

4966. Adulteration of canned beans. U. S. \* \* \* v. 252 Cases of Red Kidney Beans. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 7375. I. S. No. 11807-1. S. No. C-509.)

On April 29, 1916, the United States attorney for the Western District of Missouri, 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 252 cases, each containing 24 cans, of red kidney beans, remaining unsold in the original unbroken packages at Kansas City, Mo., alleging that the article had been shipped on or about February 25, 1916, by the Norfolk Packing Co., Norfolk, Nebr., and transported from the State of Nebraska into the State of Missouri, and charging adulteration in violation of the Food and Drugs Act. The article was labeled, in part: "Harvest Treasure Brand Red Kidney Beans Packed by Norfolk Packing Co., Norfolk, Neb."

Adulteration of the article was alleged in the libel for the reason that it consisted, in whole or in part, of a filthy, decomposed, and putrid vegetable substance.

On June 8, 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.

CARL VROOMAN, *Acting Secretary of Agriculture.*