

Title 5—Administrative Personnel
CHAPTER I—CIVIL SERVICE COMMISSION
PART 213—EXCEPTED SERVICE

Department of Agriculture

Section 213.3313 is amended to show that one position of Confidential Assistant to the General Counsel is excepted under Schedule C.

Effective on November 13, 1975.

Section 213.3313(d) (4) is added as set out below:

§ 213.3313 Department of Agriculture.

(d) Office of the General Counsel.

(4) One Confidential Assistant to the General Counsel.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954-1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant
 to the Commissioners.*

[FR Doc.75-30640 Filed 11-12-75;8:45 am]

PART 213—EXCEPTED SERVICE
Department of Agriculture

Section 213.3313 is amended to show that one position of Confidential Assistant to the Deputy Under Secretary for Congressional Relations is excepted under Schedule C.

Effective on November 13, 1975.

Section 213.3313(c) (6) is revised as set out below:

§ 213.3313 Department of Agriculture.

(c) Office of the Under Secretary.

(6) Six Confidential Assistants to the Deputy Under Secretary for Congressional Relations.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954-1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant
 to the Commissioners.*

[FR Doc.75-30641 Filed 11-12-75;8:45 am]

PART 213—EXCEPTED SERVICE
Farm Credit Administration

Section 213.3343 is amended to show that one position of Deputy Governor and Chief Examiner, is excepted under Schedule C.

Effective on November 13, 1975 § 213.3343(f) is added as set out below.

§ 213.3343 Farm Credit Administration.

(f) Deputy Governor and Chief Examiner.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
 JAMES C. SPRY,
*Executive Assistant
 to the Commissioners.*

[FR Doc.75-30642 Filed 11-12-75;8:45 am]

Title 7—Agriculture

CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

PART 971—LETTUCE GROWN IN LOWER RIO GRANDE VALLEY IN SOUTH TEXAS

Expenses and Rate of Assessment

This document authorizes the South Texas Lettuce Committee to spend \$20,200 for its operations during the fiscal period ending July 31, 1976, and to collect one cent (\$0.01) per carton on assessable lettuce handled by first handler's to defray such expenses.

The committee is the administrative agency established under Marketing Agreement No. 144 and Order No. 971 (7 CFR Part 971), regulating the handling of lettuce grown in the Lower Rio Grande Valley in South Texas. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

Notice was published in the October 24 FEDERAL REGISTER (40 FR 49791) regarding the proposals. It afforded interested persons an opportunity to file written comments not later than November 6, 1975. None was filed.

After consideration of all relevant matters, including the proposals set forth in the notice, it is found that the following expenses and rate of assessment should be approved.

It is further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) because this part requires that the rate of assessment for a particular fiscal period shall apply to all assessable lettuce from the beginning of such period.

Section 971.215 is added as follows:

§ 971.215 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending July 31, 1976, by the South Texas Lettuce Committee for its maintenance and functioning and for such other purposes as the Secretary may determine to be appropriate will amount to \$20,200.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be one cent (\$0.01) per carton of assessable lettuce handled by him as the first handler during the fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period may be carried over as a reserve to the extent authorized in § 971.43(a) (2).

(d) Terms used in this section have the same meaning as when used in the marketing agreement and this part.

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

Dated: November 7, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and
 Vegetable Division, Agricultural
 Marketing Service.*

[FR Doc.75-30574 Filed 11-12-75;8:45 am]

CHAPTER XVIII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

[FmHA Instruction 444.5]

PART 1822—RURAL HOUSING LOANS AND GRANTS

Rural Area

Section 1822.83(j) of Subpart D of Part 1822, Title 7, Code of Federal Regulations (40 FR 4278) is revised to implement changes made in the Rural Housing loan program by Public Law 93-383, Housing and Community Development Act of 1974, which allows Rural Rental Housing loans in communities of up to 20,000 population in certain cases. It is the general policy of the Department of Agriculture to allow time for interested parties to take part in the rulemaking process; however, inasmuch as this revision implements the Housing and Community Development Act of 1974, it is being published without notice of proposed rulemaking because such notice would delay provision of needed rental housing to communities and would be contrary to the public interest.

In accordance with the spirit of that policy, interested parties may submit written comments, suggestions, data or arguments to the office of the Chief, Directives Management Branch, Farmers Home Administration, U.S. Department of Agriculture, Room 6316, South Building, Washington, D.C. 20250, on or before December 15, 1975. Material thus submitted will be evaluated and acted upon in the same manner as if this document were a proposal. However, this section of Subpart D of Part 1822, as revised, will remain effective until it is further amended.

As revised § 1822.83(j) reads as follows:

§ 1822.83 Definitions.

(j) "Rural area" is open country or rural places as defined in § 1822.3(c).

(42 U.S.C. 1480; delegation of authority by the Secretary of Agriculture, 7 CFR 2.23;

delegation of authority by the Asst. Secretary for Rural Development, 7 CFR 2.70.)

Effective date. This revision shall become effective November 13, 1975.

Date: November 5, 1975.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A-107.

JOSEPH R. HANSON,
Acting Administrator,
Farmers Home Administration.

[FR Doc.75-30576 Filed 11-12-75;8:45 am]

[FmHA Instruction 444.8]

PART 1822—RURAL HOUSING LOANS AND GRANTS

Rural Area

Section 1822.263(c) of Subpart G of Part 1822, Title 7, Code of Federal Regulations (35 FR 10687) is revised to implement changes made in the Rural Housing loan program by Public Law 93-383, an amendment to the Housing and Community Development Act of 1974, which allows Rural Housing site loans in communities of up to 20,000 population in certain cases.

It is the general policy of the Department of Agriculture to allow time for interested parties to take part in the rule-making process; however, inasmuch as this revision implements the Housing and Community Development Act of 1974, it is being published without notice of proposed rulemaking because such notice would delay provision of needed housing to communities and would be contrary to the public interest.

In accordance with the spirit of that policy, interested parties may submit written comments, suggestions, data or arguments to the Office of the Chief, Directives Management Branch, Farmers Home Administration, United States Department of Agriculture, Room 6316, South Building, Washington, D.C. 20250, on or before December 15, 1975. Material thus submitted will be evaluated and acted upon in the same manner as if this document were a proposal. However, this section of Subpart G of Part 1822, as revised, will remain effective until it is further amended.

As revised, § 1822.263(c) reads as follows:

§ 1822.263 Definitions.

(c) "Rural area" is open country or rural places as defined in § 1822.3(c).

(42 U.S.C. 1480; delegation of authority by the Secretary of Agriculture, 7 CFR 2.23; delegation of authority by the Asst. Secretary for Rural Development, 7 CFR 2.70.)

Effective date. This revision shall become effective November 13, 1975.

Date: November 5, 1975.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully

evaluated in accordance with OMB Circular A-107.

JOSEPH R. HANSON,
Acting Administrator,
Farmers Home Administration.

[FR Doc.75-30577 Filed 11-12-75;8:45 am]

[FmHA Instruction 444.10]

PART 1822—RURAL HOUSING LOANS AND GRANTS

Rural Area

Section 1822.323(c) of Subpart I of Part 1822, Title 7, Code of Federal Regulations (35 FR 11226) is revised to implement changes made in the Rural Housing loan program by Public Law 93-383, an amendment to the Housing and Community Development Act of 1974, which allows Technical Assistance funds to finance programs of technical and supervisory assistance for self-help housing to be built in communities of up to 20,000 population in certain cases.

It is the general policy of the Department of Agriculture to allow time for interested parties to take part in the rule-making process; however, inasmuch as this revision implements the Housing and Community Development Act of 1974, it is being published without notice of proposed rulemaking because such notice would delay provision of needed rental housing to communities and would be contrary to the public interest.

In accordance with the spirit of that policy, interested parties may submit written comments, suggestions, data or arguments to the office of the Chief, Directives Management Branch, Farmers Home Administration, U.S. Department of Agriculture, Room 6316, South Building, Washington, D.C. 20250, on or before December 15, 1975. Material thus submitted will be evaluated and acted upon in the same manner as if this document were a proposal. However, this section of Subpart I of Part 1822, as revised, will remain effective until it is further amended.

As revised, § 1822.323(c) reads as follows:

§ 1822.323 Definitions.

(c) "Rural area" is open country or rural places as defined in § 1822.3(c).

(42 U.S.C. 1480; delegation of authority by the Secretary of Agriculture, 7 CFR 2.23; delegation of authority by the Asst. Secretary for Rural Development, 7 CFR 2.70.)

Effective date. This revision shall become effective November 13, 1975.

Dated: November 5, 1975.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A-107.

JOSEPH R. HANSON,
Acting Administrator,
Farmers Home Administration.

[FR Doc.75-30578 Filed 11-13-75;8:45 am]

PART 993—DRIED PRUNES PRODUCED IN CALIFORNIA

Size Tolerances for Undersized Prunes

On October 2, 1975, a notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 45443) regarding a proposal to amend the Administrative Rules and Regulations (7 CFR 993.101-993.174) to provide additional tolerances to those currently prescribed in paragraph (g) of § 993.150 for prunes disposed of by handlers as undersized prunes. The subpart is operative pursuant to the marketing agreement, as amended, and Order No. 993, as amended, regulating the handling of dried prunes produced in California. The amended marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

Interested persons were given until October 17, 1975, to submit written data, views, or arguments with respect to the proposal. None were submitted.

Section 993.150(g)(3) currently contains tolerances for use whenever an undersized regulation prescribes openings of 23/32 of an inch for French prunes and 28/32 of an inch for non-French prunes. On September 15, 1975, an action was published in the FEDERAL REGISTER (40 FR 42530; 7 CFR 993.400) modifying the openings prescribed in § 993.49(c) to permit undersized regulations to prescribe openings of 24/32 of an inch for French prunes and 30/32 of an inch for non-French prunes. Thus, it is necessary to prescribe tolerances for use whenever an undersized regulation prescribes those larger openings.

Consistent with this, the Committee recommended the following tolerances: For any quantity of French prunes disposed of by a handler in compliance with § 993.50(g), the quantity shall not contain more than 12 percent by weight of prunes which do not pass freely through a round opening of $\frac{25}{32}$ of an inch in diameter; and for any quantity of non-French prunes so disposed of, the quantity shall not contain more than 12 percent by weight of prunes which do not pass freely through a round opening of $\frac{27}{32}$ of an inch in diameter.

After consideration of all relevant matter presented, including that in the notice, the recommendation of the Committee, and other available information, it is found that prunes disposed of as undersized prunes subject to the tolerances prescribed in this action are reasonably comparable in size to those prunes determined by the inspection service as undersized in the incoming evaluation, and that the additional tolerances prescribed herein should be established to accomplish the purposes of the act and the efficient administration of the order.

It is further found that good cause exists for not postponing the effective date of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that: (1) This proposal was unanimously recommended by the Prune Administrative Committee, and

handlers and producers are aware of this action; (2) prunes received by handlers are being size-graded resulting in the accumulation of undersized prunes; (3) handlers are preparing to dispose of those prunes, and this action should be made effective on the date provided at the end of this action to enable handlers to use the tolerances as soon as possible; (4) this action imposes no restrictions on handlers; and (5) no useful purpose would be served by postponing its effective time.

Therefore, paragraph (g)(3) of § 993.150 of Subpart—Administrative Rules and Regulations is revised to read as follows:

§ 993.150 Disposition of prunes by handlers.

(3) *Tolerances permitting a deviation in prune sizes from applicable undersized openings.* (i) *Undersized French prunes.* Whenever an undersized regulation specifies an opening of $\frac{3}{32}$ of an inch for French prunes, any quantity of French prunes disposed of by a handler in compliance with § 993.50(g) shall not contain more than 15 percent by weight of prunes which do not pass freely through a round opening $\frac{3}{32}$ of an inch in diameter. Whenever an undersized regulation specifies an opening of $\frac{1}{16}$ of an inch in diameter for French prunes, any quantity of French prunes disposed of by a handler in compliance with § 993.50(g) shall not contain more than 12 percent by weight of prunes which do not pass freely through a round opening $\frac{3}{32}$ of an inch in diameter.

(ii) *Undersized non-French prunes.* Whenever an undersized regulation specifies an opening of $\frac{3}{32}$ of an inch for non-French prunes, any quantity of non-French prunes disposed of by a handler in compliance with § 993.50(g) shall not contain more than 10 percent by weight of prunes which do not pass freely through a round opening $\frac{3}{32}$ of an inch in diameter. Whenever an undersized regulation specifies an opening of $\frac{1}{16}$ of an inch in diameter for non-French prunes, any quantity of non-French prunes disposed of by a handler in compliance with § 993.50(g) shall not contain more than 12 percent by weight of prunes which do not pass freely through a round opening $\frac{3}{32}$ of an inch in diameter.

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

Dated: November 7, 1975, to become effective November 17, 1975.

CHARLES R. BRADER,
Deputy Director,
Fruit and Vegetable Division.

[FR Doc. 75-30657 Filed 11-12-75; 8:45 am]

Title 9—Animals and Animal Products CHAPTER I—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE

PART 78—BRUCELLOSIS

Brucellosis Areas

The amendments delete the following areas from the list of Modified Certified Brucellosis Areas in § 78.21 and add such areas to the list designated as Noncertified Areas in § 78.22 because it has been determined that they no longer come within the definition of a Modified Certified Brucellosis Area in § 78.1(m): Macon County in Missouri; LeFlore and Pushmataha Counties in Oklahoma; McMullen, Robertson, and Starr Counties in Texas.

The amendments delete the following areas from the list of Noncertified Areas in § 78.22 and add such areas to the list designated as Modified Certified Brucellosis Areas in § 78.21 because it has been determined that they again come within the definition of a Modified Certified Brucellosis Area in § 78.1(m): Angelina, Chambers, Falls, Fannin, Galveston, Goliad, Hunt, Kleberg, Lavaca, Lubbock, McLennan, Morris, Orange, Red River, Runnels, Sabine, Shelby, Stephens, Taylor, Uvalde, Wichita, and Wilbarger Counties in Texas.

The amendments delete the following areas from the list of Certified Brucellosis-Free Areas in § 78.20 and add such areas to the list designated as Noncertified Areas in § 78.22 because it has been determined that they no longer come within the definition of a Certified Brucellosis-Free Area in § 78.1(i): Corsen County in South Dakota; Ector, Newton, and Reeves Counties in Texas.

The amendments delete the following areas from the list of Noncertified Areas in § 78.22 and add such areas to the list designated as Certified Brucellosis-Free Areas in § 78.20 because it has been determined that they again come within the definition of a Certified Brucellosis-Free Area in § 78.1(i): Big Horn, Cascade, Elaine, Fergus, Garfield, Glacier, Golden Valley, Judith Basin, Liberty, Musselshell, Pondera, Prairie, Roosevelt, Stillwater, and Yellowstone Counties in Montana; Brewster County in Texas.

The amendments delete the following areas from the list of Modified Certified Brucellosis Areas in § 78.21 and add such areas to the list designated as Certified Brucellosis-Free Areas in § 78.20 because it has been determined that they now come within the definition of a Certified Brucellosis-Free Area in § 78.1(i): Henry County in Illinois; Childress County in Texas.

Accordingly, §§ 78.20, 78.21, and 78.22 of Part 78, Title 9, Code of Federal Regulations, designating Certified Brucellosis-Free Areas, Modified Certified Brucellosis Areas, and Noncertified

Areas, respectively, are revised to read as follows:

§ 78.20 Certified brucellosis-free areas.

(a) *Entire states.* Arizona, California, Connecticut, Delaware, Hawaii, Indiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Montana, Nevada, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oregon, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, Washington, West Virginia, Wisconsin, Virgin Islands.

(b) *Specific counties within states.*

Alabama: Barbour, Cherokee, Clay, Cleburne, Dale, Etowah, Geneva, Henry, Houston, Lee, Russell.

Arkansas: Ashley, Baxter, Benton, Boone, Bradley, Calhoun, Carroll, Clay, Cleburne, Cleveland, Columbia, Conway, Craighead, Dallas, Drew, Fulton, Garland, Grant, Greene, Jackson, Lafayette, Madison, Marion, Monroe, Montgomery, Newton, Ouachita, Perry, Pike, Polk, Pope, Prairie, Searcy, Sharp, Stone, Union, Woodruff, Yell.

Colorado: Adams, Alamosa, Arapahoe, Archuleta, Bent, Boulder, Chaffee, Cheyenne, Clear Creek, Conejos, Costilla, Crowley, Custer, Delta, Denver, Dolores, Douglas, Eagle, Elbert, El Paso, Fremont, Garfield, Gilpin, Grand, Gunnison, Hinsdale, Huerfano, Jackson, Jefferson, Kit Carson, Lake, La Plata, Larimer, Las Animas, Lincoln, Logan, Mesa, Mineral, Moffat, Montezuma, Montrose, Otero, Ouray, Park, Phillips, Pitkin, Rio Blanco, Rio Grande, Routt, Saguache, San Juan, San Miguel, Sedgwick, Summit, Teller, Washington, Weld.

Florida: Baker, Bay, Brevard, Calhoun, Dade, Dixie, Escambia, Franklin, Gadsden, Gulf, Hamilton, Holmes, Jackson, Leon, Liberty, Monroe, Okaloosa, Orange, Pasco, Santa Rosa, Seminole, Sumter, Taylor, Wakulla, Walton, Washington.

Georgia: Appling, Atkinson, Bacon, Banks, Barrow, Brantley, Bryan, Bulloch, Burke, Butts, Camden, Candler, Charlton, Chatham, Chattahoochee, Clarke, Clayton, Cook, Crawford, Dawson, De Kalb, Echols, Effingham, Evans, Fannin, Franklin, Glascock, Glynn, Greene, Habersham, Henry, Jeff Davis, Johnson, Jones, Lanier, Laurens, Liberty, Long, Madison, McIntosh, Monroe, Peach, Rabun, Richmond, Rockdale, Schley, Screven, Stephens, Taylor, Telfair, Toombs, Towns, Treutlen, Twiggs, Upson, Ware, Washington, Wayne, Wheeler, White, Wilkinson.

Idaho: Ada, Adams, Bannock, Bear Lake, Benewah, Blaine, Boise, Bonner, Boundary, Butte, Camas, Canyon, Caribou, Cassia, Clark, Clearwater, Custer, Elmore, Fremont, Gem, Gooding, Idaho, Jefferson, Jerome, Kootenai, Latah, Lemhi, Lewis, Lincoln, Madison, Minidoka, Nez Perce, Oneida, Owyhee, Payette, Power, Shoshone, Teton, Twin Falls, Valley, Washington, Yellowstone National Park.

Illinois: Adams, Alexander, Boone, Bond, Bureau, Calhoun, Carroll, Cass, Champaign, Christian, Clark, Clay, Clinton, Coles, Cook, Crawford, Cumberland, De Kalb, De Witt, Douglas, Du Page, Edgar, Edwards, Fayette, Ford, Franklin, Greene, Grundy, Hamilton, Hancock, Henderson, Henry, Iroquois, Jackson, Jasper, Jefferson, Jersey, Jo Daviess, Johnson, Kane, Kankakee, Kendall, Knox, Lake, La Salle, Lawrence, Lee, Livingston, Logan, Macon, Macoupin, Madison, Marion, Marshall, Massac, McDonough, McHenry, McLean, Menard, Mercer, Monroe, Mont-