

**National Park Service****60-day Notice of Intention to Request Clearance of Information Collection; Opportunity for Public Comment**

**AGENCY:** Department of the Interior, National Park Service, Great Sand Dunes National Monument.

**ACTION:** Notice and request for comments.

**SUMMARY:** Under the provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. 3507) and 5 CFR Part 1320, Reporting and Recordkeeping Requirements, the National Park Service invites public comments on a proposed information request (ICR). Comments are invited on: (1) The need for the information including whether the information has practical utility; (2) the accuracy of the reporting burden estimate; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the information collection on respondents, including use of automated collection techniques or other forms of information technology.

The Primary Purpose of the Proposed ICR: The information collection survey will be conducted to obtain information about visitor use within the monument. Results of this survey will be used by the National Park Service to create the Great Sand Dunes National Monument General Management Plan. In order to estimate the test time, four people were asked to take the survey. The average time taken to complete the survey was four minutes.

**DATES:** Public comments on the proposed ICR will be accepted on or before April 21, 1997.

**ADDRESSES:** Send comments to Wenonah E. Skye, Outdoor Recreation Planner, IMFA-RM-S, National Park Service, 12795 W. Alameda Parkway, Post Office Box 25287, Denver, Colorado 80225-0287.

All responses to this notice will be summarized and included in the requests for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. Copies of the proposed ICR requirements and draft survey can be obtained from Wenonah E. Skye, Outdoor Recreation Planner, IMFA-RM-S, National Park Service, 12795 W. Alameda Parkway, P.O. Box 25287, Denver, Colorado 80225-0287.

**FOR FURTHER INFORMATION CONTACT:** Wenonah E. Skye, 303-969-2834.

**SUPPLEMENTARY INFORMATION:**

*Title:* Visitor Survey, Great Sand Dunes National Monument.

*Form:* None.

*OMB Number:* To be requested.

*Expiration date:* To be requested.

*Type of request:* Visitor survey.

*Description of need:* For collecting visitor use information for the Great Sand Dunes National Monument general management plan during 1997.

*Description of respondents:* Individuals who visit the monument.

*Estimated annual reporting burden:* 20 burden hours.

*Estimated average burden hours per response:* 4 minutes.

*Estimated average number of respondents:* 120.

*Estimated frequency of response:* Once.

Dated: February 12, 1997

Terry N. Tesar,

Information Collection Clearance Officer,  
Accountability and Audits Team.

[FR Doc. 97-4041 Filed 2-18-97; 8:45 am]

**BILLING CODE 4310-70-M**

**DEPARTMENT OF JUSTICE****Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act**

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in *United States v. Ace Galvanizing, Inc., et al.*, Civil Action No 97-152C, was lodged on January 30, 1997, with the United States District Court for the Western District of Washington. The Consent Decree requires each defendant to compensate the trustees for natural resource damages at the Site, the State of Washington Department of Ecology, the Tulalip Tribes of Washington, the National Oceanic and Atmospheric Administration of the United States Department of Commerce, and the United States Department of Interior, for natural resource damages at the Site that have resulted from the release of hazardous substances at the Site. Under the Consent Decree, 185 *de minimis* waste contributors will pay a total of \$741,546.00 for natural resource damages.

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 National Resources Division,

Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Ace Galvanizing, Inc., et al.*, DOJ Ref. #90-11-3-1412a.

The proposed consent decree may be examined at the office of the United States Attorney, 1010 Fifth Avenue, Seattle, WA 98104; the Region 10 Office of the Environmental Protection Agency, 1200 Sixth Avenue, Seattle, WA 98104, 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 \$5.50 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Bruce S. Gelber,

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

[FR Doc. 97-3987 Filed 2-18-97; 8:45 am]

**BILLING CODE 4410-15-M**

**Notice of Lodging of Consent Decree Pursuant to the Resource Conservation and Recovery Act, the Clean Water Act, the Clean Air Act, and the Emergency Planning and Community Right-To-Know Act**

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed partial consent decree in *United States versus The Sherwin-Williams Company*, Civil Action No. 93-C-4267, was lodged with the United States District Court for the Northern District of Illinois on February 6, 1997. This proposed consent decree would resolve the United States' civil claims against The Sherwin-Williams Company under Subchapter III of the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U.S.C. 6921 *et seq.*; the Clean Water Act, as amended, 33 U.S.C. 1251 *et seq.*; the Clean Air Act, as amended, 42 U.S.C. §§ 7401 *et seq.*; Subchapter IX of RCRA, 42 U.S.C. 6991 *et seq.*; and the Emergency Planning and Community Right to Know Act, 42 U.S.C. 11001 *et seq.* Under the terms of the proposed consent decree, Sherwin-Williams will pay a civil penalty of \$4.7 million, perform supplemental environmental projects that will cost the company a total of \$1.1 million, undertake a corrective action to investigate and remediate contamination to the soil and groundwater at and emanating from the

company's Chicago facility, and perform other injunctive relief.

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 versus The Sherwin-Williams Company*, Civil Action No. 93-C-4267, and the Department of Justice Reference No. 90-5-2-1-1829.

The proposed consent decree may be examined at the Office of the United States Attorney, Northern District of Illinois, Everett McKinley Dirksen Building, Room 1200, 219 South Dearborn Street, Chicago, Illinois 60604; the Region 5 Office of the Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604-3590; 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 \$32.25 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

*Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division.*  
[FR Doc. 97-3988 Filed 2-18-97; 8:45 am]

BILLING CODE 4410-15-M

## INTERNATIONAL BOUNDARY AND WATER COMMISSION

### Availability of Draft Environmental Assessment

**AGENCY:** United States Section, International Boundary and Water Commission, United States and Mexico.

**ACTION:** Notice of availability of Draft Environmental Assessment.

**SUMMARY:** Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Final Regulations (40 CFR parts 1500 through 1508); and the Operational Procedures of the United States Section, International Boundary and Water Commission, United States and Mexico (USIBWC), for Implementing Section 102 of NEPA, published in the Federal Register September 2, 1981 (46FR

44083-44094); the USIBWC hereby gives notice that a Draft Environmental Assessment (DEA) prepared by TransTexas Gas Corporation (TransTexas), Houston, Texas, to address the potential adverse environmental impacts of placement of a natural gas well pad and associated works within the Falcon Dam and Reservoir Project, Zapata County, Texas, is available for review and comment. The DEA addresses the proposed action for the USIBWC to issue a land use permit to TransTexas to construct a drill pad for the purpose of drilling natural gas wells on an island located on USIBWC real property within the international Falcon Reservoir.

**ADDRESSES:** Mr. Yusuf E. Farran, Division Engineer, Environmental Management Division, United States Section, International Boundary and Water Commission, United States and Mexico, 4171 North Mesa Street, C-310, El Paso, Texas 79902-1441. Telephone: 915/534-6704.

**SUPPLEMENTARY INFORMATION:** In January, 1996, TransTexas Gas Corporation (TransTexas) requested the United States Section, International Boundary and Water Commission, United States and Mexico (USIBWC), to grant them permission to construct a drill pad site above the 307-foot mean sea level elevation on an island located within USIBWC real property below the 307-foot elevation traverse (the United States property line also called the "307-foot traverse") within the international Falcon Reservoir for the purpose of drilling eight natural gas wells. The construction of the well pad at the location referred to as Porcion 18 within the reservoir is desirable, due mainly to technical constraints associated with current directional drilling, to enable the full development of private and public gas reserves in the western portion of TransTexas' gas lease area. The gas lease area is situated entirely under Falcon Reservoir with very limited land available to reach the required bottom hole locations.

The USIBWC began coordination with the United States Bureau of Land Management (BLM), the federal authorizing agency which would approve an application by TransTexas for a permit to drill for federal reserves within the reservoir. BLM indicated it would not approve the application for permit to drill until the USIBWC determined whether it would waive the stipulation that prohibits oil and natural gas development at that site. Both agencies agreed that due to a lack of both funding resources and human resources for an agency produced

document and an immediate need by TransTexas to gain access to private and public reserves within the reservoir, a third party environmental analysis would be acceptable for determination of the significance of the impacts of the federal action of the USIBWC granting exceptions to its policy of prohibiting any mineral exploration or development within its property at Falcon Reservoir. A programmatic environmental assessment that addresses the USIBWC's granting exceptions to its policy of prohibiting any mineral exploration or development within its property at Falcon Reservoir is being processed under separate notice in the Federal Register. Although this site specific environmental assessment is prepared and processed simultaneously with the Draft Programmatic Environmental Assessment for potential oil and natural gas development below the 307-foot traverse property line at Falcon Reservoir but above the 307-foot mean sea level elevation, no final action will be taken on this site specific document until the PEA is complete and final action is declared on it.

### Proposed Action

The action proposed is for the USIBWC to issue a land use permit to TransTexas to construct a drill pad site on an island above the 307-foot mean sea level elevation located on USIBWC real property below the 307-foot traverse property line within Falcon Reservoir for the purpose of drilling eight natural gas wells. This would be the first time for the USIBWC to grant an exception to its policy of prohibiting oil and gas development upon USIBWC real property under Falcon Reservoir and is dependent upon the outcome of the PEA.

### Alternatives Considered

Two alternatives were considered in the Draft Environmental Assessment (DEA):

The Proposed Action Alternative is for the USIBWC to issue a land use permit to TransTexas to construct a drill pad site on an island above the 307-foot mean sea level elevation located on USIBWC real property below the 307-foot traverse property line within Falcon Reservoir. The USIBWC would issue the land use permit if it makes the determination to allow exceptions to its policy of prohibiting oil and natural gas development upon USIBWC real property under the reservoir and if BLM approves the application for permit to drill for public reserves located within the reservoir. The USIBWC land use permit takes into consideration that such works do not interfere with the