

210 U. S.

Opinions Per Curiam, Etc.

OPINIONS PER CURIAM, ETC., MAY 18 AND  
JUNE 1, 1908.

No. 221. FIRST NATIONAL BANK OF DECATUR, PLAINTIFF IN ERROR, *v.* ALBERT G. HENRY. In error to the Supreme Court of the State of Alabama. Argued April 30 and May 1, 1908. Decided June 1, 1908. *Per Curiam*. Dismissed with costs on the authority of *Missouri, Kansas & Texas Ry. Co. of Texas v. Evans*, 175 U. S. 723; *Mason v. United States*, 136 U. S. 581; *Eastland v. Jones*, Minor (Ala.), 275 (1824). See act of February 7, 1818, Toulmin's Digest, 448. *Mr. Edgar W. Godbey and Mr. Hannis Taylor* for plaintiff in error. *Mr. Amos E. Goodhue* for defendant in error.

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No. 18. Original. *Ex parte*: IN THE MATTER OF THE PERTH AMBOY DRY DOCK COMPANY, PETITIONER. Submitted May 4, 1908. Decided June 1, 1908. *Per Curiam*. Rule discharged and petition dismissed without prejudice. *In re Rice*, 155 U. S. 396, 402; *In re N. Y. & Porto Rico Steamship Company*, 155 U. S. 523; *In re Alix*, 166 U. S. 136. *Mr. James D. Dewell, Jr.*, for petitioner. *Mr. Charles R. Snyder* for respondent.

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*Decisions on Petitions for Writs of Certiorari,*  
*May 18 and June 1, 1908.*

No. 713. FULGENCIO SEGRERA ET AL., PETITIONERS, *v.* THE STEAMSHIP FRI, ETC. May 18, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. J. Parker Kirlin and Mr. Arnold Charles Weil* for petitioners. *Mr. Frederick M. Brown* for respondents.

## Decisions on Petitions for Writs of Certiorari. 210 U. S.

No. 735. JAMES A. SHINE ET AL., PETITIONERS, *v.* FOX BROTHERS MANUFACTURING COMPANY. May 18, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Shepard Barclay, Mr. Thomas T. Fauntleroy and Mr. C. H. Fauntleroy* for petitioners. *Mr. Herbert R. Marlatt* for respondent.

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No. 716. EUGENE MARTIN, PETITIONER, *v.* RICHARD T. WILSON, ETC. May 18, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. William J. Harding* for petitioner. *Mr. John G. Milburn* for respondent.

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No. 725. THE NOVELTY TUFTING MACHINE COMPANY, PETITIONER, *v.* THE CHAMPION BED LOUNGE COMPANY ET AL. May 18, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Walter F. Murray and Mr. Everett Dufour* for petitioner. *Mr. Arthur Stem* for respondents.

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No. 736. SOUTHERN RAILWAY COMPANY, PETITIONER, *v.* MRS. JOSEPHINE KING; and No. 737. SOUTHERN RAILWAY COMPANY, PETITIONER, *v.* INEZ KING, ETC. May 18, 1908. Petitions for writs of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit granted. *Mr. John J. Strickland* for petitioner. *Mr. Charles D. Hill* for respondents.

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No. 764. THE CITY OF OMAHA, PETITIONER, *v.* OMAHA WATER COMPANY. June 1, 1908. Petition for a writ of certio-

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rari to the United States Circuit Court of Appeals for the Eighth Circuit granted. *Mr. John L. Webster* and *Mr. C. C. Wright* for petitioner. *Mr. Howard Mansfield* and *Mr. R. S. Hall* for respondent.

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No. 771. THE UNITED STATES, PETITIONER, *v.* CHARLES R. EVANS ET AL. June 1, 1908. Petition for a writ of certiorari to the Court of Appeals of the District of Columbia granted. *The Attorney General* and *The Solicitor General* for petitioner. No appearance for respondents.

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No. 729. AJAX METAL COMPANY, PETITIONER, *v.* BRADY BRASS COMPANY. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit denied. *Mr. John G. Johnson* and *Mr. A. B. Stoughton* for petitioner. *Mr. Frank H. Platt* for respondent.

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No. 738. THE PULLMAN COMPANY, PETITIONER, *v.* WILLIE C. BACON. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John B. Knox* for petitioner. *Mr. Joseph J. Willett* and *Mr. Alex. C. Birch* for respondent.

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No. 761. DELLA B. SWEETING, PETITIONER, *v.* THE STEAMER WESTERN STATES, ETC. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. J. H. Metcalf* for petitioner. *Mr. Adelbert Moot* for respondent.



No. 763. D. S. HESSE & BRO., PETITIONERS, *v.* THE UNITED STATES. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. Albert H. Washburn* for petitioners. *The Attorney General* and *The Solicitor General* for respondent.

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No. 766. R. R. HAZLEWOOD ET AL., PETITIONERS, *v.* ANNIE E. SNOW ET AL. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit denied. *Mr. R. R. Hazlewood pro se*, and *Mr. Horace Chilton* for the members of the Hogg-Swayne Syndicate. *Mr. W. D. Gordon* for respondents.

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No. 768. JAMES G. LOWDON, PETITIONER, *v.* THE UNITED STATES. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. L. Crawford* for petitioner. *The Attorney General* and *The Solicitor General* for respondent.

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No. 770. THE WESTERN TRANSIT COMPANY, PETITIONER, *v.* JOHN CROSBY BROWN. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. Harvey D. Goulder*, *Mr. S. H. Holding* and *Mr. Frank S. Masten* for petitioner. *Mr. Harrington Putnam* and *Mr. Frederick M. Brown* for respondent.

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No. 776. GEORGE H. BALLANTINE ET AL., PETITIONERS, *v.* GEORGE G. FRELINGHUYSEN ET AL. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of

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Appeals for the Third Circuit denied. *Mr. John G. Johnson, Mr. Reynolds D. Brown and Mr. Malcolm Lloyd, Jr.,* for petitioners. *Mr. John O. H. Pitney* for respondents.

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No. 777. ARTHUR McMULLEN, PETITIONER, *v.* THE O'ROURKE ENGINEERING CONSTRUCTION COMPANY. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. Livingston Gifford and Mr. J. Edgar Bull* for petitioner. No appearance for respondent.

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No. 779. THE UNITED STATES, PETITIONER, *v.* THE BUEHNE STEEL WOOL COMPANY. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *The Attorney General, The Solicitor General and Mr. Assistant Attorney General Sanford* for petitioner. *Mr. Albert H. Washburn* for respondent.

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No. 412. RUMFORD CHEMICAL WORKS, PETITIONER, *v.* HYGIENIC CHEMICAL CO. June 1, 1908. Order denying petition for writ of certiorari set aside and writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit granted. *Mr. Philip Mauro* for petitioner. *Mr. Willard Parker Buller* for respondent.

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CASES DISPOSED OF WITHOUT CONSIDERATION BY  
THE COURT, MAY 18 AND JUNE 1, 1908.

No. 398. B. PENDLETON FERRIDAY ET AL., APPELLANTS, *v.* THE MIDDLESEX BANKING COMPANY ET AL. Appeal from the