

606S. Adulteration of oats. U. S. * * * v. 350 Sacks of Oats. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 8650. S. No. C-778.)

On December 22, 1917, the United States attorney for the Western District of Texas, 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 350 sacks of oats at Waco, Tex., alleging that the article had been shipped on or about November 29, 1917, by the Halliday Elevator Co., Cairo, Ill., and transported from the State of Illinois into the State of Texas, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that added water had been mixed and packed therewith, so as to reduce and lower and injuriously affect its value, and that added water had been substituted in part for oats.

On February 6, 1918, the Clement Grain Co., a corporation, Waco, Tex., claimant, having filed an answer to the libel and claim for the oats, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to said claimant, upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$500, in conformity with section 10 of the act, conditioned in part that the said oats should not be sold or disposed of before the same were properly relabeled or rebranded so as to show the amount of moisture contained therein.

CARL VROOMAN, *Acting Secretary of Agriculture.*