

245 U. S. Cases Disposed of Without Consideration by the Court.

NO. 811. S. L. HEATHERLY, ADMINISTRATOR, ETC., PETITIONER, *v.* LOUISVILLE & NASHVILLE RAILROAD COMPANY. February 4, 1918. Petition for a writ of certiorari to the Court of Appeals of the State of Kentucky denied. *Mr. Conrad H. Syme* for petitioner. *Mr. Benjamin D. Warfield* for respondent.

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NO. 812. EDWARD STROECKER, AS TRUSTEE, ETC., PETITIONER *v.* MARIAM A. PATTERSON ET AL. February 4, 1918. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Charles J. Heggerty* for petitioner. No appearance for respondents.

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CASES DISPOSED OF WITHOUT CONSIDERATION  
BY THE COURT, FROM OCTOBER 1, 1917, TO  
MARCH 4, 1918.

NO. 717. MARTINIANO M. VELOSO, PLAINTIFF IN ERROR AND APPELLANT, *v.* VICENTE FRANCISCO AGEO ET AL. Appeal from the Supreme Court of the Philippine Islands. October 1, 1917. Docketed and dismissed with costs, on motion of *Mr. Evans Browne* for defendants in error and appellees. No one opposing.

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NO. 1. DETROIT UNITED RAILWAY, PLAINTIFF IN ERROR, *v.* CITY OF DETROIT. In error to the Supreme Court of the State of Michigan. October 1, 1917. Dismissed without costs to either party, per stipulation. *Mr. John C.*

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*Donnelly* and *Mr. Henry L. Lyster* for plaintiff in error.  
*Mr. Richard I. Lawson* and *Mr. Harry J. Dingeman* for  
defendant in error.

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No. 21. KANSAS CITY STOCK YARDS COMPANY OF  
MISSOURI, PLAINTIFF IN ERROR, *v.* STATE OF KANSAS  
EX REL. JOHN S. DAWSON, ATTORNEY GENERAL. In error  
to the Supreme Court of the State of Kansas. October 1,  
1917. Dismissed with costs, on motion of counsel for  
plaintiff in error. *Mr. L. W. Keplinger* for plaintiff in  
error. No appearance for defendant in error.

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No. 135. SHILL ROLLING CHAIR COMPANY, PLAINTIFF  
IN ERROR, *v.* ATLANTIC CITY;

No. 136. HANNAH M. CLOWNEY, TRADING AS SMITH'S  
ROLLING CHAIRS, PLAINTIFF IN ERROR, *v.* ATLANTIC CITY;  
and

No. 137. THOMAS E. LASSITER, PLAINTIFF IN ERROR, *v.*  
ATLANTIC CITY. In error to the Court of Errors and  
Appeals of the State of New Jersey. October 1, 1917.  
Dismissed with costs, on motion of counsel for plaintiffs in  
error. *Mr. George A. Bourgeois* and *Mr. Harry R. Coulomb*  
for plaintiffs in error. No appearance for defendant in  
error.

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No. 149. ST. LOUIS, IRON MOUNTAIN & SOUTHERN  
RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* STATE OF  
LOUISIANA EX REL. CITY OF LAKE CHARLES. In error to  
the Supreme Court of the State of Louisiana. October 1,  
1917. Dismissed with costs, on motion of counsel for  
plaintiff in error. *Mr. Henry Bernstein* for plaintiff in  
error. No appearance for defendant in error.

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NO. 258. MIDLAND VALLEY RAILROAD COMPANY, PLAINTIFF IN ERROR, *v.* DELLA OGDEN, ADMINISTRATRIX, ETC. In error to the Supreme Court of the State of Oklahoma. October 1, 1917. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. Norman R. Haskell* for plaintiff in error. No appearance for defendant in error.

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NO. 54. UNITED STATES, APPELLANT, *v.* GREAT LAKES TOWING COMPANY ET AL. Appeal from the District Court of the United States for the Northern District of Ohio. October 2, 1917. Dismissed on motion of *Mr. Solicitor General Davis* for the United States. No appearance for appellees.

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NO. 197. DELAWARE, LACKAWANNA AND WESTERN RAILROAD Co., PLAINTIFF IN ERROR, *v.* GEORGE D. FISH. In error to the Supreme Court of the State of New York. October 9, 1917. Dismissed without costs to either party, per stipulation of counsel. *Mr. Austin J. McMahon* for plaintiff in error. *Mr. Walter A. Fullerton* for defendant in error.

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NO. 547. ADAH B. WALTON, ADMINISTRATRIX, ETC., PLAINTIFF IN ERROR, *v.* EDWARD B. PRYOR ET AL., RECEIVERS, ETC. In error to the Supreme Court of the State of Illinois. October 9, 1917. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. Charles C. LeForgee* for plaintiff in error. No appearance for defendants in error.

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NO. 159. FRANK R. WILLIAMS, APPELLANT, *v.* CHARLES POTTER ET AL. Appeal from the United States Circuit

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Court of Appeals for the Second Circuit. October 12, 1917. Dismissed with costs, on motion of counsel for appellant. *Mr. Frank R. Williams, pro se.*

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NO. 13. P. J. HAMILL, PLAINTIFF IN ERROR, *v.* JOSEPH SCHLITZ BREWING COMPANY. In error to the Supreme Court of the State of Iowa. October 16, 1917. Dismissed with costs, pursuant to the tenth rule. *Mr. Frederick S. Tyler* and *Mr. Benjamin I. Salinger* for plaintiff in error. *Mr. G. P. Miller, Mr. Edwin S. Mack* and *Mr. Arthur W. Fairchild* for defendant in error.

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NO. 15. THE KEETOOWAH SOCIETY ET AL., APPELLANTS, *v.* FRANKLIN K. LANE, SECRETARY OF THE INTERIOR. Appeal from the Court of Appeals of the District of Columbia. October 17, 1917. Dismissed with costs, pursuant to the tenth rule. *Mr. C. C. Calhoun* for appellants. *The Attorney General* for appellee.

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NO. 4. C. J. OLSON, PLAINTIFF IN ERROR, *v.* STATE OF NORTH DAKOTA. In error to the Supreme Court of the State of North Dakota. October 17, 1917. Dismissed with costs, pursuant to the sixteenth rule, on motion of *Mr. William Langer* for defendant in error. *Mr. Edward Engerud* for plaintiff in error. *Mr. Andrew Miller* and *Mr. Harrison A. Bronson* for defendant in error.

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NO. 55. JOSE SANCHEZ Y ARMIJO, PLAINTIFF IN ERROR, *v.* STATE OF NEW MEXICO. In error to the Supreme Court

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of the State of New Mexico. November 5, 1917. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. T. B. Catron* for plaintiff in error. *Mr. Frank W. Clancy* for defendant in error.

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NO. 357. WELLS, FARGO & COMPANY ET AL., APPELLANTS, *v.* CLARENCE C. CALDWELL, ATTORNEY GENERAL, ETC., ET AL. Appeal from the District Court of the United States for the District of South Dakota. November 5, 1917. Dismissed, per stipulation. *Mr. C. O. Bailey* and *Mr. Branch P. Kerfoot* for appellants. *Mr. Clarence C. Caldwell* and *Mr. P. W. Dougherty* for appellees.

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NO. 617. LIVERPOOL & LONDON & GLOBE INSURANCE COMPANY (LTD.), APPELLANT, *v.* JAMES J. BAILEY, SECRETARY OF STATE OF THE STATE OF LOUISIANA. Appeal from the District Court of the United States for the Eastern District of Louisiana. November 5, 1917. Dismissed with costs, on motion of counsel for appellant. *Mr. J. Zach Spearing* for appellant. No appearance for appellee.

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NO. 45. SOUTHERN RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* C. S. COOK, ADMINISTRATOR OF W. M. POTEAT, DECEASED. In error to the United States Circuit Court of Appeals for the Fourth Circuit. November 9, 1917. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. Robert B. Tunstall* and *Mr. L. E. Jeffries* for plaintiff in error. *Mr. Harry Wooding, Jr.*, for defendant in error.

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NO. 64. UNITED STATES OF AMERICA EX REL. DAVID BOWLEGS, A MINOR, ETC., PLAINTIFF IN ERROR, *v.* FRANKLIN K. LANE, SECRETARY OF THE INTERIOR. In error to the Court of Appeals of the District of Columbia. November 15, 1917. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. James W. McNeill, Mr. John B. Meserve, Mr. U. L. Mott and Mr. W. L. Sturdevant* for plaintiff in error. *The Attorney General* for defendant in error.

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NO. 65. THOMAS D. AITKEN ET AL., PLAINTIFFS IN ERROR, *v.* UNITED STATES OF AMERICA, BY ITS TRUSTEE, THE GOVERNMENT OF THE PHILIPPINE ISLANDS. In error to the Supreme Court of the Philippine Islands. November 15, 1917. Dismissed, pursuant to the tenth rule. *Mr. C. L. Bowé* for plaintiffs in error. *Mr. Samuel T. Ansell* for defendant in error.

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NO. 79. JOHN JOHNSTONE, PLAINTIFF IN ERROR, *v.* ANDREW SCHMIDT ET AL. In error to the Supreme Court of the State of North Dakota. November 20, 1917. Dismissed with costs, pursuant to the tenth rule. *Mr. C. L. Young and Mr. F. C. Heffron* for plaintiff in error. *Mr. James E. Trask* for defendants in error.

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NO. 86. JAMES MCDOWALL ET AL., PLAINTIFFS IN ERROR, *v.* EDWARD I. DONOVAN ET AL. In error to the Supreme Court of the State of North Dakota. November 22, 1917. Dismissed with costs, pursuant to the tenth rule. *Mr. Edward Engerud* for plaintiffs in error. *Mr. Samuel Herrick* for defendants in error.

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NO. 87. GEORGE H. MUNROE ET AL., PLAINTIFFS IN ERROR, *v.* EDWARD I. DONOVAN ET AL. In error to the Supreme Court of the State of North Dakota. November 22, 1917. Dismissed with costs, pursuant to the tenth rule. *Mr. Edward Engerud* for plaintiffs in error. *Mr. Samuel Herrick* for defendants in error.

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NO. 676. U. S. FIDELITY & GUARANTY COMPANY, PLAINTIFF IN ERROR, *v.* STATE OF MISSISSIPPI ET AL. In error to the Supreme Court of the State of Mississippi. December 10, 1917. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. E. C. Brandenburg* for plaintiff in error. No appearance for defendants in error.

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NOS. 121 and 122. GEORGE M. GLENN, PLAINTIFF IN ERROR, *v.* SOUTHERN EXPRESS COMPANY. In error to the Supreme Court of the State of North Carolina. December 17, 1917. Dismissed with costs, per stipulation. *Mr. Murray Allen*, *Mr. Lawrence Maxwell* and *Mr. Joseph S. Graydon* for plaintiff in error. *Mr. Alexander B. Andrews, Jr.*, for defendant in error.

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NO. 151. BEEKMAN WINTHROP ET AL., APPELLANTS, *v.* GRANT FELLOWS, AS ATTORNEY GENERAL OF THE STATE OF MICHIGAN, ET AL. Appeal from the District Court of the United States for the Eastern District of Michigan. December 19, 1917. Dismissed with costs, per stipulation. *Mr. Henry W. Taft* and *Mr. Edwin P. Grosvenor* for appellants. *Mr. Grant Fellows* for appellees.

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NO. 251. BATESVILLE SOUTHWESTERN RAILWAY COMPANY ET AL., PLAINTIFFS IN ERROR, *v.* M. H. MIMS. In error to the Supreme Court of the State of Mississippi. January 4, 1918. Dismissed with costs, per stipulation. *Mr. Thomas A. Evans* and *Mr. Roger Montgomery* for plaintiffs in error. *Mr. W. R. Wood* for defendant in error.

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NO. 123. NANNIE C. GIBSON, PLAINTIFF IN ERROR, *v.* JOHN J. LENTZ. In error to the Court of Appeals for the Second Judicial District of the State of Ohio. January 14, 1918. Dismissed with costs, per stipulation. *Mr. Smith W. Bennett* and *Mr. W. J. Geer* for plaintiff in error. *Mr. John D. Karns* for defendant in error.

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NO. 181. BERT WILLIAMS ET AL., PLAINTIFFS IN ERROR, *v.* A. P. SANDLES ET AL. In error to the Supreme Court of the State of Ohio. January 31, 1918. Dismissed with costs, pursuant to the tenth rule. *Mr. F. S. Monnett* for plaintiffs in error. *Mr. Edward C. Turner* for defendants in error.

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NO. 694. ROBERT F. STROUD, PLAINTIFF IN ERROR, *v.* UNITED STATES. In error to the District Court of the United States for the District of Kansas. February 4, 1918. Judgment reversed upon confession of error; and cause remanded for further proceedings, on motion of *Mr. Solicitor General Davis* for the United States. *Mr. Isaac B. Kimbrell* and *Mr. Martin J. O'Donnell* for plaintiff in error.

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NO. 423. SOUTHERN BELL TELEPHONE & TELEGRAPH COMPANY, PLAINTIFF IN ERROR, *v.* W. E. HOLLIFIELD. In

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error to the Supreme Court of the State of North Carolina. February 4, 1918. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. James H. Merrimon* and *Mr. Alfred S. Barnard* for plaintiff in error. No appearance for defendant in error.

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## CASES DISPOSED OF IN VACATION.

NO. 139. COAL & COKE RY. CO., PLAINTIFF IN ERROR, *v.* DAVID F. DEAL. In error to the United States Circuit Court of Appeals for the Fourth Circuit. July 16, 1917. Dismissed with costs, pursuant to the twenty-eighth rule. *Mr. George E. Price* for plaintiff in error. *Mr. H. W. Houston* for defendant in error.

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NO. 241. JOHN A. BELL, PLAINTIFF IN ERROR, *v.* LIZZIE E. FITZPATRICK. In error to the Supreme Court of the State of Oklahoma. July 31, 1917. Dismissed with costs, pursuant to the twenty-eighth rule. *Mr. James A. Veazey* for plaintiff in error. *Mr. Joseph P. Rossiter* for defendant in error.

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NO. 182. CINCINNATI, NEW ORLEANS & TEXAS PACIFIC RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* W. E. GOODE. In error to the Court of Appeals of the State of Kentucky. August 15, 1917. Dismissed with costs, pursuant to the twenty-eighth rule. *Mr. John Galvin* and *Mr. Edward Colston* for plaintiff in error. *Mr. Emmet Puryear* for defendant in error.