

**DEPARTMENT OF THE INTERIOR****National Park Service****National Register of Historic Places;  
Notification of Pending Nominations**

Nominations for the following properties being considered for listing in the National Register were received by the National Park Service before January 24, 2004. Pursuant to § 60.13 of 36 CFR part 60 written comments concerning the significance of these properties under the National Register criteria for evaluation may be forwarded by United States Postal Service, to the National Register of Historic Places, National Park Service, 1849 C St. NW., 2280, Washington, DC 20240; by all other carriers, National Register of Historic Places, National Park Service, 1201 Eye St. NW., 8th floor, Washington DC 20005; or by fax, (202) 371-6447. Written or faxed comments should be submitted by February 26, 2004.

**Carol D. Shull,**

*Keeper of the National Register of Historic Places.*

**ALABAMA****Baldwin County**

Fairhope Downtown Historic District, Roughly bounded by Equality St., Fairhope Ave., Morphy Ave., School St., Summit St., Fairhope, 04000115

**DISTRICT OF COLUMBIA****District of Columbia**

Grant Road Historic District, 4400 and 4500 blks of Grant Rd., NW., Washington, 04000116  
Plymouth Theater, 1365 H St., NE., Washington, 04000117  
Surratt, Mary E., House, 604 H St., NW., Washington, 04000118

**LOUISIANA****Orleans Parish**

Xavier University Main Building, Convent and Library, 1 Drexel Dr., New Orleans, 04000114

**MASSACHUSETTS****Hampshire County**

North Cemetery, Cold St., Worthington, 04000121

**Middlesex County**

Asland Town House, 101 Main St., Ashland, 04000120

**Suffolk County**

YWCA Boston, 140 Clarendon St., Boston, 04000119

**OHIO****Butler County**

High Street Commercial Block, 228, 232, 236 High St., Hamilton, 04000113

**OKLAHOMA****Beckham County**

Sayre Champlin Service Station, (Route 66 and Associated Resources in Oklahoma AD MPS) 126 West Main, Sayre, 04000130  
Sayre City Park, 200 yds S of jct. of E1200 Rd. and N1870 Rd., Sayre, 04000127

**Canadian County**

Avant's Cities Service Station, (Route 66 and Associated Resources in Oklahoma AD MPS) 220 S. Choctaw, El Reno, 04000131  
Bridgeport Hill—Hydro OK 66 Segment, (Route 66 and Associated Resources in Oklahoma AD MPS) OK 66 from Hydro E to Spur U.S. 281, Hydro, 04000129  
Jackson Conoco Service Station, (Route 66 and Associated Resources in Oklahoma AD MPS) 301 S. Choctaw, (121 W. Wade), El Reno, 04000132

**Creek County**

West Sapulpa Route 66 Roadbed, Jct. of Ozark Trail of OK 66, 0.25 W of Sahoma Lake Rd., Sapulpa, 04000128

**Lincoln County**

Captain Creek Bridge, (Route 66 and Associated Resources in Oklahoma AD MPS) W of jct. of Hickory St. and OK 66B, Wellston, 04000134

**Muskogee County**

St. Thomas Primitive Baptist Church, 5th St., N of jct. with Chimney Mountain Rd., Summit, 04000123

**Oklahoma County**

Gatewood East Historic District, NW 16th to N of NW 22nd, N. Classen Blvd. to N. Blackwelder Ave. and N. Florida Ave., Oklahoma City, 04000126  
Gatewood West Historic District, NW 16th to NW 23rd, N Blackwelder Ave. and N. Florida Ave. to Pennsylvania Ave., Oklahoma City, 04000125  
Lake Overholser Bridge, (Route 66 in Oklahoma MPS) N. Overholser Dr., 0.5 mi. W of N. Council Rd., Oklahoma City, 04000133  
Lincoln Terrace East Historic District, Roughly bounded by Kelley Ave, NE 16th St., Philips Ave., NE 14th St., Linday Ave., Culbertston Dr., and NE 21st St., Oklahoma City, 04000124

**Ottawa County**

Ottawa County Courthouse, (County Courthouses of Oklahoma TR) 102 East Central, Miami, 04000122

**Tulsa County**

Vickery Phillips 66 Station, (Route 66 in Oklahoma MPS) 602 S. Elgin, Tulsa, 04000135

A request for REMOVAL has been made for the following resource:

**SOUTH DAKOTA****Custer County**

Archeological Site No. 39CU890 (Prehistoric Rock Art of South Dakota MPS) Address Restricted Hermosa vicinity, 93000803

[FR Doc. 04-2904 Filed 2-10-04; 8:45 am]

**BILLING CODE 4312-51-U**

**INTERNATIONAL TRADE  
COMMISSION**

[Inv. No. 337-TA-492]

**In the Matter of Certain Plastic Grocery and Retail Bags; Notice of Decision Not To Review an Initial Determination Terminating the Investigation as to One Respondent on the Basis of a Consent Order; Issuance of Consent Order**

**AGENCY:** International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined not to review an initial determination (ID) issued by the presiding administrative law judge (ALJ) in the above-captioned investigation terminating respondent Spectrum Plastics, Inc. ("Spectrum") from the investigation on the basis of a consent order.

**FOR FURTHER INFORMATION CONTACT:**

Andrea Casson, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone 202-205-3105. Copies of all nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>. Hearing-impaired persons are advised that information on the matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

**SUPPLEMENTARY INFORMATION:** The Commission instituted this investigation on May 1, 2003, based on a complaint filed by Superbag Corp. ("Superbag") of Houston, Texas, against four respondents, including Spectrum, of Cerritos, California. 68 FR 24755. Superbag's complaint alleged violations of section 337 of the Tariff Act of 1930 in the importation into the United States, sale for importation, and/or sale within the United States after importation of certain T-styled plastic grocery and retail bags that infringe one or more of claims 1-8 and 15-19 of Superbag's U.S. Patent No. 5,188,235. On August 22, 2003, the ALJ issued an

ID (Order No. 7) granting complainant's motion to amend the complaint to add six additional respondents. That ID was not reviewed by the Commission. 68 FR 54740 (Sept. 18, 2003).

On December 23, 2003, pursuant to Commission rule 210.21(c), Superbag moved to terminate the investigation with respect to Spectrum on the basis of a proposed consent order. On January 2, 2004, the Commission investigative attorney filed a response supporting the motion.

On January 8, 2004, the ALJ issued an ID (Order No. 23) granting the motion. No petitions for review of the ID were filed.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in section 210.42 of the Commission's rules of practice and procedure (19 CFR 210.42).

Issued: February 5, 2004.

By order of the Commission.

**Marilyn R. Abbott,**

Secretary.

[FR Doc. 04-2942 Filed 2-10-04; 8:45 am]

BILLING CODE 7020-02-P

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act

Notice is hereby given that on January 29, 2004, a proposed Consent Decree in *United States v. Aervoe Industries, Inc.*, et al., Civil Action No. C-04-00382, was lodged with the United States District court for the Northern District of California.

In this action, the United States sought reimbursement of response costs, pursuant to section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9607(a), incurred in connection with the cleanup of the Lorentz Barrel and Drum Site in San Jose, CA. Aervoe Industries, Inc., D.A. Stuart Co., Ford Motor Company, General Mills, Inc., Golden Gate Petroleum Company, K-M Industries Holding Co., Inc., Pennzoil-Quaker State Company, Salz Leathers, Inc., Sunsweet Growers, Inc., and Textron Inc. ("Defendants") are signatories to the proposed Consent Decree. In addition, the proposed Consent Decree resolves a potential counterclaim by providing for a payment on behalf of the United States Navy. Under the proposed Consent Decree, the Defendants and the United

States Navy, collectively, are required to pay \$4,200,000.

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, D.C. 20044-7611, with a copy to Matthew A. Fogelson, Trial Attorney, U.S. Department of Justice, Environment and Natural Resources Division, Environmental Enforcement Section, 301 Howard Street, Suite 1050, San Francisco, CA 94105, and should refer to *United States v. Aervoe Industries, Inc.*, et al., D.J. Ref. 90-11-2-467/3. Commenters may request an opportunity for a public meeting in the affected area, in accordance with section 7003(d) of RCRA, 42 U.S.C. 6973(d).

The Consent Decree may be examined at the Office of the United States Attorney, 280 South First Street, Room 371, San Jose, CA, and at U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA. 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 \$7.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Ellen M. Mahan,**

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

[FR Doc. 04-2978 Filed 2-10-04; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act

In accordance with 28 U.S.C. section 50.7 and section 122 of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9622, notice is hereby given that on January 13, 2004, a proposed Consent Decree in *United*

*States v. AFG Industries, Inc., et al.*, Civil Action No. 1:04-cv-172, was lodged with the United States District Court for the District of New Jersey.

In this action the United States, on behalf of the United States Department of the U.S. Environmental Protection Agency ("EPA"), seeks reimbursement of certain response costs incurred and to be incurred in connection with response actions at the Cinnaminson Groundwater Contamination Superfund Site (the "Site"), located in Townships of Cinnaminson and Delran, Burlington County, New Jersey. The Complaint alleges that defendants AFG Industries, Inc., Atlantic Metals Corporation, the BOC Group, Inc., Del Val Ink & Color, Inc., EPEC Polymers, Inc., Ford Motor Company, Hoeganaes Corporation, Honeywell International, Inc., L&L Redi-Mix, Inc., Sherman Wire Company, Tennessee Gas Pipeline Company, Twentieth Century Refuse Removal Co., SC Holdings, Inc., Waste Management of New Jersey, Inc., Waste Management of Pennsylvania, Inc., and Waste Management Disposal Services of Pennsylvania, Inc., are liable under section 107(a) of CERCLA, 42 U.S.C. 9607(a). Pursuant to the Consent Decree, the defendants will reimburse the plaintiff United States certain response costs incurred and to be incurred by the plaintiff in remediating the Site.

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, D.C. 20044-7611, and should refer to *United States v. AFG Industries, Inc., et al.*, D.J. Ref. 90-11-2-661B.

The Consent Decree may be examined at the Office of the United States Attorney for the District of New Jersey, 970 Broad Street, Room 400, Newark, New Jersey 07102, and at the offices of EPA Region II, 290 Broadway, New York, New York 10007. 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