

ways to minimize the information collection burden on respondents, such as use of automated means of collection of the information. A summary of the public comments will accompany OSM's submission of the information collection request to OMB.

This notice provides the public with 60 days in which to comment on the following information collection activity:

Title: Underground Mining Permit Applications—Minimum Requirements for Reclamation and Operation Plans, 30 CFR 784.

OMB Control Number: 1029-0039.

Summary: Sections 507(b), 508(a) and 516(b) of Public Law 95-87 require underground coal mine permit applicants to submit an operations and reclamation plan and establish performance standards for the mining operation. Information submitted is used by the regulatory authority to determine if the applicant can comply with the applicable performance and environmental standards required by the law.

Bureau Form Number: None.

Frequency of Collection: Once.

Description of Respondents: 80 Underground coal mining permit applicants and 24 State regulatory authorities.

Total Annual Responses: 80.

Total Annual Burden Hours: 82,480.

Total Annual Cost Burden: \$680,000

Dated: January 20, 2004.

John A. Trelease,

Acting Chief, Division of Regulatory Support.

[FR Doc. 04-1492 Filed 1-22-04; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF JUSTICE

Notice of Proposed Settlement Agreement Under the Oil Pollution Act of 1990 [33 U.S.C. 2701 et seq.]

Notice is hereby given that the United States Department of Justice, on behalf of the United States Department of Interior Fish and Wildlife Service, and the California Department of Fish and Game, the California Regional Water Quality Control Board, Lahontan Region, the Nevada Division of Environmental Protection, and the Nevada Department of Wildlife and Advanced Fuel Filtration Systems, Inc. have reached a settlement regarding claims for injuries to natural resources arising from an oil spill into the East Walker River.

The five government agencies who are parties to the settlement are acting in their capacities as designated natural

resource trustees under the Oil Pollution Act of 1990, 33 U.S.C. 2701, *et seq.* to recover damages for natural resources, as authorized by 33 U.S.C. 2702(b)(2)(A). The oil spill occurred on December 30, 2000 when a tank truck operated by Advanced Fuel Filtration Systems overturned near Bridgeport, California and spilled approximately 6100 gallons of fuel oil.

Under the proposed settlement agreement, Advanced Fuel Filtration Systems will pay \$350,000 to the Natural Resource Damage Assessment and Restoration Fund, established by 43 U.S.C. 1474b, to be used by the natural resource trustee agencies to restore, rehabilitate or acquire the equivalent of, those resources injured by the spill and to compensate the public for lost recreational opportunities. It will also pay to the California Department of Fish and Game \$68,000 for reimbursement of past assessment costs. It has previously paid to the United States Department of the Interior \$50,000 for assessment costs.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Settlement Agreement. 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 the Settlement Agreement Among the United States Department of the Interior, et al., and Advanced Fuel Filtration Systems, DJ # 90-5-1-1-08070. The Settlement Agreement may be examined at the U.S. Fish and Wildlife Service, 1340 Financial Blvd., Suite 234, Reno, Nevada (contact Damian Higgins, 775-861-6300). 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 Settlement Agreement 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

\$1.75 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Ellen M. Mahan,

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

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Water Act

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States of America v. Clatsop County* (D. Or.), CV-04-42-HU, was lodged in the United States District Court for the District of Oregon on January 14, 2004.

The proposed Consent Decree concerns a complaint filed by the United States against Clatsop County, Oregon, pursuant to Clean Water Act Section 309, 33 U.S.C. 1319, to obtain injunctive relief from and impose a civil penalty against the Defendant for violating the Clean Water Act by discharging pollutants without a permit into waters of the United States. The proposed Consent Decree resolves these allegations by requiring the Defendant to conduct appropriate restoration and mitigation and to pay a civil penalty. The Consent Decree also provides for the Defendant to perform supplemental environmental projects.

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 David Kaplan, Senior Trial Counsel, United States Department of Justice, Environmental Defense Section, P.O. Box 23986, Washington, DC 20026-3986, and refer to *United States of America v. Clatsop County*, DJ Reference No. 90-5-1-1-16817.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the District of Oregon (Portland), Mark O. Hatfield U.S. Courthouse, 1000 SW. Third Avenue, Portland, Oregon. In addition, the proposed Consent Decree may be viewed at <http://www.usdoj.gov/enrd/open.html>.

Russell Young,

Assistant Chief, Environmental Defense Section, Environment and Natural Resources Division, United States Department of Justice.

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