

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 \$116.50 (25 cents per page reproduction costs), payable to the Consent Decree Library. A copy of the decree, exclusive of signature pages and attachments, may be obtained for \$21.50.

Joel Gross,

Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 98-14333 Filed 5-29-98; 8:45 am]

BILLING CODE 4410-15-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. Decker Manufacturing Corporation*, Civil Action No. 1:98-CV-404, (W.D. Michigan) entered into by the United States and Decker Manufacturing Corporation, was lodged on May 14, 1998, with the United States District Court for the Western District of Michigan. The proposed Consent Decree will resolve claims of the United States against Decker Manufacturing Corporation for recovery of response costs incurred by the U.S.

Environmental Protection Agency at the Albion-Sheridan Township Landfill Superfund Site in Albion, Calhoun County, Michigan pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601 *et seq.* ("CERCLA").

The settlement requires Decker Manufacturing Corporation to make payment of \$250,000 to the United States following entry of the proposed Consent Decree.

The Consent Decree includes a covenant not to sue by the United States under Sections 106(b) and 107(c)(3) of CERCLA, 42 U.S.C. 9606(a) and 9607(c)(3), for potential violations through November 12, 1997, of an administrative order issued to Decker, and others, by U.S. EPA at the Site. The Consent Decree also includes a covenant not to sue by the United States under Section 107(a) of CERCLA, 42 U.S.C. 9607(a), for recovery of past response costs at the Site.

The Department of Justice will receive, for a period of thirty (30) days from the date of publication, comments relating to the proposed Consent Decree. Comments should be addressed to the

Assistant Attorney General for the Environment and Natural Resources Division, United States Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044-7611, and should refer to *United States v. Decker Manufacturing Corporation*, Civil Action No. 1:98-CV-404, and the Department of Justice Reference No. 90-11-2-1109/1.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the Western District of Michigan, 333 Ionia Avenue, NW, Suite 501, Grand Rapids, Michigan 49503; the Region 5 Office of the United States 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, DC 20005, telephone no. (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 DJ #90-11-2-1109/1, and enclose a check in the amount of \$6.50 (25 cents per page for reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 98-14335 Filed 5-29-98; 8:45 am]

BILLING CODE 4410-05-M

DEPARTMENT OF JUSTICE

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

Notice is hereby given that on May 18, 1998, a proposed Consent Decree was lodged with the United States District Court for the District of Nebraska in *United States v. City of Hastings, et al.*, Civ. No. 8:98 CV 265 (D. Neb.) The proposed Consent Decree settles claims asserted by the United States at the request of the United States Environmental Protection Agency ("EPA") under Sections 106 and 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 ("CERCLA"), 42 U.S.C. 9606 and 9607(a), in a complaint filed concurrently with the lodging of the proposed Consent Decree. The complaint seeks reimbursement of response costs incurred and to be incurred by the United States, and the performance of work, in response to the release or threatened release of hazardous substances at the Hastings

Groundwater Contamination Site, North Landfill Subsite ("Subsite") in Hastings, Nebraska.

Under the proposed Consent Decree, settling defendants—the City of Hastings, Nebraska, Dravo Corporation, and Dutton-Lainson Company—will perform response actions specified by EPA and value at approximately \$1.1 million. These settling defendants also will reimburse the EPA Hazardous Substance Superfund \$1,034,670 for past costs incurred by the United States, and will pay a portion of future costs incurred by the United States. Bernice Edwards, another settling defendant, will reimburse the EPA Hazardous Substance Superfund \$10,000 based upon her ability to pay.

In exchange, and conditioned upon the complete and satisfactory performance of their obligations under the proposed Consent Decree, the settling defendants shall receive a covenant not to sue pursuant to Sections 106 and 107(a) of CERCLA, 42 U.S.C. 9606 and 9607(a), and Section 7003 of RCRA, 42 U.S.C. 6973, to undertake response actions or to recover response costs related to the response action selected and performed under the proposed Consent Decree at the Subsite. In addition, the settling defendants receive contribution protection under Section 113(f)(2) of CERCLA, 42 U.S.C. 9613(f)(2), for matters addressed in the proposed Consent Decree. The United States reserves the right to pursue the settling defendants in certain circumstances if previously unknown conditions or information indicates that response actions performed at the Subsite are not protective of human health or the environment.

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 of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. City of Hastings et al.*, Civ. No. 8:98 CV 265 and DOJ Ref. #90-11-2-1112. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA, 42 U.S.C. 6973(d).

The proposed Consent Decree may be examined at the U.S. EPA Region 7 Office at 726 Minnesota Ave., Kansas City, KS 66101, and 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