

for the further reason that the quantity of the contents was not plainly and conspicuously marked on the outside of the packages.

On September 27, 1921, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9960. Adulteration of rye. U. S. * * * v. One Car-Load of Rye. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 458-c.)

On December 14, 1918, the United States attorney for the Eastern District of Virginia, acting upon a report by the Dairy and Food Commissioner of Virginia, filed in the District Court of the United States for said district a libel for the seizure and condemnation of one car-load of rye, at Richmond, Va., alleging that the article had been shipped by the Stuart Grain Co., Schoolcraft, Mich., on or about October 15, 1918, and transported from the State of Michigan into the State of Virginia, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it consisted in part of filthy, decomposed, and putrid vegetable matter.

On January 4, 1919, Ernest L. Wellman, claimant, having agreed to brand and label correctly the said product, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to said claimant upon payment of the costs of the proceedings and the execution of a good and sufficient bond, in conformity with section 10 of the act.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9961. Misbranding of Federal stock conditioner. U. S. * * * v. 103 Bags of Federal Stock Conditioner. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 586-c.)

On December 18, 1920, the United States attorney for the Western District of New York, acting upon a report by an official of the Department of Agriculture of New York, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 103 bags of Federal stock conditioner, remaining unsold in the original unbroken packages at North Tonawanda, N. Y., consigned by the Federal Stock Food Co., Mifflinburg, Pa., alleging that the article had been shipped from Mifflinburg, Pa., on or about October 22, 1920, and transported from the State of Pennsylvania into the State of New York, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: (Bags) "Federal Stock Conditioner * * *"; (circular) "* * * This Conditioner is only good for Horses, Hogs, Sheep, Cows, Goats, and Calves, and contains the following ingredients:—Charcoal, Epsom Salts, Copperas, Cocoa Bean Shell Meal, Buckwheat Hulls, Ground Oyster Shells for lime, * * * Salt one per cent * * * Take Notice—This is no food, it is a conditioner * * * It is medicated and a laxative; is supposed to purify the blood and tone up the system. Directions For Feeding Federal Stock Conditioner. A Tablespoonful Is a Feed Measure Horses Cows Steers Hogs:—Three feed measurers for each animal three times a day * * * For Hog Cholera:—Four tablespoonfuls three times a day with a little salt added. * * * Sheep And Goats * * * With the above directions add salt according to amount of salt you would feed to your stock. * * *

Misbranding of the article was alleged in substance in the libel for the reason that the above-quoted statements appearing on the bag and in the accompanying