25771. Wheat. (F.D.C. Nos. 42718, 42719. S. Nos. 10-861 P, 10-863 P.)

QUANTITY: 221,480 lbs. at Buffalo, N.Y.

SHIPPED: 2-21-59, 103,800 lbs. by New Holland Grain Co., New Holland, Ohio; 2-20-59, 117,680 lbs. by Eshelman Grains, Inc., Columbus, Ohio.

LIBELED: 3-2-59, W. Dist. N.Y.

CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.

DISPOSITION: On 3-4-59, Cargill, Inc., Minneapolis, Minn., claimant, having consented to the entry of a decree against 103,800 lbs. of the article, judgment of condemnation was entered against such amount, and that portion of the article was released under bond for use for non-human consumption.

On 3-6-59, Eshelman Grain, Inc., claimant for 117,680 lbs. of the article, having consented to the entry of a decree, judgment of condemnation was entered against that portion of the article and it was released under bond for conversion into animal feed.

25772. Wheat. (F.D.C. No. 42696. S. No. 13-984 P.)

QUANTITY: 600 bushels at Rochester, Ind.

SHIPPED: 2-5-59, by Fulton County Farm Bureau Cooperative, from Kewanna, Ind., to Chicago, Ill., and from there returned to Rochester, Ind.

LIBELED: 2-13-59, N. Dist. Ind.

CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.

DISPOSITION: 3-24-59. Consent—claimed by Fulton County Farm Bureau Cooperative Association, Inc., and converted into animal feed.

25773. Wheat. (F.D.C. No. 42669. S. Nos. 26-221 P, 27-047 P.)

QUANTITY: 137,200 lbs. at Minneapolis, Minn.

SHIPPED: 12-4-58 and 12-5-58, from Alsen, N. Dak., by Alsen Farmer's Elevator Co.

LIBELED: 1-28-59, Dist. Minn.

CHARGE: 402(a)(2)—the article was a raw agricultural commodity and contained, when shipped, a pesticide chemical, namely, a mercurial compound, which is unsafe within the meaning of 408 since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on wheat has been prescribed by regulations.

DISPOSITION: 2-4-59. Consent—claimed by Alsen Farmer's Elevator Co. Segregated; 35,320 lbs. destroyed.

25774. Wheat. (F.D.C. No. 42659. S. No. 43-764 P.)

QUANTITY: 103,200 lbs. at Denver, Colo.

SHIPPED: 1-8-59, from Kimball, Nebr., by Olsen Grain Co.

LIBELED: 1-16-59, Dist. Colo.

CHARGE: 402(a)(3)—contained insects and insect-damaged kernels when shipped.

DISPOSITION: 1-26-59. Consent—claimed by J. Lynch and Co., Inc., Salina, Kans. Segregated; 6,300 lbs. converted into animal feed.

25775. Wheat. (F.D.C. No. 42656. S. No. 10-446 P.)

QUANTITY: 2,000 bushels at Buffalo, N.Y.

SHIPPED: 12-31-58, from Maybee, Mich., by Bieniecki Bros.