

**SUPPLEMENTARY INFORMATION:** PVWMA is responsible for managing groundwater resources in the Pajaro Valley, located along the central coast of California. In the coastal area and throughout much of the groundwater basin in the Pajaro Valley, overdraft conditions have caused groundwater levels to drop below sea level, creating a landward pressure gradient that causes seawater from the Pacific Ocean to move inland, where it mixes with fresh water. Seawater intrusion increasingly is degrading groundwater quality and limiting the utility of groundwater for irrigation and domestic purposes. PVWMA proposes to prevent further overdraft of the groundwater basin and to halt seawater intrusion by implementing the Revised Basin Management Plan Project. As part of the project, PVWMA would import water supplies from the San Joaquin Valley in California using Central Valley Project (CVP) facilities, and develop a recycled water supply. These actions require Reclamation approval of: (1) Connection of a water pipeline to the Santa Clara Conduit of the San Felipe System of the CVP, (2) the design, planning, and construction of the Watsonville Area Water Recycling Project under Public Law 102-575, Title XVI, Section 1619, as amended, and (3) the environmental analysis of the use of CVP water in the Pajaro Valley.

The DEIS describes and presents the environmental effects of three alternatives, including the alternative of taking no action.

At the hearing, PVWMA staff will make a brief presentation to describe the proposed project, its purpose and need, alternatives, and scenarios for construction and operation. The public may comment on environmental issues addressed in the DEIS. If necessary, due to large attendance, comments may be limited to five minutes per speaker. Written comments will also be accepted.

Reclamation's practice is to make comments, including names and home addresses of respondents, available for public review. Individual respondents may request that we withhold their home address from public disclosure, which we will honor to the extent allowable by law. There may be other circumstances in which we would withhold a respondent's identity from public disclosure, as allowable by law. If you wish us to withhold your name and/or address, you must state this prominently at the beginning of your comment. We will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of

organizations or businesses, available for public disclosure in their entirety.

Dated: July 25, 2003.

**Kirk C. Rodgers,**

*Regional Director, Mid-Pacific Region.*

[FR Doc. 03-24261 Filed 9-24-03; 8:45 am]

**BILLING CODE 4310-MN-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act

Notice is hereby given that on September 11, 2003, a proposed Consent Decree in *United States v. Bayer CropScience, Inc.*, Civil Action No. 5:03CV00080 was lodged with the United States District Court for the Western District of Virginia.

In this action the United States sought to recover costs incurred in responding to the release or threatened release of hazardous substances into the environment from the Stauffer Chemical Company Superfund Site, located in Warren County, Virginia, near the town of Bentonville. The Consent Decree will recover five hundred fifty-seven thousand dollars (\$557,000) in past response costs from Bayer CropScience, Inc., successor-in-interest to Stauffer Chemical Company. In exchange for this payment, Bayer CropScience, Inc. will receive a release from liability, subject to certain conditions, for response costs incurred by the United States proper to the lodging of this Consent Decree. In addition, Bayer CropScience, Inc. will receive protection from contribution actions for recovery of past response costs incurred prior to the lodging of this Consent Decree.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Bayer CropScience, Inc.*, D.J. Ref. 90-11-2-07910.

The Consent Decree may be examined at the Office of the United States Attorney, 105 Franklin Street, Suite 1, Roanoke, Virginia, and at U.S. EPA Region III, 1650 Arch Street, Philadelphia, Pennsylvania. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/>

*open.html*. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy, please enclose a check in the amount of \$5.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Robert Brook,**

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

[FR Doc. 03-24302 Filed 9-24-03; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Clean Air Act and the Emergency Planning and Community Right-To-Know Act

Under 28 CFR 50.7, notice is hereby given that on September 16, 2003, a proposed Consent Decree in *United States v. Capital Cabinet Corp.*, Civil Action No. CV-S-03-1146-RLH-LRL, was lodged with the United States District Court for the District of Nevada.

In this action the United States sought injunctive relief and civil penalties under section 113(b) of the Clean Air Act, 42 U.S.C. 7413(b), and civil penalties under section 325(c)(1) of the Emergency Planning and Community Right-to-Know Act, 42 U.S.C. 11045(c), concerning the operation by Capital Cabinet Corp. ("Capital") of a wood furniture manufacturing facility in North Las Vegas, Nevada ("Facility").

Under the proposed Consent Decree, Capital would be required to limit its emissions of volatile organic compounds ("VOCs") to twenty-five tons per year, and three tons per month, for a minimum of five years, unless it were to convert all of its production coatings to coatings containing minimal levels of VOCs, or to install appropriate add-on controls, in which case the Facility would no longer be subject to annual or monthly VOC emissions limits. In addition, under the proposed Consent Decree, Capital would be required to be in full compliance with the National Emission Standard for Hazardous Air Pollutants for Wood Furniture Manufacturing Operations, codified at 40 CFR Part 63, Subpart JJ, within six months of entry of the Consent Decree, and to pay a civil penalty of \$142,000.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, with a copy to Matthew A. Fogelson, Trail Attorney, U.S. Department of Justice, Environment and Natural Resources Division, Environmental Enforcement Section, 301 Howard Street, Suite 1050, San Francisco, CA 94105, and should refer to *United States v. Capital Cabinet Corp.*, D.J. Ref. 90-5-2-1-07221.

The Consent Decree may be examined at the Office of the United States Attorney, 333 South Las Vegas Boulevard, Lloyd George Federal Building, Las Vegas, NV, and at U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$5.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Ellen M. Mahan,**

*Assistant Section Chief, Environmental Enforcement Section.*

[FR Doc. 03-24301 Filed 9-24-03; 8:45 am]

BILLING CODE 4410-15-M

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-369-OLA, 50-370-OLA, 50-413-OLA, and 50-414-OLA; ASLBP No. 03-815-03-OLA]

### Duke Energy Corporation, McGuire Nuclear Station, Units 1 and 2, Catawba Nuclear Station, Units 1 and 2; Establishment of Atomic Safety and Licensing Board

Pursuant to delegation by the Commission dated December 29, 1972, published in the **Federal Register**, 37 FR 28,710 (1972), and sections 2.105, 2.700, 2.702, 2.714, 2.714a, 2.717, 2.721, and 2.772(j) of the Commission's Regulations, all as amended, an Atomic

Safety and Licensing Board is being established to preside over the following proceeding: Duke Energy Corporation, McGuire Nuclear Station, Units 1 and 2, Catawba Nuclear Station, Units 1 and 2.

This Board is being established pursuant to a notice of consideration of issuance of an operating license amendment and opportunity for a hearing published in the **Federal Register** (68 FR 44,107 (July 25, 2003)). The proceeding involves petitions for intervention submitted on August 21, and August 25, 2003, respectively, by the Nuclear Information and Resource Service and the Blue Ridge Environmental Defense League challenging a request by Duke Energy Corporation to amend its operating licenses for the McGuire Nuclear Station, Units 1 and 2, and Catawba Nuclear Station, Units 1 and 2, near Charlotte, North Carolina. The amendment would change certain facility technical specifications to allow the use of four mixed oxide (MOX) lead assemblies at either the Catawba or McGuire plants.

The Board is comprised of the following administrative judges: Administrative Judge Ann Marshall Young, Chair, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; Administrative Judge Anthony J. Baratta, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; Administrative Judge Thomas S. Elleman, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

All correspondence, documents, and other materials shall be filed with the administrative judges in accordance with 10 CFR 2.701.

Issued at Rockville, Maryland, this 17th day of September, 2003.

**G. Paul Bollwerk, III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. 03-24209 Filed 9-24-03; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8968-ML-REN; ASLBP No. 03-809-01-ML-REN]

### Hydro Resources, Inc., Crownpoint, New Mexico; Notice of Reconstitution

Pursuant to the authority contained in 10 CFR 2.722 and 2.1209, the Special Assistant in the above-captioned 10 CFR part 2, subpart L proceeding is hereby

replaced by appointing Administrative Judge Richard F. Cole in place of Administrative Judge Thomas D. Murphy.

All correspondence, documents, and other material shall be filed with the Special Assistant in accordance with 10 CFR 2.1203. The address of the new Special Assistant is: Administrative Judge Richard F. Cole, Special Assistant, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Issued at Rockville, Maryland, this 16th day of September, 2003.

**G. Paul Bollwerk, III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. 03-24210 Filed 9-24-03; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8968-ML; ASLBP No. 95-706-01-ML]

### Hydro Resources, Inc., Rio Rancho, New Mexico; Notice of Reconstitution

Pursuant to the authority contained in 10 CFR 2.722 and 2.1209, the Special Assistant in the above-captioned 10 CFR part 2, subpart L proceeding is hereby replaced by appointing Administrative Judge Richard F. Cole in place of Administrative Judge Thomas D. Murphy.

All correspondence, documents, and other material shall be filed with the Special Assistant in accordance with 10 CFR 2.1203. The address of the new Special Assistant is: Administrative Judge Richard F. Cole, Special Assistant, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Issued at Rockville, Maryland, this 16th day of September, 2003.

**G. Paul Bollwerk, III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. 03-24211 Filed 9-24-03; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8027-MLA-4; ASLBP No. 99-770-09-MLA]

### Sequoyah Fuels Corporation, Gore, Oklahoma; Notice of Reconstitution

Pursuant to the authority contained in 10 CFR 2.722 and 2.1209, the Special