

## TABLE OF CONTENTS.

---

### TABLE OF CASES REPORTED.

	PAGE
Alexander-Edgar Lumber Company, Knapp <i>v.</i>	162
American Surety Company of New York <i>v.</i> Shulz,	159
Armour Fertilizer Works, Coe <i>v.</i>	413
Baltimore and Ohio Railroad Company, Robinson <i>v.</i>	84
Bank (Pontiac Sav.), Detroit Trust Company <i>v.</i>	186
Bernhard, Daniels <i>v.</i>	572
Bingham County, Idaho, Bothwell <i>v.</i>	642
Board of Trustees of the University of Mississippi, Waugh <i>v.</i>	589
Booth <i>v.</i> State of Indiana	391
Booth-Kelly Lumber Company <i>v.</i> United States	481
Bothwell <i>v.</i> Bingham County, Idaho	642
Brown and Schermerhorn, Trustees, <i>v.</i> Fletcher, as Trustee of Braker	583
Buck, Pigeon <i>v.</i>	386
Butler, Daniels <i>v.</i>	568
Cameron, Park <i>v.</i>	616
Chapman <i>v.</i> Zobelein	135
Charleston & Western Carolina Railway Company <i>v.</i> Varnville Furniture Company	597
Chicago, Burlington & Quincy Railroad Company <i>v.</i> Railroad Commission of Wisconsin	220
Chicago, Burlington & Quincy Railroad Company, United States <i>v.</i>	410
Chicago and Northwestern Railway Company <i>v.</i> Gray	399
Chott <i>v.</i> Ewing	197

## Table of Cases Reported.

	PAGE
Christie <i>v.</i> United States . . . . .	234
City of Little Rock, Reinman <i>v.</i> . . . .	171
Cloverport Foundry and Machine Company, Rounds <i>v.</i> . . . . .	303
Coal Mining Company (Puritan), Pennsylvania Rail- road Company <i>v.</i> . . . . .	121
Coates' Trustee in Bankruptcy <i>v.</i> Pontiac Savings Bank . . . . .	186
Coe <i>v.</i> Armour Fertilizer Works . . . . .	413
Collins <i>v.</i> Johnston, Warden of the California State Prison . . . . .	502
Commissioner of Patents, United States <i>ex rel.</i> Chott <i>v.</i> . . . . .	197
Comptroller of the State of New York, Interborough Rapid Transit Company <i>v.</i> . . . . .	276
Connor, Daniels <i>v.</i> . . . . .	568
Craddock, Daniels <i>v.</i> . . . . .	574
Craft, St. Louis, Iron Mountain & Southern Rail- way Company <i>v.</i> . . . . .	648
Cumberland Glass Manufacturing Company <i>v.</i> De Witt and Company . . . . .	447
Daniels <i>v.</i> Bernhard . . . . .	572
Daniels <i>v.</i> Butler . . . . .	568
Daniels <i>v.</i> Connor . . . . .	568
Daniels <i>v.</i> Craddock . . . . .	574
Daniels <i>v.</i> Dineen . . . . .	568
Daniels <i>v.</i> Howard . . . . .	572
Daniels <i>v.</i> Johnson . . . . .	570
Daniels <i>v.</i> Johnston . . . . .	568
Daniels <i>v.</i> Leonard . . . . .	572
Daniels <i>v.</i> Manning . . . . .	570
Daniels <i>v.</i> Merrithew . . . . .	570
Daniels <i>v.</i> Meservey . . . . .	570
Daniels <i>v.</i> Sackville . . . . .	570
Daniels <i>v.</i> Wagner . . . . .	547

## TABLE OF CONTENTS.

xxix

## Table of Cases Reported.

	PAGE
Daniels <i>v.</i> Wakefield . . . . .	572
Detroit Trust Company, Trustee in Bankruptcy of Coates, <i>v.</i> Pontiac Savings Bank . . . . .	186
Devine, Morgan, Warden, etc. <i>v.</i> . . . . .	632
De Witt and Company, Cumberland Glass Manu- facturing Company <i>v.</i> . . . . .	447
Diaz, Longpre <i>v.</i> . . . . .	512
Dineen, Daniels <i>v.</i> . . . . .	568
Doran <i>v.</i> Kennedy . . . . .	362
 Eastern Railway Company of New Mexico <i>v.</i> Little- field . . . . .	 140
Ebeling <i>v.</i> Morgan, Warden of the United States Penitentiary at Leavenworth, Kansas . . . . .	625
Ellis <i>v.</i> Interstate Commerce Commission . . . . .	434
Emery, Bird, Thayer Realty Company, United States <i>v.</i> . . . . .	28
Erie Railroad Company <i>v.</i> Solomon . . . . .	427
Erie Railroad Company, United States <i>v.</i> . . . . .	402
Ewing, Commissioner of Patents, United States <i>ex</i> <i>rel.</i> Chott <i>v.</i> . . . . .	197
Export and Import Lumber Company <i>v.</i> Port Banga Lumber Company . . . . .	388
 Fletcher, Brown <i>v.</i> . . . . .	 583
Frank, Appellant, <i>v.</i> Mangum, Sheriff of Fulton County, Georgia . . . . .	309
 Garrison, Secretary of War, Greenleaf Johnson Lum- ber Company <i>v.</i> . . . . .	 251
G. & C. Merriam Company <i>v.</i> Syndicate Publishing Company . . . . .	618
Georgia <i>v.</i> Tennessee Copper Company and Duck- town Sulphur, Copper & Iron Company . . . . .	474, 678
Gray, Chicago & Northwestern Railway Company <i>v.</i> . . . . .	399
Gray, Sawyer <i>v.</i> . . . . .	674

## TABLE OF CONTENTS.

## Table of Cases Reported.

	PAGE
Green, Royal Arcanum <i>v.</i> . . . . .	531
Greenleaf Johnson Lumber Company <i>v.</i> Garrison, Secretary of War . . . . .	251
Guffey <i>v.</i> Smith . . . . .	101, 120
Hartford Life Insurance Company <i>v.</i> Ibs . . . . .	662
Healey <i>v.</i> Sea Gull Specialty Co. . . . .	479
Henkel <i>v.</i> United States . . . . .	43
Hill, Texas & Pacific Railway Company <i>v.</i> . . . .	208
Hood <i>v.</i> McGehee . . . . .	611
Howard, Daniels <i>v.</i> . . . . .	572
Hvoslef, United States <i>v.</i> . . . . .	1
Ibs, Hartford Life Insurance Company <i>v.</i> . . . .	662
Indiana, Booth <i>v.</i> . . . . .	391
Insurance Commissioner of South Carolina, Phoenix Mutual Life Insurance Company <i>v.</i> . . . .	63
Insurance Commissioner of South Carolina, Sherfesee <i>v.</i> . . . . .	63
Insurance Company (Hartford) <i>v.</i> Ibs . . . . .	662
Insurance Company (Phoenix Mt. Life) <i>v.</i> McMaster	63
Insurance Company (Thames & M. Marine) <i>v.</i> United States . . . . .	19
Interborough Rapid Transit Company <i>v.</i> Sohmer	276
Interstate Commerce Commission, Ellis <i>v.</i> . . . .	434
Johnson, Daniels <i>v.</i> . . . . .	570
Johnston, Daniels <i>v.</i> . . . . .	568
Johnston, Warden of the California State Prison, Collins <i>v.</i> . . . . .	502
Kennedy, Doran <i>v.</i> . . . . .	362
Keystone Elevator and Warehouse Company, Penn- sylvania Railroad Company <i>v.</i> . . . . .	432
Kirkwood, Sligh <i>v.</i> . . . . .	52
Knapp <i>v.</i> Alexander-Edgar Lumber Company . . . .	162

TABLE OF CONTENTS.

xxxii

Table of Cases Reported.

	PAGE
Leonard, Daniels <i>v.</i> . . . . .	572
Life Insurance Company (Hartford) <i>v.</i> Ibs . . . . .	662
Life Insurance Company (Phoenix Mut.) <i>v.</i> McMaster ter . . . . .	63
Littlefield, Eastern Railway Company of New Mex- ico <i>v.</i> . . . . .	140
Little Rock, Reinman <i>v.</i> . . . . .	171
Longpre <i>v.</i> Diaz . . . . .	512
Louisville & Nashville Railroad Company <i>v.</i> Max- well . . . . .	94
Louisville and Nashville Railroad Company <i>v.</i> West- ern Union Telegraph Company . . . . .	300
Lumber Underwriters of New York <i>v.</i> Rife . . . . .	605
McDougal <i>v.</i> McKay . . . . .	372
McGehee, Hood <i>v.</i> . . . . .	611
McGowan <i>v.</i> Parish . . . . .	285
McKay, McDougal <i>v.</i> . . . . .	372
McLain, Parker <i>v.</i> . . . . .	469
McMaster, as Insurance Commissioner of the State of South Carolina, State <i>ex rel.</i> Phoenix Mutual Life Insurance Company <i>v.</i> . . . . .	63
McMaster, as Insurance Commissioner of the State of South Carolina, State <i>ex rel.</i> Sherfesee <i>v.</i> . . . . .	63
Malloy <i>v.</i> State of South Carolina . . . . .	180
Mangum, Frank <i>v.</i> . . . . .	309
Manning, Daniels <i>v.</i> . . . . .	570
Marcus, Texas & Pacific Railway Company <i>v.</i> . . . . .	215
Marine Insurance Company (Thames & M.) <i>v.</i> United States . . . . .	19
Maxwell, Louisville & Nashville Railroad Company <i>v.</i> . . . . .	94
Menefee, Riverside and Dan River Cotton Mills <i>v.</i> . . . . .	189
Merriam Company <i>v.</i> Syndicate Publishing Company . . . . .	618
Merrithew, Daniels <i>v.</i> . . . . .	570
Meservey, Daniels <i>v.</i> . . . . .	570

## Table of Cases Reported.

	PAGE
Mining Company (Ontario), Stewart Mining Company <i>v.</i> . . . . .	350
Mining Company (Puritan Coal), Pennsylvania Railroad Company <i>v.</i> . . . . .	121
Mining Company (Stewart) <i>v.</i> Ontario Mining Company . . . . .	350
Minneapolis, St. Paul & Sault Ste. Marie Railway Company <i>v.</i> Popplar, Administrator . . . . .	369
Mississippi University, Waugh <i>v.</i> . . . . .	589
Morgan, Warden, etc., <i>v.</i> Devine . . . . .	632
Morgan, Warden, etc., Ebeling <i>v.</i> . . . . .	625
New Orleans Tax Payers' Protective Association <i>v.</i> Sewerage and Water Board of New Orleans . . . . .	33
New York <i>ex rel.</i> Interborough Rapid Transit Company <i>v.</i> Sohmer, Comptroller . . . . .	276
Noble, United States <i>v.</i> . . . . .	74
Ontario Mining Company, Stewart Mining Company <i>v.</i> . . . . .	350
Parish, McGowan <i>v.</i> . . . . .	285
Park, Trustee of Slayden-Kirksey Woolen Mill, Bankrupt, <i>v.</i> Cameron . . . . .	616
Parker <i>v.</i> McLain, Executrix of McLain . . . . .	469
Pennsylvania Railroad Company <i>v.</i> Keystone Elevator and Warehouse Company . . . . .	432
Pennsylvania Railroad Company <i>v.</i> Puritan Coal Mining Company . . . . .	121
Pennsylvania Railroad Company, St. Anthony Church <i>v.</i> . . . . .	575
Phoenix Mutual Life Insurance Company <i>v.</i> McMaster . . . . .	63
Pigeon <i>v.</i> Buck . . . . .	386
Pontiac Savings Bank, Detroit Trust Company <i>v.</i> . . . . .	186
Popplar, Minneapolis, St. Paul & Sault Ste. Marie Railway Company <i>v.</i> . . . . .	369

## TABLE OF CONTENTS.

xxxiii

## Table of Cases Reported.

	PAGE
Port Banga Lumber Company, Export and Import Lumber Company <i>v.</i> . . . . .	388
Puritan Coal Mining Company, Pennsylvania Rail- road Company <i>v.</i> . . . . .	121
Railroad Commission of Wisconsin, Chicago, Burl- ington & Quincy Railroad Company <i>v.</i> . . . .	220
Railroad Company (B. & O.), Robinson <i>v.</i> . . . .	84
Railroad Company (C., B. & Q.) <i>v.</i> Railroad Com- mission of Wisconsin . . . . .	220
Railroad Company (C., B. & Q.), United States <i>v.</i>	410
Railroad Company (Erie) <i>v.</i> Solomon . . . . .	427
Railroad Company (Erie), United States <i>v.</i> . . . .	402
Railroad Company (L. & N.) <i>v.</i> Maxwell . . . . .	94
Railroad Company (L. & N.) <i>v.</i> Western Union Tele- graph Company . . . . .	300
Railroad Company (Penna.) <i>v.</i> Keystone Elevator and Warehouse Company . . . . .	432
Railroad Company (Penna.) <i>v.</i> Puritan Coal Mining Company . . . . .	121
Railroad Company (Penna.), St. Anthony Church <i>v.</i> . . . . .	575
Railroad Company (So. Pac.) <i>v.</i> United States . . . .	202
Railroad Company (Spokane & I. E.) <i>v.</i> Whitley . .	497
Railway Company (Charleston & W.) <i>v.</i> Varnville Furniture Company . . . . .	597
Railway Company (Chi. & N. W.) <i>v.</i> Gray . . . . .	399
Railway Company (Eastern of N. Mex.) <i>v.</i> Little- field . . . . .	140
Railway Company (Minn., St. P. & S.) <i>v.</i> Popplar	369
Railway Company (St. L., I. M. & S.) <i>v.</i> Craft . . .	648
Railway Company (S. A. L.) <i>v.</i> Tilghman . . . . .	499
Railway Company (Tex. & Pac.) <i>v.</i> Hill . . . . .	208
Railway Company (Tex. & Pac.) <i>v.</i> Marcus . . . . .	215
Reinman <i>v.</i> City of Little Rock . . . . .	171
Rife, Lumber Underwriters of New York <i>v.</i> . . . .	605

## Table of Cases Reported.

	PAGE
Riverside and Dan River Cotton Mills <i>v.</i> Menefee	189
Roberts <i>v.</i> Underwood	386
Robinson <i>v.</i> Baltimore and Ohio Railroad Company	84
Roman Catholic Church of St. Anthony of Padua, Jersey City, <i>v.</i> The Pennsylvania Railroad Com- pany	575
Rounds <i>v.</i> Cloverport Foundry and Machine Com- pany	303
Royal Arcanum <i>v.</i> Green	531
St. Anthony Church <i>v.</i> Pennsylvania Railroad Com- pany	575
St. Louis, Iron Mountain & Southern Railway Com- pany <i>v.</i> Craft	648
Sackville, Daniels <i>v.</i>	570
Savings Bank (Pontiac), Detroit Trust Company <i>v.</i>	186
Sawyer <i>v.</i> Gray	674
Seaboard Air Line Railway <i>v.</i> Tilghman	499
Sea Gull Specialty Co., Healy <i>v.</i>	479
Secretary of War, Greenleaf Johnson Lumber Com- pany <i>v.</i>	251
Sewerage and Water Board of New Orleans, New Orleans Tax Payers' Protective Associa- tion <i>v.</i>	33
Sherfesee <i>v.</i> McMaster	63
Sheriff of Orange County, Florida, Sligh <i>v.</i>	52
Sherman & Sons Company, United States <i>v.</i>	146
Shulz, American Surety Company <i>v.</i>	159
Slayden-Kirksey Woolen Mill's Trustee in Bank- ruptcy <i>v.</i> Cameron	616
Sligh <i>v.</i> Kirkwood, Sheriff of Orange County, Florida	52
Smith, Guffey <i>v.</i>	101, 120
Smoot <i>v.</i> United States	38
Sohmer, Comptroller of the State of New York, State of New York <i>ex rel.</i> Interborough Rapid Transit Company <i>v.</i>	276

TABLE OF CONTENTS.

xxxv

Table of Cases Reported.

	PAGE
Solomon, Erie Railroad Company <i>v.</i> . . . . .	427
South Carolina, Malloy <i>v.</i> . . . . .	180
South Carolina, <i>ex rel.</i> Phœnix Mutual Life Insurance Company <i>v.</i> McMaster, as Insurance Commissioner of the State of South Carolina . . . . .	63
South Carolina, <i>ex rel.</i> Sherfesee, <i>v.</i> McMaster, as Insurance Commissioner of the State of South Carolina . . . . .	63
South Carolina Insurance Commissioner, Phœnix Mutual Life Insurance Company <i>v.</i> . . . . .	63
South Carolina Insurance Commissioner, Sherfesee <i>v.</i> . . . . .	63
Southern Pacific Company <i>v.</i> United States . . . . .	202
Spokane and Inland Empire Railroad Company <i>v.</i> Whitley . . . . .	487
State of Georgia <i>v.</i> Tennessee Copper Company and Ducktown Sulphur, Copper & Iron Company, Limited . . . . .	474, 678
State of Indiana, Booth <i>v.</i> . . . . .	391
State of New York, <i>ex rel.</i> Interborough Rapid Transit Company <i>v.</i> Sohmer, Comptroller of the State of New York . . . . .	276
State of South Carolina, Malloy <i>v.</i> . . . . .	180
State of South Carolina, <i>ex rel.</i> Phœnix Mutual Life Insurance Company <i>v.</i> McMaster, as Insurance Commissioner of the State of South Carolina . . . . .	63
State of South Carolina, <i>ex rel.</i> Sherfesee, <i>v.</i> McMaster, as Insurance Commissioner of the State of South Carolina . . . . .	63
Stewart Mining Company <i>v.</i> Ontario Mining Company . . . . .	350
Supreme Council of the Royal Arcanum <i>v.</i> Green . . . . .	531
Surety Company <i>v.</i> Shulz . . . . .	159
Syndicate Publishing Company, G. & C. Merriam Company <i>v.</i> . . . . .	618

## Table of Cases Reported.

	PAGE
Telegraph Company (W. U.), Louisville & Nashville Railroad Company <i>v.</i> . . . . .	300
Tennessee Copper Company, State of Georgia <i>v.</i> 474,	678
Texas & Pacific Railway Company <i>v.</i> Hill . . . . .	208
Texas & Pacific Railway Company <i>v.</i> Marcus . . . . .	215
Thames and Mersey Marine Insurance Company, Limited, <i>v.</i> United States . . . . .	19
Tilghman, Seaboard Air Line Railway <i>v.</i> . . . . .	499
Toop <i>v.</i> Ulysses Land Company . . . . .	580
Trust Company (Detroit) <i>v.</i> Pontiac Savings Bank	186
Trustees of the University of Mississippi, Waugh <i>v.</i> . . . . .	589
Ulysses Land Company, Toop <i>v.</i> . . . . .	580
Underwood, Roberts <i>v.</i> . . . . .	386
United States, Booth-Kelly Lumber Company <i>v.</i> . . . . .	481
United States <i>v.</i> Chicago, Burlington and Quincy Railroad Company . . . . .	410
United States, Christie <i>v.</i> . . . . .	234
United States <i>v.</i> Emery, Bird, Thayer Realty Com- pany . . . . .	28
United States <i>v.</i> Erie Railroad Company . . . . .	402
United States, Henkel <i>v.</i> . . . . .	43
United States <i>v.</i> Hvoslef . . . . .	1
United States <i>v.</i> Noble . . . . .	74
United States <i>v.</i> Sherman & Sons Company . . . . .	146
United States, Smoot <i>v.</i> . . . . .	38
United States, Southern Pacific Company <i>v.</i> . . . . .	202
United States, Thames and Mersey Marine Insur- ance Company <i>v.</i> . . . . .	19
United States <i>ex rel.</i> Chott <i>v.</i> Ewing, Commissioner of Patents . . . . .	197
University of Mississippi, Waugh <i>v.</i> . . . . .	589
Varnville Furniture Company, Charleston & West- ern Carolina Railway Company <i>v.</i> . . . . .	597

TABLE OF CONTENTS.

xxxvii

Table of Cases Reported.

	PAGE
Wagner, Daniels <i>v.</i> . . . . .	547
Wakefield, Daniels <i>v.</i> . . . . .	572
Warden of the California State Prison, Collins <i>v.</i> . .	502
Warden of the United States Penitentiary at Leaven- worth, Ebeling <i>v.</i> . . . . .	625
Warden of the United States Penitentiary at Leaven- worth <i>v.</i> Devine . . . . .	632
Waugh <i>v.</i> Board of Trustees of the University of Mississippi . . . . .	589
Western Union Telegraph Company, Louisville & Nashville Railroad Company <i>v.</i> . . . . .	300
Whitley, Spokane & Inland Empire Railroad Com- pany <i>v.</i> . . . . .	487
Wisconsin Railroad Commission, Chicago, Burling- ton & Quincy Railroad Company <i>v.</i> . . . . .	220
Zobelein, Chapman <i>v.</i> . . . . .	135

