

8341.2 provide BLM authority for the camping closure and off-road vehicle use restrictions.

8360.0-7 Penalties: Violations of any regulations in these subparts by a member of the public are punishable by a fine not to exceed \$1,000 and/or imprisonment not to exceed 12 months.

**FOR FURTHER INFORMATION:** A map of the newly acquired public lands referred to in this notice and additional information concerning this closure and motorized vehicle restrictions may be obtained from Karen Tucker, Recreation Planner, Uncompahgre Field Office, 2505 South Townsend Ave., Montrose Colorado 80401, (970) 240-5309.

Dated: April 28, 1999.

**James Szama,**

*Acting Uncompahgre Field Office Manager.*

[FR Doc. 99-11101 Filed 5-3-99; 8:45 am]

BILLING CODE 4310-JB-M

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[CO-034-99-1220-00]

#### Designation Order; Notice of the Implementation of User Fees in the Gunnison Gorge in Montrose and Delta Counties, CO

**AGENCY:** Bureau of Land Management, Uncompahgre Field Office, Montrose, Colorado.

**ACTION:** Notice: Implementation of day and overnight user fees on public lands administered by the Bureau of Land Management within the Gunnison Gorge Wilderness Study Area and Recreation Area.

**SUMMARY:** Notice is hereby given that day use and overnight user fees are being charged for all private and commercial users, 16 years of age and older, within the Gunnison Gorge river canyon from the downstream boundary of the Black Canyon of the Gunnison National Monument down to, but not including the Smith Fork confluence (10 miles downstream of the Chukar boater put-in). There is no charge for private walk-in fishing or camping in the river canyon below the Smith Fork. Visitors that use the jet boat, raft rental and/or guide services of the Gunnison River Pleasure Park in the four-mile section of the Gunnison River between the North Fork and Smith Fork confluences will also be charged user fees.

Fees for day use are set at \$3.00 per person and overnight use fees are set at \$5.00 per person per day (i.e., \$10 for one night camping; \$15 for two nights, and \$20 for three nights camping). An

annual Gunnison Gorge pass for day use only is available for \$15 per person. Golden Age, Golden Eagle, or Golden Access Passes or other similar entrance passes cannot be applied to user fees.

**DATES:** The implementation of user fees is effective immediately for the areas described above.

**SUPPLEMENTARY INFORMATION:** Fees will be collected on site via a self-issuing 3-part permit form, at the Chukar, Duncan, Bobcat, and Ute Trailheads. Visitors are instructed to fill out use information on the form, deposit their fees in the fee tube located at the trailhead and carry a copy of the fee receipt with them while in the Gorge as proof of payment. An additional copy of the fee receipt is to be left on visitors' vehicles at the trailhead.

All visitors to the Gunnison Gorge are also required to sign the visitor registration sheets located at the trailheads or the Chukar put-in. Visitors who intend on camping within the river corridor must also sign-in for a designated campsite on the registration sheet, following the directions for boater or walk-in sites provided at the trailhead or in the user brochure.

Visitors under the age of 16 years are exempt from paying fees, but must be signed-in on the register. Commercial guides are exempt from paying user fees only when they are on official duty with their respective companies in the Gorge. Golden Eagle, Age, and Access Passports apply only to entrance fees at designated areas and cannot be used to cover user or impact fees such as those imposed in the Gorge. National passes or other similar recreation discount cards are also not accepted for payment of user fees. The Gunnison Gorge Annual Day Use Pass applies only to day use and cannot be applied towards overnight user fees. Noncompliance with fee regulations, registration requirements, and/or other user regulations of the Gunnison Gorge may result in fines up to \$1,000 and/or imprisonment up to 12 months and possibly, additional civil action.

**Additional Information:** In 1996, to address increasing visitor use and impacts on the public lands and declining federal budgets for recreation, Congress directed the U.S. Department of the Interior to implement the Recreation Fee Demonstration Program for three of its agencies, the BLM, the National Park Service, and the U.S. Fish and Wildlife Service. The intent of the program is to help spread some of the costs for managing these lands among those who use them. The Gunnison Gorge is one of the original BLM fee demonstration pilot sites. The site was

specifically chosen to test BLM's ability to collect fees and user acceptance of fees in a remote, high intensity use area. All of the fees collected in the Gorge are returned to the Uncompahgre Field Office for use in managing the area. In 1997-98, the BLM conducted public meetings and formed a Fee Work Group composed of private and commercial interests and members of the BLM's Southwest Resource Advisory Council (RAC). The Work Group developed the schedule of fees that would be charged in the Gunnison Gorge and set funding priorities for spending the fees.

**Authorities:** The Omnibus Consolidated Rescissions and Appropriation Act of 1996 (PL 104-134, Sec. 315) provides the authority for BLM to carry out the Recreational Fee Demonstration Program by charging and collecting fees in Pilot Fee Sites. Under this authority, the agency "may assess a fine of not more than \$100 for any violations of the authority to collect fees for admission to the area or for the use of outdoor recreation sites, facilities, visitor centers, equipment, and services." Additional authorities for collecting user fees, implementing special regulations for visitor conduct, and imposing fines for noncompliance with regulations include the Federal Land Policy and Management Act of 1976, P.L.-94-579 (43 U.S.C. 1701 et seq.), the Land and Water Conservation Fund Act of 1965, P.L. 88-578 (16 U.S.C. 460 (1-6a) et seq.), and Title 43 CFR, Subpart 8372.

Dated: April 28, 1999

**Karen S. Tucker,**

*Acting Uncompahgre Field Office Manager.*

[FR Doc. 99-11100 Filed 5-3-99; 8:45 am]

BILLING CODE 4310-JB-M

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

#### Notice of Proposed Information Collection

**AGENCY:** Office of Surface Mining Reclamation and Enforcement Interior.

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

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995, the Office of Surface Mining Reclamation and Enforcement (OSM) is announcing its intention to renew authority for the collection of information under 30 CFR Part 774, Revision; renewal; and transfer, assignment, or sale of permit rights. The collection described below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The information collection request describes the nature of the information collection and the expected burden and cost.

**DATES:** OMB has up to 60 days to approve or disapprove the information collection but may respond after 30 days. Therefore, public comments should be submitted to OMB by June 3, 1999, in order to be assured of consideration.

**FOR FURTHER INFORMATION CONTACT:** To request a copy of the information collection request, explanatory information and related form, contact John A. Trelease at (202) 208-2783, or electronically to [jtreleas@osmre.gov](mailto:jtreleas@osmre.gov).

**SUPPLEMENTARY INFORMATION:** The Office of Management and Budget (OMB) regulations at 5 CFR 1320, which implementation provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104-13), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities (see 5 CFR 1320.8(d)). OSM has submitted a request to OMB to renew approval of the collection of information in 30 CFR Part 774, Revision; renewal; and transfer, assignment, or sale of permit rights. OSM is requesting a 3-year term of approval for this information collection activity.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control number for this collection of information is 1029-0088, and is identified in 30 CFR 774.10.

As required under 5 CFR 1320.8(d), a **Federal Register** notice soliciting comments on these collections of information was published on January 13, 1999 (64 FR 2231). No comments were received. This notice provides the public with an additional 30 days in which to comment on the following information collection activity:

**Title:** 30 CFR Part 774—Revision; renewal; and transfer, assignment, or sale of permit rights.

**OMB Control Number:** 1029-0088.

**Summary:** These regulations and sections 506(d), 511(a)(1) and 511(b) of SMCRA provide that persons seeking permit revisions, permit renewals, or the transfer, sale, or assignment of permit rights for surface coal mining operations must submit relevant information to the regulatory authority to allow the regulatory authority to determine whether the applicant and application meet the requirements for approval.

**Frequency of Collection:** On occasion.

**Decription of Respondents:** Coal mine operators and State regulatory authorities.

**Total Annual Responses:** 5,442.

**Total Annual Burden Hours:** 100,470.

Send comments on the need for the collection of information for the performance of the functions of the agency; the accuracy of the agency's burden estimates; ways to enhance the quality, utility and clarity of the information collection; and ways to minimize the information collection burden on respondents, such as use of automated means of collection of the information, to the following address. Please refer to OMB control number 1029-0088 in all correspondence.

**ADDRESSES:** Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Department of Interior Desk Officer, 725 17th Street, NW, Washington, DC 20503. Also, please send a copy of your comments to John A. Trelease, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave, NW, Room 210—SIB, Washington, DC 20240, or electronically to [jtreleas@osmre.gov](mailto:jtreleas@osmre.gov).

Dated: April 27, 1999.

**Richard G. Bryson,**

*Chief, Division of Regulatory Support.*

[FR Doc. 99-11124 Filed 5-3-99; 8:45 am]

BILLING CODE 4310-05-M

## DEPARTMENT OF JUSTICE

### Notice; 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, and section 122 of CERCLA, 42 U.S.C. 9622, notice is hereby given that on April 5, 1999, a proposed *De Minimis* partial Consent Decree in *United States v. American Jetway Corporation, et. al.*, Civil Action No. 98-73295, was lodged with the United States District Court for the Eastern District of Michigan, Southern Division. This consent decree represents a settlement of claims of the United States against American Renovating Company for reimbursement of response costs and injunctive relief in connection with the Metamora Landfill Superfund Site ("Site") pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601 *et seq.*

Under this settlement with the United States, American Renovating Company will pay \$20,078 in reimbursement of response costs incurred by the United States Environmental Protection Agency at 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 of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. American Jetway Corporation, et. al.*, D.J. Ref. 90-11-3-289/1.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Michigan, Southern Division, 211 West Fort Street, Suite 2300, Detroit, MI 48226, at the Region 5 Office of the Environmental Protection Agency, 77 West Jackson Street, Chicago, Illinois 60604-3590, and at the Consent Decree Library, 1120 G Street, NW, 3rd 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, 3rd Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$5.25 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Bruce Gelber,**

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

[FR Doc. 99-11072 Filed 5-3-99; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

### Notice of Consent Decree Under The Resource Conservation and Recovery Act and Clean Water Act

Notice is hereby given that a consent decree in *United States and State of Texas v. Encycle/Texas, Inc. and ASARCO, Inc.*, Civil Action No. H-99-1136 (S.D. Tx.) was lodged with the United States District Court for the Southern District of Texas on April 15, 1999.

In this action the United States and State of Texas sought injunctive relief and civil penalties under Section 3008(a) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6928(a), and the United States sought injunctive relief and civil penalties under Section 309 (b) and (d) of the Clean Water Act ("CWA"), 33 U.S.C. 1319 (b) and (d). The decree resolves civil penalty and injunctive relief claims of the United States and Texas against Encycle/Texas, Inc. ("Encycle") and ASARCO Inc. ("ASARCO") under RCRA for alleged violations of hazardous waste regulations associated with