIV-5-16, was lodged on July 5, 1995, with the United States District Court for the Middle District of Florida. That action was brought pursuant to the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), and the Resource

Conservation and Recovery Act ("RCRA") for cleanup and cost recovery at the Yellow Water Road Superfund site near Baldwin, Florida.

Pursuant to the Consent Decree, the settling parties will perform remedial actions at the site selected by the Environmental Protection Agency for soil and groundwater, will reimburse the United States for its past costs expended at the site, and agree to pay future costs incurred by the United States. Among the settling parties are the United States Department of Defense, and other agencies, who will participate in the cleanup and reimbursement of costs, and will take on responsibility for the site 30 years after the effective date of the Consent Decree. The Consent Decree includes a covenant not to sue by the United States under sections 106 and 107 of CERCLA and under section 7003 of RCRA.

As provided in 28 CFR 50.7 and 42 U.S.C. 9622(d)(2)(B), the Department of Justice will receive comments from persons who are not named as parties to this action relating to the proposed Consent Decree for a period of thirty days from the date of this publication. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530. All comments should refer to *United States v. American National Can Company, et al.*, D.J. Ref. 90-11-3-178B. Commenters may request an opportunity for a public meeting in the affected area, in accordance with section 7003(d) of RCRA.

The proposed Consent Decree may be examined at the office of the United States Attorney, 200 W. Forsyth St., Suite 700, Jacksonville, Florida 32201, and at the Region IV office of the U.S. Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, Georgia 30365. A copy of the proposed Consent Decree may also be examined at the Consent Decree Library, 1120 G Street NW., 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 \$32.50 for a copy of the consent decree (25 cents per page reproduction costs, without any appendices to the Decree), or \$86.00 for a copy of the consent

decree and all appendices, payable to "Consent Decree Library."

Bruce S. Gelber,

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

[FR Doc. 95-17339 Filed 7-13-95; 8:45 am]

BILLING CODE 4410-01-M

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

In accordance with Departmental policy, 28 CFR 50.7, and 42 U.S.C. 9622(d)(2), notice is hereby given that a proposed consent decree in *United States v. Olin Corporation*, Civil Action No. 95-0256-BH-S was lodged on July 5, 1995, with the United States District Court for the Southern District of Alabama, Southern Division. This agreement resolves a judicial enforcement action brought by the United States against Olin Corporation pursuant to Sections 106 and 107 of CERCLA, 42 U.S.C. 9606 and 9607, for injunctive relief, and for the recovery of response costs incurred and to be incurred by the United States in connection with the first Operable Unit ("OU1") at the Olin Chemical/McIntosh Plant Superfund Site, in McIntosh, Washington County, Alabama.

Under the proposed Consent Decree, the United States has obtained 100 percent of its past response costs incurred with respect to response actions conducted at OU1, including prejudgment interest, and has obtained a commitment for payment of all EPA's future oversight costs with respect to OU1. Olin Corporation will also assume full responsibility for the remedy to be conducted at OU1 pursuant to the Record of Decision executed by EPA on December 16, 1994.

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. Olin Corporation*, DOJ Ref. # 90-11-2-1001.

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 NE., Atlanta, Georgia 30365; and the Consent Decree

³The Commission will accept late-filed trail use requests so long as the abandonment has not been consummated and the abandoning railroad is willing to negotiate an agreement.

Library, 1120 G Street NW., 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, 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 \$18.75 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Bruce Gelber,

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

[FR Doc. 95-17340 Filed 7-13-95; 8:45 am]

BILLING CODE 4410-01-M

Notice of Lodging of Consent Decree Pursuant to Clean Water Act

In accordance with United States Department of Justice policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in *United States of America v. Ike Parker, Jr., and Maumee Haulers, Inc.*, Case No. 91CV 7482 Carr, J. (N.D. Ohio.), was lodged with the United States District Court for the Northern District of Ohio, Western Division, on July 7, 1995.

The proposed consent decree addresses the defendants' violations of sections 301 and 404 of the Clean Water Act, 33 U.S.C. 1311 & 1344, by their discharges of fill material into approximately 13 acres of wetlands that are part of a 40.15 acre site (the "Site," more particularly described in the proposed consent decree), located in Lucas County, Ohio. The proposed consent decree requires the defendants to pay a \$1,000 civil penalty to the Treasury of the United States of America. The proposed consent decree also requires the defendants to transfer the Site to the State of Ohio (or to its nominee), which will exchange such property for other less-disturbed wetland property in the area, which the State will then restore and maintain in perpetuity as a wetlands nature preserve.

The Department of Justice will receive, for a period of thirty (30) days from the date this notice is published, written comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, United States Department of Justice, Attention: Martin F. McDermott, Environmental Defense Section, P.O. Box 23986, Washington, D.C. 20026-3986, and should refer to *United States v. Ike Parker, Jr., et al.*, DJ Reference No. 90-1-1-4001.

The proposed consent decree may be examined at the Clerk's Office, United States District Court, U.S. Courthouse, 1716 Spielbusch Avenue, Toledo, Ohio 43264, or may be obtained from Martin F. McDermott at the above address.

Letitia J. Grishaw,

Chief, Environmental Defense Section, United States Department of Justice, Environment and Natural Resources Division.

[FR Doc. 95-17341 Filed 7-13-95; 8:45 am]

BILLING CODE 4410-01-M

DEPARTMENT OF LABOR

Employment Standards Administration Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor are issued in accordance with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and fringe benefits which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 29 CFR Part 1, by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR Part 1, Appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in the effective date as prescribed in that

section, because the necessity to issue current construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions, and modifications and supersedes decisions thereto, contain no expiration dates and are effective from their date of notice in the **Federal Register**, or on the date written notice is received by the agency, whichever is earlier. These decisions are to be used in accordance with the provisions of 29 CFR Parts 1 and 5. Accordingly, the applicable decision, together with any modifications issued, must be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR Part 5. The wage rates and fringe benefits, notice of which is published herein, and which are contained in the Government Printing Office (GPO) document entitled "General Wage Determinations Issued Under The Davis-Bacon And Related Acts," shall be the minimum paid by contractors and subcontractors to laborers and mechanics.

Any person, organization, or governmental agency having an interest in the rates determined as prevailing is encouraged to submit wage rate and fringe benefit information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, 200 Constitution Avenue, N.W., Room S-3014, Washington, D.C. 20210.

New General Wage Determination Decisions

The number of the decisions added to the Government Printing Office document entitled "General Wage Determination Issued Under the Davis-Bacon and related Acts" are listed by Volume and State:

Volume III

Georgia

GA950084 (Jul. 14, 1994)

Modification to General Wage Determinations Decisions

The number of decisions listed in the Government Printing Office document entitled "General Wage Determinations Issued Under the Davis-Bacon and Related Acts" being modified are listed by Volume and State. Dates of