

of a decree, judgment of condemnation was entered, and it was ordered by the court that the product be released to the said claimant to be reconditioned, upon the execution of a bond in the sum of \$5,000, conditioned in part that the product be reconditioned, and that the claimant pay the costs of the proceedings.

ARTHUR M. HYDE, *Secretary of Agriculture.*

15987. Adulteration of butter. U. S. v. 5 Tubs of Butter. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 22880. I. S. No. 21785-x. S. No. 904.)

On June 26, 1928, 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 seizure and condemnation of 5 tubs of butter, remaining in the original unbroken packages at Boston, Mass., consigned about June 4, 1928, alleging that the article had been shipped by the Sugar Creek Creamery Co., Danville, Ill., and transported from the State of Illinois into the State of Massachusetts, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that a substance containing less than 80 per cent by weight of milk fat had been substituted in whole or in part for butter, which the said article purported to be, the act of Congress approved March 4, 1923, providing that butter should contain not less than 80 per cent by weight of milk fat.

On September 10, 1928, the Sugar Creek Creamery Co., Danville, Ill., having appeared as claimant for the property and having admitted the allegations of the libel, 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 deposit of \$100 in lieu of bond, conditioned that it be reworked under the supervision of this department so that it contain at least 80 per cent of butterfat.

ARTHUR M. HYDE, *Secretary of Agriculture.*

15988. Adulteration of butter. U. S. v. 21 Tubs of Butter. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 22912. I. S. No. 20998-x. S. No. 949.)

On July 6, 1928, 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 seizure and condemnation of 21 tubs of butter, remaining in the original unbroken packages at Boston, Mass., consigned about June 14, 1928, alleging that the article had been shipped by the Mandan Creamery & Produce Co., Mandan, N. Dak., and transported from the State of North Dakota into the State of Massachusetts, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that a substance containing less than 80 per cent by weight of milk fat had been substituted in whole or in part for butter, which the article purported to be, the act of Congress approved March 4, 1923, providing that butter should contain not less than 80 per cent by weight of milk fat.

On July 24, 1928, the Mandan Creamery and Produce Co., Mandan, N. Dak., having appeared as claimant for the property and having admitted the allegations of the libel, 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 deposit of \$500 in lieu of bond, conditioned in part that it be reworked, under the supervision of this department, so that it contain at least 80 per cent of butterfat.

ARTHUR M. HYDE, *Secretary of Agriculture.*

15989. Adulteration of canned sardines. U. S. v. 29 Cases of Sardines. Default decree of condemnation, forfeiture, and destruction (F. & D. No. 23041. I. S. No. 02499. S. No. 1125.)

On August 31, 1928, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 29 cases of sardines at New York, N. Y., alleging that the article had been shipped by A. H. Mayo, from Brooklin, Me., on or about August 13, 1928, and transported from the State of Maine into the State of New York, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Concordia Brand Sardines. Weight 3¼ Ounces."