

**16878. Adulteration of shell eggs. U. S. v. 4 Cases of Eggs. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24361. I. S. No. 020898. S. No. 2288.)**

On or about August 22, 1929, the United States attorney for the Northern District of Illinois, 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 4 cases of eggs at Chicago, Ill., alleging that the article had been shipped by the Cummins Co., Eagle Lake, Minn., August 10, 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 libel that the article was adulterated in that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance.

At the October, 1929, term of said court, 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.*

**16879. Adulteration of butter. U. S. v. 12 Tubs of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24359. I. S. No. 011360. S. No. 2289.)**

On August 15, 1929, the United States attorney for the District of Minnesota, 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 12 tubs of butter, remaining in the original unbroken packages at Minneapolis, Minn., alleging that the article had been shipped by the Rib Lake Co-operative Creamery Co., from Rib Lake, Wis., August 6, 1929, and transported from the State of Wisconsin into the State of Minnesota, and charging adulteration in violation of the food and drugs act.

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

On September 23, 1929, the Land O'Lakes Creameries (Inc.), claimant, having admitted the allegations of the libel and having consented to the condemnation and forfeiture of the product, judgment was entered ordering that the said product be released to the claimant upon the payment of costs and the execution of a bond in the sum of \$500, conditioned in part that it be reworked under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**16880. Adulteration of evaporated apples. U. S. v. 145 Boxes of Evaporated Apples. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24281. I. S. No. 020023. S. No. 2534.)**

On November 23, 1929, the United States attorney for the Western District of Tennessee, 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 145 boxes of evaporated apples at Memphis, Tenn., alleging that the article had been shipped by the Bentonville Evaporator (Co.), from Bentonville, Ark., on or about October 26, 1929, and transported from the State of Arkansas into the State of Tennessee, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Evaporated Apples \* \* \* Packed by Bentonville Evaporator Co., Bentonville, Arkansas."

It was alleged in the libel that the article was adulterated in that a substance, excessive moisture, had been mixed and packed with and substituted in part for the said article.

On November 26, 1929, Donelson & Poston, Memphis, Tenn., having appeared as claimant for the property and having admitted the allegations of the libel, 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 \$260, conditioned in part that it be reconditioned under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*