

Secs. 1 to 36, inclusive.
Containing approximately 22,139 acres.
T. 5 N., R. 81 W.,
Secs. 1 to 36, inclusive.
Containing approximately 19,302 acres.
T. 5 N., R. 82 W.,
Secs. 25 to 36, inclusive.
Containing approximately 5,475 acres.
Aggregating approximately 99,321 acres.

Notice of the decision will also be published four times in the Tundra Drums.

DATES: The time limits for filing an appeal are:

1. Any party claiming a property interest which is adversely affected by the decision shall have until September 11, 2009 to file an appeal.

2. Parties receiving service of the decision by certified mail shall have 30 days from the date of receipt to file an appeal.

Parties who do not file an appeal in accordance with the requirements of 43 CFR part 4, subpart E, shall be deemed to have waived their rights.

ADDRESSES: A copy of the decision may be obtained from: Bureau of Land Management, Alaska State Office, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7504.

FOR FURTHER INFORMATION CONTACT: The Bureau of Land Management by phone at 907-271-5960, or by e-mail at ak.blm.conveyance@ak.blm.gov. Persons who use a telecommunication device (TTD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8330, 24 hours a day, seven days a week, to contact the Bureau of Land Management.

Robert Childers,

Land Law Examiner, Land Transfer Adjudication II Branch.

[FR Doc. E9-19409 Filed 8-10-09; 11:15 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Federal Water Pollution Control Act ("Clean Water Act")

Notice is hereby given that on August 6, 2009, a proposed Consent Decree in *United States of America v. Aggregate Industries—Northeast Region, Inc.*, Civil Action No. 09-11321 was lodged with the United States District Court for the District of Massachusetts.

In this action the United States alleged that Defendant violated sections 301 and 308 of the Clean Water Act, 33 U.S.C. 1311 and 1318, at twenty-three of its facilities in Massachusetts and New Hampshire by failing to apply for permits required under the National

Pollution Discharge Elimination System ("NPDES"), discharging process water and/or storm water without a permit, violating effluent limitations established in its NPDES permits, and failure to comply with the requirements of the Multi-Sector General Permit for storm water discharges. The Consent Decree requires Defendant to pay a civil penalty of \$2.75 million within 30 days of entry of the decree, as well as implement a number of operational changes designed to ensure compliance with the Clean Water Act at all its facilities. These changes include performance of comprehensive evaluations of all construction materials facilities currently owned by Aggregate, as well as those acquired within three years of entry of the CD, hiring two employees with certification in storm water management who are responsible for compliance with the storm water permits, and providing annual storm water training for all employees with operational responsibilities.

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, and either e-mailed to 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 v. Aggregate Industries—Northeast Region, Inc.*, D.J. Ref. 90-5-1-1-08932.

The Consent Decree may be examined at the Office of the United States Attorney, One Courthouse Way, John Joseph Moakley Courthouse, Boston, MA 02210, and at U.S. EPA Region 1, One Congress Street, Boston, MA 02114. 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/Consent_Decrees.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 \$16.50 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the

Consent Decree Library at the stated address.

Maureen Katz,

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

[FR Doc. E9-19255 Filed 8-11-09; 8:45 am]

BILLING CODE 4410-15-P

DEPARTMENT OF JUSTICE

Notice of Lodging Proposed Consent Decree

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States of America v. Union Pacific Railroad Company*, No. 2:09-CV-01453 (D. Nev.), was lodged with the United States District Court for the District of Nevada on August 6, 2009.

The proposed Consent Decree concerns a complaint filed by the United States against Union Pacific Railroad Company, pursuant to sections 309(b) and (d) of the Clean Water Act, 33 U.S.C. 1319(b) and (d), to obtain injunctive relief and civil penalties against Union Pacific Railroad Company for the unauthorized discharge of pollutants in Lincoln and Clark Counties, Nevada, in violation of sections 301(a), 402, and 404 of the Clean Water Act, 33 U.S.C. 1311(a), 1342, & 1344, and for failure to timely submit information in violation of section 308 of the Clean Water Act, 33 U.S.C. 1318. The proposed Consent Decree resolves these allegations by requiring Union Pacific Railroad Company to restore the impacted areas, to perform mitigation, and to pay a civil penalty.

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 Andrew J. Doyle, Trial Attorney, Environmental Defense Section, P.O. Box 23986, Washington, DC 20026, and refer to *United States v. Union Pacific Railroad Company*, DJ # 90-5-1-1-17847.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the District of Nevada, Las Vegas, or via the court's case management and electronic docketing system at <https://ecf.nvd.uscourts.gov/cgi-bin/ShowIndex.pl>. In addition, the proposed Consent Decree may be viewed at