

4204. Adulteration of beans. U. S. * * * v. 105 Bags of Beans * * *.
Default decree of condemnation and forfeiture. Product ordered
sold. (F. & D. No. 6465. I. S. No. 11762-k. S. No. C-195.)

On April 23, 1915, the United States attorney for the Eastern District of Wisconsin, 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 105 bags, more or less, of a food product purporting to be beans, remaining unsold in the original unbroken package at Manitowoc, Wis., alleging that the product had been shipped, on or about February 15, 1915, and transported from the State of Michigan into the State of Wisconsin, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the product was alleged in the libel for the reason that it consisted of 52.5 [50.5] per cent of partly decomposed beans, which rendered said food product injurious and unfit for human food.

On July 10, 1915, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be sold by the United States marshal under such terms and conditions as were not in violation of the Food and Drugs Act.

(The report of this department, upon which the proceedings in this case were based, did not include a finding that the product was injurious.)

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