

14129. Adulteration of butter. U. S. v. 4 Cubes of Butter. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 20917. I. S. Nos. 10428-x, 10429-x. S. No. W-1905.)

On February 15, 1926, the United States attorney for the District of Oregon, 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 4 cubes of butter, remaining in the original unbroken packages at Portland, Oreg., alleging that the article had been shipped by the Desota Creamery Co., from Kennewick, Wash., on or about February 9, 1926, and transported from the State of Washington into the State of Oregon, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Desota Creamery Co. Kennewick, Wash."

Adulteration of the article was alleged in the libel for the reason that butter containing less than 80 per cent of butterfat had been substituted for normal butter of good commercial quality.

On or about March 3, 1926, the Desota Creamery Co., Kennewick, Wash., having appeared as claimant for the property 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 upon payment of the costs of the proceedings and the execution of a bond in the sum of \$100, in conformity with section 10 of the act, conditioned in part that it not be sold or otherwise disposed of until reconditioned to the satisfaction of this department.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

14130. Misbranding of feeding tankage. U. S. v. 20 Bags of Feeding Tankage. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 20774. I. S. No. 357-x. S. No. C-3028.)

On January 19, 1926, the United States attorney for the District of Nebraska, 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 20 bags of feeding tankage, at Scottsbluff, Nebr., alleging that the article had been shipped by the Western Seed Co., from Denver, Colo., on or about January 4, 1926, and transported from the State of Colorado into the State of Nebraska, and charging misbranding in violation of the food and drugs act. The article was labeled in part: "Feeding Tankage Analysis Protein 60%."

Misbranding of the article was alleged in the libel for the reason that the statement "Protein 60%," borne on the label, was false and misleading and deceived and misled the purchaser.

On February 25, 1926, the Western Seed Co., Denver, Colo., claimant, having admitted the allegations of the libel and having consented to the entry of a judgment of condemnation and forfeiture, a decree was entered, finding the product misbranded, 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 \$300, conditioned in part that it be relabeled under the supervision of this department, "Protein 54%."

R. W. DUNLAP, *Acting Secretary of Agriculture.*

14131. Misbranding of butter. U. S. v. 1,344 Cartons of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 20909. I. S. No. 1528-x. S. No. C-4988.)

On February 15, 1926, the United States attorney for the Western District of Louisiana, 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 1,344 cartons of creamery butter, at Shreveport, La., alleging that the article had been shipped by the Metzger Bros. Creamery Co., from Dallas, Tex., on or about February 11, 1926, and transported from the State of Texas into the State of Louisiana, and charging misbranding in violation of the food and drugs act as amended. The article was labeled in part: (Shipping case) "Metzger's Extra Fancy Butter Manufactured by Metzger Bros. Creamery Co. Dallas, Texas. Metzger Bros. Shreveport, La. Golden," (carton) "Golden Creamery Butter Golden Brand Shreveport, La. One Pound Net Weight."

Misbranding of the article was alleged in the libel for the reason that the statement "One Pound Net Weight," borne on the label, was false and mis-