

measure or numerical count; provided, however, that reasonable variations shall be permitted and tolerances and also exemptions as to small packages shall be established by rules and regulations made in accordance with the provisions of Section 196.

Fourth. If the package containing it, or its label, shall bear any statement, design or device regarding the ingredients or the substances contained therein which statement, design or device shall be false or misleading in any particular; provided, that an article of food which does not contain any added poisonous or deleterious ingredients shall not be deemed to be adulterated or misbranded in the following cases:

First. In the case of mixtures or compounds which may be now or from time to time hereafter known as articles of food under their own distinctive names and not an imitation of or offered for sale under the distinctive name of another article if the name be accompanied on the same label or brand with a statement of the place where said article has been manufactured or produced.

Second. In the case of articles labeled, branded or tagged so as to plainly indicate that they are compounds, imitations or blends, and the word "compound," "imitations" or "blend," as the case may be, is plainly stated on the package in which it is offered for sale; provided, that the term blend as used herein shall be construed to mean a mixture of like substances, not excluding harmless coloring or flavoring ingredients used for the purpose of coloring and flavoring only.

In case of water:

First. In case of mineral waters labeled "artificial," in conformity with the provisions of sections 189 to 200, the label bear any design or device which would lead the consumer to believe that the water is a natural one.

Second. Or if characterized by a geographical name which gives a false or misleading idea in regard to composition of said water.

As to disinfectants:

If in the case of disinfectants manufactured or sold in this State the manufacturers, sales agents or dealers fail to show on the labels the carbolic acid coefficient or relative germicidal strength of such disinfectants as compared with pure carbolic acid; provided, however, that deodorants and antiseptics having no germicidal strength must be plainly labeled and sold as such and such preparations as have no such germicidal strength, shall not be labeled "disinfectants."

An. Code, sec. 170. 1910, ch. 156, sec. 140E (p. 151).

193. No dealer shall be prosecuted under the provisions of sections 189 to 200 when he can establish a guaranty, signed by the wholesaler, jobber, manufacturer or other parties residing in this State from whom any article or articles which may or can come within the provisions of sections 189 to 200 has or have been purchased, to the effect that same is not adulterated or misbranded within the meaning of sections 189 to 200, designating them. Any guaranty under the provisions of sections 189 to 200 to afford protection shall contain the name and address of the party or parties making the sale of such article to such dealer, and in such case said guarantor or