

OPINIONS PER CURIAM, ETC., FROM APRIL 6,
TO JUNE 22, 1914.

No. 887. CLINCHFIELD COAL CORPORATION, PLAINTIFF IN ERROR, *v.* R. L. MANESS. In error to the Supreme Court of the State of Tennessee. Motion to dismiss or affirm submitted March 23, 1914. Decided April 6, 1914. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Patterson v. Colorado*, 205 U. S. 454; *Preston v. Chicago*, 226 U. S. 447. *Mr. John W. Price* and *Mr. J. Norman Powell* for the plaintiff in error. *Mr. Isaac Harr* and *Mr. Robert Burrow* for the defendant in error.

No. —. Original. *Ex parte*: IN THE MATTER OF G. & C. MERRIAM COMPANY, PETITIONER. Submitted March 23, 1914. Decided April 6, 1914. Motion for leave to file a petition for a writ of mandamus denied. *Mr. William B. Hale* for the petitioner.

No. 244. CHICAGO, ROCK ISLAND & PACIFIC RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* PINE TREE LUMBER COMPANY, LIMITED. In error to the Court of Appeals for the Second Circuit of Louisiana. Submitted March 9, 1914. Decided April 6, 1914. Judgment affirmed with costs by an equally divided court. *Mr. Thomas S. Buzbee* for the plaintiff in error. *Mr. Walter Elder* for the defendant in error.

No. 418. NORTHERN TRUST COMPANY, AS TRUSTEE, ETC., PLAINTIFF IN ERROR, *v.* THE PEOPLE OF THE STATE

234 U. S.

Opinions Per Curiam, Etc.

OF ILLINOIS. In error to the Supreme Court of the State of Illinois. Motion to dismiss or affirm submitted March 16, 1914. Decided April 13, 1914. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Hazeltine v. Central Bank of Missouri*, 183 U. S. 130; *M. & K. Interurban Railway Co. v. Olathe*, 222 U. S. 185; *Louisiana Navigation Co. v. Oyster Commission*, 226 U. S. 99; *Pons v. Yazoo & Miss. Valley R. R. Co.*, 232 U. S. 720. *Mr. Samuel Alschuler* and *Mr. Charles R. Holden* for the plaintiff in error. *Mr. Patrick J. Lucey* and *Mr. Lester H. Strawn* for the defendant in error.

No. 879. THOMAS W. SYNNOTT, ETC., APPELLANT, *v. THE TOMBSTONE CONSOLIDATED MINES COMPANY, LIMITED, ETC.* Appeal from the United States Circuit Court of Appeals for the Ninth Circuit. Motion to dismiss or affirm submitted April 6, 1914. Decided April 13, 1914. *Per Curiam*. Dismissed for want of jurisdiction upon authority of: 1. *Coder v. Arts*, 213 U. S. 223, 234-235; *Tefft, Weller & Co. v. Munsuri*, 222 U. S. 114, 118; 2. *Chapman v. Bowen*, 207 U. S. 89, 91; *Calnan Co. v. Doherty*, 224 U. S. 145, 147; 3. *Conboy v. First National Bank of Jersey City*, 203 U. S. 141, 144-145. *Mr. Amos L. Taylor* for the appellant. *Mr. Aldis B. Browne*, *Mr. Alexander Britton*, *Mr. Evans Browne*, *Mr. Everett E. Ellinwood* and *Mr. John Mason Ross* for the appellee.

No. 1000. HENRY E. MEEKER, SURVIVING PARTNER, ETC., PETITIONER, *v. LEHIGH VALLEY RAILROAD COMPANY*; and

No. 1001. HENRY E. MEEKER, PETITIONER, *v. LEHIGH VALLEY RAILROAD COMPANY*. Petitions submitted April 6,

1914. Decided April 13, 1914. *Per Curiam*. Petitions for writs of certiorari granted, upon the authority of § 262 of the Judicial Code; *In re Chetwood*, 165 U. S. 443, 462; *Whitney v. Dick*, 202 U. S. 132; *McClellan v. Garland*, 217 U. S. 268; *United States v. Beatty*, 232 U. S. 463, 467. *Mr. William A. Glasgow, Jr.*, for the petitioner. No appearance for the respondent. *Mr. Joseph W. Folk* and *Mr. Charles W. Needham* filed a brief for The Interstate Commerce Commission.

No. —. Original. *Ex parte*: IN THE MATTER OF HENRY H. EVANS, PETITIONER. Submitted April 6, 1914. Decided April 13, 1914. Motion for leave to file petition for a writ of mandamus denied. *Mr. Albert J. Hopkins* for the petitioner.

No. —. Original. *Ex parte*: IN THE MATTER OF JOHN DENNETT, JR., ET AL., PETITIONERS. Submitted April 13, 1914. Decided April 20, 1914. Motion for leave to file petition for writs of prohibition and mandamus denied. *Mr. William M. Seabury* for the petitioners.

No. 806. LOUIS W. PRENICA, ETC., ET AL., PLAINTIFFS IN ERROR, *v.* MAY BULGER. In error to the Supreme Court of the State of Nebraska. Motion to dismiss submitted April 20, 1914. Decided April 27, 1914. *Per Curiam*. Dismissed for want of jurisdiction on the authority of: 1. *Consol. Turnpike v. Norfolk &c. Ry. Co.*, 228 U. S. 596, 600, and cases cited; 2. *De Bary & Co. v. Louisiana*, 227 U. S. 108, and cases cited. *Mr. William C. Prentiss* and *Mr. Walter L. Clark* for the plaintiffs in error. *Mr. W. T. Thompson* for the defendant in error.

234 U. S.

Opinions Per Curiam, Etc.

NO. 738. STEPHEN M. EGAN, PLAINTIFF IN ERROR, *v.* THE STATE OF NEW JERSEY. In error to the Court of Errors and Appeals of the State of New Jersey. Motion to dismiss or affirm submitted April 20, 1914. Decided April 27, 1914. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Zeller v. New Jersey*, 231 U. S. 737, and cases cited. *Mr. John Franklin Fort* for the plaintiff in error. *Mr. Robert H. McCarter* and *Mr. Pierre P. Garven* for the defendant in error.

NO. 652. SEABOARD AIR LINE RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* J. M. PACE MULE COMPANY. In error to the Supreme Court of the State of North Carolina. Submitted April 16, 1914. Decided May 4, 1914. *Per Curiam*. Judgment reversed with costs and cause remanded for further proceedings upon the authority of *Adams Express Co. v. Croninger*, 226 U. S. 491; *Chicago &c. R. Co. v. Miller*, 226 U. S. 513; *Missouri &c. R. Co. v. Harriman Bros.*, 227 U. S. 657. *Mr. Murray Allen* for the plaintiff in error. No appearance for the defendant in error.

NO. 701. THE CITY OF LEWISTON, PLAINTIFF IN ERROR, *v.* JOHN CHAMBERLAIN ET AL. In error to the Supreme Court of the State of Idaho. Motion to dismiss or affirm submitted April 27, 1914. Decided May 4, 1914. *Per Curiam*. Dismissed for the want of jurisdiction on the authority of *McCorquodale v. Texas*, 211 U. S. 432; *Waters-Pierce Oil Co. v. Texas*, 212 U. S. 112, 118; *Kansas City Star Co. v. Julian*, 215 U. S. 589; *Consol. Turnpike v. Norfolk &c. Ry. Co.*, 228 U. S. 326, 334. *Mr. James H. Forney* for the plaintiff in error. *Mr. Burton L. French* for the defendants in error.

No. —. Original. *Ex parte*: IN THE MATTER OF DANIEL E. STRUB, PETITIONER. Submitted April 27, 1914. Decided May 4, 1914. Motion for leave to file petition for writ of mandamus denied. *Mr. Joe Kirby* for the petitioner.

No. 273. WALTER A. LEDBETTER, RECEIVER, ETC., PLAINTIFF IN ERROR, *v.* KAUFMAN MANDELL. In error to the Supreme Court of the State of New York. Argued March 11, 12, 1914. Decided May 4, 1914. Judgment affirmed with costs by an equally divided court. *Mr. Arthur F. Gotthold, Mr. Joseph W. Bailey and Mr. Walter A. Ledbetter* for the plaintiff in error. *Mr. Louis Marshall* for the defendant in error.

No. 92. FRANK B. CRAIG, PLAINTIFF IN ERROR, *v.* WILLIAM P. JARRETT, SHERIFF, ETC. In error to the Supreme Court of the Territory of Hawaii. Motion to dismiss submitted May 4, 1914. Decided May 11, 1914. *Per Curiam*. Dismissed for want of jurisdiction, upon the authority of *Johnson v. Hoy*, 227 U. S. 245, 247. *Mr. Warren C. Gregory, Mr. W. H. Chickering, Mr. Edward M. Watson and Mr. Aldis B. Browne* for the plaintiff in error. *Mr. Sidney Ballou* for the defendant in error.

No. 344. THE PACIFIC EXPRESS COMPANY ET AL., PLAINTIFFS IN ERROR, *v.* I. RUDMAN. In error to the Court of Civil Appeals for the Sixth Supreme Judicial District of the State of Texas. Submitted May 4, 1914. Decided May 11, 1914. *Per Curiam*. Judgment reversed

234 U. S.

Opinions Per Curiam, Etc.

with costs on the authority of *Atchison, Topeka & Santa Fe Ry. Co. v. Robinson*, 233 U. S. 173; *Kansas Southern Ry. v. Carl*, 227 U. S. 637-652. Mr. Cecil H. Smith and Mr. James L. Minnis for the plaintiffs in error. Mr. Mark McMahon and Mr. H. A. Cunningham for the defendant in error.

No. 359. PETER GALLAGHER, ADMINISTRATOR, ETC., PLAINTIFF IN ERROR *v.* FLORIDA EAST COAST RAILWAY COMPANY. In error to the District Court of the United States for the Southern District of New York. Submitted May 4, 1914. Decided May 11, 1914. *Per Curiam*. Dismissed for the want of jurisdiction, on the authority of *Fore River Shipbuilding Company v. Hagg*, 219 U. S. 175; *Bogart v. Southern Pacific Company*, 228 U. S. 137, 144, and cases cited. Mr. William A. McQuaid for the plaintiff in error. Mr. George S. Scofield for the defendant in error.

No. 342. THE CHICAGO, ROCK ISLAND & PACIFIC RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* W. W. BEATTY. In error to the Supreme Court of the State of Oklahoma. Submitted May 4, 1914. Decided May 25, 1914. *Per Curiam*. Judgment reversed with costs, and cause remanded for further proceedings, upon the authority of *Houston & Texas Cent. R. R. Co. v. Mayes*, 201 U. S. 321; *Yazoo & Miss. Valley Ry. Co. v. Greenwood Grocery Co.*, 227 U. S. 1. Mr. F. C. Dillard and Mr. C. O. Blake for the plaintiff in error. No appearance for the defendant in error.

No. 930. THE CINCINNATI NORTHERN RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* GEORGE E. DILLON. In
VOL. CCXXXIV—48

error to the Supreme Court of the State of Ohio. Motion to dismiss or affirm or place on the summary docket submitted May 25, 1914. Decided June 22, 1914. *Per Curiam*. Judgment affirmed upon the authority of *Southern Ry. Co. v. Carson*, 194 U. S. 136, 140; *Southern Ry. Co. v. Bennett*, 233 U. S. 80, 85; *Grand Trunk Ry. Co. v. Lindsay*, 233 U. S. 42, 49; *Chicago Junction Ry. Co. v. King*, 222 U. S. 222; *Southern Ry. Co. v. Gadd*, 233 U. S. 572. *Mr. Frank L. Littleton* for the plaintiff in error. *Mr. W. H. Dailey* for the defendant in error.

No. 1031. MISSOURI, KANSAS & TEXAS RAILWAY COMPANY, APPELLANT, *v. L. E. GOODRICH*. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss or affirm submitted May 25, 1914. Decided June 22, 1914. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of *York v. Texas*, 137 U. S. 15; *Kauffman v. Waters*, 138 U. S. 285; see *Missouri, K. & T. Ry. Co. v. Goodrich*, 229 U. S. 607. *Mr. Joseph M. Bryson* and *Mr. Evans Browne* for the appellant. *Mr. J. A. L. Wolfe* for the appellee.

No. —. THOMAS D. THOMAS, PETITIONER, *v. SOUTH BUTTE MINING COMPANY*. Submitted June 8, 1914. Decided June 22, 1914. Motion for leave to file and prosecute petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit *in forma pauperis* denied. *Mr. P. P. Wells* for the petitioner.