

6617. Adulteration of oats. U. S. * * * v. 350 Sacks of Sulphured Oats. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 8674. S, No. C-778.)

On December 29, 1917, the United States attorney for the Northern District of Texas, 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 350 sacks of sulphured oats, at Ballinger, Tex., alleging that the article had been shipped on or about November 15, 1917, by the Halliday Elevator Co., Cairo, Ill., and transported from the State of Illinois to the State of Texas, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that added water had been mixed and packed therewith, so as to reduce and lower and injuriously affect its quality and had been substituted in part for the article.

On June 5, 1918, the Clement Grain Co., Waco, Tex., claimant, having consented to a decree, 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 the costs of the proceedings, and the execution of a bond in the sum of \$500, in conformity with section 10 of the act.

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