

# TABLE OF CASES

## CITED IN OPINIONS.

|                                                            | PAGE               |                                                          | PAGE     |
|------------------------------------------------------------|--------------------|----------------------------------------------------------|----------|
| Aberdeen Bank v. Chehalis Co.,<br>166 U. S. 440            | 107, 214, 219      | Bank of Commerce v. Seattle,<br>166 U. S. 463            | 219      |
| Abraham v. Plestoro, 3 Wend.<br>538; S. C. 20 Am. Dec. 538 | 629                | Bank of Commerce v. Tennessee,<br>161 U. S. 134          | 681      |
| Adams Express Co. v. Kentucky,<br>166 U. S. 173            | 669, 670, 672, 674 | Bank of Hamilton v. Dudley's<br>Lessee, 2 Pet. 492       | 537      |
| Alderson v. Ames, 6 Md. 52                                 | 30                 | Bank of Louisville v. Lockridge,<br>92 Ky. 472           | 166, 169 |
| Allen v. Danielson, 15 R. I. 480                           | 168                | Bank of Redemption v. Boston,<br>125 U. S. 60            | 680      |
| Alliance Bank, <i>Ex parte</i> , L. R. 3<br>Ch. 773, n.    | 157                | Bank Tax Cases, 97 Ky. 597                               | 647, 648 |
| Allore v. Jewell, 94 U. S. 506                             | 55                 | Barber v. Abendroth, 102 N. Y.<br>406                    | 433      |
| American National Bank v.<br>Branch, 57 Kan. 327           | 168                | Barnett v. Kinney, 147 U. S. 476                         | 629      |
| American Publishing Co. v. Fisher,<br>166 U. S. 464        | 538                | Barney v. Baltimore, 6 Wall. 280                         | 251      |
| Amory v. Francis, 16 Mass. 308<br>141, 168, 169,           | 174                | Barth v. Backus, 140 N. Y. 230<br>629, 634               |          |
| Anderson v. Wellington, 40 Kan.<br>173                     | 35                 | Bates, <i>In re</i> , 118 Ill. 524                       | 138, 168 |
| Arapahoe Co. v. Board of Equali-<br>zation, 23 Colo. 137   | 120                | Bausman v. Dixon, 173 U. S. 113                          | 579      |
| Ard v. Brandon, 156 U. S. 537                              | 590, 591           | Beach v. Wakefield, 76 N. W.<br>Rep. 688                 | 109      |
| Arndt v. Griggs, 134 U. S. 316                             | 572                | Beard v. Rowan, 9 Pet. 301                               | 427      |
| Atkinson v. Jordan, 5 Hammond,<br>293                      | 634                | Bell v. Fleming's Executors, 12<br>N. J. Eq. 13          | 168      |
| Atlas, The, 93 U. S. 302                                   | 552                | Bender v. Damon, 72 Tex. 92                              | 570      |
| Attila, The, Cook's Cas. 196                               | 546                | Benjamin v. Hilliard, 23 How. 149                        | 11       |
| Attorney General v. Old Colony<br>Railroad, 160 Mass. 62   | 698                | Bergmann v. Backer, 157 U. S.<br>655                     | 451      |
| Babcock, <i>In re</i> , 3 Story, 393                       | 175, 177           | Beta, The, L. R. 9 P. D. 134                             | 547      |
| Badow v. Salter, Sir Wm. Jones,<br>65                      | 384                | Bicknell v. Comstock, 113 U. S.<br>149                   | 31       |
| Bailey v. United States, 109 U. S.<br>432                  | 423                | Black v. Zacharie, 3 How. 483                            | 628      |
| Bain v. Sadler, L. R. 12 Eq. 570                           | 166                | Blagge v. Balch, 162 U. S. 439                           | 428      |
| Baker v. Cummings, 169 U. S. 189                           | 24                 | Blake v. Williams, 6 Pick. 286;<br>S. C. 27 Am. Dec. 372 | 629      |
| Baker v. Grice, 169 U. S. 284                              | 284                | Blythe Co. v. Blythe, 172 U. S.<br>644                   | 507      |
| Baker v. Whiting, 3 Sumn. 475                              | 55                 | Boese v. King, 78 N. Y. 471                              | 635      |
| Ball v. Halsell, 161 U. S. 72                              | 422                | Bohall v. Dilla, 114 U. S. 47                            | 590      |
| Ball v. United States, 140 U. S.<br>118                    | 456                | Booth v. Clark, 17 How. 322                              | 629      |
| Baltimore, The, 8 Wall. 377                                | 436                | Bowen v. Evans, 2 H. L. 257                              | 57       |
| Baltimore v. Radecke, 49 Md. 217<br>35, 36                 |                    | Boyer's Appeal, 163 Penn. St. 143                        | 169      |
| Bank v. Colby, 21 Wall. 609                                | 143                | Bradford v. Tappan, 11 Pick. 76                          | 635      |
|                                                            |                    | Bradley v. People, 4 Wall. 459                           | 679      |
|                                                            |                    | Brashear v. West, 7 Pet. 608                             | 634      |

|                                     | PAGE                    |                                         | PAGE          |
|-------------------------------------|-------------------------|-----------------------------------------|---------------|
| Bridge v. Cage, Cro. Jac. 103       | 384                     | Chicago, Burlington &c. Railroad        |               |
| Bridge Proprietors v. Hoboken       |                         | v. Chicago, 166 U. S. 226               | 199, 614      |
| Co., 1 Wall. 116                    | 198                     | Chicago, Milwaukee &c. Railway          |               |
| Briggs v. Walker, 171 U. S. 466     |                         | v. Solan, 169 U. S. 133                 | 296           |
|                                     | 399, 429                | Christmas v. Russell, 5 Wall. 290       | 567           |
| Bromley v. Goodere, 1 Atk. 75       |                         | Christy, <i>In re</i> , 3 How. 292      | 154, 161, 175 |
|                                     | 157, 166, 172           | Church v. Chambers, 3 Dana, 274         | 613           |
| Brown v. Godfrey, 33 Vt. 120        | 384                     | Cincinnati, New Orleans &c. Rail-       |               |
| Brown v. Maryland, 12 Wheat.        |                         | way v. Interstate Commerce              |               |
| 419                                 | 518                     | Commission, 162 U. S. 184               | 310           |
| Bruner v. Manlove, 1 Scam. 156      | 31                      | Citizens' Savings Bank v. Owens-        |               |
| Buchanan v. Litchfield, 102 U. S.   |                         | boro, 173 U. S. 636 662, 663, 664, 666  |               |
| 278                                 | 263, 271                | Clark v. Kansas City, 172 U. S. 334     | 702           |
| Buck v. Panabaker, 32 Kan. 466      | 96                      | Clark v. Keith, 106 U. S. 464           | 473           |
| Burke, <i>In re</i> , 76 Wis. 357   | 456                     | Close v. Glenwood Cemetery, 107         |               |
| Burlington v. Quick, 47 Iowa, 222   | 202                     | U. S. 466                               | 239, 647      |
| California v. Central Pacific Rail- |                         | Cocke v. Halsey, 16 Pet. 71             | 456           |
| road, 127 U. S. 1                   | 309                     | Cole v. Cunningham, 133 U. S.           |               |
| California Bank v. Kennedy, 167     |                         | 107                                     | 629, 632      |
| U. S. 362                           | 112                     | Coloma v. Eaves, 92 U. S. 484           |               |
| Calliope, The, 1891, App. Cas. 11   | 435                     |                                         | 264, 271      |
| Campbell v. United States, 107      |                         | Colorado Central Mining Co. v.          |               |
| U. S. 407                           | 72                      | Turck, 150 U. S. 138                    | 460, 578      |
| Capital National Bank of Lincoln    |                         | Combs v. Union Trust Co., 146           |               |
| v. First National Bank of Cadiz,    |                         | Ind. 688                                | 169           |
| 172 U. S. 425                       | 114, 199, 489, 644      | Coming, <i>Ex parte</i> , 2 Cox Ch. 225 | 153           |
| Cardwell v. American Bridge Co.,    |                         | Commissioners v. Green &c. Nav-         |               |
| 113 U. S. 205                       | 295                     | igation Co., 79 Ky. 73                  | 653, 662      |
| Carey v. Houston &c. Railway,       |                         | Commissioners v. Holyoke Water          |               |
| 161 U. S. 115                       | 577                     | Power Co., 104 Mass. 446                | 409           |
| Carleton v. Franconia Iron & Steel  |                         | Commonwealth v. Alger, 7 Cush.          |               |
| Co., 99 Mass. 216                   | 433                     | 53                                      | 297           |
| Carnig v. Carr, 167 Mass. 544       | 9                       | Commonwealth v. Essex Co., 13           |               |
| Castillo v. McConnico, 168 U. S.    |                         | Gray, 239                               | 690           |
| 674                                 | 452                     | Commonwealth v. Farmers' Bank           |               |
| Catlin v. Wilcox Silver Plate Co.,  |                         | of Kentucky, 97 Ky. 590                 | 661           |
| 123 Ind. 477                        | 629, 635                | Commonwealth v. Garner, 3               |               |
| Central Land Co. v. Laidley, 159    |                         | Gratt. 655                              | 613           |
| U. S. 103                           | 451, 463, 464           | Commonwealth v. Owensboro &c.           |               |
| Central Transportation Co. v.       |                         | Railroad, 95 Ky. 60                     | 662           |
| Pullman's Palace Car Co., 139       |                         | Conkling v. Carson, 11 Ill. 503         | 634           |
| U. S. 24                            | 112                     | Conley v. Nailor, 118 U. S. 127         | 22            |
| Chaffee Co. v. Potter, 142 U. S.    |                         | Converse v. Norwich &c. Trans-          |               |
| 355                                 | 269, 271, 272, 273, 274 | portation Co., 33 Conn. 166             |               |
| Chancellor, The, 4 Ben. 153         | 546                     |                                         | 355, 361, 362 |
| Chapman v. Esgar, 1 Sm. & G. 575    | 166                     | Cook Co. National Bank v. United        |               |
| Chapman v. National Bank of         |                         | States, 107 U. S. 445                   | 143           |
| Wellington, 56 O. St. 310           | 209                     | Cooke v. Avery, 147 U. S. 375           | 581           |
| Chapman v. Royal Netherlands        |                         | Cooley v. Philadelphia, 12 How.         |               |
| Navigation Co., L. R. 4 P. D.       |                         | 299                                     | 298           |
| 157                                 | 554                     | Coosaw Mining Co. v. South Caro-        |               |
| Cheaney v. Hooser, 9 B. Mon. 330    |                         | lina, 144 U. S. 550                     | 427           |
|                                     | 616, 618                | Cope v. Cope, 137 U. S. 682             | 388           |
| Chemical National Bank v. Arm-      |                         | Cornelius v. Kessel, 128 U. S.          |               |
| strong, 16 U. S. App. 465 136,      |                         | 456                                     | 478           |
|                                     | 142, 167                | Cornell v. Green, 163 U. S. 75          | 702           |
| Cherokee Nation v. Southern Kan-    |                         | Courtney v. Louisville, 12 Bush,        |               |
| sas Railway, 135 U. S. 641          | 301, 690                | 419                                     | 618           |
| Chicago v. Trotter, 136 Ill. 430    | 35                      | Covington v. Kentucky, 173 U. S.        |               |
| Chicago &c. Railway v. Wellman,     |                         | 231                                     | 646, 659      |
| 143 U. S. 339                       | 687                     |                                         |               |

## TABLE OF CASES CITED.

xv

|                                                                | PAGE               |                                                                | PAGE          |
|----------------------------------------------------------------|--------------------|----------------------------------------------------------------|---------------|
| Covington v. Southgate, 15 B. Mon. 491                         | 618                | Escanaba Co. v. Chicago, 107 U. S. 678                         | 293           |
| Covington &c. Bridge Co. v. Kentucky, 154 U. S. 204            | 623                | Etona, The, 64 Fed. Rep. 880                                   | 551           |
| Crashaw v. Roxbury, 7 Gray, 374                                | 385                | Farmington v. Pillsbury, 114 U. S. 138                         | 253           |
| Cunningham v. Butler, 142 Mass. 47                             | 632                | Farnum v. Boutelle, 13 Met. 159                                | 168, 169      |
| Dainese v. Kendall, 119 U. S. 53                               | 586                | Farwell v. Des Moines Brick Mfg. Co., 97 Iowa, 286             | 202           |
| Daniels v. Newton, 114 Mass. 530                               | 12                 | Feibelman v. Packard, 109 U. S. 421                            | 580           |
| Daniels v. Palmer, 35 Minn. 347                                | 631                | Felix v. Patrick, 145 U. S. 317                                | 58            |
| Dartmouth College v. Woodward, 4 Wheat. 518                    | 651, 656           | Fellows v. Blacksmith, 19 How. 366                             | 469           |
| Davenport National Bank v. Board of Equalization, 123 U. S. 83 | 680                | Fields v. Creditors of Wheatley, 1 Sneed, 351                  | 168           |
| Davidson v. New Orleans, 96 U. S. 97                           | 204                | Findlay v. Hosmer, 2 Conn. 320                                 | 158, 168      |
| Davies v. Burns, 5 Allen, 349                                  | 384                | First National Bank of Garnett v. Ayers, 160 U. S. 660         | 214, 219      |
| Daviss v. Fairbairn, 3 How. 636                                | 388                | Fisher v. Perkins, 122 U. S. 522                               | 123           |
| Davis v. Elmira Savings Bank, 161 U. S. 283                    | 667                | Flaherty, <i>In re</i> , 105 Cal. 558                          | 36            |
| Davis v. Geissler, 162 U. S. 290                               | 702                | Fleming v. Kenney, 4 J. J. Marsh, 155                          | 613           |
| Davis v. Massachusetts, 167 U. S. 43                           | 37                 | Folsom v. Ninety-six, 159 U. S. 611                            | 464           |
| Day v. Putnam Ins. Co., 16 Minn. 408                           | 384                | Fort Smith Railway v. Merriam, 156 U. S. 478                   | 452           |
| Deg v. Deg, 2 P. W. 412                                        | 166                | Fowler v. Bebee, 9 Mass. 231; S. C. 6 Am. Dec. 62              | 456           |
| Dehon v. Foster, 4 Allen, 545                                  | 632                | Fowler v. Morrill, 5 Tex. 153                                  | 570           |
| Delaware, The, 161 U. S. 459                                   | 552, 554, 555      | Franklin County Court v. Deposit Bank of Frankfort, 87 Ky. 370 | 650, 661      |
| Denny v. Bennett, 128 U. S. 489                                | 630                | Franzen v. Hutchinson, 94 Iowa, 95                             | 632           |
| Deposit Bank v. Owensboro, 173 U. S. 662                       | 663                | Frasch, <i>In re</i> , 5 Wash. 344                             | 168           |
| Desmare v. United States, 93 U. S. 605                         | 470                | Frazee, <i>In re</i> , 63 Mich. 396                            | 35            |
| Desper v. Continental Water Meter Co., 137 Mass. 252           | 225                | Freedman's Savings Co. v. Shepherd, 127 U. S. 494              | 423           |
| Detroit v. Detroit &c. Plankroad, 43 Mich. 140                 | 690                | Freeman v. Boston, 5 Met. 56                                   | 385           |
| Dickson, <i>Ex parte</i> , 2 Cox Ch. 194                       | 153                | Furman v. Nichol, 8 Wall. 44                                   | 388           |
| Dingley v. Oler, 117 U. S. 490                                 | 12                 | Furness v. Union National Bank, 147 Ill. 570                   | 137, 168      |
| Distilled Spirits, The, 11 Wall. 356                           | 52                 | Galpin v. Page, 18 Wall. 350                                   | 567, 573      |
| Dixon Co. v. Field, 111 U. S. 83                               | 265, 269, 272      | Gardner v. Michigan Central Railroad, 150 U. S. 349            | 10            |
| Dorsheimer v. United States, 7 Wall. 166                       | 386                | Garrett v. Burlington Plough Co., 70 Iowa, 697                 | 107           |
| Douglas v. Wallace, 161 U. S. 346                              | 388                | Germania Iron Co. v. United States, 165 U. S. 379              | 590           |
| Dravo v. Fabel, 132 U. S. 487                                  | 24                 | Gibbons v. Ogden, 9 Wheat. 1                                   | 298, 334      |
| Earhart's Case, Cousar's Dig. 12                               | 380                | Gibbs v. Consolidated Gas Co., 130 U. S. 396                   | 239, 647      |
| Eastern Tennessee &c. Railroad v. Staub, 7 Lea, 397            | 14                 | Gibson v. Peters, 150 U. S. 342                                | 372, 374, 377 |
| Egan v. Hart, 165 U. S. 188                                    | 701                | Gillmore v. Lewis, 12 O. 281                                   | 384           |
| Elysia, The, 4 Asp. Mar. Law Cas. (N. S.) 540                  | 546                | Gilman v. Philadelphia, 3 Wall. 713                            | 292           |
| Emerson v. Hall, 13 Pet. 409                                   | 425, 427, 428, 429 |                                                                |               |
| Erle v. Lane, 22 Colo. 273                                     | 169                |                                                                |               |
| Erwin v. United States, 97 U. S. 392                           | 420, 421, 422, 425 |                                                                |               |

|                                     | PAGE                    |    | PAGE                                   |                         |
|-------------------------------------|-------------------------|----|----------------------------------------|-------------------------|
| Gilmore v. Sapp, 100 Ill.           | 297                     | 31 | Henderson Bridge Co. v. Ken-           |                         |
| Gladson v. Minnesota, 166 U. S.     |                         |    | tucky, 166 U. S. 150                   | 671, 672, 683           |
| 427                                 | 307, 323                |    | Henderson's Tobacco Co., 11            |                         |
| Goldey v. Morning News, 156         |                         |    | Wall. 657                              | 123                     |
| U. S. 518                           | 567                     |    | Hennington v. Georgia, 163 U. S.       |                         |
| Goodman v. Niblack, 102 U. S.       |                         |    | 299                                    | 289, 298, 325, 326, 327 |
| 556                                 | 421, 422, 425           |    | Hervey v. Rhode Island Locomo-         |                         |
| Great Western Tel. Co. v. Burn-     |                         |    | tive Works, 93 U. S. 664               | 628                     |
| ham, 162 U. S. 339                  | 10                      |    | Hickman v. Fort Scott, 141 U. S.       |                         |
| Green v. Fisk, 103 U. S. 518        | 586                     |    | 415                                    | 47                      |
| Green v. Van Buskirk, 5 Wall.       |                         |    | Hobbs v. McLean, 117 U. S. 567         | 423                     |
| 307                                 | 628, 631                |    | Hoge v. Railroad Co., 99 U. S.         |                         |
| Green Bay &c. Canal Co. v. Pat-     |                         |    | 348                                    | 239, 647                |
| ten Paper Co., 172 U. S. 58         |                         |    | Holden v. Hardy, 169 U. S. 366         | 409                     |
|                                     | 189, 199, 644           |    | Holmes v. Remsen, 4 Johns. Ch.         |                         |
| Greene v. Jackson Bank, 18 R. I.    |                         |    | 460; S. C. 8 Am. Dec. 581              | 629                     |
| 779                                 | 168                     |    | Holy Trinity Church v. United          |                         |
| Greenwood v. Freight Co., 105       |                         |    | States, 143 U. S. 457                  | 427                     |
| U. S. 13                            | 239, 409,               |    | Hopkins, <i>In re</i> , 18 Ch. D. 370  | 174                     |
|                                     | 647, 651, 652, 653, 690 |    | Hopkins v. Hammond, 143 U. S.          |                         |
| Greenwood v. Taylor, 1 Russ. &      |                         |    | 224                                    | 57                      |
| Myl. 185                            | 139, 174                |    | Howel, Petitioner, 7 Vin. Ab. 101,     |                         |
| Gregory v. Van Ee, 160 U. S.        |                         |    | pl. 13                                 | 153                     |
| 643                                 | 577                     |    | Howell v. Circuit Judge, 88 Mich.      |                         |
| Griffin v. Kentucky Ins. Co., 3     |                         |    | 369                                    | 96                      |
| Bush, 592; S. C. 96 Am. Dec.        |                         |    | Hoyt v. Thompson, 5 N. Y. 320          | 629                     |
| 259                                 | 238                     |    | Humphrey v. Baker, 103 U. S.           |                         |
| Griffin's Case, Chase's Dec. 364    | 455                     |    | 736                                    | 473                     |
| Griswold v. Haven, 25 N. Y. 595;    |                         |    | Hurst's Lessee v. McNeil, 1 Wash.      |                         |
| S. C. 82 Am. Dec. 380               | 52                      |    | C. C. 70                               | 251                     |
| Grove, <i>Ex parte</i> , 1 Atk. 104 | 153                     |    | Huse v. Glover, 119 U. S. 543          | 295                     |
| Grover v. Wakeman, 11 Wend.         |                         |    | Hussey v. Smith, 99 U. S. 20           | 456                     |
| 187                                 | 633                     |    | Illinois Central Railroad v. Illi-     |                         |
| Guerin v. Hunt, 8 Minn. 477         | 96                      |    | nois, 163 U. S. 142                    | 303, 306, 307,          |
| Guilford v. Supervisors, 13 N. Y.   |                         |    | 321, 322, 323, 330,                    |                         |
| 143                                 | 536                     |    | 333, 334, 687, 688                     |                         |
| Gulf, Colorado &c. Railway v.       |                         |    | Income Tax Case, 157 U. S. 429;        |                         |
| Ellis, 165 U. S. 150                | 409, 521                |    | 158 U. S. 601                          | 518, 519, 520           |
| Guthrie v. Territory, 1 Okl. 188    | 534                     |    | Indiana v. Kentucky, 136 U. S.         |                         |
| Hall v. De Cuir, 95 U. S. 485       |                         |    | 479                                    | 612                     |
| 303, 311, 315, 324, 329, 333, 334   |                         |    | Ingraham v. Wheeler, 6 Conn. 277       | 633                     |
| Hamblin v. Western Land Co.,        |                         |    | Insurance Co. v. Eldredge, 102         |                         |
| 147 U. S. 531                       | 452                     |    | U. S. 545                              | 56                      |
| Hamilton v. Brown, 161 U. S. 256    | 571                     |    | Investment Co. v. Richmond Na-         |                         |
| Hamilton Co. v. Massachusetts,      |                         |    | tional Bank, 58 Kan. 414               | 168                     |
| 6 Wall. 632                         | 199, 200, 204           |    | Irrawaddy, The, 171 U. S. 187          | 552, 554                |
| Hamilton Gas Light Co. v. Ham-      |                         |    | Itinerant, The, 2 W. Rob. 236          | 545                     |
| ilton, 146 U. S. 258                | 653                     |    | Jamison v. Alder-Goldman Com-          |                         |
| Handly's Lessee v. Anthony, 5       |                         |    | mission Co., 59 Ark. 548               | 169                     |
| Wheat. 374                          | 612, 613                |    | Jenkins v. Pye, 12 Pet. 241            | 20, 21                  |
| Harrison v. King, 9 O. St. 388      | 96                      |    | Jenks v. Ludden, 34 Minn. 482          | 630                     |
| Harrison v. Sterry, 5 Cranch, 289   |                         |    | Johns Hopkins, The, 13 Fed. Rep.       |                         |
|                                     | 177, 629                |    | 185                                    | 546                     |
| Hart v. Sansom, 110 U. S. 151       | 567                     |    | Johnson v. Hunt, 23 Wend. 87           | 629                     |
| Hatch v. Mann, 15 Wend. 44          | 384                     |    | Johnson v. United States, 160          |                         |
| Hawkins v. Ireland, 64 Minn. 339    | 631                     |    | U. S. 546                              | 441, 442                |
| Hayden v. Souger, 56 Ind. 42        | 385                     |    | Jones, <i>Ex parte</i> , 164 U. S. 691 | 460, 578                |
| Head v. Amoskeag Mfg. Co., 113      |                         |    | Jones v. Brim, 165 U. S. 180           | 303                     |
| U. S. 9                             | 451                     |    | Jones v. League, 18 How. 76            | 251                     |
| Henderson Bridge Co. v. Hender-     |                         |    | Josefa Segunda, The, 10 Wheat.         |                         |
| son, 141 U. S. 679                  | 602, 623                |    | 312                                    | 425                     |

## TABLE OF CASES CITED.

xvii

|                                                                 | PAGE                                        |                                                          | PAGE                    |
|-----------------------------------------------------------------|---------------------------------------------|----------------------------------------------------------|-------------------------|
| Juliet Erskine, The, 6 Notes of Cases, 633                      | 545                                         | McCormick v. Market National Bank, 165 U. S. 538         | 112                     |
| Keim's Appeal, 27 Penn. St. 42                                  | 169                                         | McCulloch v. Maryland, 4 Wheat. 316                      | 622, 667                |
| Kellock's Case, L. R. 3 Ch. App. 769                            | 136, 139, 162, 164, 165, 167, 170, 171, 174 | McCune, <i>In re</i> Estate of, 76 Mo. 200               | 169                     |
| Kellogg v. Miller, 22 Ore. 406                                  | 169                                         | McDonald v. Smalley, 1 Pet. 620                          | 251                     |
| Kelly v. Crapo, 45 N. Y. 86                                     | 629                                         | McDowell v. United States, 159 U. S. 596                 | 456                     |
| Kennedy v. Gibson, 8 Wall. 498                                  | 580                                         | McFall v. Commonwealth, 2 Met. 394                       | 613                     |
| Kinnear v. Bausman, 172 U. S. 644                               | 702                                         | McFarland v. McKnight, 6 B. Mon. 500                     | 613                     |
| Kiple v. Illinois, 170 U. S. 182                                | 198, 644                                    | McGourkey v. Toledo &c. Railway, 146 U. S. 536           | 701                     |
| Krippendorff v. Hyde, 110 U. S. 276                             | 577                                         | Mackall v. Mackall, 135 U. S. 167                        | 22                      |
| Lady Pike, The, 96 U. S. 461                                    | 473                                         | Mackall v. Richards, 116 U. S. 45                        | 473                     |
| Lake Co. v. Graham, 130 U. S. 674                               | 267, 269, 272                               | McQuade v. Trenton, 172 U. S. 636                        | 489                     |
| Lake Co. v. Rollins, 130 U. S. 662                              | 442                                         | Madden v. Day, 24 Colo. 418                              | 120                     |
| Lake Shore &c. Railway v. Ohio, 173 U. S. 285                   | 688, 690, 697                               | Magoun v. Illinois Trust & Savings Bank, 170 U. S. 283   | 521                     |
| Lee v. Johnson, 116 U. S. 48                                    | 63, 590                                     | Mahan v. United States, 14 Wall. 109                     | 80                      |
| Leep v. Railway Co., 58 Ark. 407                                | 406                                         | Manitoba, The, 122 U. S. 97                              | 549, 552, 554           |
| Lehigh Mining & Mfg. Co. v. Kelly, 160 U. S. 327                | 251                                         | Mann, <i>In re</i> , 32 Minn. 60                         | 630                     |
| Leighton v. United States, 161 U. S. 291                        | 80                                          | Manning, <i>In re</i> , 76 Wis. 365; 139 U. S. 504       | 456                     |
| Levy v. Chicago National Bank, 158 Ill. 88                      | 137, 168                                    | Marks v. United States, 161 U. S. 297                    | 80                      |
| Levy v. Superior Court of San Francisco, 167 U. S. 175          | 198                                         | Marshall v. Donovan, 10 Bush, 681                        | 618                     |
| Lewis v. Northern Railroad, 139 Mass. 294                       | 225                                         | Martin v. Baltimore &c. Railroad, 151 U. S. 673          | 230                     |
| Lewis v. United States, 92 U. S. 618                            | 140, 167, 168, 176                          | Mason v. Bogg, 2 Myl. & Cr. 443                          | 139, 162, 170, 171, 174 |
| License Cases, 5 How. 504                                       | 689                                         | Maxwell's Lessee v. Levy, 2 Dall. 381                    | 251                     |
| Little v. Giles, 118 U. S. 596                                  | 253                                         | Maynard v. Hecht, 151 U. S. 324                          | 702                     |
| Livermore v. Jenckes, 21 How. 126                               | 628                                         | Meador v. Norton, 11 Wall. 442                           | 56                      |
| Lodge v. Twell, 135 U. S. 232                                   | 586, 701                                    | Mercantile Bank v. New York, 121 U. S. 138               | 214, 680                |
| Loeber v. Schroeder, 149 U. S. 580                              | 643                                         | Merriam v. Hartford &c. Railroad, 20 Conn. 354; S. C. 52 | 355, 360, 362           |
| Lomax v. Pickering, 165 Ill. 431                                | 26                                          | Mersey Docks Trustees v. Gibbs, L. R. 1 H. L. 93         | 433                     |
| Loney, <i>In re</i> , 134 U. S. 372                             | 284                                         | Metcalf v. Watertown, 128 U. S. 586                      | 460                     |
| Lord Saumarez, The, 6 Notes of Cases, 600                       | 545                                         | Mexican Central Railway v. Pinkney, 149 U. S. 194        | 203                     |
| Louisville &c. Railroad v. Louisville, 166 U. S. 709            | 643, 702                                    | Michigan Land & Lumber Co. v. Rust, 168 U. S. 589        | 476, 477                |
| Louisville Bridge Co. v. Louisville, 81 Ky. 189                 | 598, 599, 605                               | Michoud v. Girod, 4 How. 503                             | 54                      |
| Louisville Gas Co. v. Citizens' Gas Co., 115 U. S. 683          | 239, 647                                    | Miller v. Texas, 153 U. S. 535                           | 643                     |
| Louisville Tobacco Warehouse Co. v. Commonwealth, 49 S. W. Rep. | 674                                         | Miller's Appeal, 35 Penn. St. 481                        | 137, 169                |
| Louisville Water Co. v. Clark, 143 U. S. 1                      | 239, 646, 653, 659                          | Minneapolis &c. Railway v. Beckwith, 129 U. S. 26        | 690                     |
| Low v. Henry, 9 Cal. 538                                        | 129, 130                                    |                                                          |                         |
| Lytle v. Arkansas, 9 How. 314                                   | 591                                         |                                                          |                         |
| McClure v. Campbell, 71 Wis. 350                                | 632                                         |                                                          |                         |
| McClure v. United States, 116 U. S. 145                         | 471                                         |                                                          |                         |
| McCool v. Smith, 1 Black, 459                                   | 388                                         |                                                          |                         |

|                                                             | PAGE               |                                                                                    | PAGE                    |
|-------------------------------------------------------------|--------------------|------------------------------------------------------------------------------------|-------------------------|
| Minnesota Co. v. St. Paul Co., 2 Wall. 609                  | 577                | Norris v. Haggin, 136 U. S. 386                                                    | 58                      |
| Missouri, Kansas &c. Railway v. Haber, 169 U. S. 613        | 298, 307, 324      | North Star, The, 106 U. S. 17                                                      | 549, 552, 553, 554      |
| Missouri Pacific Railway v. Fitzgerald, 160 U. S. 556       | 701                | Northern Bank of Toledo v. Porter Township, 110 U. S. 608                          | 264                     |
| Missouri Pacific Railway v. Mackey, 127 U. S. 205           | 408                | Norton v. Shelby Co., 118 U. S. 425                                                | 456                     |
| Moorcock, The, 13 P. D. 157; 14 P. D. 64                    | 435                | Norwich Co. v. Wright, 13 Wall. 104                                                | 553                     |
| Morgan v. Louisiana, 118 U. S. 455                          | 298                | Oakey v. Bennett, 11 How. 33                                                       | 629                     |
| Morley v. Lake Shore &c. Railway, 146 U. S. 162             | 107, 451           | Ogden v. Saunders, 12 Wheat. 213                                                   | 629                     |
| Morning Light, The, 2 Wall. 550                             | 544                | Ohio &c. Coal Co. v. Smith, Admr., 53 O. St. 313                                   | 227                     |
| Morrell v. Quarles, 35 Ala. 544                             | 384                | Orchard v. Alexander, 157 U. S. 372                                                | 478                     |
| Morrice v. Bank of England, Cas. Temp. Talb. 218            | 166                | Orient Ins. Co. v. Daggs, 172 U. S. 557                                            | 409                     |
| Morris v. Gilmer, 129 U. S. 315                             | 254                | Osborn v. Adams, 18 Pick. 245                                                      | 629                     |
| Morris v. Olwine, 22 Penn. St. 441                          | 169                | Osborn v. Bank of the United States, 9 Wheat. 738                                  | 667                     |
| Morrison v. Brown, 83 Ill. 562                              | 29                 | Osborne v. Florida, 164 U. S. 650                                                  | 337                     |
| Morrison v. Lovejoy, 6 Minn. 183                            | 96                 | Oxley Stave Co. v. Butler Co., 166 U. S. 648                                       | 198, 643, 702           |
| Morrison v. Stalaker, 104 U. S. 213                         | 590                | Pacific Railroad v. Missouri Pacific Railway, 111 U. S. 505                        | 577                     |
| Moses v. Ranlet, 2 N. H. 488                                | 142, 168           | Paine v. Lester, 44 Conn. 196                                                      | 635                     |
| Moulton v. Reid, 54 Ala. 320                                | 10                 | Palmer v. McMahon, 133 U. S. 660                                                   | 680                     |
| Munn v. Illinois, 94 U. S. 113                              | 696                | Panama Railroad Co. v. Napier Shipping Co., 166 U. S. 280                          | 435                     |
| N. Strong, The, 1892, L. R. P. D. 105                       | 547                | Parker v. Russell, 133 Mass. 74                                                    | 11                      |
| Nashville, Chattanooga &c. Railway v. Alabama, 128 U. S. 96 | 298                | Parker v. Spencer, 61 Tex. 155                                                     | 570                     |
| National Bank v. Commonwealth, 9 Wall. 353                  | 679                | Patten's Appeal, 45 Penn. St. 151                                                  | 169                     |
| National Union Bank v. National Mechanics Bank, 80 Md. 371  | 168                | Payne v. Robertson, 169 U. S. 323                                                  | 61                      |
| Neagle, <i>In re</i> , 135 U. S. 1                          | 284                | Peacock, <i>In re</i> , 2 Glyn & Jameson, 27                                       | 177                     |
| Needham v. Thayer, 147 Mass. 536                            | 569                | Pennoyer v. Neff, 95 U. S. 714                                                     | 124, 203, 224, 567, 572 |
| Newgass v. New Orleans, 33 Fed. Rep. 196                    | 193                | People v. Bangs, 24 Ill. 184                                                       | 456                     |
| New Jersey v. Yard, 95 U. S. 104                            | 649, 657, 660, 661 | People v. Burr, 13 Cal. 343                                                        | 536                     |
| New Orleans v. Benjamin, 153 U. S. 411                      | 193                | People v. O'Brien, 111 N. Y. 1                                                     | 690                     |
| New Orleans v. Citizens' Bank, 167 U. S. 371                | 682                | People v. Remington, 121 N. Y. 328                                                 | 141, 168, 170           |
| New Orleans v. Clark, 95 U. S. 644                          | 536, 537           | People v. Tax Commissioners, 4 Wall. 244                                           | 678                     |
| New Orleans v. New Orleans Water Works, 142 U. S. 79        | 241                | Pepperell, The, Swabey, 12                                                         | 545                     |
| New York, New Haven &c. Railroad v. New York, 165 U. S. 628 | 298, 299           | Philadelphia Warehouse Co. v. Anniston Pipe Works, 106 Ala. 357                    | 169                     |
| Nichols v. United States, 7 Wall. 122                       | 495, 498           | Philadelphia, Wilmington &c. Railroad v. Philadelphia &c. Towboat Co., 23 How. 209 | 433                     |
| Nickerson v. Tirrell, 127 Mass. 236                         | 433, 434           | Pickering v. Lomax, 145 U. S. 310                                                  | 26                      |
| Noble v. Union River Logging Railroad, 147 U. S. 165        | 478                | Pierce v. Tennessee Coal Co., 110 Ala. 533                                         | 4                       |
| Nobles v. Georgia, 168 U. S. 398                            | 107                | Piester v. Piester, 22 S. C. 139                                                   | 169                     |
|                                                             |                    | Pittsburgh &c. Railway v. Board of Public Works, 172 U. S. 32                      | 623                     |
|                                                             |                    | Plummer, <i>In re</i> , 1 Phil. Ch. 56                                             | 177                     |
|                                                             |                    | Pool v. Boston, 5 Cush. 219                                                        | 385                     |
|                                                             |                    | Pound v. Turck, 95 U. S. 459                                                       | 293                     |

## TABLE OF CASES CITED.

xix

|                                                                       | PAGE               |                                                                     | PAGE               |
|-----------------------------------------------------------------------|--------------------|---------------------------------------------------------------------|--------------------|
| Powell v. Brunswick Co., 150 U. S. 433                                | 199                | St. Louis &c. Co. v. Gill, 156 U. S. 649                            | 687                |
| Pratt v. Railway Co., 95 U. S. 43                                     |                    | St. Louis &c. Railway v. Grafton, 51 Ark. 504                       | 385                |
| Press Publishing Co. v. Monroe, 164 U. S. 105                         | 576                | St. Louis &c. Railway v. Matthews, 165 U. S. 1                      | 409                |
| Prevost v. Gratz, 6 Wheat. 481                                        | 55                 | St. Paul &c. Railroad v. United States, 112 U. S. 733               | 422                |
| Price v. Forrest, 54 N. J. Eq. 669                                    | 418                | Salt Lake City v. Tucker, 166 U. S. 707                             | 538                |
| Provident Savings Society v. Ford, 114 U. S. 635                      | 580                | Sanford v. Sanford, 139 U. S. 647                                   | 63                 |
| Pullman's Palace Car Co. v. Central Transportation Co., 171 U. S. 138 | 112                | Santa Maria, The, 10 Wheat. 471, 472                                |                    |
| Purdy v. Doyle, 1 Paige, 558                                          | 166                | Sawyer v. Oakman, 7 Blatch. 290                                     | 433                |
| Rahrer, <i>In re</i> , 140 U. S. 545                                  | 334                | Sayward v. Denny, 158 U. S. 180                                     | 199                |
| Railroad Co. v. Georgia, 98 U. S. 359                                 | 239, 647           | Schell v. Plumb, 55 N. Y. 592                                       | 13                 |
| Railroad Co. v. Husen, 95 U. S. 465                                   | 300, 325           | Schreiber v. Sharpless, 110 U. S. 76                                | 230                |
| Railroad Co. v. Maine, 96 U. S. 499                                   | 239, 240, 645, 658 | Scotland, The, 105 U. S. 24                                         | 550                |
| Railroad Co. v. Swasey, 23 Wall. 405                                  | 586                | Scott v. Armstrong, 146 U. S. 499                                   | 143, 144, 175, 178 |
| Ralston v. Turpin, 129 U. S. 663                                      | 22                 | Searle, Executor, v. Brumback, Assignee, 4 Western Law Monthly, 330 | 168                |
| Read v. Plattsmouth, 107 U. S. 568                                    | 537                | Seidentopf v. Annabil, 6 Neb. 524                                   | 96                 |
| Reagan v. Farmers' Loan & Trust Co., 154 U. S. 362                    | 687                | Sheehan's Case, 122 Mass. 445                                       | 456                |
| Red Rock v. Henry, 106 U. S. 596                                      | 388                | Sheppard v. Kent, 2 Vern. 435                                       | 166                |
| Remelee v. Hall, 31 Vt. 582; <i>S. C.</i> 76 Am. Dec. 140             | 14                 | Sherlock v. Alling, 93 U. S. 99                                     | 298                |
| Reyburn v. Brackett, 2 Kan. 227; <i>S. C.</i> 83 Am. Dec. 457         | 96                 | Shunk's and Freedley's Appeals, 2 Penn. St. 304                     | 169                |
| Reynolds v. Witte, 13 S. C. 5                                         | 52                 | Siebold, <i>Ex parte</i> , 100 U. S. 371                            | 284                |
| Rhawn v. Pearce, 110 Ill. 350                                         | 629                | Silvia, The, 68 Fed. Rep. 230; 171 U. S. 462                        | 551                |
| Rhode Island, The, 17 Fed. Rep. 554                                   | 547                | Simon v. Mann, 33 Minn. 412                                         | 630                |
| Richmond, The, 103 U. S. 540                                          | 436                | Simon v. Stetter, 25 O. St. 388                                     | 96                 |
| Richmond &c. Railroad v. Patterson Tobacco Co., 169 U. S. 311         | 296, 324           | Sinking Fund Cases, 99 U. S. 700                                    | 239, 409, 647      |
| Ring v. Devlin, 66 Wis. 384                                           | 385                | Sinnot v. Davenport, 22 How. 227                                    | 298                |
| Roberts v. Cooper, 20 How. 467                                        | 472                | Sioux City Street Railway v. Sioux City, 138 U. S. 98               | 239, 647           |
| Roby v. Colehour, 146 U. S. 153                                       | 199                | Smith, <i>Ex parte</i> , 2 Rose, 63                                 | 154                |
| Rogers Locomotive Works v. American Emigrant Co., 164 U. S. 559       | 476                | Smith v. Alabama, 124 U. S. 465                                     | 298                |
| Rolfe v. Flower, L. R. 1 P. C. 27                                     | 177                | Smith v. Kernochen, 7 How. 198                                      | 251                |
| Roosevelt v. Mark, 6 Johns. Ch. 266                                   | 160                | Smith v. McKay, 161 U. S. 355                                       | 507                |
| Ross v. King, 172 U. S. 641                                           | 702                | Smith v. Townsend, 148 U. S. 490                                    | 61                 |
| Rouse v. Letcher, 156 U. S. 647                                       | 577                | Smyth v. Ames, 169 U. S. 466                                        | 302, 687, 690      |
| Royall, <i>Ex parte</i> , 117 U. S. 241                               | 284, 285           | Société Générale de Paris v. Geen, 8 App. Cas. 606                  | 152                |
| Ruhm v. United States, 66 Fed. Rep. 531                               | 375                | Southern Building & Loan Association v. Hallum, 23 S. W. Rep. 420   | 224                |
| Russell's Application, <i>In re</i> , 51 Conn. 577                    | 385                | Sparks v. Pierce, 115 U. S. 408                                     | 590                |
| S. B. Wheeler, The, 20 Wall. 385                                      | 436                | Spring Valley Water Works v. Schottler, 110 U. S. 347               | 239, 409           |
|                                                                       |                    | Stacy v. State Bank of Illinois, 4 Scam. 91                         | 384                |
|                                                                       |                    | State <i>ex rel.</i> v. Hitchcock, 1 Kan. 178                       | 533                |
|                                                                       |                    | State <i>ex rel.</i> Garrabad v. Dering, 84 Wis. 585                | 35, 36             |

|                                                                                                    | PAGE        |                                                                          | PAGE               |
|----------------------------------------------------------------------------------------------------|-------------|--------------------------------------------------------------------------|--------------------|
| State v. Nebraska Savings Bank,<br>40 Neb. 342                                                     | 169         | Tucker v. Oxley, 5 Cranch, 34                                            | 160, 175           |
| State v. United States Mutual Ac-<br>cident Association, 67 Wis. 624                               | 225         | Tyler v. Magwire, 17 Wall. 253                                           | 472                |
| State Tax on Foreign-held Bonds,<br>15 Wall. 300                                                   | 204         | United States v. American To-<br>bacco Co., 166 U. S. 468                | 498                |
| Stevens v. Hampton, 46 Mo. 404                                                                     | 30          | United States v. Clark, 96 U. S. 37                                      | 81                 |
| Stewart v. Salamon, 97 U. S. 361                                                                   | 473         | United States v. Fisher, 2 Cranch,<br>358                                | 177, 427           |
| Stone v. United States, 164 U. S.<br>380                                                           | 80, 81, 470 | United States v. Gillis, 95 U. S.<br>407                                 | 420                |
| Stoomvaart Maatschappij Neder-<br>land v. Peninsula &c. Naviga-<br>tion Co., L. R. 7 App. Cas. 795 | 549, 554    | United States v. Graham, 110 U. S.<br>219                                | 378                |
| Stotesbury v. Smith, 2 Burr. 924                                                                   | 384         | United States v. Healey, 160 U. S.<br>136                                | 378                |
| Stroma, The, 42 Fed. Rep. 922                                                                      | 434         | United States v. Herron, 20 Wall.<br>251                                 | 177                |
| Stuart v. Hayden, 169 U. S. 1                                                                      | 24          | United States v. Kaufman, 96<br>U. S. 567                                | 498                |
| Supervisors v. Kennicott, 94 U. S.<br>498                                                          | 473         | United States v. McLean, 95 U. S.<br>750                                 | 71                 |
| Sutherland v. Wyer, 67 Me. 64                                                                      | 14          | United States v. Minor, 114 U. S.<br>233                                 | 63                 |
| Sutliff v. Lake Co. Commission-<br>ers, 147 U. S. 230                                              | 271, 273    | United States v. Palmer, 3 Wheat.<br>610                                 | 427                |
| Swift v. Fletcher, 6 Minn. 550                                                                     | 169         | United States v. Pugh, 99 U. S. 265                                      | 470                |
| Talbert v. United States, 155 U. S.<br>45                                                          | 471         | United States v. Realty Co., 163<br>U. S. 427                            | 393, 394, 402, 535 |
| Tayloe v. Thompson, 5 Pet. 358                                                                     | 146         | United States v. Rider, 163 U. S.<br>132                                 | 506                |
| Taylor v. Columbia Ins. Co., 14<br>Allen, 353                                                      | 635         | United States v. Ritchie, 17 How.<br>525                                 | 539                |
| Taylor v. Taylor, 8 How. 183                                                                       | 21, 25      | United States v. Savings Bank,<br>104 U. S. 728                          | 498                |
| Tefft v. Munson, 57 N. Y. 97                                                                       | 30          | United States v. Schurz, 102 U. S.<br>378                                | 31, 476, 478       |
| Tennessee v. Davis, 100 U. S. 257                                                                  | 284         | United States v. Sixty-seven Pack-<br>ages, 17 How. 85                   | 388                |
| Tennessee v. Union & Planters'<br>Bank, 152 U. S. 454                                              | 460         | United States v. State Bank, 6<br>Pet. 29                                | 177                |
| Texas &c. Railway v. Cox, 145<br>U. S. 593                                                         | 580         | United States v. State Bank, 96<br>U. S. 30                              | 52                 |
| Third National Bank of Detroit<br>v. Haug, 82 Mich. 607                                            | 169         | United States v. Trans-Missouri<br>Freight Association, 166 U. S.<br>290 | 75                 |
| Third St. &c. Railway v. Lewis,<br>173 U. S. 456                                                   | 578         | United States v. Verdier, 164<br>U. S. 213                               | 72                 |
| Thomas Martin, The, 3 Blatch.<br>517                                                               | 546         | United States v. Winston, 170<br>U. S. 522                               | 374                |
| Thompson v. North Eastern Rail-<br>way, 2 B. & S. 106; S. C. 1860,<br>Exch. 119                    | 433         | United States Ins. Co. v. Shriver,<br>3 Md. Ch. 381                      | 30                 |
| Thompson v. Perrine, 106 U. S.<br>589                                                              | 192         | Upton v. Hubbard, 28 Conn. 274                                           | 635                |
| Thompson v. Utah, 170 U. S. 343                                                                    | 538         | Valk v. United States, 168 U. S.<br>703                                  | 80                 |
| Thompson v. Whitman, 18 Wall.<br>457                                                               | 566         | Van Allen v. Assessors, 3 Wall.<br>573                                   | 677, 678, 679, 681 |
| Thomson v. Pacific Railroad, 9<br>Wall. 579                                                        | 623         | Vanderveer v. Conover, 1 Harr.<br>487                                    | 168                |
| Tide Water Oil Co. v. United<br>States, 171 U. S. 210                                              | 399         | Van Wagenen v. Sewall, 160 U. S.<br>369                                  | 702                |
| Tomlinson v. Jessup, 15 Wall. 454                                                                  | 659         | Vicksburg &c. Railroad v. Put-<br>nam, 118 U. S. 545                     | 11                 |
| Townsend v. Coxe, 151 Ill. 62                                                                      | 634         | Victoria, The, 3 W. Rob. 49                                              | 544                |
| Townsend v. Vanderwerker, 160<br>U. S. 171                                                         | 59          |                                                                          |                    |
| Towson v. Moore, 173 U. S. 17                                                                      | 436         |                                                                          |                    |
| Tredway v. Sanger, 107 U. S. 323                                                                   | 192         |                                                                          |                    |
| Trimble v. People, 19 Colo. 187                                                                    | 120         |                                                                          |                    |

## TABLE OF CASES CITED.

xxi

|                                                                                             | PAGE     |                                                                 | PAGE     |
|---------------------------------------------------------------------------------------------|----------|-----------------------------------------------------------------|----------|
| Vilas v. Plattsburgh &c. Rail-<br>road, 123 N. Y. 440                                       | 569      | Whittaker v. Amwell National<br>Bank, 52 N. J. Eq. 400          | 168      |
| Virgil, The, 2 W. Rob. 201                                                                  | 544      | Whitten v. Tomlinson, 160 U. S. 231                             | 284      |
| Wabash, St. Louis &c. Railway v.<br>Illinois, 118 U. S. 556 303, 305,<br>315, 330, 334, 687 | 284      | Williams v. Conger, 125 U. S. 397                               | 10       |
| Waite, <i>In re</i> , 81 Fed. Rep. 359                                                      | 284      | Williams v. Nottawa, 104 U. S.<br>209                           | 253      |
| Walker v. Baxter, 26 Vt. 710                                                                | 168      | Williams v. United States, 138<br>U. S. 514                     | 590      |
| Walker v. Sauvinet, 92 U. S. 90                                                             | 451      | Willis v. Holland, 36 S. W. Rep.<br>329                         | 169      |
| Warfield v. Marshall Co. Canning<br>Co., 72 Iowa, 666                                       | 108      | Willitts v. Waite, 25 N. Y. 577                                 |          |
| Warner v. Jaffray, 96 N. Y. 248                                                             | 631      |                                                                 | 629, 635 |
| Weider v. Maddox, 66 Tex. 372<br>629, 635                                                   |          | Wilson v. Knox Co., 43 Fed. Rep.<br>481                         | 193      |
| Wendell v. Lebon, 30 Minn.<br>234                                                           | 630      | Winston v. Biggs, 117 N. C. 206                                 | 169      |
| West v. Bank of Rutland, 19 Vt.<br>403                                                      | 168      | Winton v. Eldridge, 5 Head, 361                                 | 168      |
| Western Union Telegraph Co. v.<br>James, 162 U. S. 650                                      | 295, 324 | Wiseman v. Carbonell, 1 Eq. Cas.<br>Ab. 312, pl. 9              | 153      |
| Western Union Telegraph Co. v.<br>Pendleton, 122 U. S. 347                                  | 324      | Withernsea Brick Works, <i>In re</i> ,<br>L. R. 16 Ch. Div. 337 | 140      |
| Wheat v. Dingle, 32 S. C. 473                                                               | 169      | Wood v. United States, 16 Pet.<br>342                           | 388      |
| Wheeler v. Farmer, 38 Cal. 203                                                              | 96       | Woodward v. Jewell, 140 U. S. 247                               | 533      |
| Whitbeck v. Mercantile National<br>Bank of Cleveland, 127 U. S.<br>193                      | 219      | Wurtz v. Hart, 13 Iowa, 515                                     | 168      |
| White v. Knox, 111 U. S. 784                                                                | 143      | Wyanoke, The, 40 Fed. Rep. 702                                  | 546      |
|                                                                                             |          | Yerger, <i>Ex parte</i> , 8 Wall. 85                            | 388      |
|                                                                                             |          | Zadok, The, L. R. 9 P. D. 114                                   | 547      |
|                                                                                             |          | Zipcey v. Thompson, 1 Gray, 243                                 | 629      |

