

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1151.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION OF VINEGAR.

On January 3, 1911, the United States Attorney for the Western District of Missouri, acting upon a report from the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying condemnation and forfeiture of 80 barrels of cider vinegar in the possession of the Security Storage Warehouse Co. in Kansas City, Mo. The vinegar was labeled: "A. P. Callahan & Company, 6% Cider Vinegar 52 Chicago, Ill."

Analysis of a sample of said vinegar by the Bureau of Chemistry of the United States Department of Agriculture showed solids 1.54 per cent, reducing sugar 4 per cent, ash 0.26 per cent, alkalinity of ash 23.8 per cent, acid 6.23 per cent. The libel alleged that the vinegar, after shipment by A. P. Callahan & Co. from the State of Illinois into the State of Missouri, remained in the original unbroken packages and was adulterated in violation of the Food and Drugs Act of June 30, 1906, and was therefore liable to seizure for confiscation. Adulteration was alleged for the reason that a substance, to wit, acetic acid or distilled vinegar, had been substituted wholly or in part for the vinegar.

On May 24, 1911, the case coming on for hearing and no person having appeared as claimant, the court entered a decree that the libel be taken pro confesso for default of answer thereto and condemning and forfeiting said 80 barrels of vinegar to the United States and ordered that each of said barrels be properly branded by indorsing on the labels of said barrels the word "Imitation" three times as large in size as the words "Cider vinegar" appearing upon said labels, and that the marshal, after having so marked and branded said vinegar, should sell the same at public auction to the highest bidder for cash, which order was executed by the sale of the vinegar at public auction on June 10, 1911, for \$100.

W. M. HAYS,

Acting Secretary of Agriculture.

WASHINGTON, D. C., *September 30, 1911.*