

based on a maximum of 64 wells per 640-acre section of land. These wells are projected to be drilled over a 10-year period to produce gas from the NPL pool. To minimize surface disturbance, wells would be directionally drilled from up to four 18-acre multi-well pad locations per 640-acre section of land. Approximately 10 natural gas drilling rigs would be used. Only drilling muds and cement mixed with fresh water would be used to drill and case through surface water aquifers. About 25,000 barrels of recycled water would be used to drill the majority of each well. Well completion operations would be conducted using EnCana's flare-less flow-back technology to eliminate or reduce emissions and flow-back water would be recycled for a "net-zero" water balance.

In order to minimize air emissions and surface disturbance, a three-phase pipeline gathering system would transport gas, condensate and produced-water to a minimal number of central collection facilities. Pipelines for the gathering system would parallel roads whenever possible and be buried deep enough to avoid freezing conditions. Electric compression would be used to minimize air impacts. Access roads and production infrastructure would be co-located wherever possible. Only a minimum number of access roads and equipment areas needed for on-going production, operation and maintenance activities would be maintained. Remote telemetry technology would reduce truck traffic associated with well servicing. Well pad locations would be constructed so that disturbed areas and haul road distances would be minimized. Topsoil would be conserved for subsequent reclamation.

Reclamation efforts would commence as soon as each well pad location is completed and production equipment is operational in accordance with Onshore Order Number 1. Initial surface disturbance is estimated to be 5,429 acres or 3.85 percent of the total NPL area. After reclamation, an estimated 1,411 acres or 1.0 percent of the NPL area would remain in use for production purposes for the life of the gas field.

The purpose of the public scoping process is to determine relevant issues that will influence the scope of the environmental analysis, including alternatives, and guide the process for developing the EIS. At present, the BLM has identified the following potential issues:

- Increased traffic and associated impacts on existing county, state, and BLM roads;
- Socioeconomic impacts to local communities;

- Impacts to surface water and groundwater resources, including floodplains;
- Air quality impacts from emissions resulting from drilling and production activities;
- Impacts related to reclamation of disturbed areas and control of invasive plants;
- Conflicts with livestock management operations in the Project Area;
- Impacts to cultural, historical, and paleontological resources within the Project Area;
- Impacts to wildlife habitats and populations within the Project Area, including big game, raptors, and sage-grouse;
- Impacts to threatened, endangered, or candidate plant and animal species, including potential Green River water depletions and effects on downstream listed fish species;
- Impacts to lands with wilderness characteristics;
- Cumulative effects of drilling and development activities when combined with other ongoing and proposed developments; and
- Conflicts between mineral development activities and recreational opportunities.

The BLM will utilize and coordinate the NEPA public comment process to comply with section 106 of the National Historic Preservation Act (16 U.S.C. 470f) as provided for in 36 CFR 800.2(d)(3). Native American tribal consultations will be conducted in accordance with BLM policy and sites of religious or cultural significance or other tribal concerns will be given due consideration. An updated inventory of lands with wilderness characteristics will be utilized to comply with Secretarial Order 3310. Federal, State, and local agencies, along with other stakeholders interested in or affected by the BLM's decision on this project are invited to participate in the scoping process and, if eligible, may request or be requested by the BLM to participate as a cooperating agency.

**Authority:** 40 CFR 1501.7

**Donald A. Simpson,**  
State Director.

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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 March 31, 2011, a proposed Amendment to Consent Decree was lodged with the United States District Court for the Northern District of Illinois in *United States v. City of Waukegan, et al.*, Civil Action No. 04C 5172.

Under a consent decree previously entered by the district court in this action under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation and Liability Act, as amended ("CERCLA"), 42 U.S.C. 9606 and 9607, the former General Motors Corporation, now known as Motors Liquidation Company ("GM"), was one of two Performing Settling Defendants responsible for implementing a remedial action to address releases and threatened releases of hazardous substances at and from the Waukegan Manufactured Gas and Coke Plant Site (the "Site") in Waukegan, Illinois. Pursuant to financial assurance requirements of the consent decree, GM obtained a performance bond from Westchester Fire Insurance Company ("Westchester"). After filing for bankruptcy in 2009, GM stopped participating in implementation of the remedial action at the Site.

Under the proposed Amendment to Consent Decree, Westchester will become a party to the consent decree and become responsible for financing implementation of the remedial action at the Site, up to a \$10.5 million limit that corresponds to the outstanding amount of the original performance bond issued by Westchester. Westchester's obligations will include: (1) Reimbursing 50 percent of the response costs incurred by North Shore Gas Company (the other Performing Settling Defendant) between June 1, 2009, when GM stopped participating in implementation of the consent decree, and the effective date of the Amendment to Consent Decree; (2) monthly reimbursement of 50 percent of the ongoing remedial costs incurred by North Shore Gas Company after the effective date of the Amendment to Consent Decree; (3) acceleration of remaining payments (up to the \$10.5 million limit on total Westchester payments) in accordance with instructions to be provided by EPA, in the event that EPA takes over implementation of any Work, pursuant to provisions of the previously entered consent decree. In addition, to guarantee

performance of its obligations under the proposed Amendment to Consent Decree, Westchester will establish a trust for the benefit of EPA, and maintain a trust balance that is equal to its outstanding liability relating to the Site.

The Department of Justice will receive comments relating to the Consent Decree for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed 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 v. City of Waukegan, et al.*, DJ # 90-11-3-07051.

The Consent Decree may be examined at the Office of the United States Attorney, Northern District of Illinois, 219 South Dearborn St., Chicago, Illinois 60604, and at U.S. EPA Region 5, 77 W. Jackson Blvd., Chicago, IL 60604. 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](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Consent Decrees may also be obtained by mail from the Consent Decree Library, U.S. Department of Justice, P.O. Box 7611, 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 number (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy of the Consent Decree from the Consent Decree Library, please enclose a check in the amount of \$8.50 (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 M. Katz,**

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

[FR Doc. 2011-8709 Filed 4-11-11; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree and Settlement Agreement Regarding Natural Resource Damage Claims Between the Debtors, the United States of America, the State of Indiana, the State of New York, and the St. Regis Mohawk Tribe

Notice is hereby given that on March 31, 2011, a proposed Consent Decree

and Settlement Agreement (the "NRD Settlement Agreement") in the bankruptcy matter, *Motors Liquidation Corp., et al., f/k/a General Motors Corp., et al.*, Jointly Administered Case No. 09-50026 (REG), was lodged with the United States Bankruptcy Court for the Southern District of New York. The Parties to the NRD Settlement Agreement are debtors Motors Liquidation Corporation, formerly known as General Motors Corporation, Remediation and Liability Management Company, Inc., and Environmental Corporate Remediation Company, Inc. (collectively, "Old GM"); the United States of America; the State of Indiana; the State of New York; and the St. Regis Mohawk Tribe. The NRD Settlement Agreement resolves claims for natural resource damages and assessment costs of the United States Department of the Interior ("DOI") and National Oceanic and Atmospheric Administration ("NOAA"), the State of Indiana, the State of New York, and the St. Regis Mohawk Tribe against Old GM under section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601-9675, with respect to the following sites:

1. The Kin-Buc Landfill Superfund Site in New Jersey;
2. The National Lead Industries Superfund Site in New Jersey;
3. The Diamond Alkali Superfund Site in New Jersey;
4. The General Motors Bedford Site in Indiana; and
5. The Central Foundry Division a/k/a Massena Superfund Site in New York.

Under the NRD Settlement Agreement, the claimants will have allowed general unsecured claims in the combined total amount of \$11,571,413, in specified sub-amounts as to each site.

The Department of Justice will receive, for a period of thirty days from the date of this publication, comments relating to the NRD Settlement Agreement. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed 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 *In re Motors Liquidation Corp., et al.*, D.J. Ref. 90-11-3-09754.

The NRD Settlement Agreement may be examined at the following locations: Office of the United States Attorney, 86 Chambers Street, 3rd Floor, New York, New York 10007; Environmental Contaminants/Federal Activities, U.S. Fish and Wildlife Service, 3817 Luker Road, Cortland, New York 13045; U.S.

Fish and Wildlife Service, 620 S. Walker St., Bloomington, Indiana 47403; and National Oceanic and Atmospheric Administration, 290 Broadway, Suite 1831, New York, NY 10007. During the public comment period, the NRD Settlement Agreement may also 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). Copies of the NRD 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](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 \$7.00 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, please forward a check in that amount to the Consent Decree Library at the stated address.

**Maureen Katz,**

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

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## DEPARTMENT OF LABOR

### Office of the Secretary

#### Agency Information Collection Activities; Submission for OMB Review; Comment Request; Extension of Employee Retirement Income Security Act Prohibited Transaction Exemption 98-54 Relating to Certain Employee Benefit Plan Foreign Exchange Transactions Executed Pursuant to Standing Instructions

**ACTION:** Notice.

**SUMMARY:** The Department of Labor (DOL) is submitting the Employee Benefits Security Administration sponsored information collection request (ICR) titled, "Prohibited Transaction Exemption 98-54 Relating to Certain Employee Benefit Plan Foreign Exchange Transactions Executed Pursuant to Standing Instructions," to the Office of Management and Budget (OMB) for review and approval for continued use in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. chapter 35).

**DATES:** Submit comments on or before May 12, 2011.