from St. Clair, Minn., on or about June 18, 1929, and transported from the State of Minnesota into the State of New Jersey, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: (Stenciled on tub) "L. F. Hersh & Bro. S. C. Elizabeth, N. J."

It was alleged in the libel that the article was adulterated in that a substance deficient in butterfat had been substituted wholly or in part for the said article and had been mixed and packed with it so as to reduce, lower, or injuriously affect its quality or strength.

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

On March 31, 1930, L. F. Hersh & Bro., Elizabeth, N. J., having appeared as claimant for the property and having consented that a decree be entered condemning the product, judgment was entered ordering that the said product be released to the claimant upon payment of costs and the execution of a bond in the sum of $900, conditioned in part that it be reprocessed to meet the requirements of the Federal food and drugs act, and all Federal and State laws.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17267. Adulteration of canned tuna. U. S. v. 10 Cases of Canned Tuna. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24423. I. S. Nos. 019208, 019209. S. No. 2681.)

On January 8, 1930, the United States attorney for the District of Oregon, 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 10 cases of canned tuna, remaining in the original unbroken packages at Portland, Oreg., alleging that the article had been shipped by the Halfhill Packing Corporation, from Wilmington, Calif., on or about December 12, 1929, and transported from the State of California into the State of Oregon, and charging adulteration in violation of the food and drugs act. The article was labeled in part: (Cans) "Halfhill's California Flaked Tuna Light Meat * * * Packed by Halfhill Pkg. Corpn. Inc. Longbeach, California."

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

On May 12, 1930, 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.*

17268. Misbranding of cottonseed meal. U. S. v. 400 Sacks of Cottonseed Meal. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24534. I. S. No. 030752. S. No. 2837.)

On or about February 17, 1930, the United States attorney for the Western District of Wisconsin, 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 cottonseed meal at Middleton, Wis., alleging that the article had been shipped by the Graco Milling Co., from Cairo, Ill., on February 4, 1930, and transported from the State of Illinois into the State of Wisconsin, and charging misbranding in violation of the food and drugs act. The article was labeled in part: "Graco 43 per cent protein Guaranteed analysis protein not less than 43 per cent Manufactured by Graco Milling Co., Sherman, Texas."

It was alleged in the libel that the article was misbranded in that the statements on the label, "43 per cent protein," and "Protein not less than 43 per cent," were false and misleading, since the said article did not contain 43 per cent of protein.

On March 20, 1930, the Graco Milling Co., Cairo, Ill., 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 to the said claimant upon payment of costs and the execution of a bond in the sum of $2,500, conditioned in part that it be relabeled under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*