

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2452.

(Given pursuant to section 4 of the Food and Drugs Act.)

**U. S. v. 3 Carloads Feed Barley. Decree of condemnation by consent.
Goods released on bond.**

ADULTERATION OF FEED BARLEY.

On January 21, 1913, 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 libels for the seizure and condemnation of 3 carloads of feed barley remaining unsold in the original unbroken packages and in possession of the Chicago, Burlington & Quincy Railroad Co., at the town of Hawthorne, Ill., alleging that the product had been shipped on January 17, 1913, by the Merchants Elevator Co., Minneapolis, Minn., and was being transported from the State of Minnesota into the State of Virginia, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the product was alleged in the libel for the reason that certain substances known as screenings and weed seed had been mixed and packed with the product so as to reduce, lower, and injuriously affect its quality and strength, and for the further reason that certain substances known as screenings and weed seed had been substituted in part for the product.

On February 3, 1913, the said Merchants Elevator Co., claimant, having admitted all the allegations in the libels and consented to a judgment of condemnation, and the court having heard arguments of counsel and being fully advised in the premises, a judgment of condemnation and forfeiture was entered, and it was further ordered that the product should be released and delivered to said claimant upon payment of the costs of the proceedings and the execution of bond in the sum of \$3,000, in conformity with section 10 of the Act.

B. T. GALLOWAY,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *May 23, 1913.*

