or prepared. Misbranding was alleged with respect to the quart cans of the product for the further reason that the article was in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, since the statement made was not correct, and for the further reason that the statement "Contents One Quart," borne on the label, was false and misleading and deceived and misled the purchaser.

On July 6, 1928, 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 sold by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**15934. Adulteration of grapefruit. U. S. v. 60 Boxes of Grapefruit. Default decree of condemnation, forfeiture, and destruction.** (F. & D. No. 21842. I. S. No. 16432–x. S. No. E–6092.)

On April 7, 1927, 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 60 boxes of grapefruit, remaining in the original unbroken packages at Boston, Mass., consigned about March 30, 1927, alleging that the article had been shipped by S. J. Harry, Nashua, Fla., and transported from the State of Florida into the State of Massachusetts, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "St. John's River Oranges and Grapefruit Seminola Grove Brand Grown and Packed by S. J. Harry, Satsuma, Fla."

Examination of the article by this department showed that it consisted in whole or in part of frost-damaged fruit.

It was alleged in the libel that the article was adulterated in that it consisted in whole or in part of a decomposed vegetable substance.

On May 5, 1927, 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.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**15935. Adulteration and misbranding of butter. U. S. v. 6 Tubs of Butter. Decree of condemnation and forfeiture. Product released under bond.** (F. & D. No. 22870. I. S. No. 20152–x. S. No. 893.)

On June 19, 1928, the United States attorney for the Eastern District of Pennsylvania, 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 6 tubs of butter, remaining in the original unbroken packages at Philadelphia, Pa., consigned by the Pikeville Creamery Co., Pikeville, Tenn., alleging that the article had been shipped from Pikeville, Tenn., on or about June 15, 1928, and transported from the State of Tennessee into the State of Pennsylvania, and charging adulteration and misbranding 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 of butterfat had been substituted wholly or in part for the said article and had been mixed and packed therewith so as to reduce, lower, or injuriously affect its quality or its strength.

Misbranding was alleged for the reason that the article was an imitation of or offered for sale under the distinctive name of another article.

On June 29, 1928, Clinton G. Heyd, Philadelphia, Pa., having appeared as claimant for the property, 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 $300, conditioned in part that it should not be sold or otherwise disposed of contrary to law, and be reconditioned under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**15936. Adulteration and misbranding of butter. U. S. v. 5 Tubs of Butter. Decree of condemnation and forfeiture. Product released under bond.** (F. & D. No. 22877. I. S. No. 20203–x. S. No. 921.)

On June 26, 1928, the United States attorney for the Eastern District of Pennsylvania, 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 Philadelphia, Pa., consigned by the Hawkins County Creamery, Rogersville,