

**5062. Adulteration of beans. U. S. \* \* \* v. 250 Bags \* \* \* of Beans.  
Consent decree of condemnation and forfeiture. Product ordered  
released on bond. (F. & D. No. 7199. I. S. No. 10128-1. S. No. C-421.)**

On February 2, 1916, 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 for the seizure and condemnation of 250 bags of beans, each bag weighing 165 pounds, remaining unsold in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped on May 6, 1915, by H. W. Carr Co., Saginaw, Mich., and transported from the State of Michigan into the State of Illinois, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a decomposed vegetable substance; further, in that it consisted in part of a filthy vegetable substance; further, in that it consisted in part of a decomposed animal substance; and further, in that it consisted in part of a filthy animal substance. Adulteration was alleged for the further reason that stones in an amount equivalent to 16 per cent of the contents of each bag had been mixed and packed with the article so as to reduce, lower, and injuriously affect its quality and purity, and had been substituted for said article.

On August 18, 1916, the said H. W. Carr Co., claimant, having admitted the allegations of the libel and consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the portion of the product found unfit for human food should be ground up for animal food and that the good portion 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 \$1,000, in conformity with section 10 of the act, one of the conditions being that the product be repicked, at the expense of the claimant, under the supervision of a food and drug inspector of this department.

CLARENCE OUSLEY, *Acting Secretary of Agriculture.*