of the contents was not plainly and conspicuously marked on the outside of the package, since the statement "One Pound" was incorrect.

On August 16, 1929, Kaplan & Levine, New York, N. Y., claimant, having admitted the allegations of the libel and having consented that a decree be entered condemning and forfeiting the product, judgment was entered ordering that the product be released to the said claimant upon payment of costs and the deposit of $50 cash bond, conditioned in part that the butter be reprinted into full quarter-pound sections and packed in full 1-pound packages.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16765. Misbranding of butter. U. S. v. 120 Prints, et al., of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 23939. I. S. Nos. 03710, 03711. S. No. 2123.)

On July 19, 1929, the United States attorney for the District of New Jersey, 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 220 prints of butter at Jersey City, N. J., alleging that the article had been transported by Suchman & McRoberts (Inc.), Jersey City, N. J., from the premises of N. Dorman & Co., New York, N. Y., in part on or about July 13, 1929, and in part on or about July 15, 1929, and had been transported from the State of New York into the State of New Jersey, and charging misbranding in violation of the food and drugs act as amended. The article was labeled in part: "Delaware Valley Creamery [picture of cow] 8 Oz. Salt."

It was alleged in the libel that the article was misbranded in that the statement on the label, "8 Oz.," was false and misleading and deceived and misled the purchaser, and in that it was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, since the statement "8 Oz." was incorrect.

On August 16, 1929, Hunter, Walton & Co., New York, N. Y., claimant, having admitted the allegations of the libel and having consented that a decree be entered condemning and forfeiting the product, judgment was entered ordering that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of $100, conditioned in part that it be reprinted and packed to comply with the requirements of the Federal food and drugs act.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16766. Adulteration of butter. U. S. v. 37 Tubs, et al., of Butter. Consent decrees of condemnation and forfeiture. Product released under bond. (F. & D. Nos. 23958, 24024. I. S. Nos. 04509, 04511. S. Nos. 2122, 2152.)

On or about July 17, 1929, the United States attorney for the Northern District of Illinois, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying seizure and condemnation of 46 tubs of butter, remaining in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped by the Mabel Creamery Association, from Mabel, Minn., July 9, 1929, and transported from the State of Minnesota into the State of Illinois, and charging adulteration in violation of the food and drugs act.

It was alleged in the libels that the article was adulterated in that excessive water had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength, in that a substance deficient in milk fat and high in moisture had been substituted wholly or in part for the said article, in that a valuable constituent, butterfat, had been in part abstracted from said article, and in that it contained less than 80 per cent of butterfat.

On August 5 and August 16, 1929, respectively, the Mabel Creamery Association, Mabel, Minn., and the Land O'Lakes Creamery (Inc.), Chicago, Ill., having appeared as claimants for respective portions of the property, and having admitted the allegations of the libels and 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 claimants upon payment of costs and the execution of bonds totaling $2,000, conditioned in part that it be reprocessed, under the supervision of this department, so that it contain not less than 80 per cent of milk fat.

ARTHUR M. HYDE, *Secretary of Agriculture.*