

5243. Adulteration of eggs. U. S. * * * v. 10 Cases of Shell Eggs. Consent decree of condemnation and forfeiture. Good portion released. Unfit portion destroyed. (F. & D. No. 7639. I. S. No. 21410-m. S. No. W-101.)

On August 15, 1916, the United States attorney for the District of Colorado, 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 10 cases, each containing 30 dozen shell eggs, consigned by C. M. Hungerford, Grant, Nebr., and remaining unsold in the original unbroken packages at Denver, Colo., alleging that the article had been shipped on or about July 31, 1916, and transported from the State of Nebraska into the State of Colorado, 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 filthy, putrid, and decomposed matter.

On September 23, 1916, Charles C. Martin, Denver, Colo., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the portion of the eggs found to be fit for food should be released to said claimant, and that the remainder should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*