

Cases Disposed of Without Consideration by the Court. 212 U. S.

Attorney General Woodruff for petitioner. No appearance for respondents.

CASES DISPOSED OF WITHOUT CONSIDERATION BY
THE COURT FROM OCTOBER 12, 1908, TO FEBRU-
ARY 23, 1909.

No. 576. IN THE MATTER OF WILLIAM BUCKLEY, APPELLANT. Appeal from the Circuit Court of the United States for the Northern District of California. October 13, 1908. Docketed and dismissed on motion of *Mr. Frederick S. Tyler* for the appellee. *Mr. Frederick S. Tyler* and *Mr. U. S. Webb* for appellee. No one opposing.

No. 1. C. F. AINSWORTH ET AL., INTERVENORS, APPELLANTS, v. JOHN M. EVANS ET AL. Appeal from the Supreme Court of the Territory of Arizona. October 13, 1908. Dismissed with costs on motion of counsel for the appellants. *Mr. James H. Beal* for appellants. *Mr. Walter Bennett* for appellees.

No. 105. AMERICAN FELT COMPANY, PLAINTIFF IN ERROR, v. GARRETT W. SCOLLARD, COLLECTOR OF TAXES OF BOSTON, MASS. In error to the Supreme Judicial Court of the State of Massachusetts. October 13, 1908. Dismissed per stipulation. *Mr. Hollis R. Bailey* for plaintiff in error. *Mr. Thomas M. Babson* for defendant in error.

No. 132. MICHAEL ENDERS ET AL., PLAINTIFFS IN ERROR, v. JOHN FRIDAY, AS MAYOR OF THE CITY OF NORFOLK, NEB., ET AL. In error to the Supreme Court of the State of Nebraska. Octo-

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ber 13, 1908. Dismissed with costs on the authority of counsel for the plaintiffs in error. *Mr. William V. Allen* for plaintiffs in error. No appearance for defendants in error.

No. 140. J. P. LOONEY, PLAINTIFF IN ERROR, *v.* STATE OF MISSOURI. In error to the Supreme Court of the State of Missouri. October 13, 1908. Dismissed with costs on the authority of counsel for the plaintiff in error. *Mr. Timothy J. Fell* for plaintiff in error. No appearance for defendant in error.

No. 161. JOHN F. SHOREY, PLAINTIFF IN ERROR, *v.* THE STATE OF OREGON. In error to the Supreme Court of the State of Oregon. October 13, 1908. Dismissed with costs on the authority of counsel for the plaintiff in error. *Mr. William T. Muir* for plaintiff in error. *Mr. A. M. Crawford* for defendant in error.

No. 256. THE FIRST NATIONAL BANK OF LEXINGTON, PLAINTIFF IN ERROR, *v.* S. W. HAGAR, AUDITOR OF PUBLIC ACCOUNTS, ET AL., ETC. In error to the Court of Appeals of the State of Kentucky. October 13, 1908. Dismissed with costs on the authority of counsel for the plaintiff in error. *Mr. James T. Shelby*, *Mr. Joseph D. Hunt* and *Mr. George R. Hunt* for plaintiff in error. *Mr. James Breathitt* for defendants in error.

No. 209. MACANDREWS AND FORBES COMPANY, PLAINTIFF IN ERROR, *v.* THE UNITED STATES; and No. 210. J. S. YOUNG COMPANY, PLAINTIFF IN ERROR, *v.* THE UNITED STATES. In error to the Circuit Court of the United States for the Southern District of New York. October 13, 1908. Dismissed on the authority of counsel for the plaintiffs in error. *Mr. James*

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Parker and *Mr. DeLancey Nicoll* for plaintiffs in error. *The Attorney General* for defendant in error.

No. 18. HUNTER M. MERIWETHER ET AL., PLAINTIFFS IN ERROR, *v.* ANNIE B. WOOD ET AL. In error to the Supreme Court of the State of Kansas. October 22, 1908. Dismissed with costs on motion of counsel for the plaintiffs in error. *Mr. Frank Doster* for plaintiffs in error. No appearance for defendants in error.

Nos. 585, 586, 587, 588 and 589. JOAQUIN CELIS, PLAINTIFF IN ERROR, *v.* THE UNITED STATES. In error to the Supreme Court of the Philippine Islands. October 29, 1908. Docketed and dismissed on motion of *Mr. Solicitor General Hoyt* for the defendant in error. *The Attorney General* and *The Solicitor General* for defendant in error. No one opposing.

No. 530. JOHN J. HEMPHILL AND KENNETH S. MURCHISON, APPELLANTS, *v.* THE UNITED STATES AND THE CHEROKEE NATION. Appeal from the Court of Claims. November 2, 1908. Appeal dismissed on motion of counsel for appellants. *Mr. John J. Hemphill* for appellants. *The Attorney General* for appellee.

No. 11. GEORGE A. TREADWELL ET AL., APPELLANTS, *v.* GEORGE O. MARRS. Appeal from the Supreme Court of the Territory of Arizona. November 4, 1908. Dismissed with costs, pursuant to the tenth rule. *Mr. Charles M. Demond* for appellants. *Mr. T. G. Norris* and *Mr. John M. Ross* for appellee.

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No. 4. THE UNITED STATES, APPELLANT, *v.* THE MOUNTAIN COPPER COMPANY, LIMITED. Appeal from the United States Circuit Court of Appeals for the Ninth Circuit. November 9, 1908. Dismissed per stipulation, on motion of *Mr. Solicitor General Hoyt* for the appellant. *The Attorney General, The Solicitor General,* and *Mr. Ligon Johnson* for appellant. *Mr. W. S. Goodfellow* and *Mr. Charles P. Eells* for appellee.

No. 618. JOSE MARIA UBARRI E YRAMATEGUI, APPELLANT, *v.* PABLO UBARRI E YRAMATEGUI ET AL. Appeal from the District Court of the United States for Porto Rico. November 16, 1908. Docketed and dismissed with costs, on motion of *Mr. John Maynard Harlan* for the appellees. *Mr. John Maynard Harlan* for appellees. No one opposing.

No. 619. ANGELO SCHNEIDER, PLAINTIFF IN ERROR, *v.* AMERICAN BRIDGE COMPANY OF NEW YORK. In error to the Court of Appeals of the District of Columbia. November 16, 1908. Docketed and dismissed with costs, on motion of *Mr. Reginald S. Hvidekoper* for the defendant in error. *Mr. Reginald S. Hvidekoper* for defendant in error. No one opposing.

No. 46. SHERIDAN KIRK CONTRACT COMPANY, PLAINTIFF IN ERROR, *v.* THE UNITED STATES. In error to the District Court of the United States for the Southern District of Ohio. December 3, 1908. Dismissed pursuant to the tenth rule. *Mr. D. T. Watson* for plaintiff in error. *The Attorney General* for defendant in error.

No. 444. JOHN S. HORD, COLLECTOR OF INTERNAL REVENUE,

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ETC., PLAINTIFF IN ERROR, *v.* J. CASANOVAS. In error to the Supreme Court of the Philippine Islands. December 14, 1908. Dismissed with costs, on motion of *Mr. Solicitor General Hoyt* for the plaintiff in error. *The Attorney General* for plaintiff in error. No appearance for defendant in error.

No. 68. SAMUEL B. HARTMAN, PETITIONER, *v.* JOHN D. PARK & SONS COMPANY. On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit. December 21, 1908. Dismissed with costs, on motion of counsel for the petitioner. *Mr. Frank F. Reed* for petitioner. *Mr. Wm. J. Shroder* and *Mr. Alton B. Parker* for respondent.

No. 79. BESSIE E. STEPP ET AL., APPELLANTS, *v.* THE CHICAGO, ROCK ISLAND AND PACIFIC RAILWAY COMPANY. Appeal from the Circuit Court of the United States for the Western District of Missouri. January 4, 1909. Dismissed per stipulation. *Mr. William C. Scarritt* for appellants. *Mr. M. A. Low* for appellee.

No. 251. CUMBERLAND TELEPHONE & TELEGRAPH COMPANY, APPELLANT, *v.* CITY OF LOUISVILLE, KENTUCKY. Appeal from the Circuit Court of the United States for the Western District of Kentucky. January 4, 1909. Dismissed with costs, on motion of counsel for appellant. *Mr. David W. Fairleigh* for appellant. No appearance for appellee.

No. 296. H. V. MERCER ET AL., TRUSTEES IN BANKRUPTCY, ETC., APPELLANTS, *v.* ANDREW G. DUNLOP, TRUSTEE IN BANK-

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RUPTCY, ETC. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. January 4, 1909. Dismissed per stipulation. *Mr. M. H. Boutelle* for appellants. *Mr. Hector Baxter* for appellee.

No. 378. R. FLORES MAGON ET AL., APPELLANTS, *v.* THE UNITED STATES. Appeal from the Circuit Court of the United States for the Southern District of California. January 4, 1909. Dismissed pursuant to the tenth rule. *Mr. Halvor Steenerson* for appellants. *The Attorney General* and *The Solicitor General* for appellee.

No. 371. JAMES RUDOLPH GARFIELD, SECRETARY OF THE INTERIOR, PLAINTIFF IN ERROR, *v.* THE UNITED STATES EX REL. BENJAMIN F. VAUGHAN, GUARDIAN, ETC.; No. 372. JAMES RUDOLPH GARFIELD, SECRETARY OF THE INTERIOR, PLAINTIFF IN ERROR, *v.* THE UNITED STATES EX REL. EDWARD A. VAUGHAN; No. 373. JAMES RUDOLPH GARFIELD, SECRETARY OF THE INTERIOR, PLAINTIFF IN ERROR, *v.* THE UNITED STATES EX REL. BENJAMIN F. VAUGHAN; and No. 374. JAMES RUDOLPH GARFIELD, SECRETARY OF THE INTERIOR, PLAINTIFF IN ERROR, *v.* THE UNITED STATES EX REL. AMBROSE L. RICE. In error to the Court of Appeals of the District of Columbia. January 18, 1909. Dismissed with costs on motion of *Mr. Solicitor General Hoyt* for the plaintiff in error. *The Attorney General* for plaintiff in error. *Mr. Charles J. Kappler*, *Mr. Charles H. Merillat*, *Mr. James K. Jones* and *Mr. Charles M. Fechheimer* for defendants in error in Nos. 371, 372 and 373. No appearance for defendant in error in No. 374.

No. 94. MARCELO LEANO ET AL., PLAINTIFFS IN ERROR, *v.* THE UNITED STATES. In error to the Supreme Court of the

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Philippine Islands. January 21, 1909. Dismissed pursuant to tenth rule. *Mr. A. B. Browne* and *Mr. Alexander Britton* for plaintiffs in error. *The Attorney General* for defendant in error.

No. 617. *H. V. MERCER ET AL., TRUSTEES, ETC., APPELLANTS, v. MONITOR DRILL COMPANY.* Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. February 23, 1909. Dismissed per stipulation. *Mr. M. H. Boutelle* for appellants.