

OPINIONS PER CURIAM, ETC., FROM OCTOBER 12, 1914, TO JANUARY 11, 1915.

No. —. Original. *Ex parte: IN THE MATTER OF JARED FLAGG, PETITIONER.* Submitted October 19, 1914. Decided October 26, 1914. Motion for leave to file petition for writ of prohibition or mandamus denied. *Mr. Robert C. Beatty and Mr. Wade H. Ellis* for the petitioner. *The Attorney General, The Solicitor General, and Mr. Assistant Attorney General Wallace* opposing.

No. 73. *F. W. RITTERBUSCH, AS COUNTY TREASURER, ETC., ET AL., APPELLANTS, v. THE ATCHISON, TOPEKA & SANTA FE RAILWAY COMPANY.* Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss and the merits submitted October 19, 1914. Decided October 26, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Bagley v. General Fire Extinguisher Co.*, 212 U. S. 477; *Weir v. Rountree*, 216 U. S. 607; *Shulthis v. McDougal*, 225 U. S. 561, 569. *Mr. Charles West* for the appellants. *Mr. S. T. Bledsoe* for the appellee.

No. 302. *THE UNITED STATES FIDELITY & GUARANTY COMPANY OF BALTIMORE, Md., PLAINTIFF IN ERROR, v. FRED H. POETKER, RECEIVER, ETC.* In error to the Supreme Court of the State of Indiana. Motion to dismiss or affirm or place on the summary docket submitted October 13, 1914. Decided October 26, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of

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(1) *First National Bank v. Estherville*, 215 U. S. 341, 346; *Rogers v. Clark Iron Co.*, 217 U. S. 589; *May v. Illinois*, 232 U. S. 720; (2) *McCorquodale v. Texas*, 211 U. S. 432, 437; *Consolidated Turnpike v. Norfolk &c. Ry.*, 228 U. S. 326, 334; *City of Lewiston v. Chamberlain*, 234 U. S. 751. *Mr. Charles Martindale* for the plaintiffs in error. *Mr. Frank S. Roby* and *Mr. Ward H. Watson* for the defendant in error.

No. 629. *HENRY D. HOTCHKISS, AS TRUSTEE, ETC., APPELLANT, v. IRVING L. ERNST ET AL., AS TRUSTEES, ETC.* Appeal from the United States Circuit Court of Appeals for the Second Circuit. Motion to dismiss submitted October 13, 1914. Decided October 26, 1914. *Per Curiam.* Dismissed for the want of jurisdiction upon the authority of *Coder v. Arts*, 213 U. S. 223, 234, 235; *Tefft, Weller & Co. v. Munsuri*, 222 U. S. 114, 118; *James v. Stone & Co.*, 227 U. S. 410, 411; *Synnott v. Mines Co.*, 234 U. S. 749. *Mr. Abram I. Elkus* and *Mr. Wm. A. Barber* for the appellant. *Mr. Daniel P. Hays* for the appellee.

No. 115. *RUSSELL SAGE RAPHAEL, APPELLANT, v. THE WASATCH & JORDAN VALLEY RAILROAD COMPANY ET AL.* Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss or affirm submitted October 19, 1914. Decided October 26, 1914. *Per Curiam.* Dismissed for the want of jurisdiction on the authority of *Bagley v. General Fire Extinguisher Co.*, 212 U. S. 477, 479; *Weir v. Rountree*, 216 U. S. 607; *Shulthis v. McDougal*, 225 U. S. 561, 569. *Mr. Delos McCurdy* and *Mr. Thomas Bracken* for the appellant. *Mr. Joel F. Vaile*, *Mr. Waldemar Van Cott*, *Mr. E. M. Allison, Jr.*, *Mr. Henry McAllister, Jr.*, and *Mr. William D. Riter* for the appellees.

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No. 520. MOHAWK OVERALL COMPANY ET AL., PLAINTIFFS IN ERROR, v. HOOKER, CORSER & MITCHELL COMPANY. In error to the Supreme Court of the State of New York. Motion to dismiss or affirm submitted October 20, 1914. Decided October 26, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of (1) *First National Bank v. Estherville*, 215 U. S. 341, 346; *Rogers v. Clark Iron Co.*, 217 U. S. 589; *May v. Illinois*, 232 U. S. 720; (2) *Barron v. Baltimore*, 7 Pet. 243; *Jack v. Kansas*, 199 U. S. 372, 379-380; *Twining v. New Jersey*, 211 U. S. 78, 93. *Mr. William Dewey Loucks* for the plaintiffs in error. *Mr. Clarke C. Fitts* and *Mr. Robert C. Bacon* for the defendant in error.

No. 526. COMMONWEALTH TRUST COMPANY, PLAINTIFF IN ERROR, v. ALBERT A. TROCON ET AL. In error to the Supreme Court of the State of Kansas. Motion to dismiss or affirm and for damages submitted October 20, 1914. Decided October 26, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of (1) *Mallers v. Commercial Loan & Trust Co.*, 216 U. S. 613; *Rogers v. Clark Iron Co.*, 217 U. S. 589; *Appleby v. Buffalo*, 221 U. S. 524, 529; *City of Lewiston v. Chamberlain*, 234 U. S. 751; (2) *Eustis v. Bolles*, 150 U. S. 361; *Yazoo & Miss. R. R. v. Brewer*, 231 U. S. 245; *Holden Land Co. v. Interstate Trading Co.*, 233 U. S. 536. *Mr. Carr W. Taylor* for the plaintiff in error. *Mr. William C. Scarratt* for the defendants in error.

No. 564. ATLANTIC COAST LUMBER CORPORATION, PLAINTIFF IN ERROR, v. O. G. MINSHEW. In error to the Supreme Court of the State of South Carolina. Motion to dismiss or affirm submitted October 19, 1914. Decided

October 26, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Consol. Turnpike v. Norfolk &c. Ry.*, 228 U. S. 596, 599-600; *Deming v. Carlisle Packing Co.*, 226 U. S. 102; *Ennis Water Works v. Ennis*, 233 U. S. 652, 658. *Mr. P. A. Willcox* for the plaintiff in error. *Mr. J. J. Darlington* for the defendant in error.

No. 409. THE UNITED STATES, PLAINTIFF IN ERROR, *v. HOLLAND-AMERICAN LINE.* In error to the United States Circuit Court of Appeals for the Second Circuit. Argued October 21, 1914. Decided November 2, 1914. Judgment affirmed by an equally divided court, and cause remanded to the District Court of the United States for the Southern District of New York. *The Attorney General* and *Mr. Assistant Attorney General Wallace* for the plaintiff in error. *Mr. Lucius H. Beers* for the defendant in error.

No. 61. ANTONIO MARIA PERALTA ET AL., APPELLANTS, *v. THE STATE OF CALIFORNIA ET AL.* Appeal from the United States Circuit Court of Appeals for the Ninth Circuit. Submitted October 21, 1914. Decided November 2, 1914. *Per Curiam.* Dismissed for the want of jurisdiction upon the authority of (1) *Castro v. United States*, 3 Wall. 46, 49-50; *Caillot v. Deetken*, 113 U. S. 215; *Richardson v. Green*, 130 U. S. 104, 111; *Green v. Elbert*, 137 U. S. 615, 621; (2) *Villabolos v. United States*, 6 How. 81, 90-91; *Hewitt v. Filbert*, 116 U. S. 142, 145; *Jacobs v. George*, 150 U. S. 415, 417. *Mr. William H. H. Hart* for the appellants. *Mr. J. P. Blair*, *Mr. C. H. Bates*, *Mr. A. B. Browne*, *Mr. E. S. Pillsbury*, *Mr. A. A. Moore*, *Mr. Alfred Sutro* and *Mr. Oscar Sutro* for the appellees.

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NO. 343. ELIZA M. BRITTON, ETC., PLAINTIFF IN ERROR, *v.* AUGUSTIN B. WHEELER. In error to the Supreme Court of the State of Louisiana. Motion to dismiss or affirm submitted October 19, 1914. Decided November 2, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of (1) *Spies v. Illinois*, 123 U. S. 131, 181; *Erie Railroad Co. v. Purdy*, 185 U. S. 148, 154; (2) *Rogers v. Clark Iron Co.*, 217 U. S. 589; *John v. Paullin*, 231 U. S. 583; *McDonald v. Oregon Navigation Co.*, 233 U. S. 665. *Mr. Charles Louque* for the plaintiff in error. *Mr. George Denegre* and *Mr. Victor Leovy* for the defendant in error.

NO. 20. MELVIN W. MILLS, APPELLANT, *v.* THE TERRITORY OF NEW MEXICO. Appeal from the Supreme Court of the Territory of New Mexico. Submitted for appellee October 26, 1914. Decided November 2, 1914. *Per Curiam.* Decree affirmed with costs, and cause remanded to the Supreme Court of the State of New Mexico. *Treat v. Grand Canyon Ry.*, 222 U. S. 448, 452; *Straus v. Foxworth*, 231 U. S. 162, 169-170; *Phoenix Ry. v. Landis*, 231 U. S. 578, 579-580; *Work v. United Globe Mines*, 231 U. S. 595, 599; *Arizona v. Copper Queen Mining Co.*, 233 U. S. 87, 93-94. No brief filed for the appellant. *Mr. Frank W. Clancy* for the appellee.

NO. 26. C. J. RIXEY, AN INSANE PERSON, BY C. J. RIXEY, JR., APPELLANT, *v.* ROBERT H. COX, SERGEANT OF THE CITY OF ALEXANDRIA, VA. Appeal from the District Court of the United States for the Eastern District of Virginia. Submitted October 26, 1914. Decided November 2, 1914. *Per Curiam.* Dismissed for the want of jurisdiction upon the authority of (1) *Farrell v. O'Brien*, 199

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U. S. 89, 100; *David Kaufman & Sons Co. v. Smith*, 216 U. S. 610; *Cassidy v. Colorado*, 223 U. S. 707; (2) *In re Converse*, 137 U. S. 624, 632; *Compagnie Francaise &c. v. Board of Health*, 186 U. S. 380, 393; *Jacobson v. Massachusetts*, 197 U. S. 11, 25-27. *Mr. John L. Jeffries* and *Mr. Jas. R. Caton* for the appellant. *Mr. J. Garland Pollard* and *Mr. Christopher B. Garnett* for the appellee.

No. 16. **WASHINGTON DREDGING & IMPROVEMENT COMPANY, PLAINTIFF IN ERROR, v. THE STATE OF WASHINGTON, E. V. BSELL ET AL.** In error to the Supreme Court of the State of Washington. Argued October 26 and 27, 1914. Decided November 2, 1914. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of *Washington Dredging & Improvement Company v. The State of Washington, E. V. Bussell*, 231 U. S. 742, and cases there cited. *Mr. Hannis Taylor*, *Mr. W. F. Hays* and *Mr. Charles E. Shepard* for the plaintiff in error. *Mr. Alfred Battle*, *Mr. Richard A. Ballinger*, *Mr. George B. Cole*, *Mr. E. C. Lindley*, *Mr. W. V. Tanner*, *Mr. Jas. B. Metcalf*, *Mr. Geo. E. DeSteiguer*, *Mr. Ira Bronson*, *Mr. Jas. A. Kerr*, *Mr. Corwin S. Shank*, *Mr. Louis Henry Legg* and *Mr. Frank P. Lewis* for the defendants in error.

No. 33. **WILLIAM RABB, PLAINTIFF IN ERROR, v. THE STATE OF LOUISIANA.** In error to the Supreme Court of the State of Louisiana. Submitted for the defendant in error October 30, 1914. Decided November 2, 1914. *Per Curiam*. Dismissed for want of jurisdiction, upon the authority of *Eustis v. Bolles*, 150 U. S. 361; *Kansas City Star Co. v. Julian*, 215 U. S. 589; *Adams v. Russell*, 229 U. S. 353; *Holden Land Co. v. Inter-State Trading Co.*, 233

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U. S. 536. No brief filed for the plaintiff in error. *Mr. R. G. Pleasant* for the defendant in error.

No. 35. J. A. MILLER, TRUSTEE, ETC., APPELLANT, *v.* THE FIRST NATIONAL BANK OF ALBUQUERQUE. Appeal from the Supreme Court of the Territory of New Mexico. Submitted October 27, 1914. Decided November 2, 1914. *Per Curiam.* Decree affirmed with costs, upon the authority of *Thompson v. Fairbanks*, 196 U. S. 516; *Humphrey v. Tatman*, 198 U. S. 91; *Bryant v. Swofford Bros.*, 214 U. S. 279, 290-291, and cause remanded to the Supreme Court of the State of New Mexico. *Mr. O. N. Marron* and *Mr. Francis E. Wood* for the appellant. *Mr. A. B. McMillan* for the appellee.

No. 13. MOUND CITY COMPANY, APPELLANT, *v.* ROBERT H. CASTLEMAN ET AL. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. Argued for the appellant October 23 and 26, 1914. Decided November 9, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Bagley v. General Fire Extinguisher Co.*, 212 U. S. 477; *Weir v. Rountree*, 216 U. S. 607; *Shulthis v. McDougal*, 225 U. S. 561, 569. *Mr. Ben T. Castleman* and *Mr. Chester H. Krum* for the appellant. No brief filed for the appellees.

No. 23. PEOPLE OF THE STATE OF ILLINOIS, SUING BY THE CANAL COMMISSIONERS, PLAINTIFFS IN ERROR, *v.* PITTSBURGH, FORT WAYNE & CHICAGO RAILWAY COMPANY ET AL. In error to the Supreme Court of the State

of Illinois. Argued October 29, 1914. Decided November 9, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Eustis v. Bolles*, 150 U. S. 361; *Leathe v. Thomas*, 207 U. S. 93; *Yazoo & Miss. R. R. v. Brewer*, 231 U. S. 245, 249; *Holden Land Co. v. Interstate Trading Co.*, 233 U. S. 536, 541. *Mr. William Ritchie* and *Mr. Samuel B. King* for the plaintiffs in error. *Mr. Timothy J. Scofield*, *Mr. Frank J. Loesch*, *Mr. Charles F. Loesch* and *Mr. James Stillwell* for the defendants in error.

NO. 36. **TWIN FALLS CANAL COMPANY, PLAINTIFF IN ERROR, v. THE STATE OF IDAHO ET AL.** In error to the Supreme Court of the State of Idaho. Argued October 30 and November 2, 1914. Decided November 9, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Eustis v. Bolles*, 150 U. S. 361; *Leathe v. Thomas*, 207 U. S. 93; *Yazoo & Miss. R. R. v. Brewer*, 231 U. S. 245, 249; *Holden Land Co. v. Interstate Trading Co.*, 233 U. S. 536, 541. *Mr. Arthur M. Bowen* for the plaintiff in error. *Mr. J. H. Peterson* and *Mr. Edwin G. Davis* for the defendants in error.

NO. 41. **J. F. SMITH ET AL., PLAINTIFFS IN ERROR, v. GEORGE LEAVENWORTH.** In error to the Supreme Court of the State of Mississippi. Argued November 3, 1914. Decided November 9, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of (1) *Rogers v. Jones*, 214 U. S. 196, 204; *Wood v. Chesborough*, 228 U. S. 672, 677; (2) *Castillo v. McConnico*, 168 U. S. 674; *de Bearn v. Safe Deposit Co.*, 233 U. S. 24, 34; *McDonald v. Oregon Navigation Co.*, 233 U. S. 665, 670; (3) *New Orleans Waterworks Co. v. Louisiana*, 185 U. S. 336, 344; *Gring v. Ives*, 222 U. S. 365, 370; *Ennis Water Works v. Ennis*, 233 U. S.

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652. *Mr. John W. Cutrer and Mr. O. G. Johnston* for the plaintiffs in error. *Mr. Gerald Fitzgerald and Mr. Edward Mayes* for the defendant in error.

No. 57. *JOHN JENKINS, APPELLANT, v. MAXWELL LAND GRANT COMPANY.* Appeal from the Supreme Court of the Territory of New Mexico. Argued for the appellant and submitted for the appellee November 5, 1914. Decided November 9, 1914. *Per Curiam.* Judgment affirmed with costs upon the authority of *Gildersleeve v. New Mexico Mining Co.*, 161 U. S. 573; *Harrison v. Perea*, 168 U. S. 311, 323; *Wm. W. Bierce, Ltd., v. Hutchins*, 205 U. S. 340, 344, and cause remanded to the Supreme Court of the State of New Mexico. *Mr. F. T. Cheetham* for the appellant. *Mr. Chas. A. Spiess* for the appellee.

No. 105. *OSWALD WEST, AS GOVERNOR, ET AL., PLAINTIFFS IN ERROR, v. CORVALLIS & EASTERN RAILROAD COMPANY.* In error to the Supreme Court of the State of Oregon. Motion to dismiss or affirm submitted November 9, 1914. Decided November 16, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Preston v. Chicago*, 226 U. S. 447, 450; *McDonald v. Oregon Navigation Co.*, 233 U. S. 665; *People ex rel. Hastings v. Jackson*, 112 U. S. 233, 236; (2) *Marshall, Governor, v. Dye*, 231 U. S. 250. *Mr. A. M. Crawford* for the plaintiffs in error. *Mr. Joseph Paxton Blair and Mr. Wm. D. Fenton* for the defendant in error.

No. 264. *EDWARD S. GARD, PLAINTIFF IN ERROR, v. THE PEOPLE OF THE STATE OF ILLINOIS.* In error to the

Supreme Court of the State of Illinois. Motion to dismiss or affirm submitted November 9, 1914. Decided November 16, 1914. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Gring v. Ives*, 222 U. S. 365, 370; *Deming v. Carlisle Packing Co.*, 226 U. S. 102; *Ennis Water Works v. Ennis*, 233 U. S. 652, 658. *Mr. James Hartnett* for the plaintiff in error. *Mr. Patrick J. Lucey* and *Mr. Lester H. Strawn* for the defendants in error.

No. 64. PETER H. ANDERSON ET AL., APPELLANTS, *v.* THE SWEDISH EVANGELICAL MISSION COVENANT OF AMERICA ET AL. Appeal from the District Court of the United States for the Northern District of Illinois. Argued November 6, 1914. Decided November 30, 1914. *Per Curiam*. Decree affirmed with costs, upon the authority of *White Star Mining Co. v. Nels O. Hultberg*; *Claes W. Johnson v. White Star Mining Co.*; *Peter H. Anderson v. White Star Mining Co.*, 205 U. S. 540. *Mr. Axel Chytraus*, *Mr. E. Allen Frost* and *Mr. John J. Healy* for the appellants. *Mr. Silas H. Strawn*, *Mr. John Barton Payne* and *Mr. Harris F. Williams* for the appellees.

No. 90. WILLIAM R. COWAN, PLAINTIFF IN ERROR, *v.* THE PEOPLE OF THE STATE OF ILLINOIS EX REL. JOHN E. W. WAYMAN, State's attorney. In error to the Supreme Court of the State of Illinois. Argued November 13, 1914. Decided November 30, 1914. *Per Curiam*. Dismissed for the want of jurisdiction, upon the authority of *Equitable Life Assurance Society v. Brown*, 187 U. S. 308, 314; *Deming v. Carlisle Packing Co.*, 226 U. S. 102, 107; *Consol. Turnpike v. Norfolk &c. Ry.*, 228 U. S. 596, 599, 600. See *Shedd v. People*, 217 U. S. 597. *Mr. Harry S. Mecart-*

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ney for the plaintiff in error. *Mr. Patrick J. Lucey* and *Mr. L. H. Strawn* for the defendant in error.

No. 596. CHICAGO, MILWAUKEE & ST. PAUL RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* LENA HANSON, AS EXECUTRIX, ETC. In error to the Circuit Court of Ozaukee County, State of Wisconsin. Motion to dismiss or affirm submitted November 16, 1914. Decided November 30, 1914. *Per Curiam.* Dismissed for the want of jurisdiction upon the authority of *Spies v. Illinois*, 123 U. S. 131, 181; *Erie Railroad v. Purdy*, 185 U. S. 148, 154; *Louisville & Nashville R. R. v. Woodford*, 234 U. S. 46; *Willoughby v. Chicago* (decided at this term), *ante*, p. 45. *Mr. C. H. Van Alstine* for the plaintiff in error. *Mr. Geo. D. Van Dyke* for the defendant in error.

No. 109. OREGON SHORT LINE RAILROAD COMPANY, PLAINTIFF IN ERROR, *v.* CHARLOTTE A. HOMER. In error to the Supreme Court of the State of Utah. Submitted for the plaintiff in error December 4, 1914. Decided December 7, 1914. *Per Curiam.* Judgment reversed with costs, and case remanded for further proceedings upon the authority of *Boston & Maine R. R. v. Hooker*, 233 U. S. 97. *Mr. Geo. H. Smith* and *Mr. Henry W. Clark* for the plaintiff in error. No appearance for the defendant in error.

No. 424. JOHN F. DOYLE AND JOHN F. DOYLE, JR., INDIVIDUALLY AND AS COPARTNERS, TRADING AS JOHN F. DOYLE & SON, APPELLANTS, *v.* GEORGE J. SCHMIDHEISER, TRUSTEE, ETC. Appeal from the United States Circuit

Court of Appeals for the Third Circuit. Motion to dismiss submitted November 30, 1914. Decided December 7, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Holden v. Stratton*, 191 U. S. 115; *Duryea Power Co. v. Sternbergh*, 218 U. S. 299; *Pennsylvania v. York Silk Manufacturing Co.*, 232 U. S. 718. *Mr. John P. Connolly* for the appellants. *Mr. Otto Wolff, Jr.*, for the appellees.

No. 488. MINNEAPOLIS, ST. PAUL & SAULT STE. MARIE RAILWAY Co., PLAINTIFF IN ERROR, *v. JOSEPH LEORA, BY JOHN LEORA, HIS GUARDIAN AD LITEM.* In error to the Supreme Court of the State of Wisconsin. Argued December 1, 1914. Decided December 7, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Spies v. Illinois*, 123 U. S. 131, 181; *Erie R. R. v. Purdy*, 185 U. S. 148, 154; *Louisville & N. R. R. v. Woodford*, 234 U. S. 46; *Willoughby v. Chicago*, *ante*, p. 45 (decided this term). (See *Chicago, Milwaukee & St. Paul Ry. v. Hanson*, *ante*, p. 693, decided this term.) *Mr. Wm. A. Hayes* and *Mr. L. K. Luse* for the plaintiff in error. *Mr. Walter L. Gold* and *Mr. W. P. Crawford* for the defendant in error.

No. —. Original. *Ex parte; IN THE MATTER OF LEO M. FRANK, PETITIONER.* Submitted November 30, 1914. Decided December 7, 1914. Application for the allowance of a writ of error denied. *Mr. Henry A. Alexander* for the petitioner.

No. 83. STATE OF MISSOURI EX REL. ST. JOSEPH WATER COMPANY, PLAINTIFFS IN ERROR, *v. THE CITY OF SEATTLE.*

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In error to the Supreme Court of the State of Missouri. Submitted December 2, 1914. Decided December 14, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of (1) *Thomas v. Iowa*, 209 U. S. 258, 262, 263; *Bowe v. Scott*, 233 U. S. 658, 663, 664; (2) *Kansas City Star Co. v. Julian*, 215 U. S. 589; *Consolidated Turnpike v. Norfolk &c. Ry.*, 228 U. S. 326, 334; *City of Lewiston v. Chamberlain*, 234 U. S. 751. *Mr. John E. Dolman* for the plaintiff in error. *Mr. Vinton Pike* for the defendant in error.

No. 476. THE STATE OF WASHINGTON EX REL. GRANT SMITH ET AL., PLAINTIFFS IN ERROR, *v.* THE CITY OF SEATTLE. In error to the Supreme Court of the State of Washington. Motion to dismiss or affirm submitted December 7, 1914. Decided December 14, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Yazoo & Mississippi R. R. v. Adams*, 180 U. S. 41, 44; *St. Paul Gas Light Co. v. St. Paul*, 181 U. S. 142; *Cleveland & Pittsburg R. R. v. Cleveland*, 235 U. S. 50, decided November 16, 1914. *Mr. Harold Preston, Mr. Geo. Donworth* and *Mr. Elmer E. Todd* for the plaintiffs in error. *Mr. Howard A. Hanson* for the defendant in error.

No. 523. DAVID LAMAR, APPELLANT, *v.* MAURICE SPLAIN, UNITED STATES MARSHAL, ETC., ET AL. Appeal from the Court of Appeals of the District of Columbia. Motion to dismiss submitted December 7, 1914. Decided December 14, 1914. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Jones v. Montague*, 194 U. S. 147; *Security Life Ins. Co. v. Prewitt*, 200 U. S. 446; *Richardson v. McChesney*, 218 U. S. 487, 492. *Mr. Henry E. Davis* for the appellant. *The Attorney General* and *The Solicitor General* for the appellees.