

the fish in them, so far as they are capable of ownership while running."

This view was also sustained in the Abby Dodge case, reported in 223 U. S. 166.

In view of the above, it would seem that the jurisdiction of your department would extend over all tide waters within the jurisdiction of this State.

Respectfully submitted,

T. F. WEST,
Attorney General.

COMMERCIAL FEEDING STUFFS — INSPECTION
STAMPS—RULE WHEN STAMPS DAMAGED.

Tallahassee, Fla., July 25, 1916.

*Hon. W. A. McRae, Commissioner of Agriculture,
Tallahassee, Florida.*

Dear Sir:—

I have examined the file of correspondence submitted by you to this office relative to the sale of Commercial Feeding Stuffs Inspection Stamps to J. Zimmern's Company at Mobile, Alabama.

It appears from this file and from the additional explanation made by you at the time the matter was submitted that by reason of the recent storms in this section this consignment of stamps became wet in transit, and by sticking and adhering to each other were rendered worthless to the consignor.

Under the provisions of Section 15 of Chapter 5452, Acts of 1905, you are, in my opinion, authorized to make a rule or regulation of the Department to the effect that Com-

mercial Feeding Stuffs Inspection Stamps may, under such conditions as attend this case, or similar cases, be returned and exchanged for other stamps that may be used by the purchaser.

Respectfully submitted,

T. F. WEST,
Attorney General.

BREAD WRAPPED IN PACKAGE FORM—PURE
FOOD LAW REQUIREMENTS.

Tallahassee, Fla., August 17, 1916.

*Hon. W. A. McRae, Commissioner of Agriculture,
Tallahassee, Florida.*

Dear Sir:—

I have your communication of August 15 submitting the following inquiry:

"We would be pleased to have your opinion as to whether or not under the third paragraph of Section 5, under the sub-head, 'in case of food' of Chapter 6122, as amended by Chapter 6541, Laws of Florida, Acts of 1911, a loaf of bread wrapped in wax paper would be considered food in package form within the meaning of the said Act and subject to marking in terms of net weight."

In reply I beg to advise that I am of the opinion that a loaf of bread, wrapped and sealed for sale and distribution among customers in the ordinary course of business, would be considered food in package form as defined in Chapter 6541, Acts of 1913 (See *State v. Swift & Co.*, 120 N. W. 1127).

Respectfully submitted,

T. F. WEST,
Attorney General.