

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1375.

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

ADULTERATION OF CHESTNUTS.

On October 21, 1911, the United States Attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying condemnation and forfeiture of seven bags of chestnuts in the possession of Davis & Davis in the city of Baltimore. The product was labeled: "Davis & Davis, Produce & General Commission Merchants, 4 and 6 E. Camden St., Baltimore, Md. From A. Puffenbarger, Monterey, Va."

Examination of a sample of said product, made by the Bureau of Chemistry of the United States Department of Agriculture, showed the following results: Sound nuts, 53.7 per cent; visibly wormy from outside inspection, 33.7 per cent; found to be wormy when cut open, 12.6 per cent. The libel alleged that the product, after transportation from the State of West Virginia into the State of Maryland, remained in the original unbroken packages and was adulterated in violation of the Food and Drugs Act of June 30, 1906, because it consisted in part of filthy animal and vegetable substances, to wit, worms, worm excreta, worm-eaten and decayed chestnuts, and was therefore liable to seizure for confiscation.

On November 8, 1911, the case coming on for hearing and no one having appeared or made answer, the court found the product adulterated, as alleged in the libel, and entered a decree condemning and forfeiting the same to the United States and ordering its complete destruction by the marshal.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *February 1, 1912.*

