

4272. Adulteration of oats. U. S. * * * v. 1 Carload of Oats. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 6672. I. S. No. 16155-k. S. No. E-335.)

On June 30, 1915, the United States attorney for the Eastern District of Pennsylvania, 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 1 carload of oats, remaining unsold and unloaded from the car at Philadelphia, Pa., alleging that the product had been shipped on or about June 19, 1915, and transported from the State of Indiana into the State of Pennsylvania, and charging adulteration in violation of the Food and Drugs Act.

It was alleged in the libel that the product was adulterated in the following manner: Water had been mixed with the oats so as to injuriously affect its quality; water had been substituted in part for oats.

On July 16, 1915, H. W. Koch & Co., Philadelphia, Pa., claimant, having admitted the averments of the libel, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to said claimant upon payment of the costs of the proceedings and the execution of bond in the sum of \$1,500, in conformity with section 10 of the act.

[NOTE.—Before the oats were released the excess moisture contained in them was removed by drying, under the supervision of an inspector of this department.]

CARL VROOMAN, *Acting Secretary of Agriculture.*