

functions of the agency, including whether the information will have practical utility;

2. Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and the assumptions used;

3. Enhance the quality, utility, and clarity of the information being sought;

4. Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time should be directed to: Gerard W. Fischer, Assistant Director, Torts Branch, Civil Division, P.O. Box 146, Ben Franklin Station, Washington, D.C. 20044-0146. Comments may also be submitted to the Department of Justice (DOJ), Justice Management Division, Information Management and Security Staff, Attention: Department Clearance Officer, Suite 850, Washington Center, 1001 G Street, N.W., Washington D.C. 20530.

#### Overview of This Information Collection

1. *Type of Information collection:* Extension of a currently approved collection.

2. *Title of the Form/Collection:* Claims under the Radiation Exposure Compensation Act.

3. *Agency form number:* None. *Applicable component of the Department of Justice sponsoring the collection:* The Radiation Exposure Compensation Unit, Constitutional and Specialized Torts Branch, Civil Division.

4. Affected public who will be asked or required to respond, as well as a brief abstract:

*Primary:* Individuals or households. *Other:* None. Information is needed to determine whether an applicant is eligible for a statutory compensation payment under the Radiation Exposure Compensation Act, 42 U.S.C. 2210 note (1994). Applicants are persons who reside near the Nevada Test Site, onsite participants in an atmospheric nuclear weapons test, and persons employed in underground uranium mines.

5. *An estimate of the total number of respondents and the amount of time estimated for an average respondent to*

*respond:* 2,000 annual respondents at 2.5 hours per response.

6. *An estimate of the total public burden (in hours) associated with the collection:* 5,000 annual burden hours.

Public comment on the proposed information is strongly encouraged.

Dated: November 24, 1997.

**Robert B. Briggs,**

*Department Clearance Officer, United States Department of Justice.*

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA") of 1980

Notice is hereby given that a proposed Consent Decree in *United States v. Larry A. Bell, et al.*, Civil Action No. 3-96-CV-80047, was lodged on October 29, 1997, with the United States District Court for the Southern District of Iowa, Davenport Division.

The complaint alleges that defendants Larry A. Bell ("Bell") and Bell Cedaridge Development, Inc. ("Bell Cedaridge") are liable for the United States' approximately \$740,000 in response costs at the Davenport Lead Superfund Site ("Site"), located at 5403 Ricker Hill Road, Davenport, Iowa, pursuant to Section 107(a) of CERCLA, 42 U.S.C. § 9607(a). The complaint also includes an *in rem* action to recover these costs, which are secured by a CERCLA lien against the Site, pursuant to Section 107(l) of CERCLA, 42 U.S.C. § 9607(l).

The Site, a partially-wooded lot owned by defendant Bell Cedaridge, was used as a disposal site for ebonite and other battery components in the early 1970s. As a result, on-Site soils were contaminated with lead at levels of up to 27,300 mg/kg. The United States Environmental Protection Agency ("EPA") incurred its approximately \$740,000 in response costs in this case by conducting a removal action at the Site in 1993.

The only valuable asset owned by Bell and Bell Cedaridge is the Site itself, which is appraised at approximately \$49,000. The Site is subject to an approximate \$25,000 mortgage and the CERCLA lien that secures the United States' response costs. Under the proposed consent decree, defendants Bell and Bell Cedaridge shall sell the Site and pay to United States the proceeds from the sale, less costs of the sale and amounts paid to secured

lienholders with lien interests superior to the United States' interest. In exchange, the United States will grant Bell and Bell Cedaridge a Covenant Not to Sue for the claims set forth in the complaint, and release the 107(l) lien attached to the Site.

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. Larry A. Bell, et al.*, DOJ Ref. #90-11-2-1008.

The proposed consent decree may be examined at the office of the United States Attorney, District of Iowa, U.S. Courthouse Annex, 110 E. Court Avenue, Des Moines, Iowa 50304, (515) 284-6257; the Region VII Office of the Environmental Protection Agency, 726 Minnesota Avenue, Kansas City, KS 66101, (913) 551-7010; 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 requiring a copy please refer to the referenced case and enclose a check in the amount of \$9.00 (25 cents per page reproduction costs), payable to the Consent Decree Library.

**Joel M. Gross,**

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

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Order Pursuant to the Clean Water Act

Notice is hereby given that a proposed Consent Decree in *United States v. The Glidden Company*, Civil Action No. 3:96CV7198, has been lodged with the United States District Court for the Northern District of Ohio on November 17, 1997.

The Consent Decree resolves the claims alleged against defendant, The Glidden Company ("Glidden"), under the Clean Water Act ("Act"), 33 U.S.C. § 1251 *et seq.* The proposed Consent Decree provides that Glidden shall discharge process wastewaters from its facility at 300 Sprowl Road, Huron, OH, to the Erie County Sanitary Sewer System, and shall comply with the applicable National Pollutant Discharge