The Hansen Companies' settlement is based on the limited financial resources available to the Companies and Mr. Spenst Hansen. The Decree provides for various in-kind contributions of materials like clean water and soil necessary to implement the clean up, allows EPA to construct response action structures on the Hansen Company properties, and provides for operation and maintenance of response action structures by the Hansen Companies. The Decree also contains the parties' promises to perform operation and maintenance work necessary to maintain the remedy on those portions of the Site owned by the Hansen Companies.

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. *Bullion Beck Mining Corporation, Godiva Silver Mines, Inc., Keystone Surveys, Inc., and Spenst Hansen*, Civil Action No. 2:04CV00311 TS, D.J. Ref. 90–11–3–07993/1.

The Consent Decree may be examined at U.S. EPA Region 8, 999 18th Street, Suite 500, Denver, Colorado, 80202. During the public comment period, the Settlement Agreement, 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*), 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 $12.25 for the Hansen Companies Consent Decree (excluding appendices), or $20.75 (including appendices) payable to the U.S. Treasury.

Robert Brook,

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

[FR Doc. 04–9093 Filed 4–21–04; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Between the United States of America and Burlington Northern and Santa Fe Railway Company, et al. Under the Comprehensive Environmental Response, Compensation, and Liability Act

Under 28 CFR 50.7, notice is hereby given that on April 9, 2004, a proposed Consent Decree ("Consent Decree'') in the case of *United States of America* v. *Burlington Northern and Sante Fe Railway Company et al.,* Civil Action No. 04–0319–CV–NKL (W.D. MO.), has been lodged with the United States District Court for the Western District of Missouri. the Consent Decree was lodged contemporaneously with the filing of the complaint.

The Complaint seeks performance of work and the recovery of costs incurred in connection with the response action taken at the Armour Road Superfund Site in North Kansas City, Missouri. The Consent Decree requires that a substantial removal action will be performed by two of the Settling Defendants. Four "cash-out'' Settling Defendants are required under this Consent Decree to pay $530,000 into an escrow account which will be used by the performing defendants to conduct and finance the removal action. In exchange, the United States will provide a covenant not to sue and contribution protection to all six of the Defendants.

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 of America* v. *Burlington Northern and Santa Fe Railway Company et al.,* D.J. Ref. 90–11–3–08035.

The Consent Decree may be examined at the Office of the United States Attorney, Western District of Missouri, 400 East Ninth St., Room 5510, Kansas City, MO, 64106, and at U.S. EPA Region 7, 901 North Fifth St., Kansas City, Kansas, 66101. During the public comment period, the Consent Decree may 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*), 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 $13.50 (25 cents per page reproduction cost, without attachments) payable to the United States Treasury for payment.

Robert Maher,

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

[FR Doc. 04–9094 Filed 4–21–04; 8:45 am]

BILLING CODE 4410–15–M

DEPARTMENT OF JUSTICE

Notice of Lodging Proposed Consent Decree

In accordance with Department Policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in *United States* v. *The Moulis Corporation d/b/a Fox Lake Harbor Marina, and Joseph F. Moulis III,* Case No. 04 C 616, was lodged with the United States District Court for the Northern District of Illinois on April 15, 2004. This proposed Consent Decree concerns a complaint filed by the United States against the Defendants pursuant to Section 301(a) of the Clean Water Act ("CWA''), 33 U.S.C. 1311(a) and Section 10 of the Rivers and Harbors Appropriation Act of 1899, 33 U.S.C. 403 ("RHA''), to obtain injunctive relief from and impose civil penalties against the Defendants for filling wetlands on their property without a permit and for installing a boat ramp and associated structures in Fox Lake without a permit.

The proposed Consent Decree prohibits mowing, cutting, clearing, cultivating, dredging, excavating, farming, filling, dewatering, draining or otherwise disturbing in any manner whatsoever the wetland impact area, and requires removal of all fill material from the wetland impact area, and either removal of the ramp and associated structures or the purchase and abandonment of another ramp on Fox Lake. The Consent Decree also requires payment of a civil penalty, and requires payment to a wetland restoration fund.

The Department of Justice will accept written comments relating to this proposed Consent Decree for thirty (30) days from the date of publication of this notice. Please address comments to Kurt Lindland, Assistant United States Attorney, United States Attorney's Office, 5th Floor, 219 S. Dearborn Street, Chicago, Illinois 60604 and refer to *United States* v. *The Moulis Corporation*