

Decisions announced without Opinions.

1897. Decided April 5, 1897. *Per Curiam*. Judgment affirmed with costs on the authority of *Emert v. Missouri*, 156 U. S. 296. *Mr. John E. Craig* for plaintiff in error. No brief filed for defendant in error.

No. 672. OMAHA & COUNCIL BLUFFS RAILWAY & BRIDGE Co. OF NEBRASKA *v.* SMITH. Error to the Supreme Court of the State of Iowa. Submitted April 5, 1897. Decided April 12, 1897. *Per Curiam*. Dismissed for the want of jurisdiction. *Mr. Winfield S. Strawn* for motion to dismiss. *Mr. John N. Baldwin* opposing.

No. 720. MURPHY *v.* COLORADO PAVING Co. Appeal from the Circuit Court of the United States for the District of Colorado. Submitted April 12, 1897. Decided April 19, 1897. *Per Curiam*. Dismissed for the want of jurisdiction on the authority of *Smith v. McKay*, 161 U. S. 355; *Carey v. Railway Co.*, 161 U. S. 115 (see *Colorado Paving Co. v. Murphy*, 78 Fed. Rep. 28). *Mr. C. S. Thomas* and *Mr. W. H. Bryant* for appellant. *Mr. James H. Brown* for appellee.

No. 613. AGRICULTURAL DITCH Co. *v.* FARMERS' INDEPENDENT DITCH Co. Error to the Supreme Court of the State of Colorado. Submitted April 26, 1897. Decided April 30, 1897. *Per Curiam*. Dismissed for the want of jurisdiction for the want of a final judgment. *Mr. C. S. Thomas* and *Mr. W. H. Bryant* for motion to dismiss. No brief filed in opposition.

Decisions on Petitions for Writs of Certiorari.

No. 696. ILLINOIS CENTRAL RAILROAD Co. *v.* DAVIDSON. Seventh Circuit. Denied March 8, 1897. *Mr. James Fentress* and *Mr. William E. Mason* for petitioner. *Mr. Edward Ryan Woodle* opposing.

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No. 703. *RYAN v. STAPLES*. Eighth Circuit. Denied March 8, 1897. *Mr. C. S. Thomas* and *Mr. W. H. Bryant* for petitioner. *Mr. Hugh Butler* opposing.

No. 698. *ST. LOUIS CAR COUPLER CO. v. SHICKLE, HARRISON & HOWARD IRON CO.* Eighth Circuit. Denied March 8, 1897. *Mr. Frederic D. McKenney* and *Mr. Chester H. Krum* for petitioner. *Mr. George H. Knight* and *Mr. Melville Church* opposing.

No. 724. *UNITED STATES v. BUFFALO NATURAL GAS FUEL CO.* Second Circuit. Granted March 15, 1897. *Mr. Attorney General*, *Mr. Solicitor General* and *Mr. Assistant Attorney General Whitney* for petitioners. *Mr. Herbert P. Bissell* opposing.

No. 728. *MISSOURI, KANSAS & TEXAS TRUST CO. v. KRUMSEIG.* Eighth Circuit. Granted March 15, 1897. *Mr. William C. White* for petitioner. *Mr. Page Morris* opposing.

Nos. 747 and 748. *GREEN v. FARMERS' LOAN & TRUST CO.* Fifth Circuit. Denied March 22, 1897. *Mr. Charles W. Ogden* for petitioner.

No. 750. *REPUBLICAN MINING CO. v. TYLER MINING CO.* Ninth Circuit. Denied March 29, 1897. *Mr. W. B. Heyburn* for petitioner.

No. 755. *RUSS v. TELFENER.* Fifth Circuit. Denied March 29, 1897. *Mr. Joseph Wheeler* and *Mr. Clarence H. Miller* for petitioner. *Mr. J. L. Peeler* opposing.

No. 754. *VON SCHMIDT v. BOWERS.* Ninth Circuit. Denied April 5, 1897. *Mr. M. A. Wheaton* and *Mr. F. J. Kierce* for petitioner. *Mr. John H. Miller* opposing.

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No. 763. CLAFLIN, AS EXECUTOR, *v.* TUTTLE, AS TRUSTEE. Second Circuit. Denied April 12, 1897. *Mr. Edmund Wetmore* and *Mr. C. W. Gould* for petitioner. *Mr. B. F. Lee* opposing.

No. 461. AMERICAN BELL TELEPHONE CO. *v.* WESTERN UNION TELEGRAPH CO. First Circuit. Denied April 12, 1897. *Mr. John F. Dillon* and *Mr. J. H. Benton, Jr.*, for petitioner. *Mr. James J. Storrow* opposing.

No. 667. BONDHOLDERS AND PURCHASERS OF THE IRON RAILROAD *v.* TOLEDO, DELPHOS & BURLINGTON RAILROAD CO. Seventh Circuit. Denied April 12, 1897. *Mr. John C. Coombs* and *Mr. Charles H. Hanson* for petitioners. *Mr. Clarence Brown* opposing.

No. 769. DEIMEL *v.* STROHEIM. Seventh Circuit. Denied April 12, 1897. *Mr. Hiram T. Gilbert* for petitioner. *Mr. Levy Mayer* opposing.

No. 749. CHAPMAN *v.* UNITED STATES. Court of Appeals of District of Columbia. Denied April 19, 1897. *Mr. George F. Edmunds*, *Mr. A. J. Dittenhoefer* and *Mr. J. M. Wilson* for petitioner.

No. 766. MUTUAL LIFE INSURANCE CO. OF NEW YORK *v.* PHINNEY, EXECUTRIX. Ninth Circuit. Granted April 19, 1897. *Mr. Edward Lyman Short*, *Mr. Robert Sewell* and *Mr. John B. Allen* for petitioner. *Mr. S. Warburton* and *Mr. A. F. Burleigh* opposing.

Nos. 725 and 726. NATIONAL FOUNDRY & PIPE WORKS, LIMITED *v.* ANDREWS, and SAME *v.* CITY OF OCONTO. Seventh Circuit. Denied April 26, 1897. *Mr. George H. Noyes* for petitioner. *Mr. W. H. Webster* opposing.

Decisions announced without Opinions.

No. 780. NEWARK ELECTRIC LIGHT & POWER CO. *v.* GARDEN, ADMINISTRATOR. Third Circuit. Denied April 26, 1897. *Mr. Mahlon Pitney* and *Mr. John O. H. Pitney* for petitioner. *Mr. Henry M. Garden* opposing.

No. 764. ANGLO-CALIFORNIAN BANK *v.* SECRETARY OF THE TREASURY. Ninth Circuit. Denied April 30, 1897. *Mr. J. F. Evans* for petitioner. *Mr. Attorney General* and *Mr. Solicitor General* opposing.

No. 787. STEAMTUG "TITAN" *v.* LEGG ET AL., ADMINISTRATORS. Second Circuit. Denied April 30, 1897. *Mr. Henry W. Goodrich* and *Mr. John A. Deady* for petitioner. *Mr. Henry Galbraith Ward* opposing.

No. 790. NATIONAL MACHINE CO. *v.* WHEELER & WILSON MANUFACTURING CO. Second Circuit. Denied April 30, 1897. *Mr. Edwin H. Brown* for petitioner. *Mr. Livingston Gifford* opposing.

No. 793. EINSTEIN, WOLFF & CO. *v.* UNITED STATES. Second Circuit. Denied April 30, 1897. *Mr. Charles Curie*, *Mr. W. Wickham Smith* and *Mr. David Ives Mackie* for petitioners.

No. 794. UNITED STATES *v.* ROESSLER & HASSLACHER CHEMICAL CO. Second Circuit. Granted April 30, 1897. *Mr. Attorney General*, *Mr. Solicitor General* and *Mr. Assistant Attorney General Whitney* for petitioners. *Mr. Albert Comstock* opposing.