

than 80 per cent of milk fat, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of Illinois.

On or about July 24, 1930, the said United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 8 tubs of butter, remaining in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped by the Monmouth Creamery Co., from Monmouth, Iowa, July 14, 1930, and transported from the State of Iowa into the State of Illinois, and charging adulteration and misbranding in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that a substance deficient in butterfat had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality, and had been substituted in part for the said article. Adulteration was alleged for the further reason that the article was deficient in butterfat in that it contained less than 80 per cent of butterfat.

Misbranding was alleged for the reason that the article had been sold, shipped, and labeled as butter, which was false and misleading.

On July 29, 1930, the Peter Fox Sons Co., Chicago, Ill., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant, to be reworked under the supervision of this department, upon payment of costs and the execution of a bond in the sum of \$500, conditioned in part that it should not be sold or otherwise disposed of contrary to law.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17597. Adulteration and misbranding of butter. U. S. v. 179 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24961. I. S. No. 036595. S. No. 3251.)

Samples of butter from the herein described interstate shipment having been found to contain less than the legal requirement of milk fat, namely, less than 80 per cent of milk fat, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of Illinois.

On or about July 2, 1930, the said United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 179 tubs of butter, remaining in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped by the Brooklyn Creamery Co., from Green Lake, Wis., June 24, 1930, and transported from the State of Wisconsin into the State of Illinois, and charging adulteration and misbranding in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that a substance deficient in butterfat had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality, and had been substituted in part for the said article. Adulteration was alleged for the further reason that the article was deficient in butterfat in that it contained less than 80 per cent of butterfat.

Misbranding was alleged for the reason that the article had been sold, shipped, and labeled as butter, which was false and misleading.

On July 10, 1930, the Brooklyn Creamery Co., Green Lake, Wis., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant, to be reworked under the supervision of this department, upon payment of costs and the execution of a bond in the sum of \$5,000, conditioned in part that it should not be sold or otherwise disposed of contrary to law.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17598. Adulteration and misbranding of butter. U. S. v. 28 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 25060. I. S. No. 2371. S. No. 3313.)

Samples of butter from the herein described interstate shipment having been found to contain less than the legal requirement of milk fat, namely, less than 80 per cent of milk fat, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of New York.

On July 26, 1930, the said United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 28 tubs of butter, remaining in the original unbroken pack-

ages at New York, N. Y., alleging that the article had been shipped by the Lydia Creamery Co., from Jordan, Minn., arriving at New York on or about July 23, 1930, and had been transported from the State of Minnesota into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that a substance deficient in butterfat had been mixed and packed with it so as to reduce or lower or injuriously affect its quality, and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the article was offered for sale under the distinctive name of another article.

On July 29, 1930, the Lydia Creamery Co., Jordan, Minn., claimant, having admitted the allegations of the libel and consented to the entry of a decree and having agreed to recondition the product so that it contain at least 80 per cent of butterfat, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$900, conditioned in part that it be reworked and reprocessed so that it comply with the requirements of the Federal food and drugs act.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17599. Adulteration of butter. U. S. v. 96½ Pounds, et al., of Butter. Decrees of condemnation and forfeiture. Product released under bond. (F. & D. Nos. 24971, 24972. I. S. Nos. 038688, 038692. S. Nos. 3223, 3224.)

Samples of butter from the herein described interstate shipments having been found to contain less than the legal requirement of milk fat, namely, less than 80 per cent of milk fat, the Secretary of Agriculture reported the matter to the United States attorney for the Eastern District of Pennsylvania.

On June 24, 1930, the said United States attorney filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 96½ pounds, and 8 cases each containing 50 pounds of butter, remaining in the original unbroken packages at Philadelphia, Pa., consigned by Clarks Grove Cooperative Creamery Co., Clarks Grove, Minn., alleging that the article had been shipped from Clarks Grove, Minn., in part on or about June 9, 1930, and in part on or about June 16, 1930, and had been transported from the State of Minnesota into the State of Pennsylvania, and charging adulteration in violation of the food and drugs act. A portion of the article was labeled in part: "Meridale Dairies, Inc." The remainder of the said article was labeled in part: "Meridale Ayer and McKinney, Makers and Distributors, Philadelphia, Pa."

It was alleged in the libels, among other allegations, that the article was adulterated in that a product containing less than 80 per cent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 per cent of milk fat as provided by the act of Congress of March 4, 1923.

On July 21, 1930, the Meridale Dairies (Inc.), Philadelphia, Pa., having appeared as claimant for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of bonds totaling \$500, conditioned in part that it be reconditioned under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17600. Adulteration and misbranding of butter. U. S. v. 18 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24965. I. S. No. 6646. S. No. 3286.)

Samples of butter from the herein described interstate shipment having been found to contain less than the legal requirement of milk fat, namely, less than 80 per cent of milk fat, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of Illinois.

On or about July 15, 1930, the said United States attorney filed in the District Court of the United States for said district a libel praying seizure and condemnation of 18 tubs of butter, remaining in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped by the Manitowoc Farmers Cooperative Dairy Co., from Manitowoc, Wis., on July 8, 1930, and