It was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On December 16, 1938, the Goyer Co., Greenwood, Miss., having appeared as claimant, judgment of condemnation was entered, and the product was ordered released under bond conditioned that it be denatured for use as stock feed under the supervision of this Department.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30336. Adulteration of apple butter. U. S. v. 27 Tubs of Apple Butter. Default decree of condemnation and destruction. (F. & D. No. 43032. Sample No. 13230-D.)

Samples taken from this product were found to contain lead, worm fragments, mites, and rodent hairs.

On July 12, 1938, the United States attorney for the Northern District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 27 tubs of apple butter at Syracuse, N. Y.; alleging that the article had been shipped in interstate commerce on or about May 13, 1938, by the Empire Provision Co. from Aspers, Pa.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Adams Apple Brand Apple Butter * * * Adams Apple Products Corporation Aspers * * * Pennsylvania."

It was alleged to be adulterated in that it contained an added poisonous and deleterious ingredient, lead, which might have rendered it injurious to health. It was alleged to be adulterated further in that it consisted in whole or in part of a filthy vegetable substance.

On February 15, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30337. Adulteration of frozen fish. U. S. v. 114 Boxes of Whiting. Default decree of condemnation and destruction. (F. & D. No. 45006. Sample Nos. 36966-D, 36968-D.)

This product, which had been shipped in interstate commerce and remained unsold at the time of examination, was found to be in part decomposed.

On or about March 13, 1939, the United States attorney for the Western District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 114 boxes of butterfly whiting at Kansas City, Mo.; alleging that the article had been shipped by Kroger Grocery & Baking Co. from Cleveland, Ohio; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted wholly or in part of a decomposed animal substance.

On March 14, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30338. Adulteration of butter. U. S. v. 43 Tubs of Butter. Default decree of condemnation and destruction. (F. & D. No. 44782. Sample Nos. 54104-D, 54108-D.)

This product contained less than 80 percent of milk fat.

On December 28, 1938, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 43 tubs of butter at Chicago, Ill.; alleging that the product had been shipped in interstate commerce on or about September 24, 1938, by Farmers Union Cooperative Creamery Co. from Superior, Nebr.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent of milk fat, as provided by act of March 4, 1923.

On February 23, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*