

## OPINIONS PER CURIAM, ETC., FROM JANUARY 12, 1915, TO JUNE 21, 1915.

No. —. Original. *Ex parte*: IN THE MATTER OF JAMES J. FLETCHER ET AL., PETITIONERS. Motion for leave to file petition for writ of *habeas corpus* submitted January 25, 1915. Decided February 1, 1915. Motion for leave to file petition for writ of *habeas corpus* denied. Mr. Henry E. Davis and Mr. James A. O'Shea for the petitioners. The Solicitor General opposing.

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NO. 148. SOUTHERN EXPRESS COMPANY, PLAINTIFF IN ERROR, *v.* EMIL J. STEHLI ET AL. In error to the Supreme Court of the State of North Carolina. Argued for plaintiff in error January 25, 1915. Decided February 23, 1915. *Per Curiam*. Judgment reversed with costs, and case remanded for further proceedings upon the authority of *Adams Express Company v. Croninger*, 226 U. S. 491; *Wells, Fargo & Co. v. Neiman-Marcus Co.*, 227 U. S. 469; *Kansas Southern Railway v. Carl*, 227 U. S. 639; *Chicago, Rock Island & Pacific Railway v. Cramer*, 232 U. S. 490; *Seaboard Air Line v. J. M. Pace Mule Co.*, 234 U. S. 751. Mr. Robert C. Alston for the plaintiff in error. No appearance for the defendants in error.

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NO. 335. PETER H. ANDERSON ET AL., PLAINTIFFS IN ERROR, *v.* NELS O. HULTBERG ET AL. In error to the Supreme Court of the State of Illinois. Motion to dismiss or transfer to summary docket submitted January 25, 1915. Decided February 23, 1915. *Per Curiam*.

Dismissed for the want of jurisdiction upon the authority of *Deming v. Carlisle Packing Co.*, 226 U. S. 102, 105; *Consolidated Turnpike v. Norfolk &c. Railway*, 228 U. S. 596, 600; see *White Star Mining Co. v. Hultberg*, 205 U. S. 540; *Anderson et al. v. Swedish Evangelical Mission Covenant of America et al.*, 235 U. S. 692. Mr. Axel Chytraus, Mr. John J. Healy and Mr. E. Allen Frost for the plaintiffs in error. Mr. John Barton Payne, Mr. Silas H. Strawn, Mr. Harris F. Williams and Mr. James Hamilton Lewis for the defendants in error.

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NO. 509. SEABOARD AIR LINE RAILWAY, PLAINTIFF IN ERROR, *v.* ELLA M. THORNTON, AS ADMINISTRATRIX, ETC. In error to the Supreme Court of the State of South Carolina. Argued February 24, 1915. Decided March 1, 1915. *Per Curiam*. Judgment reversed with costs, and cause remanded for further proceedings upon the authority of *Seaboard Air Line v. Horton*, 233 U. S. 492. Mr. J. J. Darlington for the plaintiff in error. Mr. William N. Graydon for the defendant in error.

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NO. 168. THE PEOPLE OF THE STATE OF ILLINOIS EX REL. JOHN B. GASKILL, PLAINTIFFS IN ERROR, *v.* FOREST HOME CEMETERY COMPANY OF CHICAGO ET AL. In error to the Supreme Court of the State of Illinois. Argued March 4, 1915. Decided March 8, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of (1) *Eustis v. Bolles*, 150 U. S. 361; *Yazoo & Miss. R. R. v. Brewer*, 231 U. S. 245, 249; *Holden Land Co. v. Interstate Trading Co.*, 233 U. S. 536, 541; (2) *Deming v. Carlisle Packing Co.*, 226 U. S. 102, 105; *Consol. Turnpike v. Norfolk &c. Ry.*, 228 U. S. 596, 599-600;

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*Ennis Water Works v. Ennis*, 233 U. S. 652, 658. *Mr. George W. Wilbur* for the plaintiffs in error. *Mr. Walter D. Herrick* for the defendants in error.

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NO. 171. GEORGE W. CALDWELL ET AL., PLAINTIFFS IN ERROR, *v.* CARL E. BAUER ET AL. In error to the Supreme Court of the State of Indiana. Argued March 4 and 5, 1915. Decided March 8, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of (1) *Eustis v. Bolles*, 150 U. S. 361; *Yazoo & Miss. R. R. v. Brewer*, 231 U. S. 245, 249; *Holden Land Co. v. Interstate Trading Co.*, 233 U. S. 536, 541; (2) *Chesapeake & Ohio Ry. v. McDonald*, 214 U. S. 191, 193; *Seaboard Air Line v. Duvall*, 225 U. S. 477, 481; *Rowe v. Scott*, 233 U. S. 658, 663, 664; *Cleveland & Pittsburgh R. R. v. Cleveland*, 235 U. S. 50. *Mr. Wm. J. Whinery* and *Mr. Addison C. Harris* for the plaintiffs in error. *Mr. Frank N. Gavit* and *Mr. John H. Gillett* for the defendants in error.

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NO. 789. MAX G. COHEN, APPELLANT, *v.* THE UNITED STATES. Appeal from the District Court of the United States for the Western District of Washington. Motion to dismiss or affirm submitted March 3, 1915. Decided March 8, 1915. *Per Curiam*. Final order affirmed upon the authority of *Kaizo v. Henry*, 211 U. S. 146, 148; *Harlan v. McGourin*, 218 U. S. 442, 445, 448; *Glasgow v. Moyer*, 225 U. S. 420, 428, 429; *Henry v. Henkel*, 235 U. S. 219, 229; see *Cohen v. United States*, 235 U. S. 696. *Mr. Thomas Mannix* for the appellant. *The Attorney General*, *The Solicitor General* and *Mr. Assistant Attorney General Wallace* for the appellee.

No. —. Original. *Ex parte*: IN THE MATTER OF HELEN C. SHECKELS, PETITIONER. Motion for leave to file petition for writ of mandamus submitted March 8, 1915. Decided March 15, 1915. Motion for leave to file petition for writ of mandamus denied. *Mr. John Raum* for the petitioner.

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No. 201. LOUISVILLE & NASHVILLE RAILROAD COMPANY, PLAINTIFF IN ERROR, *v.* L. M. RHODA, AS ADMINISTRATOR OF THE ESTATE OF CLARENCE RHODA, DECEASED. In error to the Supreme Court of the State of Florida. Argued March 16, 1915. Decided April 12, 1915. *Per Curiam*. Judgment reversed upon the authority of *Michigan Central R. R. v. Vreeland*, 227 U. S. 59; *American Railroad of Porto Rico v. Didricksen*, 227 U. S. 145; *Gulf, Colorado, &c. Ry. v. McGinnis*, 228 U. S. 173; *Garrett v. Louisville & Nashville R. R.*, 235 U. S. 308. *Mr. A. C. Blount, Mr. W. A. Blount, Mr. Benjamin D. Warfield* and *Mr. Henry L. Stone* for the plaintiff in error. *Mr. W. H. Watson* for the defendant in error.

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No. 731. EDWARD A. PETERS, APPELLANT, *v.* HENRY L. FERRIS & HUNT, HELM, FERRIS & Co. Appeal from the District Court of the United States for the Eastern District of Wisconsin. Motion to dismiss submitted April 5, 1915. Decided April 12, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of *Covington v. First National Bank*, 185 U. S. 270; *Heike v. United States*, 217 U. S. 423; *United States v. Beatty*, 232 U. S. 463; see *Alexander v. United States*, 201 U. S. 117. *Mr. William G. Henderson* for the appellant. *Mr. Philip C. Dyrenforth, Mr. Francis M. Phelps* and *Mr. George A. Chritton* for the appellees.

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NO. 249. C. L. CARLISLE, PLAINTIFF IN ERROR, *v.* THE STATE OF SOUTH DAKOTA. In error to the Supreme Court of the State of South Dakota. Submitted April 16, 1915. Decided April 19, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of *Farrell v. O'Brien*, 199 U. S. 89, 100; *Fay v. Crozer*, 217 U. S. 455; *Hendricks v. United States*, 223 U. S. 178, 184; see *Dent v. West Virginia*, 129 U. S. 114; *Reetz v. Michigan*, 188 U. S. 505; *Watson v. Maryland*, 218 U. S. 173; *Collins v. Texas*, 223 U. S. 288. *Mr. Melvin Grigsby* for the plaintiff in error. *Mr. Chas. O. Bailey, Mr. Royal C. Johnson* and *Mr. John H. Voorhees* for the defendant in error.

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NO. 762. F. B. CLARK, TRUSTEE IN BANKRUPTCY OF THE SMITH AUTOMOBILE COMPANY, A BANKRUPT, APPELLANT, *v.* CLAUDE HAMILTON. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss submitted April 12, 1915. Decided April 19, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of *Chapman v. Bowen*, 207 U. S. 89; *Blake v. Openyhm*, 216 U. S. 322. *Mr. D. R. Hite* for the appellant. *Mr. Chas. M. Wilson* for the appellee.

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NO. 751. ERWIN R. BERGDOLL, PLAINTIFF IN ERROR, *v.* FRANK A. HARRIGAN, TRUSTEE, ETC. In error to the United States Circuit Court of Appeals for the Third Circuit. Motion to dismiss or affirm or place on the summary docket submitted April 19, 1915. Decided April 26, 1915. *Per Curiam*. Judgment affirmed with costs, upon the authority of rule 6, clause 5; *Micas v. Williams*, 104 U. S. 556; *The Alaska*, 130 U. S. 201; *Chanute City v. Trader*, 132 U. S. 210, 214; *Northern*

*Pacific Railroad v. Amato*, 144 U. S. 465, 473, and cause remanded to the District Court of the United States for the Eastern District of Pennsylvania. *Mr. Joseph Gillfillan* and *Mr. George S. Graham* for the plaintiff in error. *Mr. Joseph W. Catharine* for the defendant in error.

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NO. 252. THE BRUNER OIL COMPANY ET AL., PLAINTIFFS IN ERROR, *v.* THE DEMING INVESTMENT COMPANY. In error to the Supreme Court of the State of Oklahoma. Submitted April 22, 1915. Decided April 26, 1915. *Per Curiam*. Judgment affirmed with costs upon the authority of *Skelton v. Dill*, 235 U. S. 206; *Adkins v. Arnold*, 235 U. S. 417. *Mr. George S. Ramsey* and *Mr. Edgar A. de Meules* for the plaintiffs in error. *Mr. A. J. Biddison* for the defendant in error.

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NO. 355. EDWARD ROBY, PLAINTIFF IN ERROR, *v.* SOUTH PARK COMMISSIONERS ET AL. In error to the Supreme Court of the State of Illinois. Motion to dismiss or affirm submitted April 26, 1915. Decided May 3, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of *Iowa Central Ry. v. Iowa*, 160 U. S. 389; *Texas & New Orleans R. R. v. Miller*, 221 U. S. 408, 416; *Brinkmeier v. Missouri Pacific Ry.*, 224 U. S. 268; *Washington v. Miller*, 235 U. S. 422, 429. *Mr. Edward Roby* for the plaintiff in error. *Mr. Robert Redfield*, *Mr. Chauncey W. Martyn* and *Mr. Charles L. Bartlett* for the defendants in error.

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NO. 254. BRUCE NEFF, PLAINTIFF IN ERROR, *v.* R. A. JACKSON, SHERIFF OF HILLSBORO COUNTY. In error

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to the Supreme Court of the State of Florida. Submitted for the plaintiff in error May 4, 1915. Decided May 10, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of *Deming v. Carlisle Packing Co.*, 226 U. S. 102; *Consolidated Turnpike v. Norfolk &c. Ry.*, 228 U. S. 596, 600; *Ennis Water Works v. Ennis*, 233 U. S. 652, 658; see *Hendrick v. Maryland*, 235 U. S. 610. *Mr. Benjamin Micou and Mr. Hilary A. Herbert* for the plaintiff in error. No appearance for the defendant in error.

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NO. 267. STATE SAVINGS & COMMERCIAL BANK, PLAINTIFF IN ERROR, *v.* ALDEN ANDERSON ET AL. In error to the Supreme Court of the State of California. Argued May 6, 1915. Decided May 10, 1915. *Per Curiam*. Judgment affirmed, with costs, upon the authority of *Engel v. O'Malley*, 219 U. S. 128; *Noble State Bank v. Haskell*, 219 U. S. 104. *Mr. C. M. Jennings and Mr. Arthur Crane* for the plaintiff in error. *Mr. A. A. De Ligne and Mr. U. S. Webb* for the defendants in error.

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NO. 467. ARIZONA COPPER COMPANY, LTD., PLAINTIFF IN ERROR, *v.* THE STATE OF ARIZONA AT THE RELATION OF AND TO THE USE OF JOHN M. WEBSTER, TREASURER AND EX OFFICIO TAX COLLECTOR IN AND FOR THE COUNTY OF GREENLEE, STATE OF ARIZONA. In error to the Supreme Court of the State of Arizona. Motion to dismiss or affirm submitted May 17, 1915. Decided June 1, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of *Eustis v. Bolles*, 150 U. S. 361; *Yazoo & Miss. V. R. R. v. Brewer*, 231 U. S. 245; *Holden Land Co. v. Interstate Trading Co.*, 233 U. S. 536. *Mr.*

*Walter Bennett* for the plaintiff in error. *Mr. George J. Stoneman* and *Mr. Reese M. Ling* for the defendant in error.

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NO. 812. *W. G. WELLES ET AL., PLAINTIFFS IN ERROR, v. GEORGE E. BRYANT.* In error to the Supreme Court of the State of Florida. Motion to dismiss or affirm and for damages submitted May 17, 1915. Decided June 1, 1915. *Per Curiam.* Dismissed for the want of jurisdiction upon the authority of *Thomas v. Iowa*, 209 U. S. 258; *Mallers v. Commercial Loan & Trust Co.*, 216 U. S. 613; *Appleby v. Buffalo*, 221 U. S. 524, 529; *Cleveland & Pittsburgh R. R. v. Cleveland*, 235 U. S. 50, 53. *Mr. Benjamin Micou* for the plaintiffs in error. *Mr. N. B. K. Pettingill* and *Mr. M. B. Macfarlane* for the defendant in error.

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NO. 329. *THE AMERICAN WELL WORKS CO., APPELLANT, v. LAYNE & BOWLER CO. ET AL.* Appeal from the District Court of the United States for the Eastern District of Arkansas. Motion to dismiss submitted May 10, 1915. Decided June 1, 1915. *Per Curiam.* Dismissed for the want of jurisdiction upon the authority of *Bevins v. Ramsey*, 11 How. 185; *Deland v. Platte County*, 155 U. S. 221; *Behn v. Campbell*, 205 U. S. 403, 407. *Mr. Frank Andrews* and *Mr. J. M. Moore* for the appellees. No brief filed for the appellant.

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NO. 310. *T. U. VAUGHN, PLAINTIFF IN ERROR, v. THE STATE OF SOUTH CAROLINA.* In error to the Supreme Court of the State of South Carolina. Motion to dismiss or affirm submitted June 14, 1915. Decided June 21,

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1915. *Per Curiam*. Judgment affirmed upon the authority of (1) *Malloy v. South Carolina*, 237 U. S. 180; (2) *Overton v. Oklahoma*, 235 U. S. 31; *Consolidated Turnpike Co. v. Norfolk &c. Ry.*, 228 U. S. 596; *Deming v. Carlisle Packing Co.*, 226 U. S. 102. *Mr. Joseph A. McCullough* for the plaintiff in error. *Mr. Thomas H. Peeples* and *Mr. Fred H. Dominick* for the defendant in error.

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NO. 354. THE UNITED STATES EX REL. FREDERICK BROWN, APPELLANT, *v.* FREDERICK A. COOKE, SUPERINTENDENT OF THE COUNTY PRISON AT PHILADELPHIA. Appeal from the United States Circuit Court of Appeals for the Third Circuit. Motion to dismiss or affirm submitted June 14, 1914. Decided June 21, 1915. *Per Curiam*. Dismissed for the want of jurisdiction upon the authority of § 241, Judicial Code; *Whitney v. Dick*, 202 U. S. 132; *Lau Ow Bew v. United States*, 144 U. S. 47, 58; *Kurtz v. Moffitt*, 115 U. S. 487, 498. *Mr. G. Edward Dickerson* for the appellant. *Mr. Thomas H. Peeples* and *Mr. Fred H. Dominick* for the appellee.

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*Decisions on Petitions for Writs of Certiorari from January 12, 1915, to June 21, 1915.*

NO. 725. CHARLES E. HOUSTON ET AL., PETITIONERS, *v.* THE UNITED STATES. January 18, 1915. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Samuel H. Pyles*, *Mr. James B. Howe*, *Mr. Wickliffe B. Stratton*, *Mr. Alexander Britton*, *Mr. Evans Browne* and *Mr. Francis W. Clements* for the petitioners. *The Attorney General*,