

21941. Adulteration of butter. U. S. v. 448 Pounds of Butter. Default decree of condemnation. Product delivered to welfare organizations. (F. & D. no. 31769. Sample no. 41162-A.)

This case involved a shipment of butter, samples of which were found to contain less than 80 percent by weight of milk fat, the standard for butter established by Congress.

On November 17, 1933, the United States attorney for the Northern District of Iowa, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 448 pounds of butter at Dubuque, Iowa, alleging that the article had been shipped in interstate commerce on or about November 8, 1933, by the Tennyson Cooperative Creamery Co., from Potosi, Wis., 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 product containing less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent by weight of milk fat as prescribed by the act of Congress of March 4, 1923.

On December 8, 1933, no claimant having appeared for the property, judgment of condemnation was entered, and it was ordered by the court that the product be distributed to welfare organizations.

M. L. WILSON, *Acting Secretary of Agriculture.*

21942. Adulteration of butter. U. S. v. 2,079 Pounds of Butter. Consent decree of condemnation. Product released under bond. (F. & D. no. 31770. Sample no. 41161-A.)

This case involved an interstate shipment of butter, samples of which were found to contain less than 80 percent by weight of milk fat, the standard for butter established by Congress.

On November 17, 1933, the United States attorney for the Northern District of Iowa, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 2,079 pounds of butter at Dubuque, Iowa, alleging that the article had been shipped in interstate commerce on or about November 8, 1933, by the Woodbine Creamery, from Woodbine, Ill., 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 product containing less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent of milk fat, as provided by the act of Congress of March 4, 1923.

On December 8, 1933, the Woodbine Creamery Co., Woodbine, Ill., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation was entered, and it was ordered by the court that the product be released to the claimant upon payment of costs and the execution of a bond in the sum of \$500, conditioned in part that it be reworked under the supervision of this Department.

M. L. WILSON, *Acting Secretary of Agriculture.*

21943. Adulteration of butter. U. S. v. 15 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond to be reworked. (F. & D. no. 31771. Sample no. 51920-A.)

This case involved an interstate shipment of butter, samples of which were found to contain less than 80 percent by weight of milk fat, the standard for butter established by Congress.

On November 29, 1933, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 15 tubs of butter at Newark, N.J., alleging that the article had been shipped in interstate commerce on or about November 18, 1933, by the Hopkinton Cooperative Creamery Association, from Hopkinton, Iowa, 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 product containing less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent of milk fat as provided by the act of March 4, 1923.

On December 9, 1933, the Hopkinton Cooperative Creamery Association, 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 be released upon