

Dated: September 19, 2005.

Edwin L. Roberson,

*District Manager, Las Cruces.*

[FR Doc. 05-20086 Filed 10-5-05; 8:45 am]

BILLING CODE 4310-VC-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[WO-300-1330-EO]

#### **Notice of a 120-Day Public Comment Period To Affirm the Policy for the Standards To Establish the Potash Enclave as Used To Administer the Secretarial Order of 1986 Entitled "Oil and Gas and Potash Leasing and Development Within the Designated Potash Area of Eddy and Lea Counties, New Mexico"**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice.

**SUMMARY:** The Bureau of Land Management (BLM) originally published this notice on Tuesday, August 30, 2005 [70 FR 51364] and solicited public comments on the report which affirms the existing policy on the criteria used to establish the potash enclave. The BLM gave the public 30 days to comment on these Policy Standards. The public comment period ended on Thursday, September 29, 2005. The BLM received numerous requests to lengthen the comment period. The BLM will re-issue a comment period for 120 days.

**DATES:** Comments should be submitted to the address below no later than February 3, 2006.

**ADDRESSES:** Written comments should be addressed to Group Manager, Solid Minerals, 1620 L Street, NW., Mail Stop 501 LS, Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:** Charlie Beecham, Mining Engineer, 1620 L St., NW., Mail Stop 501 LS, Washington, DC 20036, telephone (202) 785-6570.

Thomas Lonnie,

*Assistant Director, Minerals, Realty and Resource Protection.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[ES-960-1420-BJ-TRST] ES-053597,  
Group No. 161, Wisconsin

#### **Eastern States: Filing of Plat of Survey**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of Filing of Plat of Survey; Wisconsin.

**SUMMARY:** The Bureau of Land Management (BLM) will file the plat of survey of the lands described below in the BLM-Eastern States, Springfield, Virginia, 30 calendar days from the date of publication in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Bureau of Land Management, 7450 Boston Boulevard, Springfield, Virginia 22153. Attn: Cadastral Survey.

**SUPPLEMENTARY INFORMATION:** This survey was requested by the Bureau of Indian Affairs.

The lands we surveyed are:

**Fourth Principal Meridian, Wisconsin**  
T. 40 N., R. 6 W.

The plat of survey represents the dependent resurvey of the Fourth Standard Parallel North in Range 6 West, a portion of the Fourth Standard Parallel North in Range 7 West, a portion of the south and west boundaries, a portion of the subdivisional lines; and the subdivision of certain sections, the reestablishment of a portion of the record meander line and a survey of a portion of the present shore line of James Lake, and the apportionment of the shore line frontage to the original lots 2 and 3 in section 20, Township 40 North, Range 6 West, Fourth Principal Meridian, Wisconsin, and was accepted September 29, 2005. We will place a copy of the plat we described in the open files. It will be available to the public as a matter of information.

If BLM receives a protest against this survey, as shown on the plat, prior to the date of the official filing, we will stay the filing pending our consideration of the protest. We will not officially file the plat until the day after we have accepted or dismissed all protests and they have become final, including decisions on appeals.

Dated: September 29, 2005.

Stephen D. Douglas,  
*Chief Cadastral Surveyor.*

[FR Doc. 05-20052 Filed 10-5-05; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Bureau of Reclamation

#### **Safety Modifications for Folsom Dam and Appurtenant Structures (Folsom Safety of Dams Project)— Sacramento, El Dorado, and Placer Counties, CA**

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Notice of intent to prepare an Environmental Impact Statement (EIS) and notice of public scoping meetings.

**SUMMARY:** Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA), the Bureau of Reclamation (Reclamation) intends to prepare an EIS for the implementation of the safety modifications for Folsom Dam and Appurtenant Structures (Folsom Safety of Dams Project). Reclamation seeks to improve public safety by modifying Folsom Facilities and its appurtenant structures (Folsom Facilities) to mitigate issues identified in previous and ongoing safety evaluations. Studies are being conducted by Reclamation to identify alternatives (modifications) to address these conditions.

Engineering, Economic, and Environmental studies are being conducted to help determine reasonable design alternatives. Information gathered from the EIS process will be used in conjunction with engineering and economic principles to determine preferred alternatives.

**DATES:** Reclamation will seek public input on alternatives, concerns, and issues to be addressed in the EIS through scoping meetings on Tuesday, November 1 and Thursday, November 3, 2005, from 6:30 to 9 p.m. in Folsom, California.

**ADDRESSES:** The public scoping meetings will be held at the Folsom Community Center, 52 Natoma Street in Folsom, California 95630.

Send written comments on the scope of alternatives and impacts to be considered to Mr. Shawn Oliver at the address below, no later than 2 weeks after the second scheduled public scoping meeting.

**FOR FURTHER INFORMATION CONTACT:** Mr. Shawn Oliver, Bureau of Reclamation, 7794 Folsom Dam Road, Folsom, California 95630; telephone number (916) 989-7256; e-mail [soliver@mp.usbr.gov](mailto:soliver@mp.usbr.gov).

**SUPPLEMENTARY INFORMATION:** Reclamation seeks to mitigate potential safety issues identified in previous and ongoing studies for the Folsom Dam complex, including Main Folsom Dam,

the two wing dams, Mormon Island Auxiliary Dam, and the eight dikes. Retrofitting and increasing the flood control capacity of the Folsom Dam and its appurtenant structures are currently being studied. Locating and extracting adequate borrow materials for embankment modifications will be a major component of the project. Reclamation has determined that an EIS is warranted to examine the potential impacts for implementation of the Folsom CAS Project on the natural and human environment.

Potential Modification Alternatives to the Folsom Dam and appurtenant structures are being identified to reduce risks associated with:

1. Major Flood Events
2. Earthquakes
3. Seepage and Piping through Embankments

Folsom Dam and Embankment Hydrologic Alternatives include, but are not limited to:

1. Embankment Raise Options
2. Auxiliary Spillway on the Left Abutment Options

Folsom Dam and Embankment Seismic and Static Alternatives include, but are not limited to:

1. Mormon Island Auxiliary Dam Seismic Alternatives
2. Concrete Dam Seismic Options
3. Folsom Dam and Embankment Static Alternatives

If special assistance is required at the scoping meetings, please contact Mr. Shawn Oliver, Bureau of Reclamation, at (916) 989-7256. Please notify Mr. Oliver as far in advance of the meetings as possible to enable Reclamation to secure the needed services. If a request cannot be honored, the requestor will be notified.

Reclamation's policy is to make comments, including names and home addresses of respondents, available for public review. Individual respondents may request that we withhold their name and/or home address from public disclosure, which Reclamation will honor to the extent 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. Reclamation 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: August 25, 2005.

**Michael Nepstad,**

*Deputy Regional Environmental Officer, Mid-Pacific Region.*

[FR Doc. 05-20051 Filed 10-5-05; 8:45 am]

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## 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 19, 2005, a proposed Consent Decree ("Consent Decree") in *United States v. Eliskim, Inc. et al.*, Civil Action No. 1:05CV2196 was lodged with the United States District Court for the Northern District of Ohio, Eastern Division.

In this action, the United States, on behalf of the United States Environmental Protection Agency ("EPA"), sought to recover response costs from Eliskim, Inc. ("Eliskim") and the City of Geneva, Ohio ("City") pursuant to Section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 107. The response costs were incurred in response to releases and threatened releases of hazardous substances from the True Temper Sports Superfund Site located in the City of Geneva, Ohio (the "Site"). The Consent Decree would require Eliskim and the City to pay respectively \$56,500 and \$12,500 toward the response costs incurred by EPA, which are presently estimated to be \$118,000. The Consent Decree would resolve Eliskim's liability for: (1) Past response costs at the Site; and (2) costs, penalties, and fees pursuant to an Administrative Order by Consent at the Site. To the extent provided by the Consent Decree, certain specified benefits of the settlement would also extend to Eliskim's parent corporation, American Household, Inc. Finally, the Consent Decree would grant the City a *de minimis* covenant not to sue pursuant to Section 122(g) of CERCLA, 42 U.S.C. 9622(g).

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. Eliskim, Inc., et al.*, No. 1:05CV2196 (N.D. Ohio), D.J. Ref. 90-11-2-1310/1.

The Consent Decree may be examined at the Office of the United States Attorney, 801 West Superior Avenue, Suite 400, Cleveland, Ohio 44113-1852, and at U.S. EPA Region 5, 77 West Jackson Boulevard, 14th Floor, Chicago, Illinois. 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 \$17.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**William D. Brighton,**

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

[FR Doc. 05-20041 Filed 10-5-05; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Amended Notice of Lodging of Settlement Agreement Pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act and the Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with 28 CFR 50.7 and 42 U.S.C. 9622(i), notice is hereby given that on September 13, 2005, a Settlement Agreement was lodged with the United States District Court for the District of Puerto Rico in *United States v. Tropical Fruit, S.E., et al.*, Civil Action No. 97-1442-DRD. On October 25, 2001, the Court entered a Consent Decree between the United States, on behalf of the U.S. Environmental Protection Agency ("EPA"), and Defendants pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act ("FIFRA"), 7 U.S.C. 136 *et seq.*, and the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.*, with respect to a Farm located in Rural Zone Boca, Guayanilla, Puerto Rico. The Consent Decree required Defendants to pay \$35,000 in penalties and CERCLA response costs and to comply with extensive injunctive relief measures, including the creation of a no-spray buffer zone on the northern and a portion of the western perimeter of the Farm which will vary in width up to 173 feet. In December 2004, the United States filed a Motion to Enforce the Consent Decree and for stipulated penalties in that the United States alleged that Defendants violated certain provisions of the Consent Decree