

**5091. Adulteration of red kidney beans. U. S. \* \* \* v. 21 Sacks of Red Kidney Beans. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 7321. I. S. No. 13007-1. S. No. C-476.)**

On April 18, 1916, the United States attorney for the District of Nebraska, 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 21 sacks of red kidney beans, remaining unsold in the original unbroken packages at Norfolk, Nebr., alleging that the article had been shipped on or about January 19, 1916, by William Hamilton & Son, Caledonia, N. Y., and transported from the State of New York into the State of Nebraska, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a filthy and decomposed vegetable substance, said product being known as cull beans.

On October 26, 1916, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CLARENCE OUSLEY, *Acting Secretary of Agriculture.*