

the further reason 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.

On November 2, 1921, the claimant for the said property having entered an appearance by Ernest E. Hemrich, secretary and treasurer of the Washington Chocolate Co., 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 the costs of the proceedings and the execution of a bond in the sum of \$1,200, in conformity with section 10 of the act, conditioned in part that it be relabeled "Sweet Chocolate Coating Containing Corn Starch and Excessive Cocoa Shells" and that the individual cakes be labeled "Net Weight 10 Lbs."

C. F. MARVIN, *Acting Secretary of Agriculture.*

11062. Misbranding of butter. U. S. v. Beatrice Creamery Co., a Corporation. Plea of guilty. Fine, \$140 and costs. (F. & D. No 15561. I. S. Nos. 113-t, 116-t, 118-t, 119-t, 4926-t, 4927-t, 4928-t.)

On March 20, 1922, the United States attorney for the Northern District of Iowa, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Beatrice Creamery Co., a corporation, Dubuque, Iowa, alleging shipment by said company, in violation of the Food and Drugs Act, as amended, in various consignments, on or about May 16, May 19, May 21, June 1, and June 2, 1921, respectively, from the State of Iowa into the State of Illinois, and on or about May 23, 1921, from the State of Iowa into the State of Wisconsin, of quantities of butter which was misbranded. The article was labeled variously in part: "Meadow Gold * * * Butter, Contents 1 Lb. * * * Beatrice Creamery Company;" "'Meadow Brook Brand' One Pound Net;" "Clover Hill Butter Contents 1 Lb.;" "Sweet Clover Brand Pasteurized Creamery Butter One Pound Net."

Examination of samples of the article by the Bureau of Chemistry of this department showed that it was short weight.

Misbranding of the article was alleged in the information for the reason 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.

On April 29, 1922, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$140 and costs.

C. F. MARVIN, *Acting Secretary of Agriculture.*

11063. Adulteration of oranges. U. S. v. 396 Boxes of Oranges. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 15750. I. S. No. 1800-t. S. No. C-3442.)

On February 24, 1922, the United States attorney for the Western District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 396 boxes of oranges, remaining unsold in the original unbroken packages at Kansas City, Mo., alleging that the article had been shipped by the Peppers Fruit Co., from Highland, Calif., on or about February 13, 1922, and transported from the State of California into the State of Missouri, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Washington Navels * * * Honest Pack * * * Adulterated."

Adulteration of the article was alleged in the libel for the reason that it consisted in whole or in part of a decomposed vegetable substance.

On March 25, 1922, 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.

C. F. MARVIN, *Acting Secretary of Agriculture.*

11064. Adulteration of oranges. U. S. v. 396 Boxes of Oranges. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 15753. I. S. No. 2033-t. S. No. C-3441.)

On February 14, 1922, the United States attorney for the Western District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 396 boxes of oranges, remaining unsold in the original unbroken packages at Kansas City, Mo., alleging that the article had been