(iv) Weigh the fine material sifted through to the bottom pan and calculate on the basis of the original sample (under paragraph (c)(1)(i) of this section) as the percentage which passed through the No. 8 sieve; and

(v) Weigh the material sifted through the No. 4 sieve and remaining on the No. 8 sieve; calculate on the basis of the original sample (under paragraph (c)(1)(i) of this section) and add the percentage which remained on the No. 8 sieve to the percentage which passed through the No. 8 sieve (under paragraph (c)(1)(iv) of this section) as the total percentage which passed through the No. 4 sieve.

(2) *Flakes.* (i) From a 4-ounce (about 110 g) representative sample of dehydrated apple "flakes" remove all pieces which are ¾-inch (19 mm) or more in their longest dimension;

(ii) Place the remainder of the sample on a U.S. Standard No. 8, 8-inch (20.3 cm) diameter, full-height sieve nested on top of a U.S. Standard No. 16, 8-inch (20.3 cm) diameter, full-height sieve to which a bottom pan has been attached;

(iii) Place the assembly on a smooth level surface and with a steady, fairly rapid sieving motion, move the assembly approximately 20-inches (50 cm) in a straight line and return to its original position, repeating the movement 20 times;

(iv) Weigh the fine material sifted through to the bottom pan and calculate on the basis of the original sample (under paragraph (c)(2)(i) of this section) as the percentage which passed through the No. 16 sieve; and

(v) Weigh the material sifted through the No. 8 sieve and remaining on the No. 16 sieve; calculate on the basis of the original sample (under paragraph (c)(2)(i) of this section) and add the percentage which remained on the No. 16 sieve to the percentage which passed through the No. 16 sieve (under paragraph (c)(2)(iv) of this section) as the total percentage which passed through the No. 8 sieve.

(3) *Sauce pieces.* (i) From a 4-ounce (about 110 g) representative sample of dehydrated apple "sauce pieces" remove all pieces which in their smallest dimensions will not pass readily through 0.446-inch (11.3 mm) square openings by gentle hand pressing;

(ii) Place the remainder of the sample on a U.S. Standard No. 8, 8-inch (20.3 cm) diameter, full-height sieve nested on top of a U.S. Standard No. 16, 8-inch (20.3 cm) diameter, full-height sieve to which a bottom pan has been attached;

(iii) Place the assembly on a smooth level surface and with a steady, fairly rapid sieving motion, move the assembly approximately 20-inches (50 cm) in a straight line and return to its original position, repeating the movement 20 times;

(iv) Weigh the fine material sifted through to the bottom pan and calculate on the basis of the original sample (under paragraph (c)(3)(i) of this section) as the percentage which passed through the No. 16 sieve; and

(v) Weigh the material sifted through the No. 8 sieve and remaining on the No. 16 sieve; calculate on the basis of the original sample (under paragraph (c)(3)(i) of this section) and add the percentage which remained on the No. 16 sieve to the percentage which passed through the No. 16 sieve (under paragraph (c)(3)(iv) of this section) as the total percentage which passed through the No. 8 sieve.

§ 52.2351 Determining the grade of a lot.

The grade of a lot of dehydrated apples covered by these standards is determined by the procedures set forth in the Regulations Governing Inspection and Certification of Processed Fruits and Vegetables, Processed Products Thereof, and Certain Other Processed Food Products (§§ 52.1 through 52.83).

§ 52.2352 Score sheet.

Size and kind of container ______ ______
Container mark or identification ______ ______
Label (including SO_2 content, if any) ______
Net weight ______ ______
Moisture content (percent) ______ ______
Style ______ ______

Factors		Score points
Color	20	(A) 17 to 20. (B) 14 to 16.[1] (SStd) 0 to 13.[1]
Uniformity of size	20	(A) 17 to 20. (B) 14 to 16.[1] (SStd) 0 to 13.[1]
Defects	40	(A) 34 to 40. (B) 28 to 33.[1] (SStd) 0 to 27.[1]
Texture	20	(A) 17 to 20. (B) 14 to 16.[1] (SStd) 0 to 13.[1]
Total score	100	
Normal flavor and odor		
Grade		

[1] Indicates limiting rule.

Dated: June 23, 1977.

IRVING W. THOMAS,
Acting Deputy Administrator,
Commodity Services, FSQS.

[FR Doc.77-18575 Filed 6-29-77;8:45 am]

CHAPTER XVIII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

SUBCHAPTER A—GENERAL REGULATIONS

[FmHA Instruction 426.1]

PART 1806—INSURANCE

Subpart A—Real Property Insurance

AGENCY: Farmers Home Administration, USDA.

ACTION: Final rule.

SUMMARY: The Farmers Home Administration amends its regulations concerning insurance. This action is required because of changes in Agency policy regarding insurance coverage and reporting requirements. The intended effect is to clarify a regulation by providing that an endorsement loan existing insurance policy is sufficient coverage and to limit internal reporting requirements.

EFFECTIVE DATE: June 30, 1977.

FOR FURTHER INFORMATION CONTACT:

Agnes M. Copeland (202-447-4572).

SUPPLEMENTARY INFORMATION: Various paragraphs in §§ 1806.2, 1806.4, and 1806.6 of Part 1806, Chapter XVIII, Title 7, Code of Federal Regulations (41 FR 34571) are amended. The specific amendments are as follows:

1. § 1806.2(c) is amended to clarify that an endorsement to an existing policy is sufficient coverage for subsequent loans for property improved.

2. § 1806.4(a) is amended to change the date to notify borrowers prior to expiration of insurance from "30 days" to "tenth month."

3. § 1806.6(d) is amended to delete "Incidence of Borrower Failure to Maintain Insurance in Force" and to require that "Losses not covered by insurance" be reported.

It is the policy of this Department that rules relating to public property, loans, grants, benefits, or contracts shall be published for comment notwithstanding the exemption in 5 U.S.C. 553 with respect to such rules. These amendments, however, are not published for proposed rulemaking since one change merely clarifies a regulation and additional changes are procedural and editorial.

Accordingly, various paragraphs of §§ 1806.2, 1806.4 and 1806.6 are amended to read as follows:

§ 1806.2 Companies and policies.

* * * * *

(c) *Evidence of premium payment.* (1) When Form FmHA 426-2 is attached to or the provisions thereof are printed in the policy, or a blanket letter from an insurance company incorporating the provisions of Form FmHA 426-2 in all policies in which the FmHA has a mortgagee interest in effect, in accordance with paragraph (b)(ii) of this section, no evidence of premium or assessment payment is required except for the first year of the loan. When a subsequent FP or Section 502 RH loan is made to build, buy or rehabilitate essential buildings, an endorsement to the existing policy including coverage for the property improved will be sufficient.

* * * * *

§ 1806.4 Examining and general servicing of insurance.

(a) * * *
(2) * * *

(ii) FP and Section 502 RH borrowers will be informed during the tenth month after the date of loan closing of their responsibility to carry insurance. Form FmHA 426-4 will be sent to these borrowers, regardless of whether there is evidence that the insurance has been renewed. Thereafter, the County Supervisor will not be required to further determine whether the borrower has adequately maintained insurance; however, if a further notice of expiration is received in the County Office, the County Supervisor will again notify the borrower by using Form FmHA 426-4 of his responsibility.

* * * * *

§ 1806.6 **Failure of borrower to provide insurance.**

* * * * *

(d) *Reporting.* (1) The County Supervisor will complete Form FmHA 426-8, "Uninsured Real Property Loss Report," for each known FP and Section 502 RH uninsured loss. Monitoring of insurance is not required for completing this report. This report will be completed within 30 days of the date the property was damaged. If information required by Form FmHA 426-8 is not available within 30 days, the County Supervisor should use his best judgment in completing all form sections.

(2) * * *

(ii) A transmittal memorandum that includes the following tabulation:

Real property insurance report for (Month) .... (Year) ......

Loan program	Losses			
	Losses covered by insurance		Losses not covered by insurance	
	Number	Estimated amount	Number	Estimated amount
Farmer programs		$		$

(3) The State Director is responsible for reviewing Form 426-8 received for reasonableness; computing a State summary of insured and noninsured losses; and transmitting the State summary and Forms FmHA 426-8 to the National Office, ATTN: Program Evaluation Staff, by the 10th of the following month.

* * * * *

(7 U.S.C. 1989; 42 U.S.C. 1480; 42 U.S.C. 2942; 5 U.S.C. 301; Sec. 10 P.L. 93-357, 88 Stat 392; delegation of authority by the Secretary of Agriculture, 7 CFR 2.23; delegation of authority by the Assistant Secretary for Rural Development, 7 CFR 2.70; delegations of authority by Director, OEO 29 FR 14764, 33 FR 9850.)

NOTE.—The Farmers Home Administration has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821 and OMB Circular A-107.

Dated: June 17, 1977.

GORDON CAVANAUGH,
Administrator,
Farmers Home Administration.

[FR Doc.77-18767 Filed 6-29-77;8:45 am]

SUBCHAPTER B—LOANS AND GRANTS PRIMARILY FOR REAL ESTATE PURPOSES

[FmHA Instruction 444.5]

PART 1822—RURAL HOUSING LOANS AND GRANTS

Subpart D—Rural Rental Housing Loan Policies, Procedures, and Authorizations

LOAN CLOSING

AGENCY: Farmers Home Administration, USDA.

ACTION: Final rule.

SUMMARY: This change is made to clarify the use of an applicant's attorney in closing a rural rental housing loan. The circumstances requiring this action are those faced when the loan closing attorney is a member of the applicant entity. The intended effect of this action is to correct an inconsistency within FmHA regulations so that a nonprofit eligible entity which uses an attorney member as a closing attorney is still eligible for FmHA RRH assistance.

EFFECTIVE DATE: June 30, 1977.

FOR FURTHER INFORMATION CONTACT:

Mr. Paul R. Conn, (202-447-7207).

SUPPLEMENTARY INFORMATION, Paragraph (a) of § 1822.95, Subpart D, Part 1822 of Title 7, Code of Federal Regulations is amended to make it consistent with other FmHA regulations and with the intention of the Farmers Home Administration as noted in the Summary section. It is the policy of this Department that rules relating to public property, loans, grants, benefits, or contracts shall be published for comment notwithstanding the exemption in 5 U.S.C. 553 with respect to such rules. This amendment, however, is not published for proposed rulemaking since the purpose of the change is to correct an inconsistency within FmHA regulations and, therefore, publication for prior rulemaking is unnecessary.

As amended, paragraph 1822.95(a) reads as follows:

§ 1822.95 **Loan closing.**

(a) *Applicable instructions.* RRH loans will be closed in accordance with applicable provisions of Part 1807 of this chapter and supplementing State Instructions. Loan dockets for an organization and loan dockets for an individual in special cases will be sent to the OGC for additional closing instructions. A profit or limited profit organization applicant may use its attorney to close the loan in accordance with applicable loan closing instructions: *Provided,* The attorney is not a member, officer, director, trustee, stockholder or partner of the applicant entity. Nonprofit organizations may use an attorney who is a member of their organization. The cost incurred by the organization for legal services must be in accordance with § 1822.85(k). The applicant's qualified, eligible attorney may be a designated attorney or a private attorney.

* * * * *

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

NOTE.—The Farmers Home Administration has determined that this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821 and OMB Circular A-107.

Dated: June 3, 1977.

GORDON CAVANAUGH,
Administrator,
Farmers Home Administration.

[FR Doc.77-18766 Filed 6-29-77;8:45 am]

SUBCHAPTER N—OTHER LOAN PROGRAMS

[FmHA Instruction 1980-A]

PART 1980—GUARANTEED LOAN PROGRAMS

Subpart A—General

MISCELLANEOUS AMENDMENTS

AGENCY: Farmers Home Administration, USDA.

ACTION: Final rule.

SUMMARY: The Farmers Home Administration amends its regulation to include procedures for paying Holder(s) their guaranteed portion of the loan in event of default or servicing problems. These procedures are similar to the methods used for the Business and Industrial Loan Program under Part 1980-E and would apply to all guaranteed loan programs under Part 1980-A. The amendment is intended to provide uniformity in handling the repurchase of guarantee portions from Holder(s). Also, this amendment is intended by adding a new section, to clarify the procedures for lenders requesting termination of the Loan Note Guarantee and/or notification that a loan has been paid in full.

DATES: Effective date: This amendment is effective on June 30, 1977.

FOR FURTHER INFORMATION CONTACT:

Darryl H. Evans (202-447-4150).

SUPPLEMENTARY INFORMATION: Section 1980.61(f), and § 1980.63 of Subpart A of Part 1980, Title 7, Code of Federal Regulations (41 FR 47462) are amended; § 1980.67 is added.

Section 1980.61(f) is amended to clarify the requirement that a lender will prepare a Guarantee Fee Report for "each loan requested." This change is necessary administratively to process loans. Section 1980.63 is amended to include the procedures for paying Holder(s) their guaranteed portion of the loan in the event of a default or servicing action. The FmHA County Supervisor will prepare a Form FmHA 449-37, "Request for Check Issuance FmHA's Purchase of Guaranteed Portion," to effect the payment to the Holder(s). Section 1980.67 is added to provide the procedures to be followed by the lender and FmHA if a loan has been paid in full and/or the lender requests FmHA to terminate the Loan Note Guarantee in the event the lender no longer desired or required the guarantee. The regulations under paragraph 12 of form FmHA 449-34, "Loan Note Guarantee," simply indicates the three options when the guarantee terminates, but does not indicate the procedure to effect the termination.

NOTE.—The Table of Sections is being amended to remove § 1980.67 from the Reserved area.

It is the policy of this Department that rules relating to public property, loans, grants, benefits, or contracts shall be published for comment notwithstanding the exemption in 5 U.S.C. 553 with respect to such rules. These amendments, however, are not published for proposed rulemaking, such procedure being unnecessary since the purpose of the changes is clarification, and the changes are procedural and do not impose any additional burden on the applicants and lenders.

As amended and added, the various sections of Subpart A of Part 1980 read as follows:

1. In the Table of Sections "§ 1980.67" is removed from the present group of reserved Sections:

Sections 1980.67–1980.79 [Reserved]. This group is redesignated §§ 1980.68–1980.79 [Reserved]. This change reads as follows:

Sec.

* * * * *

1980.67 Lender's request to terminate loan note guarantee.
1980.68–1980.79 [Reserved]

* * * * *

2. In § 1980.61, paragraph (f) is revised to read as follows:

§ 1980.61 Issuance of lender's agreement, loan note guarantee and assignment guarantee agreement.

* * * * *

(f) *Payment of guarantee fee.* The lender will prepare and deliver a Form FmHA 449-19, "Guarantee Fee Report," for each loan to be guaranteed and deliver the guarantee fee to the County Supervisor who concurrently delivers the Loan Note Guarantee(s).

* * * * *

3. Section 1980.63 is revised to read as follows:

§ 1980.63 Default by borrowers.

Refer to paragraph XI of Form FmHA 449-35. FmHA may be required to purchase the guaranteed portion of a loan(s) from holder(s) in the event of default or servicing problems. The County Supervisor will coordinate any requests from holder(s) located in close proximity to the local lender. If several holders are located outside the area, the State Director will handle the transaction and notify the County Supervisor. The County Supervisor will prepare a Form FmHA 449-37, "Request for Check Issuance FmHA's Purchase of Guaranteed Portion," for each holder(s) and follow the processing procedures outlined in the FMI.

4. A new § 1980.67 is added to read as follows:

§ 1980.67 Lender's request to terminate loan note guarantee.

The Lender may request FmHA to terminate the Loan Note Guarantee(s) provided the lender holds all the guaranteed portions of the loan. (See paragraph 12 of Form FmHA 449-34.) The lender will provide the County Supervisor with a written notice that the loan is paid in full and/or termination of the Loan Note Guarantee(s) enclosing the original Form(s) FmHA 449-34 for cancellation. Within 30 days, the County Supervisor will forward a memorandum to the Finance Office through the State Director. The memorandum will indicate that "the loan(s) is paid in full," and/or "the Loan Note Guarantee(s) has been canceled at the request of the lender."

(7 U.S.C. 1989; 42 U.S.C. 1480; 42 U.S.C. 2942; 5 U.S.C. 301; Sec. 10, Pub L. 93-357; 88 Stat. 392, delegation of authority by the Secretary of Agriculture, 7 CFR 2.23; delegation of authority by the Assistant Secretary for Rural Development, 7 CFR 2.70; delegations of authority by Director, OEO, 29 FR 14764, 33 FR 9850.)

NOTE.—The Farmers Home Administration has determined this document does not contain a major proposal requiring preparation of an Economic Impact Statement under Executive Order 11821 and OMB Circular A-107.

Dated: June 17, 1977.

GORDON CAVANAUGH,
Administrator,
Farmers Home Administration.

[FR Doc.77-18765 Filed 6-29-77;8:45 am]

Title 10—Energy

CHAPTER I—NUCLEAR REGULATORY COMMISSION

PART 0—CONDUCT OF EMPLOYEES

Employment and Financial Interest Statements

AGENCY: U.S. Nuclear Regulatory Commission.

ACTION: Final Rule.

SUMMARY: The Nuclear Regulatory Commission is making minor amendments to its regulation "Conduct of Employees." Certain employees are required to submit to the appropriate reviewer two copies of statements of employment and financial interest. The Commission has determined that the submission of two copies of the statement is unnecessary. The amendments will require that an employee submit only one copy of the statement.

EFFECTIVE DATE: June 30, 1977.

FOR FURTHER INFORMATION CONTACT:

Gerald L. Hutton, Division of Rules and Records, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 (301-492-7211).

SUPPLEMENTARY INFORMATION: Because these amendments relate to minor matters, good cause exists for omitting notice of proposed rule making, and public procedure thereon, as unnecessary. Since the amendments relieve from restrictions under regulations currently in effect, they may become effective without the customary 30-day notice. Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, as amended, and sections 552 and 553 of Title 5 of the United States Code, the following amendments to Title 10, Chapter I, Code of Federal Regulations, Part 0 are published as a document subject to codification.

1. Section 0.735-28 of Part 0 is amended by revising paragraphs (e)(1), (e)(5), (e)7), and (e)(11) to read as follows:

§ 0.735-28 Confidential statements of employment and financial interests.

* * * * *

(e) *Reviewing statements and reporting conflicts of interest.* (1) The employee shall prepare the statement in duplicate, retain one copy, and submit one copy to the appropriate reviewer (see paragraph (h) of this section).

* * * * *

(5) The reviewer shall in all cases record his opinion as to the presence or absence of a conflict on the statement and forward same to the NRC counselor or deputy counselor.

* * * * *

(7) If the NRC counselor or deputy counselor believes that the statement evidences no question of conflict of interest, he shall record his opinion on the statement, and notify the reviewer.

* * * * *

(11) Upon completion of processing, the statement shall be filed in the office of the counselor or deputy counselor, in a special file maintained for that purpose. If an NRC reviewer subsequently requires a copy of a statement for purposes of carrying out responsibilities under this part, he may request same from the counselor or deputy counselor.

* * * * *

(E. O. 11222; 3 CFR 1964-1965 Comp.; 5 CFR 735.104)

Dated at Bethesda, Md., this 22d day of June 1977.

For the Nuclear Regulatory Commission.

LEE V. GOSSICK,
Executive Director for Operations.

[FR Doc.77-18800 Filed 6-29-77;8:45 am]

PART 8—INTERPRETATIONS

Interpretation by the General Counsel of 10 CFR 73.55. Illumination and Physical Search Requirements

AGENCY: Nuclear Regulatory Commission.

ACTION: Final rule.

SUMMARY: The Nuclear Regulatory Commission's regulation "Interpreta-