13871. Adulteration of butter. U. S. v. 28 Cubes of Butter. Product adjudged adulterated and released under bond. (F. & D. No. 20368. I. S. No. 23-x. S. No. W-1761.)

On or about July 30, 1925, the United States attorney for the Southern District of California, 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 28 cubes of butter, remaining in the original unbroken packages at Los Angeles, Calif., alleging that the article had been shipped by the Jerome Cooperative Creamery, Jerome, Idaho, on or about July 9, 1925, and transported from the State of Idaho into the State of California, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "From J. C. C. Jerome, Idaho."

Adulteration of the article was alleged in the libel for the reason that a product deficient in milk fat had been substituted wholly or in part for butter, and in that a valuable constituent, namely, milk fat, had been partially abstracted therefrom.

On or about August 25, 1925, the Jerome Cooperative Creamery Co., Jerome, Idaho, having appeared as claimant for the property, judgment of the court was entered, finding the product adulterated and ordering that it be released to the said claimant upon payment of the costs of the proceedings and that the bond theretofore executed be exonerated.

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

13872. Adulteration of butter. U. S. v. 150 Tubs, et al., of Butter. Consent decrees of condemnation and forfeiture. Product released under bond. (F. & D. Nos. 20452, 20496, 20497, 20498. I. S. Nos. 1922-x, 1924-x, 1925-x, 1926-x. S. Nos. C-4818, C-4825, C-4828, C-4832.)

On or about September 3, 1925, and on September 24, 1925, respectively, the United States attorney for the Southern District of Ohio, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying the seizure and condemnation of 973 tubs of butter, remaining unsold in the original packages at Columbus, Ohio, consigned by the Lakeville Creamery Co., Lakeville, Minn., on or about the respective dates of July 10, 18, and 27 and August 5, 1925, alleging that the article had been shipped from Lakeville, Minn., and transported from the State of Minnesota into the State of Ohio, and charging adulteration in violation of the food and drugs act.

Adulteration of the article was alleged in the libels for the reason that a product which contained less than 80 per cent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 per cent by weight of milk fat. Adulteration was alleged with respect to 691 tubs of the product for the further reason that a product deficient in milk fat had been substituted for butter, which the article purported to be.

On September 19 and October 6, 1925, respectively, the Lakeville Creamery Co., Lakeville, Minn., claimant, having admitted the allegations of the libels and having consented to the entry of decrees, judgments of condemnation and forfeiture were 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 good and sufficient bonds, in conformity with section 10 of the act, conditioned in part that it be reworked in a manner satisfactory to this department.

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

13873. Misbranding of Kopp's. U. S. v. 17 Dozen Bottles, et al., of Kopp's. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 20484 to 20489, incl. S. Nos. E-5497 to E-5501, incl.)

On October 9, 1925, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying the seizure and condemnation of 145 dozen ½-ounce bottles, 85$\frac{11}{12}$ dozen 1½-ounce bottles, and 35¼ dozen 4-ounce bottles of Kopp's, remaining in the original unbroken packages at Baltimore, Md., alleging that the article had been shipped by the Kopp's Baby's Friend Co., from York, Pa., between the dates of January 29, 1925, and September 30, 1925, and transported from the State of Pennsylvania into the State of Maryland, and charging misbranding in violation of the food and drugs act as amended.

Analysis by the Bureau of Chemistry of this department of a sample of the article showed that it consisted essentially of morphine sulphate, alcohol, sugar, water, and flavoring and coloring materials.