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Opinion of the Court.

consistently with the express provision upon the same subject of the later act.

We find no error in the judgment of the Court of Claims, and the same is

Affirmed.

MR. JUSTICE BREWER took no part in the consideration or decision of this case.

LOWE *v.* UNITED STATES.

APPEAL FROM THE COURT OF CLAIMS.

No. 212. Argued April 8, 1904.—Decided April 25, 1904.

Decided on authority of *Gibson v. United States, ante*, p. 182.

FOR counsel and abstracts of arguments, see p. 184, *ante*.

MR. JUSTICE DAY delivered the opinion of the court.

This case involves the same question, upon identical facts, as to the pay of a retired rear admiral, just disposed of in the case of *Gibson v. United States, ante*.

For the reasons therein stated, the judgment of the Court of Claims, dismissing the petition of the appellant, is

Affirmed.

MR. JUSTICE BREWER took no part in the consideration or decision of this case.