

Adulteration of the article was alleged in the libel for the reason that it consisted wholly or in part of a filthy, decomposed, and putrid animal substance.

On May 16, 1924, the Southern Alaska Canning Co. having appeared as claimant for the property, the case came on for trial before the court and a jury. After the submission of evidence and arguments by counsel, the jury returned a verdict for the Government. A decree of condemnation and forfeiture was thereupon entered, and on August 13, 1924, it was ordered by the court that the product be released to the said claimant upon the execution of a bond in the sum of \$2,000, in conformity with section 10 of the act, conditioned in part that the product be reconditioned under the supervision of this department, the said decree further providing that the claimant should pay the costs of the proceedings.

HOWARD M. GORE, *Secretary of Agriculture.*

12581. Adulteration of shell eggs. U. S. v. Stephen D. Rardin (S. D. Rardin Co.), Plea of guilty. Fine, \$10 and costs. (F. & D. No. 17236. I. S. No. 3935-v.)

On March 3, 1924, the United States attorney for the Western District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Stephen D. Rardin, trading as S. D. Rardin Co., Ridgeway, Mo., alleging shipment by said defendant, in violation of the food and drugs act, on or about August 25, 1922, from the State of Missouri into the State of Illinois, of a quantity of shell eggs which were adulterated.

Examination of 1,440 eggs from the consignment by the Bureau of Chemistry of this department showed that 196 eggs, or 13 per cent of those examined, were inedible, consisting of black rots, spot rots, mixed rots, and moldy eggs.

Adulteration of the article was alleged in the information for the reason that it consisted in part of a filthy and decomposed and putrid animal substance.

On March 3, 1924, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$10 and costs.

HOWARD M. GORE, *Secretary of Agriculture.*

12582. Adulteration of canned salmon. U. S. v. 3,264 Cases of Canned Salmon. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 17322. I. S. No. 8321-v. S. No. W-1289.)

On March 5, 1923, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 3,264 cases of canned salmon remaining in the original unbroken packages at Seattle, Wash., alleging that the article had been shipped by the North Pacific Trading & Packing Co. from Klawack, Alaska, September 16, 1920, and transported from the Territory of Alaska into the State of Washington, and charging adulteration in violation of the food and drugs act. The article was labeled in part: (Can) "Klawack Brand Fresh Alaska Pink Salmon * * * Packed at Klawack, Alaska, U. S. A. by the North Pacific Trading and Packing Company San Francisco Calif."

Adulteration of the article was alleged in the libel for the reason that it consisted wholly or in part of a filthy, decomposed, and putrid animal substance.

On April 21, 1924, the North Pacific Trading & Packing Co., San Francisco, Calif., claimant, having admitted the allegations of the libel and 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 upon payment of the costs of the proceedings and the execution of a bond in the sum of \$5,000, in conformity with section 10 of the act, conditioned in part that the good portion be separated from the bad portion under the supervision of this department and the bad portion destroyed.

HOWARD M. GORE, *Secretary of Agriculture.*

12583. Adulteration and misbranding of ground mixed feed barley. U. S. v. 950 Sacks of Ground Mixed Feed Barley. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 18194. I. S. No. 15028-v. S. No. E-3906.)

On December 26, 1923, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure