

Protection and Repatriation Act (NAGPRA), 43 CFR 10.8 (f), of the intent to repatriate cultural items in the possession of the San Diego Museum of Man, San Diego, CA, and in the control of the California Department of Parks and Recreation, Sacramento, CA, that meet the definition of unassociated funerary objects under 25 U.S.C. 3001. The human remains and cultural items were removed from Cuyamaca Rancho State Park, Descanso, San Diego County, CA.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003 (d)(3). The determinations within this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the cultural items. The National Park Service is not responsible for the determinations within this notice.

In the 1930s, Malcolm Rogers and fellow associates of the San Diego Museum of Man conducted excavations at several sites in Cuyamaca Rancho State Park, Descanso, San Diego County, CA. The human remains and associated funerary objects removed from the park are described in a companion notice. The 169 unassociated funerary objects removed from Site SDM-W-211.1-A, West Mesa, are 168 potsherds and 1 lithic flake. One box of sherds cannot be located.

The unassociated funerary objects date from the Late Prehistoric to the Historic period (A.D. 500 to A.D. 1800). Archeological investigation in the western San Diego County area dates the Kumeyaay (Diegueno) occupation of the region to the Late Prehistoric period. Geographic affiliation is consistent with historically documented Kumeyaay territory. Therefore, the California Department of Parks and Recreation Committee on Repatriation has determined that there is a relationship of shared group identity that can be reasonably traced between the unassociated funerary objects and present-day Federally recognized Kumeyaay Indian tribes represented by the Kumeyaay Cultural Repatriation Committee.

Officials of the California Department of Parks and Recreation have determined that, pursuant to 25 U.S.C. 3001(3)(B), the cultural items described above are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of the death rite or ceremony and are believed, by a preponderance of the evidence, to have been removed from a specific burial site of a Native American individual.

Officials of the California Department of Parks and Recreation also have determined that, pursuant to 25 U.S.C. 3001(2), there is a relationship of shared group identity that can be reasonably traced between the unassociated funerary objects and the Barona Group of Capitan Grande Band of Mission Indians of the Barona Reservation, California; Campo Band of Diegueno Mission Indians of the Campo Indian Reservation, California; Ewiiapaayp Band of Kumeyaay Indians, California; Inaja Band of Diegueno Mission Indians of the Inaja and Cosmit Reservation, California; Jamul Indian Village of California; La Posta Band of Diegueno Mission Indians of the La Posta Indian Reservation, California; Manzanita Band of Diegueno Mission Indians of the Manzanita Reservation, California; Mesa Grande Band of Diegueno Mission Indians of the Mesa Grande Reservation, California; San Pasqual Band of Diegueno Mission Indians of California; Santa Ysabel Band of Diegueno Mission Indians of the Santa Ysabel Reservation, California; Sycuan Band of Diegueno Mission Indians of California; and Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation, California.

Representatives of any other Indian tribe that believes itself to be culturally affiliated with the unassociated funerary objects should contact Paulette Hennum, NAGPRA Coordinator, Cultural Resources Division, California State Parks, 1416 9th Street, Room 902, Sacramento, CA 95814, telephone (916) 653-7976, before March 1, 2004. Repatriation of the unassociated funerary objects to the Kumeyaay Cultural Repatriation Committee on behalf of the Barona Group of Capitan Grande Band of Mission Indians of the Barona Reservation, California; Campo Band of Diegueno Mission Indians of the Campo Indian Reservation, California; Ewiiapaayp Band of Kumeyaay Indians, California; Inaja Band of Diegueno Mission Indians of the Inaja and Cosmit Reservation, California; Jamul Indian Village of California; La Posta Band of Diegueno Mission Indians of the La Posta Indian Reservation, California; Manzanita Band of Diegueno Mission Indians of the Manzanita Reservation, California; Mesa Grande Band of Diegueno Mission Indians of the Mesa Grande Reservation, California; San Pasqual Band of Diegueno Mission Indians of California; Santa Ysabel Band of Diegueno Mission Indians of the Santa Ysabel Reservation, California; Sycuan Band of Diegueno Mission Indians of California; and Viejas (Baron Long) Group of Capitan

Grande Band of Mission Indians of the Viejas Reservation, California may proceed after that date if no additional claimants come forward.

The California Department of Parks and Recreation is responsible for notifying the Kumeyaay Cultural Repatriation Committee, Barona Group of Capitan Grande Band of Mission Indians of the Barona Reservation, California; Campo Band of Diegueno Mission Indians of the Campo Indian Reservation, California; Ewiiapaayp Band of Kumeyaay Indians, California; Inaja Band of Diegueno Mission Indians of the Inaja and Cosmit Reservation, California; Jamul Indian Village of California; La Posta Band of Diegueno Mission Indians of the La Posta Indian Reservation, California; Manzanita Band of Diegueno Mission Indians of the Manzanita Reservation, California; Mesa Grande Band of Diegueno Mission Indians of the Mesa Grande Reservation, California; San Pasqual Band of Diegueno Mission Indians of California; Santa Ysabel Band of Diegueno Mission Indians of the Santa Ysabel Reservation, California; Sycuan Band of Diegueno Mission Indians of California; and Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation, California that this notice has been published.

Dated: December 16, 2003.

**John Robbins,**

*Assistant Director, Cultural Resources.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Reclamation

#### Central Valley Project Improvement Act, Regional Criteria For Evaluating the Water Management Plan for the Sacramento River Contractors

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

**ACTION:** Notice.

**SUMMARY:** The "Regional Criteria for Evaluating Water Management Plans for the Sacramento River Contractors" (Regional Criteria) are available for public comment. The Regional Criteria were developed by the U.S. Bureau of Reclamation (Reclamation) under the authority of the Central Valley Project Improvement Act of 1992 (CVPIA) and in accordance with the Reclamation Reform Act of 1982 (RRA).

The development and implementation of these Regional Criteria for the Sacramento Valley Contractors is an alternative "experimental" pilot

program to the current "Standard Criteria for Evaluating Water Management Plans" (Standard Criteria). The Sacramento River Contractors that participate in the development of a Regional Water Management Plan (Plan) will have 5 years in which to successfully implement their Plan under these approved Regional Criteria. If the Contracting Officer deems this pilot program to be unsuccessful, these Regional Criteria will be discontinued. All subsequent Plans would then be evaluated under the then current Standard Criteria.

**DATES:** All public comments must be received by March 1, 2004.

**ADDRESSES:** Please mail comments to Leslie Barbre, Bureau of Reclamation, 2800 Cottage Way, Sacramento, California 95825, 916-978-5232 (TDD 978-5608), or e-mail at [lbarbre@mp.usbr.gov](mailto:lbarbre@mp.usbr.gov).

**FOR FURTHER INFORMATION CONTACT:** To be placed on a mailing list for any subsequent information, please contact Leslie Barbre at the e-mail address or telephone number above.

**SUPPLEMENTARY INFORMATION:** These Regional Criteria were developed by Reclamation under the authority of the CVPIA and in accordance with the RRA. These Regional Criteria state that all Participating Contractors that take delivery of Municipal and Industrial (Urban) water in excess of 2,000 acre-feet and/or Agricultural water to serve over 2,000 irrigable acres will be evaluated based on the required information detailed in the sections listed below.

1. Description of the Region Covered by the Plan
2. Inventory of Water Resources
3. Identify Regional Water Measurement Program
4. Analyze Water Management Quantifiable Objectives (QOs)
5. Identify Actions to Implement and Achieve Proposed QOs
6. Establish Monitoring Program
7. Budget and Allocation of Regional Costs
8. Regional Plan Coordination
9. Five-Year Plan Revision Procedure

Reclamation will evaluate the Plan based on these Regional Criteria.

Public comments for the Regional Criteria for the Sacramento River Contractors are now being accepted.

Dated: December 1, 2003.

**Donna E. Tegelman,**

*Regional Resources Manager, Mid-Pacific Region.*

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## 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 v. Village of Orland Park*, (ND IL) Case No. 04 C 220, was lodged with the United States District Court for the Northern District of Illinois on January 21, 2004. This proposed Consent Decree concerns a complaint filed by the United States against the Village of Orland Park, pursuant to section 301(a) of the Clean Water Act ("CWA"), 33 U.S.C. 1311(a), to obtain injunctive relief from and impose civil penalties against the Defendants 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 restore the impacted areas 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 Kurt N. Lindland, Assistant United States Attorney, U.S. Attorney's Office, Northern District of Illinois, 219 S. Dearborn Street, Chicago, Illinois 60604 and refer to *United States v. Village of Orland Park*, USA No. 2003V2834. The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the Northern District of Illinois, 219 S. Dearborn Street, Chicago, Illinois 60604. In addition, the proposed Consent Decree may be viewed at <http://www.usdoj.gov/enrd/open.html>.

**Kurt N. Lindland,**

*Assistant United States Attorney.*

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## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Responses to Public comments on the Proposed Final Judgment in *United States v. General Electric Company and Instrumentarium OYJ*

Pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. 16(b)-(h), the United States hereby publishes the one comment received on the proposed Final Judgment in *United States v. General Electric Company and Instrumentarium OYJ*, Civil No. 1:03CV01923, filed in the United States

District Court for the District of Columbia, together with the response of the United States to the comment. On September 16, 2003, the United States filed a Complaint alleging that General Electric Company's proposed acquisition of Instrumentarium OYJ would substantially lessen competition in the sale and development of patient monitors used to take the vital physiologic measurements of patients requiring critical care ("critical care monitors") and of mobile, full-size C-arms used for surgical, orthopedic, pain management, and basic vascular procedures, in violation of Section 7 of the Clayton Act. To restore competition in these markets, the proposed Final Judgment, if entered, would require General Electric company to fully divest two Instrumentarium OYJ businesses: Spacelabs, which was its primary critical care monitors business, and Ziehm, the business through which it developed and sold C-arms. Public comment was invited within the statutory 60-day comment period. The comment and the response of the United States thereto are hereby published in the **Federal Register**, and shortly thereafter these documents will be attached to a Certificate of Compliance with Provisions of the Antitrust Procedures and Penalties Act and filed with the Court, together with a motion urging the Court to enter the proposed Final Judgment. Copies of the Complaint, the proposed Final Judgment, and the Competitive Impact Statement are currently available for inspection in Room 200 of the Antitrust Division, Department of Justice, 325 Seventh Street, NW., Washington, DC 20530, telephone: (202) 514-2481 and the Clerk's Office, United States District Court for the District of Columbia, 333 Constitution Avenue, NW., Washington, DC 20001. (The United States's Certificate of Compliance with Provisions of the Antitrust Procedures and Penalties Act will be made available at the same locations shortly after they are filed with the Court.) Copies of any of these materials may be obtained upon request and payment of a copying fee.

**J. Robert Kramer II,**

*Director of Operations, Antitrust Division.*

#### Response to Public Comment

Pursuant to the requirements of the Antitrust Procedures and Penalties Act, 15 U.S.C. 16(b)-(h) ("Tunney Act"), the United States hereby responds to the public comment received regarding the proposed Final Judgment in this case. After careful consideration of the comment, the United States continues to believe that the proposed Final Judgment will provide an effective and appropriate remedy for the antitrust violation