

## OPINIONS PER CURIAM, ETC., FROM JANUARY 6, 1914, TO MARCH 23, 1914.

No. 776. STAR CHRONICLE PUBLISHING COMPANY, PLAINTIFF IN ERROR, *v.* UNITED PRESS ASSOCIATIONS. In error to the United States Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss or affirm and for damages. Submitted January 5, 1914. Decided January 12, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Omaha Railroad Company v. Omaha*, 230 U. S. 123; *Shulthis v. McDougal*, 225 U. S. 561; *Chicago Junction Railway Company v. King*, 222 U. S. 223; *In re Metropolitan Railway Receivership*, 208 U. S. 109. *Mr. Shepard Barclay* for the plaintiff in error. *Mr. Campbell Cummings* for the defendant in error.

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No. 356. LEON CARDENAS MARTINEZ, PLAINTIFF IN ERROR, *v.* THE STATE OF TEXAS. In error to the Court of Criminal Appeals of the State of Texas. Motion to dismiss submitted December 15, 1913. Decided January 12, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Ex parte Siebold*, 100 U. S. 371, 375; *Ex parte Crouch*, 112 U. S. 178; *Andrews v. Swartz*, 156 U. S. 272; *Barrington v. Missouri*, 205 U. S. 483; *Leeper v. Texas*, 139 U. S. 462; *Fullerton v. Texas*, 196 U. S. 192; *McCorquodale v. Texas*, 211 U. S. 432. *Mr. B. F. Looney* for the defendant in error. No appearance for the plaintiff in error.

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No. 4. CHARLES MAIBAUM, APPELLANT, *v.* THE UNITED STATES. Appeal from the District Court of the United States for the Northern District of Illinois. Submitted

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January 13, 1914. Decided January 19, 1914. *Per Curiam*. Decree affirmed on the authority of *Johannessen v. United States*, 225 U. S. 227, and *Luria v. United States*, 231 U. S. 9. *Mr. Elijah N. Zoline* and *Mr. James Hamilton Lewis* for the appellant. *The Attorney General* and *Mr. Assistant Attorney General Harr* for the appellee.

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No. 149. F. O. NORRIS ET AL., APPELLANTS, v. J. E. JOHNSON ET AL. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit. Motion to dismiss submitted January 12, 1914. Decided January 19, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Holden v. Stratton*, 191 U. S. 115; *First National Bank v. Title & Trust Company*, 198 U. S. 280, 288; *Hatch v. Ketchum, Trustee*, 198 U. S. 580; *Duryea Power Company v. Sternberger*, 218 U. S. 299, 301. *Mr. Thomas M. Kennerly* for the appellants. *Mr. Henry F. Ring* for the appellees.

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No. 680. FRED W. LAKE AND H. H. SNOW, PLAINTIFFS IN ERROR, v. MARY A. BONYNGE AND W. A. BONYNGE. In error to the Supreme Court of the State of California. Motion to dismiss or affirm submitted December 22, 1913. Decided January 19, 1914. *Per Curiam*. Dismissed for want of jurisdiction, upon the authority of: First. *Pomeroys Lessee v. State Bank of Indiana*, 1 Wall. 592, 597; *New Orleans & Northeastern R. R. Co. v. Jopes*, 142 U. S. 18, 22; *Ward v. Joslin*, 186 U. S. 142, 153; *Holt v. United States*, 218 U. S. 245. Second. *Arkansas Southern R. R. Co. v. German National Bank*, 207 U. S. 270; *Waters-Pierce Oil Co. v. State of Texas*, 212 U. S. 112. *Mr. James F. Peck* and *Mr. Charles C. Boynton* for the plaintiffs in error. *Mr. William J. Hunsaker*, *Mr. E. W. Britt* and *Mr. Frank H. Short* for the defendants in error.

NO. 681. FRED W. LAKE ET AL., PLAINTIFFS IN ERROR, *v.* THE SUPERIOR COURT OF THE STATE OF CALIFORNIA IN AND FOR THE COUNTY OF KERN. In error to the Supreme Court of the State of California. Motion to dismiss or affirm submitted December 22, 1913. Decided January 19, 1914. *Per Curiam*. Dismissed for want of jurisdiction, upon the authority of No. 680, just decided, and authorities there cited. *Mr. James F. Peck* and *Mr. Charles C. Boynton* for the plaintiffs in error. *Mr. William J. Hunsaker*, *Mr. E. W. Britt*, *Mr. Frank H. Short* and *Mr. D. S. Ewing* for the defendant in error.

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NO. 154. WOODWARD COTTON COMPANY, APPELLANT, *v.* THE CITY OF WOODWARD ET AL. Appeal from the Circuit Court of the United States for the Western District of Oklahoma. Argued and submitted January 16, 1914. Decided January 26, 1914. *Per Curiam*. Affirmed on the authority of *Madera Water Works Company v. Madera*, 228 U. S. 454; *Memphis v. Cumberland Telephone & Telegraph Company*, 218 U. S. 624; *Knoxville Water Company v. City of Knoxville*, 200 U. S. 22, and *Bienville Water Works Company v. City of Mobile*, 175 U. S. 109, and cause remanded to the District Court of the United States for the Western District of Oklahoma. *Mr. John Devereux* for the appellant. *Mr. Webster Ballinger* and *Mr. Charles A. Loomis* for the appellees.

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NO. 174. THE DISTRICT OF COLUMBIA, PLAINTIFF IN ERROR, *v.* PHILADELPHIA, BALTIMORE & WASHINGTON RAILROAD COMPANY. In error to the Court of Appeals of the District of Columbia. Argued January 19, 1914.

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Decided January 26, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *American Security & Trust Company v. Commissioners of the District of Columbia*, 224 U. S. 491. The petition for a writ of certiorari is denied. *Mr. F. H. Stephens* and *Mr. Conrad H. Syme* for the plaintiff in error. *Mr. Frederic D. McKenney*, *Mr. John Spalding Flannery* and *Mr. William Hitz* for the defendant in error.

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No. 196. *J. E. ARNOTT ET AL., PLAINTIFFS IN ERROR, v. SOUTHERN RAILWAY COMPANY*. In error to the Supreme Court of the State of Tennessee. Argued January 26, 1914. Decided February 2, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Hammond v. Johnston*, 142 U. S. 73; *New Orleans v. N. O. Water Works Co.*, 142 U. S. 79; *Arkansas Southern R. R. v. German Bank*, 207 U. S. 270; *Waters-Pierce Oil Co. v. Texas*, 212 U. S. 112; *Rogers v. Jones*, 214 U. S. 196. *Mr. C. J. St. John* for the plaintiffs in error. *Mr. L. E. Jeffries* for the defendant in error.

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No. 316. *S. W. WASHINGTON ET AL., SURVIVING TRUSTEES, ETC., APPELLANTS, v. JOSEPH F. TEARNEY ET AL., SURVIVING EXECUTORS, ETC.* Appeal from the United States Circuit Court of Appeals for the Fourth Circuit. Motion to dismiss or affirm submitted January 26, 1914. Decided February 2, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Chapman v. Bowen*, 207 U. S. 89; *Kenney v. Craven*, 215 U. S. 125; *Blake v. Openhym*, 216 U. S. 322; *J. W. Calnan Co. v. Doherty*, 224 U. S. 145. *Mr. James M. Mason, Jr.*, for the appellants. *Mr. Forrest W. Brown* and *Mr. R. T. Barton* for the appellee.

No. 214. CITY OF BLACKWELL, PLAINTIFF IN ERROR, v. CITY OF NEWKIRK ET AL. In error to the Supreme Court of the State of Oklahoma. Submitted January 29, 1914. Decided February 2, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Millingar v. Hartupee*, 6 Wall. 258; *Hamblin v. Western Land Co.*, 147 U. S. 531; *New Orleans Water Works Co. v. Louisiana*, 185 U. S. 336; *Sawyer v. Piper*, 189 U. S. 154; *Delmar Jockey Club v. Missouri*, 210 U. S. 324. *Mr. A. G. C. Bierer, Mr. Frank Dale and Mr. Joseph W. Bailey* for the plaintiff in error. *Mr. C. L. Pinkham and Mr. J. F. King* for the defendants in error.

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No. 217. ANNA HAWLEY, PLAINTIFF IN ERROR, v. JOSEPH W. WALKER, CONSTABLE, ETC. In error to the Supreme Court of the State of Ohio. Argued January 30, 1914. Decided February 24, 1914. *Per Curiam*. Judgment affirmed with costs upon the authority of *Muller v. Oregon*, 208 U. S. 412; *Lindsley v. Natural Carbonic Gas Co.*, 220 U. S. 61, 78, 79. *Mr. J. M. Sheets* for the plaintiff in error. *Mr. Louis D. Brandeis, Mr. Timothy S. Hogan, Mr. Frank Davis, Jr., and Mr. Clarence D. Laylin* for the defendant in error.

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No. 200. THE COMMONWEALTH OF PENNSYLVANIA, APPELLANT, v. THE YORK SILK MANUFACTURING COMPANY, BANKRUPT. Appeal from the United States Circuit Court of Appeals for the Third Circuit. Submitted January 27, 1914. Decided March 2, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Holden v. Stratton*, 191 U. S. 115. *Mr. Jackson H. Ralston and Mr. William E. Richardson* for the appellant. *Mr. Henry C. Niles* for the appellee.

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NO. 557. LOUIS ELIE JOSEPH HENRY DE GALARD DE BRASSAC DE BEARN, COUNT AND PRINCE OF BEARN AND CHALAIS, PLAINTIFF IN ERROR, *v.* ROSS R. WINANS AND FERDINAND C. LATROBE, TRUSTEES, ET AL. In error to the Court of Appeals of the State of Maryland. Motion to dismiss submitted February 24, 1914. Decided March 9, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *First National Bank v. Estherville*, 215 U. S. 341, 346; *Rogers v. Clark Iron Co.*, 217 U. S. 589—see *Louis Elie Joseph Henry de Galard de Brassac de Bearn v. Francois de Bearn*, 225 U. S. 695; *same v. Pierre de Bearn*, decided at this term, 231 U. S. 742. *Mr. Maurice Leon* for the plaintiff in error. *Mr. J. Kemp Bartlett*, *Mr. Edgar Allan Poe*, *Mr. Shirley Carter*, *Mr. Albert C. Ritchie* and *Mr. Edward Duffy* for the defendants in error.

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NO. 581. C. H. ALBERS COMMISSION COMPANY, PLAINTIFF IN ERROR, *v.* MARY E. SPENCER AND HARLOW B. SPENCER, EXECUTRIX AND EXECUTOR OF THE ESTATE OF CORWIN H. SPENCER, DECEASED, ET AL. In error to the Supreme Court of the State of Missouri. Motion to dismiss submitted March 2, 1914. Decided March 9, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Kansas City Star Company v. Julian*, 215 U. S. 589, 590; *Wood v. Chesborough*, 228 U. S. 672. *Mr. Shepard Barclay* for the plaintiff in error. *Mr. Frederick N. Judson* and *Mr. John F. Green* for the defendants in error.

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NO. 817. J. F. SHULTZ, PLAINTIFF IN ERROR, *v.* FRED W. RITTERBUSCH, COUNTY TREASURER, ETC., ET AL. In error to the Supreme Court of the State of Oklahoma. Motion to dismiss or affirm or place on summary docket,

submitted February 24, 1914. Decided March 9, 1914. *Per Curiam*. Dismissed for want of jurisdiction. (1) *Consolidated Turnpike Company v. Norfolk & Ocean View Railroad Co.*, 228 U. S. 596, 600, and cases cited. (2) *Louisville & N. R. R. Co. v. Barber Asphalt Paving Company*, 197 U. S. 430, 434, and cases cited. *Mr. Milton Brown* for the plaintiff in error. *Mr. D. C. Westenhaver* for the defendants in error.

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No. 243. *W. SCHNEIDER WHOLESALE WINE & LIQUOR COMPANY, APPELLANT, v. AUGUST DIEDERICH*. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. Argued March 12, 1914. Decided March 16, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Street & Smith v. Atlas Mfg. Co.*, decided this term, 231 U. S. 348. *Mr. James Love Hopkins* and *Mr. Alphonso Howe* for the appellant. *Mr. James A. Carr* for the appellee.

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No. 262. *THOMAS MAY, JR., ET AL., PLAINTIFFS IN ERROR, v. THE PEOPLE OF THE STATE OF ILLINOIS FOR THE USE OF EDWARD GOBIN, ETC.* In error to the Supreme Court of the State of Illinois. Argued March 10, 1914. Decided March 16, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Rogers v. Clark Iron Co.*, 217 U. S. 589; *Preston v. Chicago*, 226 U. S. 447, 450. *Mr. Fred B. Merrills* for the plaintiffs in error. *Mr. Charles H. Burton* and *Mr. James M. Graham* for the defendant in error.

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No. 341. *MRS. CARMELITE PONS, WIFE OF GEORGE A. LOUQUE, PLAINTIFF IN ERROR, v. YAZOO & MISSISSIPPI VALLEY RAILROAD COMPANY ET AL.* In error to the

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Supreme Court of the State of Louisiana. Motion to dismiss submitted March 9, 1914. Decided March 16, 1914. *Per Curiam*. Dismissed for want of jurisdiction. *Louisiana Navigation Co. v. Oyster Commission of La.*, 226 U. S. 99; *United States v. Beatty*, decided this term, *ante*, p. 463. *Mr. Henry L. Lazarus* and *Mr. Edgar H. Farrar* for the plaintiff in error. *Mr. Blewett Lee*, *Mr. Charles N. Burch*, *Mr. Hunter C. Leake*, *Mr. Gustave Lemle* and *Mr. H. D. Minor* for the defendants in error.

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No. —, Original. *Ex parte*: IN THE MATTER OF ADOLPH GRIMSINGER, PETITIONER. Submitted March 9, 1914. Decided March 16, 1914. Motion for leave to file amended petition for writ of habeas corpus denied. *Mr. George F. Curtis* for the petitioner. *The Attorney General* and *The Solicitor General* opposing.

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*Decisions on Petitions for Writs of Certiorari, from January 6, 1914, to March 23, 1914.*

No. 776. STAR CHRONICLE PUBLISHING COMPANY, PETITIONER, *v.* THE UNITED PRESS ASSOCIATIONS. January 12, 1914. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Shepard Barclay* for the petitioner. *Mr. Campbell Cummings* for the respondent.

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No. 791. PROVIDENCE WASHINGTON INSURANCE COMPANY, PETITIONER, *v.* HARVEY GRANGER AND CHARLES E.