

Decisions on Petitions for Writs of Certiorari. 208 U. S.

Nos. 5 and 4. UNITED LAND ASSOCIATION ET AL., PLAINTIFFS IN ERROR, *v.* LEWIS ABRAHAMS ET AL. In error to the Supreme Court of the State of California. Argued January 29, 1908. Decided February 24, 1908. *Per Curiam*. Judgments affirmed with costs. *Knight v. United Land Association*, 142 U. S. 161; *San Francisco City and County v. Le Roy*, 138 U. S. 656; case below, 139 California, 370. *Mr. Charles A. Keigwin and Mr. John G. Johnson* for plaintiffs in error. *Mr. W. B. Treadwell, Mr. Charles H. Lovell and Mr. P. F. Dunne* for defendants in error.

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No. 137. ELY BERNAYS, APPELLANT, *v.* THE UNITED STATES. Appeal from the Court of Claims. Argued January 30, 1908. Decided February 24, 1908. *Per Curiam*. Judgment affirmed. *Chesebrough v. United States*, 192 U. S. 253; *United States v. New York and Cuba Mail Steamship Company*, 200 U. S. 488. *Mr. Sigmund Zeisler and Mr. W. H. Robeson* for appellant. *The Attorney General, Mr. Assistant Attorney General Thompson and Mr. A. C. Campbell* for appellee.

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*Decisions on Petitions for Writs of Certiorari from  
January 7 to February 24, 1908.*

No. 524. NORFOLK & WESTERN RAILWAY COMPANY, PETITIONER, *v.* LOUELLA MAY, ADMINISTRATRIX, ETC. January 13, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Theodore W. Reath and Mr. Joseph I. Doran* for petitioner. *Mr. Clement Manly* for respondent.

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No. 540. METROPOLITAN LIFE INSURANCE COMPANY, PETITIONER, *v.* CAMILLA B. TALBOTT, ADMINISTRATRIX, ETC. Jan-

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uary 13, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Maurice E. Locke* for petitioner. *Mr. Meriwether L. Crawford* for respondent.

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NO. 546. SAILORS' UNION OF THE PACIFIC ET AL., PETITIONERS, *v.* HAMMOND LUMBER COMPANY. January 13, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Jackson H. Ralston* for petitioners. *Mr. S. S. Burdett* and *Mr. J. B. Thompson* for respondent.

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NO. 551. OWEN AHEARN, PETITIONER, *v.* THE UNITED STATES. January 13, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. Frederick S. Tyler* for petitioner. *The Attorney General* and *The Solicitor General* for respondent.

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NO. 564. JENNIE L. GRAVES ET AL., PETITIONERS, *v.* ANNA P. ASHBURN, EXECUTRIX, ETC., ET AL. January 20, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit granted. *Mr. Marion Erwin* and *Mr. W. J. Wallace* for petitioners. No appearance for respondents.

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NO. 555. THE UNITED STATES, PETITIONER, *v.* J. T. B. HILLHOUSE. January 20, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *The Attorney General* and *The Solicitor General* for petitioner. *Mr. Howard T. Walden* for respondent.

NO. 552. THE CHICAGO, BURLINGTON & QUINCY RAILWAY COMPANY, PETITIONER, *v.* THE UNITED STATES. January 27, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit granted. *Mr. O. M. Spencer* and *Mr. O. H. Dean* for petitioner. *The Attorney General, The Solicitor General* and *Mr. Assistant to the Attorney General Purdy* for respondent.

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NO. 557. THE CHICAGO AND ALTON RAILWAY COMPANY, PETITIONER, *v.* THE UNITED STATES; NO. 558. JOHN N. FAITHORN, PETITIONER, *v.* THE UNITED STATES; and NO. 559. FRED A. WANN, PETITIONER, *v.* THE UNITED STATES. January 27, 1908. Petition for writs of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit granted. *Mr. F. S. Winston, Mr. Robert Mather, Mr. John Barton Payne, Mr. S. H. Strawn* and *Mr. Blackburn Esterline* for petitioners. *The Attorney General, The Solicitor General* and *Mr. Assistant to the Attorney General Purdy* for respondent.

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NO. 568. WILLIAM T. WAGGONER ET AL., PETITIONERS, *v.* NATIONAL BANK OF COMMERCE OF KANSAS CITY, MO. January 27, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. O. Davis* for petitioners. No appearance for respondent.

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NO. 588. HENRY CLAY PIERCE, PETITIONER, *v.* EDMUND P. CREECY, CHIEF OF POLICE, ETC. February 3, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Joseph H. Choate* and *Mr. Joseph H. Choate, Jr.*, for petitioner. *Mr. Shepard Barclay* and *Mr. Thomas T. Fauntleroy* for respondent.



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No. 578. JOSEPH PAOLUCCI, PETITIONER, *v.* THE UNITED STATES. February 24, 1908. Petition for a writ of certiorari to the Court of Appeals of the District of Columbia denied. *Mr. Wilton J. Lambert* for petitioner. *The Attorney General* and *The Solicitor General* for respondent.

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No. 586. CITY OF ST. CHARLES, PETITIONER, *v.* CHARLES A. STOOKEY. February 24, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Shepard Barclay* and *Mr. Thomas T. Fauntleroy* for petitioner. *Mr. Charles Nagel* for respondent.

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No. 589. FISHER BOOK TYPEWRITER COMPANY ET AL., PETITIONER, *v.* FREDERIC W. HILLARD. February 24, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. William A. Redding* for petitioners. *Mr. Thomas B. Kerr* and *Mr. John C. Kerr* for respondent.

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No. 592. MAX ALEXANDER, PETITIONER, *v.* MILLS B. LANE ET AL. February 24, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit denied. *Mr. William Garrard*, *Mr. P. W. Meldrim* and *Mr. Garrard Glenn* for petitioner. *Mr. Robert M. Hitch* for respondents.

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No. 594. COUNTY OF HAMILTON, ILL., PETITIONER, *v.* MONTPELIER SAVINGS BANK AND TRUST COMPANY. February 24,

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1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Samuel Alschuler* and *Mr. Charles R. Holden* for petitioner. *Mr. John F. Dillon*, *Mr. Harry Hubbard* and *Mr. C. B. Masslich* for respondent.

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NO. 597. CHARLES M. SMITH, SR., ET AL., PETITIONERS, *v.* THE UNITED STATES. February 24, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit denied. *Mr. A. S. Worthington* and *Mr. R. B. Oliver* for petitioners. *The Attorney General*, *The Solicitor General* and *Mr. Assistant Attorney General Russell* for respondent.

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CASES DISPOSED OF WITHOUT CONSIDERATION BY  
THE COURT FROM JANUARY 7 TO FEBRUARY 24,  
1908.

NO. 108. JOHN H. PHILLIPS ET AL., PLAINTIFFS IN ERROR, *v.* W. E. BARRETT ET AL. In error to the Supreme Court of Appeals of the State of Virginia. January 10, 1908. Dismissed with costs, pursuant to the tenth rule. *Mr. R. M. Hudson* for plaintiffs in error. *Mr. Jno. W. Friend* for defendants in error.

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NO. 126. MODASTO MUNITIZ AGUIRRE, APPELLANT, *v.* SOBRINOS DE EZQUIAGA. Appeal from the Supreme Court of Porto Rico. January 15, 1908. Dismissed with costs, pursuant to the tenth rule. *Mr. Charles Hartzell* for appellant. *Mr. John Maynard Harlan* for appellee.

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NO. 127. MODESTO MUNITIZ AGUIRRE, APPELLANT, *v.* SOBRINOS DE EZQUIAGA. Appeal from the Supreme Court of