

4178. Adulteration of oats. U. S. v. 6 Cars of Oats. Consent decree of condemnation and forfeiture. Product ordered released on bond.
(F. & D. No. 6308. I. S. Nos. 11936-k, 11939-k, 11940-k, 13409-k, 13410-k, 13411-k, 13412-k. S. No. C-168.)

On February 24, 1915, the United States attorney for the Eastern District of Louisiana, 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 6 cars of oats, remaining unsold and unloaded from the cars at New Orleans, La., alleging that the product had been shipped, on or about January 8, 15, and 19, 1915, and transported from the State of Nebraska into the State of Louisiana, for export, and charging adulteration in violation of the Food and Drugs Act.

It was alleged in the libel that examination of samples of the oats by the Bureau of Chemistry of the Department of Agriculture showed that said oats contained barley ranging in quantity from 11.7 per cent to 19 per cent, and that the same also contained weed seeds ranging in quantity from 1.69 per cent to 4.79 per cent, and that said oats, so contained in said cars, were adulterated within the meaning and intent of the act of Congress of June 30, 1906, known as the Food and Drugs Act.

On March 3, 1915, John T. Gibbons, New Orleans, La., claimant, having admitted the allegations in the libel, and consented to a decree, 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 a bond in the sum of \$5,000, in conformity with section 10 of the act.

CARL VROOMAN, *Acting Secretary of Agriculture.*