

**5580. Adulteration of walnuts. U. S. \* \* \* v. 137 Bags of Walnuts. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 323-c.)**

On December 29, 1916, the United States attorney for the Eastern District of Virginia, acting upon a report by the Dairy and Food Commissioner of the State of Virginia, authorized by the Secretary of Agriculture, filed in the District Court of the United States for the said district a libel for the seizure and condemnation of 137 bags of walnuts, remaining unsold and in original, unbroken packages at Richmond, Va., alleging that the article had been delivered for shipment on or about December 29, 1916, by J. R. Council & Co., Inc., Norfolk, Va., and was in the course of transportation from the State of Virginia into the State of New York, 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, decomposed, and putrid vegetable substance.

On January 13, 1917, the said J. R. Council & Co., claimant, having admitted the allegations 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 the payment of costs of the proceedings and execution of a bond in the sum of \$1,500, in conformity with section 10 of said act.

C. F. MARVIN, *Acting Secretary of Agriculture.*