

Cases Disposed of Without Consideration by the Court. 205 U. S.

CASES DISPOSED OF WITHOUT CONSIDERATION BY
THE COURT FROM FEBRUARY 27 TO APRIL 29,
1907.

No. 628. ED. SMITH, PLAINTIFF IN ERROR, *v.* THE STATE OF TENNESSEE. In error to the Supreme Court of the State of Tennessee. February 27, 1907. Docketed and dismissed with costs, on motion of *Mr. Charles T. Cates, Jr.*, for the defendant in error. No one opposing.

No. 254. NORTH SHORE BOOM AND DRIVING COMPANY, PLAINTIFF IN ERROR, *v.* NICOMEN BOOM COMPANY. In error to the Supreme Court of the State of Washington. March 11, 1907. Dismissed with costs, on motion of *Mr. S. H. Piles* for the plaintiff in error. *Mr. S. H. Piles* for plaintiff in error. *Mr. W. W. Cotton* for defendant in error.

No. 248. ANDREW PATTERSON, PLAINTIFF IN ERROR, *v.* ISHAM TAYLOR, JAILER, ETC. In error to the Supreme Court of the State of Florida. March 13, 1907. Dismissed with costs, pursuant to the tenth rule. *Mr. J. Douglas Wetmore* and *Mr. Isaac L. Purcell* for plaintiff in error. No appearance for defendant in error.

No. 354. MARGARET SAYLOR, APPELLANT, *v.* JOHN C. FRANTZ. Appeal from the Supreme Court of the Territory of Oklahoma. March 18, 1907. Dismissed with costs, on authority of counsel for appellant. *Mr. S. H. Harris* for appellant. *Mr. Frank Dale* and *Mr. A. G. C. Bierer* for appellee.

No. 268. ROBERT MANFORD, PLAINTIFF IN ERROR, *v.* THE STATE OF MINNESOTA. In error to the Supreme Court of the

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State of Minnesota. March 22, 1907. Dismissed with costs, pursuant to the tenth rule. *Mr. Louis Marshall* and *Mr. Moritz Rosenthal* for plaintiff in error. No appearance for defendant in error.

No. 661. ABRAHAM RUEF, PLAINTIFF IN ERROR, *v.* THOMAS F. O'NEIL, SHERIFF, ETC. In error to the Superior Court of the City and County of San Francisco, State of California. March 25, 1907. Dismissed with costs, on motion of *Mr. A. B. Browne* for the plaintiff in error. *Mr. A. B. Browne* for plaintiff in error. *Mr. Frederic D. McKenney* and *Mr. Francis J. Heney* for defendant in error.

No. 166. CITY OF CHICAGO, APPELLANT, *v.* CHICAGO CITY RAILWAY COMPANY. Appeal from the Circuit Court of the United States for the Northern District of Illinois. April 8, 1907. Decree reversed with costs, on confession of error and consent of counsel, and cause remanded for further proceedings according to law, on motion of *Mr. John P. Wilson* for the appellee. *Mr. James Hamilton Lewis* and *Mr. Edgar Bronson Tolman* for appellant. *Mr. John P. Wilson* and *Mr. John J. Herrick* for appellee.

No. 421. LUIS BRAVO ET AL., ETC., APPELLANTS, *v.* EMILIO GOMEZ ET AL. Appeal from the District Court of the United States for the District of Porto Rico. April 8, 1907. Dismissed, per stipulation, on motion of *Mr. Frederic D. McKenney* for the appellees. *Mr. N. B. K. Pettingill* for appellants. *Mr. Frederic D. McKenney* for appellees.

No. 73. WILLIAM S. DEXTER ET AL., TRUSTEES, ETC., PLAINTIFFS IN ERROR, *v.* SALEM D. CHARLES ET AL., AS BOARD

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OF STREET COMMISSIONERS, ETC. In error to the Supreme Judicial Court of the State of Massachusetts. April 8, 1907. Dismissed with costs, per stipulation. *Mr. A. R. Serven* for plaintiffs in error. *Mr. Thomas M. Babson* for defendants in error.

No. 237. BAINBRIDGE W. BURDICK, APPELLANT, *v.* WILLIAM DILLON ET AL. Appeal from the United States Circuit Court of Appeals for the First Circuit. April 8, 1907. Dismissed, per stipulation. *Mr. Selden Bacon* for appellant. *Mr. H. V. Cunningham* for appellees.

No. 678. THE TEXAS AND PACIFIC RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* BEN SMALL. In error to the United States Circuit Court of Appeals for the Fifth Circuit. April 8, 1907. Dismissed with costs, on motion of counsel for the plaintiff in error. *Mr. D. D. Duncan* for plaintiff in error. No appearance for defendant in error.

No. 100. THE UNITED STATES, PLAINTIFF IN ERROR, *v.* THE TORREY CEDAR COMPANY. In error to the Circuit Court of the United States for the Eastern District of Wisconsin. April 15, 1907. Dismissed, on motion of *Mr. Solicitor-General Hoyt* for the plaintiff in error. *The Attorney General* for plaintiff in error. *Mr. Charles Barber* for defendant in error.

No. 1, Original. THE STATE OF NEW JERSEY, COMPLAINANT, *v.* THE STATE OF DELAWARE. April 15, 1907. Bill of complaint dismissed without costs and without prejudice, on motion of *Mr. Robert H. McCarter* for the complainant. *Mr. Robert H. McCarter* for complainant. *Mr. Robert H. Richards* and *Mr. George H. Bates* for defendant.

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No. 701. *Ex parte*: IN THE MATTER OF JOHN JOHNSON, APPELLANT. Appeal from the Circuit Court of the United States for the Southern District of New York. April 17, 1907. Docketed and dismissed on motion of *Mr. Alford W. Cooley* in behalf of counsel. No one opposing.

No. 515. NEW ORLEANS GREAT NORTHERN RAILROAD COMPANY, APPELLANT, *v.* THE MISSISSIPPI RAILROAD COMMISSION ET AL. Appeal from the Circuit Court of the United States for the Southern District of Mississippi. April 22, 1907. Decree reversed at the cost of appellant on confession of error, and cause remanded to be proceeded in according to law, on motion of *Mr. Marcellus Green* for the appellant. *Mr. Marcellus Green* for appellant. *Mr. R. V. Fletcher* and *Mr. C. H. Alexander* for appellees.

No. 638. MAGGIE MYERS, APPELLANT, *v.* ANDREW P. WYMORE, LATE SHERIFF, ETC., ET AL. Appeal from the District Court of the United States for the Western District of Missouri. April 22, 1907. Dismissed with costs, pursuant to the tenth rule. *Mr. James S. Easby-Smith*, *Mr. W. E. Fowler* and *Mr. R. B. Ruff* for appellant. *Mr. Herbert S. Hadley* for appellees.

No. 290. ISAAC BERKSON ET AL., APPELLANTS, *v.* SAMUEL H. MARCUSE, TESTAMENTARY EXECUTOR, ETC. Appeal from the Circuit Court of the United States for the Eastern District of Louisiana. April 24, 1907. Dismissed with costs, pursuant to the tenth rule. *Mr. Henry L. Lazarus* for appellants. No appearance for appellees.

