Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exits for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on July 28, 1970.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period July 31, 1970, through August 6, 1970, are hereby fixed as follows:

(i) District 1: 253,000 cartons;

(ii) District 2: 297,000 cartons;

(iii) District 3: 20,201 cartons.

(2) As used in this section, "handler," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: July 29, 1970.

FLOYD F. HEDLUND,
*Director, Fruit and Vegetable Division, Consumer and Marketing Service.*

[F.R. Doc. 70-9971; Filed, July 29, 1970; 11:16 a.m.]

## PART 947—IRISH POTATOES GROWN IN MODOC AND SISKIYOU COUNTIES IN CALIFORNIA AND IN ALL COUNTIES IN OREGON EXCEPT MALHEUR COUNTY

### Termination of Regulation

*Findings.* (a) Pursuant to Marketing Agreement No. 114 and Order No. 947, both as amended (7 CFR Part 947), regulating the handling of Irish potatoes grown in the production area defined therein, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and upon the basis of information available, it is hereby found that this regulation has been superseded by a new regulation, § 947.329 (35 F.R. 11013); and, therefore, it is no longer necessary.

(b) It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, and engage in public rule making procedure, and that good cause exists for not postponing the effective date of this termination until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) the provisions of § 947.-328 were replaced by a similar regulation, § 947.329, and (2) this termination does not impose any restrictions on the handling of production area potatoes.

*Termination of regulation.* The provisions of § 947.328 (34 F.R. 11136, 17161, 18171; 35 F.R. 2766, 4253, 5107) are hereby terminated.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated July 27, 1970, to become effective upon signature.

FLOYD F. HEDLUND,
*Director, Fruit and Vegetable Division, Consumer and Marketing Service.*

[F.R. Doc. 70-9853; Filed, July 29, 1970; 8:50 a.m.]

## Chapter XIV—Commodity Credit Corporation, Department of Agriculture

### SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Regs., 1970 Crop Barley Supp.]

## PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

### Subpart—1970 Crop Barley Loan and Purchase Program

*Correction*

In F.R. Doc. 70-8809 appearing at page 11168 in the issue for Saturday, July 11, 1970, the following changes should be made:

1. In § 1421.74(a) the deduction for grains stored prior to May 16, 1970, now reading "23", should read "13".

2. In § 1421.76(a) the entry for "Lemli" under Idaho should read "Lemhi" and the entry for "Putman" under Indiana should read "Putnam".

# Title 9—ANIMALS AND ANIMAL PRODUCTS

## Chapter I—Agricultural Research Service, Department of Agriculture

### SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

## PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

### Areas Quarantined

Pursuant to provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

In § 76.2, in paragraph (e)(14) relating to the State of Virginia, subdivision (vii) relating to Surry, Isle of Wight, Southampton, and Sussex Counties is amended to read:

(e) * * *

(14) *Virginia.* * * *

(vii) The adjacent portions of Isle of Wight and Southampton Counties bounded by a line beginning at the junction of Secondary Highway 626 and the Isle of Wight-Surry County line; thence, following Secondary Highway 626 in a generally southeasterly direction to Secondary Highway 621; thence, following Secondary Highway 621 in a southwesterly directly to Secondary Highway 680; thence, following Secondary Highway 680 in a generally southwesterly direction to Highway 681; thence, following Secondary Highway 681 in a southerly direction to Secondary Highway 652; thence, following Secondary Highway 652 in a southeasterly direction to U.S. Highway 258; thence, following U.S. Highway 258 in a generally southwesterly direction to Secondary Highway 605; thence, following Secondary Highway 605 in a southeasterly direction to the Isle of Wight-Nansemond County line; thence, following the Isle of Wight-Nansemond County line in a southwesterly direction to U.S. Highway 460; thence, following U.S. Highway 460 in a northwesterly direction to Secondary Highway 610; thence, following Secondary Highway 610 in a generally southerly direction to Secondary Highway 687; thence, following Secondary Highway 687 in a southwesterly direction to Secondary Highway 611; thence, following Secondary Highway 611 in a generally westerly direction to Secondary Highway 641; thence, following Secondary Highway 641 in a generally northeasterly direction to Secondary Highway 603; thence, following Secondary Highway 603 in a generally southwesterly direction to Secondary Highway 635; thence, following Secondary Highway 635 in a northeasterly direction to

Secondary Highway 600; thence, following Secondary Highway 600 in a northwesterly direction to Secondary Highway 623; thence, following Secondary Highway 623 in a southwesterly direction to Secondary Highway 626; thence, following Secondary Highway 626 in a generally northwesterly direction to Secondary Highway 631; thence, following Secondary Highway 631 in a northerly direction to Secondary Highway 614; thence following Secondary Highway 614 in a generally northeasterly direction to Secondary Highway 605; thence, following Secondary Highway 605 in a northwesterly direction to Secondary Highway 616; thence, following Secondary Highway 616 in a northeasterly direction to Secondary Highway 600; thence, following Secondary Highway 600 in a northwesterly direction to the Southampton-Sussex County line; thence, following the Southampton-Sussex County line in a northeasterly direction to the Southampton-Surry County line; thence, following the Southampton-Surry County line in a northeasterly direction to the Isle of Wight-Surry County line; thence, following the Isle of Wight-Surry County line in a northeasterly direction to its junction with Secondary Highway 626.

* * * * *

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, secs. 1-4, 33 Stat. 1264, 1265, as amended, sec. 1, 75 Stat. 481, secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 F.R. 16210, as amended)

*Effective date.* The foregoing amendment shall become effective upon issuance.

The amendment excludes portions of Surry and Sussex Counties in Virginia from the areas quarantined because of hog cholera. Therefore, the restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will not apply to the excluded areas, but will continue to apply to the quarantined areas described in § 76.2. Further, the restrictions pertaining to the interstate movement of swine and swine products from nonquarantined areas contained in said Part 76 will apply to the excluded areas.

The amendment relieves certain restrictions presently imposed and must be made effective immediately to be of maximum benefit to affected persons. Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and unnecessary, and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 24th day of July 1970.

GEORGE W. IRVING, Jr.,
*Administrator,*
*Agricultural Research Service.*

[F.R. Doc. 70-9797; Filed, July 29, 1970; 8:46 a.m.]

# Title 10—ATOMIC ENERGY

## Chapter I—Atomic Energy Commission

## PART 40—LICENSING OF SOURCE MATERIAL

## PART 150—EXEMPTIONS AND CONTINUED REGULATORY AUTHORITY IN AGREEMENT STATES UNDER SECTION 274

### Source Material Reports

On September 12, 1969, the Atomic Energy Commission published in the FEDERAL REGISTER (34 F.R. 14333) proposed amendments to its regulations, 10 CFR Part 40, "Licensing of Source Material," and 10 CFR Part 150, "Exemptions and Continued Regulatory Authority in Agreement States Under Section 274," which would require certain AEC and Agreement State licensees to submit reports concerning transfers, inventory, and thefts of source material.

All interested persons were invited to submit written comments and suggestions for consideration in connection with the proposed amendments within 60 days after publication of the notice of proposed rule making in the FEDERAL REGISTER. Upon consideration of the material submitted in response to the notice of proposed rule making, and other factors involved, the Commission has adopted the amendments set forth below.

The only substantive change from the amendments published for comment is the inclusion of exemptions from the source material reporting requirements for magnesium-thorium and tungsten-thorium alloys containing 4 percent or less of thorium; chemical catalysts containing not more than 15 percent uranium by weight, in which the uranium has been depleted to 0.4 percent or less of $U^{235}$; and exports of certain unimportant quantities of source material. To the extent that persons receive, possess, use, transfer, deliver, or import unimportant quantities of source material exempt from licensing requirements under § 40.13 of Part 40, they would not be subject to the reporting requirements set out below by the operation of § 40.13.

Pursuant to the Atomic Energy Act of 1954, as amended, and sections 552 and 553 of title 5 of the United States Code, the following amendments of Title 10, Chapter I, Code of Federal Regulations, Parts 40 and 150, are published as a document subject to codification, to be effective thirty (30) days after publication in the FEDERAL REGISTER.

1. The undesignated centerhead preceding § 40.61 of 10 CFR Part 40 is amended to read as follows:

RECORDS, REPORTS, AND INSPECTIONS

2. A new § 40.64 is added to 10 CFR Part 40 to read as follows:

**§ 40.64 Reports.**

(a) Except as specified in paragraph (d) of this section, and except for exports of unimportant quantities of source material specified in § 40.13 (b), (c), and (d), each licensee who transfers, receives, imports or exports at any one time 1,000 kilograms or more of uranium or thorium, or any combination thereof, shall complete and distribute a Nuclear Material Transfer Report on Form AEC-741, in accordance with the printed instructions for completing the form. Each licensee who transfers or exports such material shall submit a completed copy of Form AEC-741 to the Commission and to the receiver of the material promptly after the transfer or export takes place. Each licensee who receives or imports such material shall submit a completed copy of Form AEC-741 to the Commission and to the shipper of the material within ten (10) days after the material is received. The reports shall be submitted to the U.S. Atomic Energy Commission, Post Office Box E, Oak Ridge, Tenn. 37830.

(b) Except as specified in paragraph (d) of this section, each licensee who is authorized to possess at any one time and location more than 1,000 kilograms of uranium or thorium, or any combination thereof, shall submit to the Commission within thirty (30) days after ____________,[1] and within thirty (30) days after June 30 of each year thereafter, a statement of his source material inventory. The reports shall be submitted to the U.S. Atomic Energy Commission, Post Office Box E, Oak Ridge, Tenn. 37830, and shall include the Reporting Identification Symbol (RIS) assigned by the Commission to the licensee.

(c) Except as specified in paragraph (d) of this section, each licensee who is authorized to possess at any one time and location more than 1,000 kilograms of uranium or thorium, or any combination thereof, shall report promptly to the Director, Division of Nuclear Materials Safeguards, U.S. Atomic Energy Commission, Washington, D.C. 20545, by telephone, telegram, or teletype any incident in which an attempt has been made or is believed to have been made to commit a theft or unlawful diversion of such material. The initial report shall be followed within a period of fifteen (15) days by a written report submitted to the Director, Division of Nuclear Materials Safeguards, which sets forth the details of the incident and its consequences. Subsequent to the submission of the written report required by this paragraph, a licensee shall promptly inform the Division of Nuclear Materials Safeguards by means of a written report of any substantive additional information, which becomes available to the licensee, concerning an attempted or apparent theft or unlawful diversion of source material.

(d) The reports described in paragraphs (a), (b), and (c) of this section are not required for:

(1) Processed ores containing less than five (5) percent of uranium or thorium, or any combination thereof, by dry weight;

(2) Thorium contained in magnesium-thorium and tungsten-thorium alloys,

[1] Effective date of this amendment.

provided that the thorium content in the alloys does not exceed 4 percent by weight; or

(3) Chemical catalysts containing uranium depleted in the $U^{235}$ isotope to 0.4 percent or less, provided that the uranium content of the catalyst does not exceed 15 percent by weight.

(Secs. 65, 161b, 68 Stat. 933, 948; 42 U.S.C. 2095, 2201(b))

3. Section 150.10 of 10 CFR Part 150 is amended to read as follows:

### § 150.10 Persons exempt.

Except as provided in §§ 150.15, 150.16, and 150.17, any person in an Agreement State who manufactures, produces, receives, possesses, uses, or transfers byproduct material, source material, or special nuclear material in quantities not sufficient to form a critical mass is exempt from the requirements for a license contained in Chapters 6, 7, and 8 of the Act, regulations of the Commission imposing licensing requirements upon persons who manufacture, produce, receive, possess, use, or transfer such materials, and from regulations of the Commission applicable to licensees. The exemptions in this section do not apply to agencies of the Federal Government as defined in § 150.3.

4. A new § 150.17 is added to 10 CFR Part 150 to read as follows:

### § 150.17 Submission to Commission of source material reports.

(a) Except as specified in paragraph (d) of this section, each person who, pursuant to an Agreement State license, transfers or receives at any one time 1,000 kilograms or more of uranium or thorium, or any combination thereof, or who imports such material pursuant to § 40.24 of this chapter, shall complete and distribute a Nuclear Material Transfer Report on Form AEC-741, in accordance with the printed instructions for completing the form. Each person who transfers such material shall submit a completed copy of Form AEC-741 to the Commission and a completed copy to the receiver of the material promptly after the transfer takes place. Each person who receives or imports such material shall submit a completed copy of Form AEC-741 to the Commission and the shipper of the material within ten (10) days after the material is received. The reports shall be submitted to the U.S. Atomic Energy Commission, Post Office Box E, Oak Ridge, Tenn. 37830.

(b) Except as specified in paragraph (d) of this section, each person who is authorized to possess at any one time and location, pursuant to an Agreement State license, more than 1,000 kilograms of uranium or thorium, or any combination thereof, shall submit to the Commission within thirty (30) days after ______________,[1] and within thirty (30) days after June 30 of each year thereafter, a statement of his source material inventory. The reports shall be submitted to the U.S. Atomic Energy Commission, Post Office Box E, Oak Ridge, Tenn. 37830, and shall include the Reporting Identification Symbol (RIS) assigned by the Commission to such person.

[1] Effective date of this amendment.

(c) Except as specified in paragraph (d) of this section, each person who is authorized to possess at any one time and location, pursuant to an Agreement State license, more than 1,000 kilograms uranium or thorium, or any combination thereof, shall report promptly to the Director, Division of Nuclear Materials Safeguards, U.S. Atomic Energy Commission, Washington, D.C. 20545, by telephone, telegram, or teletype any incident in which an attempt has been made or is believed to have been made to commit a theft or unlawful diversion of such material. The initial report shall be followed within a period of fifteen (15) days by a written report submitted to the Director, Division of Nuclear Materials Safeguards, which sets forth the details of the incident and its consequences. Subsequent to the submission of the written report required by this paragraph, each person subject to the provisions of this paragraph, shall promptly inform the Division of Nuclear Materials Safeguards by means of a written report of any substantive additional information, which becomes available to such person, concerning an attempted or apparent theft or unlawful diversion of source material.

(d) The reports described in paragraphs (a), (b), and (c) of this section are not required for

(1) Processed ores containing less than five (5) percent of uranium or thorium, or any combination thereof, by dry weight;

(2) Thorium contained in magnesium-thorium and tungsten-thorium alloys, provided that the thorium content in the alloys does not exceed 4 percent by weight; or

(3) Chemical catalysts containing uranium depleted in $U^{235}$ isotope to 0.4 percent or less, provided that the uranium content of the catalyst does not exceed 15 percent by weight.

(Secs. 161b, 274m, 68 Stat. 948, 73 Stat. 688; 42 U.S.C. 2201(b), 2021(m))

Dated at Washington, D.C., this 21st day of July 1970.

For the Atomic Energy Commission.

F. T. HOBBS,
*Acting Secretary.*

[F.R. Doc. 70-9800; Filed, July 29, 1970; 8:46 a.m.]

# Title 12—BANKS AND BANKING

## Chapter I—Bureau of the Comptroller of the Currency, Department of the Treasury

## PART 1—INVESTMENT SECURITIES REGULATION

### Securities Eligible for Underwriting and Unlimited Holding



AUTHORITY: §§ 1.261–1.265 issued under R.S. 324 et seq., as amended, paragraph Seventh of R.S. 5136, as amended; 12 U.S.C. 1 et seq., 24(7), unless otherwise noted.

### § 1.261 Los Angeles County-Pico Rivera Public Facilities Authority.

(a) *Request.* The Comptroller of the Currency has been requested to rule on the eligibility of the $450,000 Los Angeles County-Pico Rivera Public Facilities Authority Revenue Bonds for purchase, dealing in, underwriting and unlimited holding by national banks under paragraph Seventh of 12 U.S.C. 24.

(b) *Opinion.* (1) The Los Angeles County-Pico Rivera Public Facilities Authority is a public entity created under the laws of California by an agreement between the City of Pico Rivera and the County of Los Angeles. Under this agreement, the Authority is authorized to acquire, construct, maintain, operate and lease public safety, public health, recreational, and service facilities to be leased to and operated by the County, and to issue bonds to finance such projects. The Authority is issuing these bonds to finance the construction of the Pico Rivera Public Health Building.

(2) The County has unconditionally promised in the lease rental agreement to pay annual rentals to the Authority in an amount sufficient to meet annual interest and principal payments on these bonds as well as other necessary expenses. The County which possesses general powers of taxation has thus committed its faith and credit in support of the bonds.

(c) *Ruling.* It is our conclusion that the $450,000 Los Angeles County-Pico Rivera Public Facilities Authority Revenue Bonds are general obligations of a State or a political subdivision thereof under paragraph Seventh of 12 U.S.C. 24 and accordingly are eligible for purchase, dealing in, underwriting and unlimited holding by national banks. (Acting Comptroller's letter dated May 15, 1970.)

### § 1.262 Los Angeles County-Norwalk Sheriff's Station Authority.

(a) *Request.* The Comptroller of the Currency has been requested to rule on the eligibility of the $1,750,000 Los Angeles County-Norwalk Sheriff's Station Authority Revenue Bonds for purchase, dealing in, underwriting and unlimited holding by national banks under paragraph Seventh of 12 U.S.C. 24.

(b) *Opinion.* (1) The Los Angeles County-Norwalk Sheriff's Station Authority is a public entity created under the laws of California by an agreement between the City of Norwalk and the County of Los Angeles. Under this agreement the Authority is authorized to acquire, construct, maintain, operate and lease public safety facilities to be leased to and operated by the County and to issue bonds to finance such projects. The