16510. Adulteration of walnut meats. U. S. v. 825 Cases of Walnut Meats. Product ordered released under bond. (F. & D. No. 23776. I. S. Nos. 07352, 014440, 014441, 014442. S. No. 1961.)

On May 17, 1929, the United States attorney for the District of Utah, 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 825 cases of walnut meats, remaining in the or ginal unbroken packages at Salt Lake City, Utah, alleging that the article had been shipped by the California Walnut Growers Association, from Los Angeles, Calif., on or about March 5, 1929, and transported from the State of California into the State of Utah, and charging adulteration in violation of the food and drugs act.

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

On May 20, 1929, the California Walnut Growers Association, claimant, having adm tted the allegations of the libel and having paid all costs and filed a bond in the sum of $10,000, judgment was entered ordering that the product be released, and permission granted said claimant to reship it to Los Angeles, Calif., to be cleaned, sorted, and salvaged under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16511. Misbranding of alfalfa meal. U. S. v. 200 Bags of Alfalfa Meal. Default decree of condemnation, forfeiture, and sale. (F. & D. No. 23150. I. S. No. 05052. S. No. 1248.)

On October 18, 1928, the United States attorney for the Northern District of Indiana, 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 200 bags of alfalfa meal, remaining in the original unbroken packages at Hammond, Ind., alleging that the article had been shipped by the Pecos Valley Alfalfa Mill Co., from Dexter, N. Mex., on or about August 23, 1928, and transported from the State of New Mexico into the State of Indiana, and charging misbranding in violation of the food and drugs act as amended.

It was alleged in substance in the libel that the article was misbranded in that the labels "Alfalfa Meal 100 Lbs. Net When Packed Made by Pecos Valley Alfalfa Mill Co., Hagerman, New Mexico," borne on the bags containing the article, were false and misleading and tended to and did deceive and mislead purchasers in that the said labels purported that each of the bags contained one full 100 pounds of alfalfa meal, whereas each of said bags did not contain 100 pounds of said alfalfa meal. Misbranding was alleged 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 said packages in terms of weight or measure.

On April 13, 1929, 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.*

16512. Adulteration and misbranding of wheat middlings. U. S. v. 400 Sacks of Wheat Middlings. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 23658. I. S. No. 012410. S. No. 1898.)

On April 25, 1929, 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 a libel praying seizure and condemnation of 400 sacks of wheat middlings, remaining in the original unbroken packages at Westminster, Md., alleging that the article had been shipped by the Victoria Elevator Co., from Minneapolis, Minn., on or about February 18, 1929, and transported from the State of Minnesota into the State of Maryland, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: "Bellson Fancy Wheat Middlings * * * Guaranteed Analysis Protein, not less than 14.50%, Fat, not less than 3.00% * * * Manufactured for Samuel Bell & Sons, Philadelphia, Pa."

It was alleged in the libel that the article was adulterated in that a substance, ground wheat product, deficient in protein and fat, had been mixed and packed with and substituted in part for the said article.

Misbranding was alleged for the reason that the statements, borne on the label, "Fancy Wheat Middlings Guaranteed Analysis Protein not less than 14.50% Fat, not less than 3.00%," were false and misleading and deceived