

**DEPARTMENT OF THE INTERIOR****Bureau of Reclamation****Notice of Availability of the Injury Assessment Plan for the Upper Columbia River Site, Washington**

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

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

**SUMMARY:** The Bureau of Reclamation, on behalf of the Department of the Interior, as a natural resource trustee, announces the release of the Injury Assessment Plan for the Upper Columbia River Site. The Injury Assessment Plan describes the activities that constitute the natural resource trustees' (Department of the Interior, State of Washington, Confederated Tribes of the Colville Reservation, and the Spokane Tribe of Indians) currently proposed approach to conducting the assessment of natural resources exposed to hazardous substances, including heavy metals, dioxins, and polychlorinated biphenyls.

**DATES:** Submit written comments on the Injury Assessment Plan on or before September 20, 2012.

**ADDRESSES:** Send written comments or requests for copies of the Injury Assessment Plan to Deidre Emerson, Upper Columbia River/Lake Roosevelt, c/o Bureau of Land Management, 1103 N. Fancher Road, Spokane Valley, WA 99212; via email to [demerson@blm.gov](mailto:demerson@blm.gov); or via the Web: <http://parkplanning.nps.gov/documentsOpenForReview.cfm?parkID=318&projectID=42954>. You may download the Injury Assessment Plan at <http://parkplanning.nps.gov/documentsList.cfm?projectID=42954>. See the **SUPPLEMENTARY INFORMATION** section for locations where copies of the Injury Assessment Plan are available for public review.

**FOR FURTHER INFORMATION CONTACT:** Deidre Emerson at 509-536-1222.

**SUPPLEMENTARY INFORMATION:** The Upper Columbia River Site has been determined to have been contaminated with hazardous substances, including heavy metals, dioxins, and polychlorinated biphenyls along a stretch of the Columbia River from the Canadian/United States border downstream to Grand Coulee Dam in Washington State.

The Injury Assessment Plan (Plan) is being released in accordance with the Natural Resource Damage Assessment Regulations found at Title 43 of the Code of Federal Regulations part 11. The Plan is the second step in the damage assessment, the goal of which is

to restore natural resources injured by the release of hazardous substances. The first step, a pre-assessment screen of various sources of contamination, was completed in 2009.

The Plan has been developed within the authority provided by the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, 42 U.S.C.

Copies of the Plan are available for public review at the following locations:

- Bureau of Land Management, 1103 N. Fancher Road, Spokane Valley, WA 99212
- National Park Service, Kettle Falls Visitor Center, 425 West 3rd St., Kettle Falls, WA 99141
- National Park Service, 1008 Crest Drive, Coulee Dam, WA 99116
- Confederated Tribes of the Colville Reservation, Office of Environmental Trust, Building #2, 12 Belvedere Street, Nespelem, WA 99138
- Spokane Tribal Department of Natural Resources Office, 6290-D Ford-Wellpinit Road, Wellpinit, WA 99040
- Washington Department of Ecology, 4601 North Monroe, Spokane, WA 99205

**Public Disclosure**

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: July 30, 2012.

**Lorri J. Lee,**

*Regional Director, Pacific Northwest Region.*

[FR Doc. 2012-19112 Filed 8-3-12; 8:45 am]

**BILLING CODE 4310-MN-P**

**DEPARTMENT OF JUSTICE****Notice of Lodging of Fourth Amendment to Consent Decree Under the Clean Air Act**

Notice is hereby given that on July 31, 2012, a proposed Fourth Amendment to the Consent Decree entered in the case of *United States, et al. v. Phillips 66 Company, et al.*, Civil Action No. H-05-0258, was lodged with the United States District Court for the Southern District of Texas.

Under the original Consent Decree, ConocoPhillips Company ("COPC") agreed to implement innovative

pollution control technologies to reduce emissions of nitrogen oxides, sulfur dioxide, and particulate matter from refinery process units at nine refineries owned and operated by COPC. COPC also agreed to adopt facility-wide enhanced benzene waste monitoring and fugitive emission control programs.

Subsequently, the Court entered First, Second, and Third Amendments to the Consent Decree. In addition, in 2007, a new owner (WRB Refining) of two of the refineries (the Wood River and Borger Refineries) was added as a defendant. Finally, on June 1, 2012, Phillips 66 Company ("Phillips 66") was substituted for COPC as a defendant because Phillips 66 acquired ownership and operation of seven refineries and acquired operation, but not ownership, of the Wood River and Borger Refineries.

The proposed Fourth Amendment exclusively involves the refinery located in Trainer, Pennsylvania ("Trainer Refinery"). Under the proposed Fourth Amendment, an entity known as Monroe Energy, LLC ("Monroe Energy") will assume all outstanding, uncompleted Consent Decree obligations at the Trainer Refinery because Phillips 66 sold the Trainer Refinery to Monroe Energy in June 2012. Simultaneously, Phillips 66 will be released from liability for all obligations at the Trainer Refinery.

In the proposed Fourth Amendment, the United States is joined by Co-Plaintiff the Commonwealth of Pennsylvania.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Fourth Amendment. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either emailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States, et al. v. Phillips 66 Company, et al.*, D.J. Ref. No. 90-5-2-1-06722/1.

During the public comment period, the Fourth Amendment may be examined on the following Department of Justice Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Fourth Amendment 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 emailing a request to "Consent Decree Copy" ([EESCDCopy.ENRD@usdoj.gov](mailto:EESCDCopy.ENRD@usdoj.gov)), fax number (202) 514-0097; phone confirmation number (202) 514-5271. If

requesting a copy from the Consent Decree Library by mail, please enclose a check in the amount of \$4.75 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if requesting by email or fax, forward a check in that amount to the Consent Decree Library at the address given above.

**Maureen M. Katz,**

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

[FR Doc. 2012–19129 Filed 8–3–12; 8:45 am]

**BILLING CODE 4410–15–P**

## NATIONAL SCIENCE FOUNDATION

### Notice of Permit Applications Received Under the Antarctic Conservation Act of 1978

**AGENCY:** National Science Foundation.

**ACTION:** Notice of Permit Applications Received under the Antarctic Conservation Act of 1978, Public Law 95–541.

**SUMMARY:** The National Science Foundation (NSF) is required to publish a notice of permit applications received to conduct activities regulated under the Antarctic Conservation Act of 1978. NSF has published regulations under the Antarctic Conservation Act at Title 45 Part 670 of the Code of Federal Regulations. This is the required notice of permit applications received.

**DATES:** Interested parties are invited to submit written data, comments, or views with respect to this permit application by September 5, 2012. This application may be inspected by interested parties at the Permit Office, address below.

**ADDRESSES:** Comments should be addressed to Permit Office, Room 755, Office of Polar Programs, National Science Foundation, 4201 Wilson Boulevard, Arlington, Virginia 22230.

**FOR FURTHER INFORMATION CONTACT:** Polly A. Penhale at the above address or (703) 292–7420.

**SUPPLEMENTARY INFORMATION:** The National Science Foundation, as directed by the Antarctic Conservation Act of 1978 (Pub. L. 95–541), as amended by the Antarctic Science, Tourism and Conservation Act of 1996, has developed regulations for the establishment of a permit system for various activities in Antarctica and designation of certain animals and certain geographic areas requiring special protection. The regulations establish such a permit system to designate Antarctic Specially Protected Areas.

The applications received are as follows:

### Permit Application 2013–017

1. *Applicant:* Michael J. Polito, Department of Biology, Woods Hole Oceanographic Institution, Woods Hole Road, Woods Hole, MA 02543.

### Activity for Which Permit Is Requested

Take and enter Antarctic Specially Protected Areas. The applicant plans to capture and handle adult penguins (Gentoo, Chinstrap and Adelie) to obtain small samples of body and tail feathers. These samples will be analyzed for mitochondrial and nuclear (microsatellites) DNS markers, molecular sexing and eventually stable isotope analysis to help interpret population and migratory connectivity. At a maximum of 10 sites, approximately 50 individuals of each species will be sampled for a maximum of 500 individuals of each species. The applicant plans to enter the following sites on an opportunistic basis: ASPA 107–Dion Islands; ASPA 108–Green Island; ASPA 109–Moa Island; ASPA 110–Lynch Island; ASPA 111–Southern Powell Island and adjacent islands; ASPA 112–Coppermine Peninsula, Robert Island; ASPA 113–Litchfield Island; ASPA 114–North Coronation Island; ASPA 115–Lagotellerie Island; ASPA 117–Avian Island; ASPA 125–King George Island; ASPA 126–Livingston Island; ASPA 128–Western shore of Admiralty Bay; ASPA 132–Potter Peninsula; ASPA 133–Harmony Point, Nelson Island; ASPA 134–Cierva Point, Danco Coast; ASPA 139–Biscoe Point, Anvers Island; and ASPA 149–Cape Shirreff, Livingston Island, and ASPA 150–Ardley Island.

### Location

ASPA 107–Dion Islands; ASPA 108–Green Island; ASPA 109–Moa Island; ASPA 110–Lynch Island; ASPA 111–Southern Powell Island and adjacent islands; ASPA 112–Coppermine Peninsula, Robert Island; ASPA 113–Litchfield Island; ASPA 114–North Coronation Island; ASPA 115–Lagotellerie Island; ASPA 117–Avian Island; ASPA 125–King George Island; ASPA 126–Livingston Island; ASPA 128–Western shore of Admiralty Bay; ASPA 132–Potter Peninsula; ASPA 133–Harmony Point, Nelson Island; ASPA 134–Cierva Point, Danco Coast; ASPA 139–Biscoe Point, Anvers Island; and ASPA 149–Cape Shirreff, Livingston Island, and ASPA 150–Ardley Island.

### Dates

October 1, 2012 to September 31, 2013.

**Nadene G. Kennedy,**

*Permit Officer, Office of Polar Programs.*

[FR Doc. 2012–19114 Filed 8–3–12; 8:45 am]

**BILLING CODE 7555–01–P**

## NATIONAL SCIENCE FOUNDATION

### Notice of Permit Application Received Under the Antarctic Conservation Act of 1978

**AGENCY:** National Science Foundation.

**ACTION:** Notice of Permit Applications Received Under the Antarctic Conservation Act.

**SUMMARY:** Notice is hereby given that the National Science Foundation (NSF) has received a waste management permit application for Quark Expeditions' cruise ships to conduct a number of activities, including: Shore excursions via zodiac, camping ashore or extended stays, mountaineering, kayaking, cross country skiing, and downhill skiing. The application is submitted by Quark Expeditions of Waterbury, Vermont and submitted to NSF pursuant to regulations issued under the Antarctic Conservation Act of 1978.

**DATES:** Interested parties are invited to submit written data, comments, or views with respect to this permit application by September 5, 2012. Permit applications may be inspected by interested parties at the Permit Office, address below.

**ADDRESSES:** Comments should be addressed to Permit Office, Room 755, Office of Polar Programs, National Science Foundation, 4201 Wilson Boulevard, Arlington, Virginia 22230.

**FOR FURTHER INFORMATION CONTACT:** Dr. Polly A. Penhale at the above address or (703) 292–8030.

**SUPPLEMENTARY INFORMATION:** NSF's Antarctic Waste Regulation, 45 CFR Part 671, requires all U.S. citizens and entities to obtain a permit for the use or release of a designated pollutant in Antarctica, and for the release of waste in Antarctica. NSF has received a permit application under this Regulation for conduct of activities such as shore excursions, camping, where emergency provisions will be taken ashore that would include cook stoves, fuel, radios, batteries, etc. and may include the generation of waste. In addition, mountaineering activities that would include use of emergency provisions, crampons, ice axes, climbing harnesses,