

charge) payable to "Consent Decree Library."

**Bruce S. Gelber,**

*Deputy Chief Environmental Enforcement Section Environment & Natural Resources Division.*

[FR Doc. 97-33822 Filed 12-29-97; 8:45 am]

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## DEPARTMENT OF JUSTICE

### 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, 38 FR 19029, and 42 U.S.C. 9622(d), notice is hereby given that a proposed consent decree in *United States v. Jane Doe, as Executrix of the Estate of Edmund Barbera, et al.*, 96 Civ. 8563 (BSJ), was lodged on November 16, 1997, with the United States District Court for the Southern District of New York. The Consent Decree addresses the hazardous waste contamination at the Port Refinery Superfund Site (the "Site"), located in the Village of Rye Brook, Westchester County, New York. The Consent Decree requires two *de minimis* generators of hazardous substances transported to the Site to pay to the United States a total of \$42,448.00.

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. Jane Doe, as Executrix of the Estate of Edmund Barbera, et al.*, DOJ Ref. #90-11-3-1142A.

The proposed consent decree may be examined at the office of the United States Attorney for the Southern District of New York, 100 Church Street, New York, New York, 10007 (contact Assistant United States Attorney Kathy S. Marks); the Region II Office of the Environmental Protection Agency, 290 Broadway, New York, New York, 10007-1866 (contact Assistant Regional Counsel Michael Mintzer); 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) for the Consent Decree, 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 Settlement Pursuant To The Safe Drinking Water Act

In accordance with Department policy, 28 CFR 50.7, notice is hereby given that on December 4, 1997, a proposed Consent Decree in *United States v. Gas Transportation Corporation*, (N.D.FLA.) (Civil No. 3:97CV519/LAC), was lodged with the U.S. District Court for the Northern District of Florida. The United States filed its complaint in this action simultaneously with the consent decree, on behalf of the Environmental Protection Agency ("EPA") pursuant to provisions of the Safe Drinking Act ("SDWA"), 42 U.S.C. 300h-2(b), and its implementing regulations at 40 CFR part 144. The complaint seeks injunctive relief and civil penalties for violations of the SDWA. Gas Transportation Corporation ("GTC") owned and operated the "Finley Heirs" well, a Type II injection well located in Santa Rosa County, Florida, for the disposal of saltwater brine generated as an incident of its oil production. The United States has alleged that GTC's improper operation of the injection well allowed for the movement of contaminants into an underground source of drinking water in violation of the Underground Injection Control ("UIC") regulations, its UIC permit and a previously issued Administration Order on Consent ("AOC"). Under the proposed settlement, GTC will pay \$113,700 in civil penalties based on its limited financial ability, in resolution of the United States' claims as set forth in the complaint.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments concerning the proposed consent decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, U.S. Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Gas Transportation Corporation*, D.J. ref. 90-5-1-1-4388.

The proposed consent decree may be examined at the Office of the United States Attorney for the Northern District of Florida, 114 East Gregory Street, Pensacola, Florida 32501 and at the Consent Decree Library, 1120 G. Street, N.W., 4th Floor, Washington, D.C. 20005. A copy of the proposed decree may be obtained in person or by mail from the Consent Decree Library, 1120 G. Street, N.W., Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$3.25 (\$.025 per page for reproduction costs) payable to: Consent Decree Library.

**Joel Gross,**

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

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decrees Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with Section 122(d) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, 42 U.S.C. 9622(d), and the policy of the United States Department of Justice, as provided in 28 CFR 50.7, notice is hereby given that on December 9, 1997, three proposed Consent Decrees in *United States v. Estate of J.M. Taylor, et al.*, Civ. No. C-89-231-R, were lodged with the United States District Court for the Middle District of North Carolina. These Consent Decrees concern the Aberdeen Pesticides Dumps Superfund Site in Aberdeen, North Carolina. The Site is comprised of five non-contiguous Areas: the Farm Chemicals, Twin Sites, Fairway Six, Route 211 and McIver Dump Areas. Pesticides were formulated at the Farm Chemicals Area from the late 1930's until 1987. The Twin Sites and Fairway Six Areas were disposal locations for pesticide wastes from the formulation plant on the Farm Chemicals Area. Pesticide wastes from another pesticide formulation plant in Aberdeen were disposed of at the Twin Sites, Fairway Six, Route 211 and McIver Dump Areas.

Under the first of the three Consent Decrees, nine corporate defendants (Bayer Corp.; Dupont; Grower Service Corp.; Kaiser Aluminum & Chemical Corp.; Mobil Oil Corp.; Novartis Crop Protection (formerly Ciba-Geigy); Olin Corp. Shell Oil Co.; and in Aberdeen were disposed of at the Twin Sites, Fairway Six, Route 211 and McIver Dump Areas.