

On October 31, 1925, the Crazy Well Water Co., Mineral Wells, Tex., having appeared and confessed the allegations of the libel, 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. F. MARVIN, *Acting Secretary of Agriculture.*

13898. Adulteration of canned salmon. U. S. v. Alaska Year Round Canneries Co., Inc., and Cook Inlet Packing Co. Pleas of guilty. Fines, \$100. (F. & D. No. 19351. I. S. Nos. 7766-v, 7771-v, 7772-v.)

On March 14, 1925, 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 an information against the Alaska Year Round Canneries Co., Inc., and the Cook Inlet Packing Co., corporations, trading at Seattle, Wash., alleging shipment by said companies, in violation of the food and drugs act, on or about July 29, 1924, from the Territory of Alaska into the State of Washington, of a quantity of canned salmon which was adulterated.

Examination by the Bureau of Chemistry of this department of 180 cans of the article showed that 54 cans, or 30 per cent, contained decomposed salmon.

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

On April 13, 1925, a plea of guilty to the information was entered on behalf of the Alaska Year Round Cannery Co., and on October 21, 1925, a plea of guilty was entered on behalf of the Cook Inlet Packing Co. A fine of \$50 was imposed against each defendant.

C. F. MARVIN, *Acting Secretary of Agriculture.*

13899. Adulteration and misbranding of vanilla extract. U. S. v. 16 Dozen Bottles of Vanilla Extract. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 20148. I. S. No. 14274-v. S. No. E-5359.)

On June 29, 1925, the United States attorney for the District of Massachusetts, 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 16 dozen bottles of vanilla extract, remaining in the original unbroken packages at Fall River, Mass., alleging that the article had been shipped by the Fulton Mfg. Co., from New York, N. Y., March 27, 1925, and transported from the State of New York into the State of Massachusetts, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: (Carton and bottle) "Fulton Brand Pure Vanilla Extract Purity And Quality Fulton Manufacturing Co. New York Contents 6 Drams."

Adulteration of the article was alleged in the libel for the reason that a substance, a colored substandard vanilla extract, had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength and had been substituted in part for the said article, and for the further reason that if had been colored in a manner whereby its inferiority was concealed.

Misbranding was alleged for the reason that the statements "Pure Vanilla Extract Contents 6 Drams Purity And Quality," borne on the labels, were false and misleading and deceived and misled the purchaser, for the further reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, and for the further reason that it was offered for sale under the distinctive name of another article.

On September 14, 1925, 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. F. MARVIN, *Acting Secretary of Agriculture.*

13900. Adulteration and misbranding of raspberry preserves. U. S. v. 199 Cases of Raspberry Preserves. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 20418. I. S. Nos. 1451-x, 1452-x, 1454-x. S. No. C-4797.)

On September 5, 1925, the United States attorney for the Northern District of Iowa, 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 199 cases of raspberry preserves, at Sioux City, Iowa, alleging that the article had been shipped by the Eigelberner Food Products Co., from Chicago, Ill., in part May 12, 1925, and in part July 9, 1925, and transported from the State of Illinois into the State of Iowa, and charging adulteration in violation of the food and drugs act. The article was labeled in part: (Jar) "Pure Raspberry Preserves 50% Fruit, 50% Sugar."

Adulteration of the article was alleged in substance in the libel for the reason that a substance deficient in fruit and containing excessive sugar and added acid, with respect to a portion of the product, a substance containing excessive sugar, added acid, and loganberry fruit, with respect to a second portion of the product, and a substance with added acid, with respect to the remainder of the said product, had been mixed and packed therewith so as to reduce, 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 statement on the labels "Pure Raspberry Preserves 50% Fruit, 50% Sugar" was false and misleading and deceived and misled the purchaser, and for the further reason that the article was an imitation of and offered for sale under the distinctive name of another article, in that it was not pure raspberry preserves.

On October 31, 1925, the Eigelberner Food Products 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 might be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$500, in conformity with section 10 of the act, conditioned in part that it be properly relabeled.

C. F. MARVIN, *Acting Secretary of Agriculture.*