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3. *Id.* In view of establishment of Board and Corporation as government agencies, broadly empowered and definitely restricted under Shipping Act, and of mention of that act in Act of 1917, presumed that Congress expected they would be used under latter act, and that President, in employing them thereunder, did so because of powers and restrictions, already provided. *Id.*
4. *Id.* This is confirmed by Acts of July 15, 18, 1918, read with House and Senate reports. *Id.*
5. *Id. Charter.* Words "purchased, chartered, or leased," cover contract for temporary use of vessel or its services not amounting to demise. *Id.*
6. *Id. Merchant Vessel,* employed "solely as merchant vessel," though assigned to New England coal trade when Government was rationing coal supply as war measure. *Id.*

**SIXTH AMENDMENT.** See **Constitutional Law, IX.**

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2. *Separable Part.* Whether other provisions of state law conflict with federal act not considered where provisions in question may stand alone. *Carey v. South Dakota* . . . . 118
3. *Id. Context.* Declaration of Federal Migratory Bird Act that birds within custody of United States limited by context to prohibition of destruction or taking. *Id.*
4. *Presumption; Ordinary Meaning.* That word "property" in Income Tax Act 1913 used with its ordinary sense, nothing contrary appearing. *De Ganay v. Lederer* . . . . . 376
5. *Presumption; Delegated Powers.* No presumption that Congress intended powers given by Act of 1917, authorizing requisition of private shipping, should be exercised by President arbitrarily, or that his order delegating powers for exercise to Shipping Board intended to vest absolute powers in Board; this is confirmed by later acts and House and Senate reports. *The Lake Monroe* . . . . . 246
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<i>Burleson v. Dempcy</i> . . . . .	191
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7. *Id. Continuance.* Provision for complete change to federal control being clear, no presumption that state control over intrastate rates was to remain unchanged because it previously existed. *Northern Pac. Ry. v. North Dakota* . . 135  
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State taxation, as applied to railroads, telegraphs and telephones, requisitioned for war purposes. See **Federal Control Act; Telephones and Telegraphs.**

Tax on telegraph poles and wires. See **Constitutional Law, III, 6; XI, 21, 22, 37.**

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**I. Income Tax Act, 1913.**

1. *Stocks, Bonds and Mortgages, "Property."* Where owned by alien nonresident and in hands of agent in this country empowered to sell, transfer, and to invest and reinvest pro-

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ceeds, income is taxable as income from property owned in United States by person residing elsewhere. *De Ganay v. Lederer* . . . . . 376

2. *Id.* Bonds, mortgages and certificates of stock are ordinarily regarded as "property"; and that term is presumed to have been used in statute with its ordinary sense. *Id.*

3. *Id. Situs.* Such property may have situs for taxation at place other than owner's domicile. *Id.*

**II. Inheritance Taxes. Claims for Refunds.**

1. *Contingent Interest*; payment without protest; time for presenting claim. *Coleman v. United States* . . . . . 30

2. *Id.* Claims presented to Commissioner under Act of 1902, for tax erroneously collected, and satisfied in part through suit against collector, need not be presented anew to obtain, as to residue, benefit of Act of 1912. *Sage v. United States* . . . . . 33

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4. *Id. Satisfaction*, by United States of judgment against collector does not prevent suit against United States for remainder of erroneous tax. *Id.*

**III. State Taxation. See Statutes, 6.**

1. *Inheritance Taxes.* New Jersey law, resulting in greater taxes for transfer of property in State of nonresident than would have been assessed for transfer of equal amount of property of resident decedent, held not to infringe privileges and immunities provision of Art. IV, or the like provision, or the equal protection or due process clauses, of Fourteenth Amendment. *Maxwell v. Bugbee* . . . . . 525

2. *Id.* Judgment holding shares within general succession tax of State, though tax was opposed as reaching real property outside of State, does not involve validity of tax statute or authority exercised under State, within Jud. Code, § 237. *Dana v. Dana* . . . . . 220

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4. *Id. Apportionment.* No necessity for hearing when mode prescribed by legislature. *Id.*
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6. *Railroad Charters; Tax Exemptions.* Provisions of charters to Southwestern and Muskogee railroads held to extend to lessee. *Central of Ga. Ry. v. Wright* . . . . . 519
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8. *License Tax.* Tax on right to manufacture within city, computed on amount of sales of goods so manufactured, is a tax upon business of manufacture within city, and not upon sales. *American Mfg. Co. v. St. Louis*. . . . . 459
9. *Id. Foreign Corporations; Interstate Commerce.* Such tax when computed on sales of goods manufactured in city, but removed, and afterwards sold, beyond States, does not burden interstate commerce or deprive of property without due process. *Id.*

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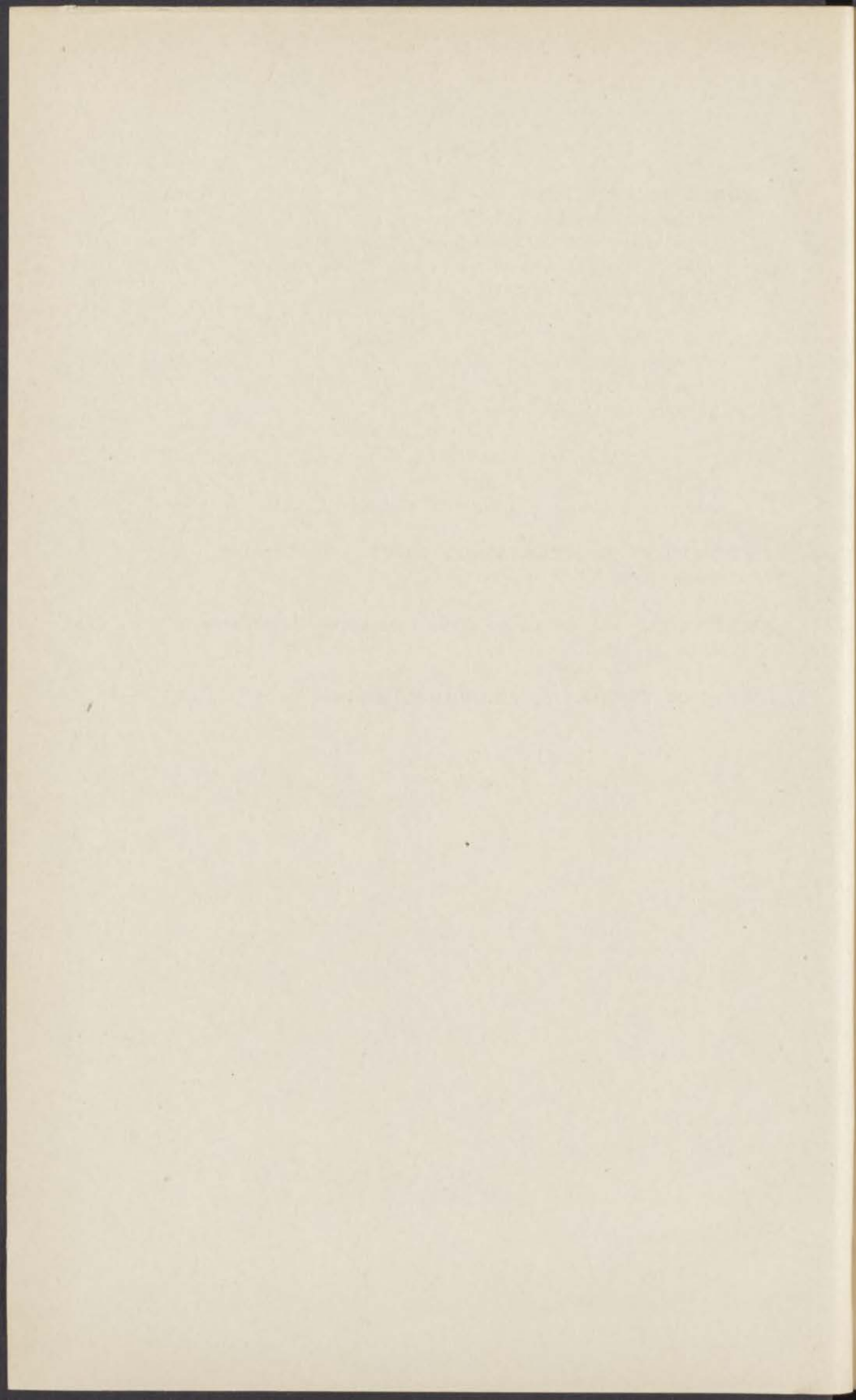
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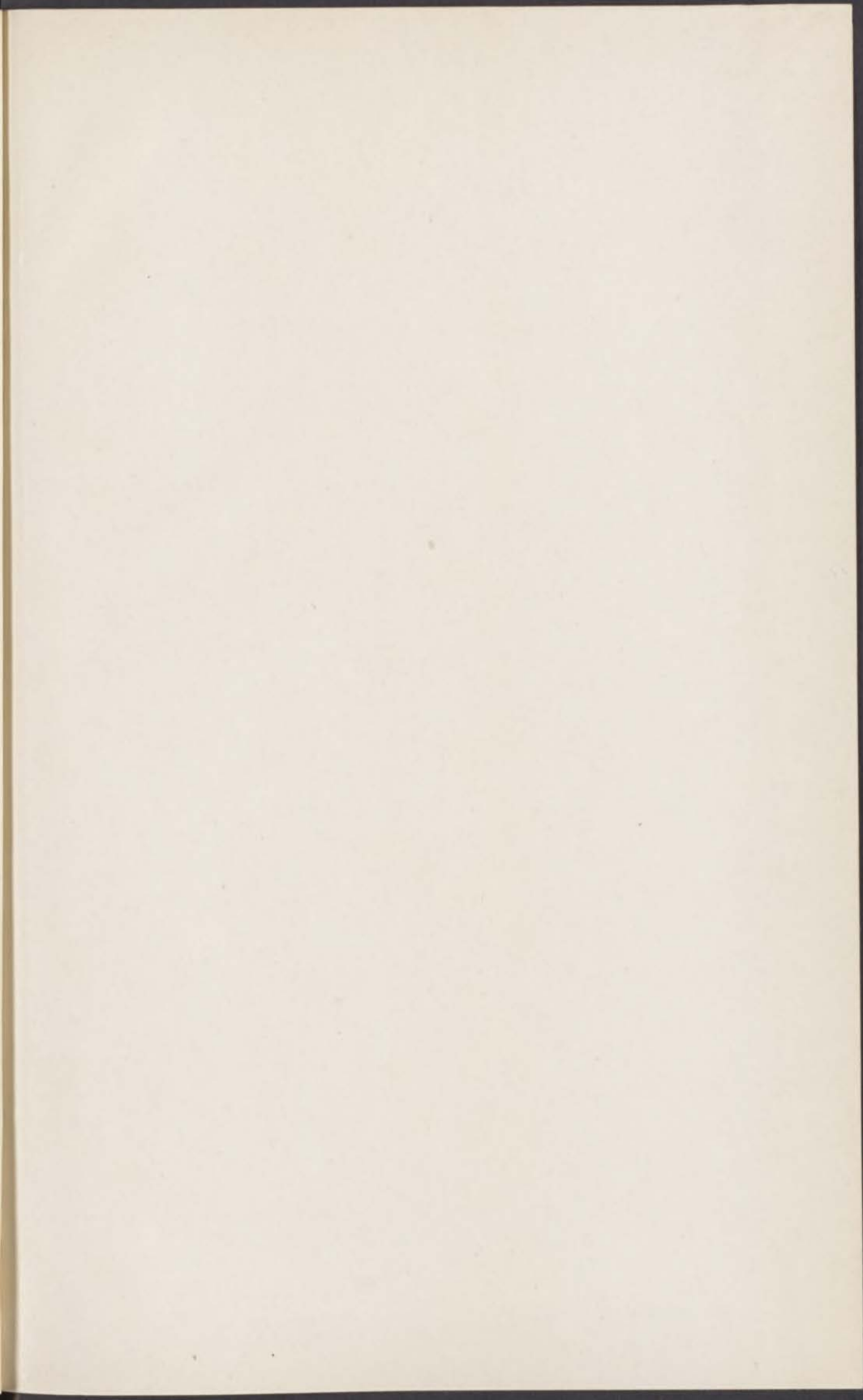
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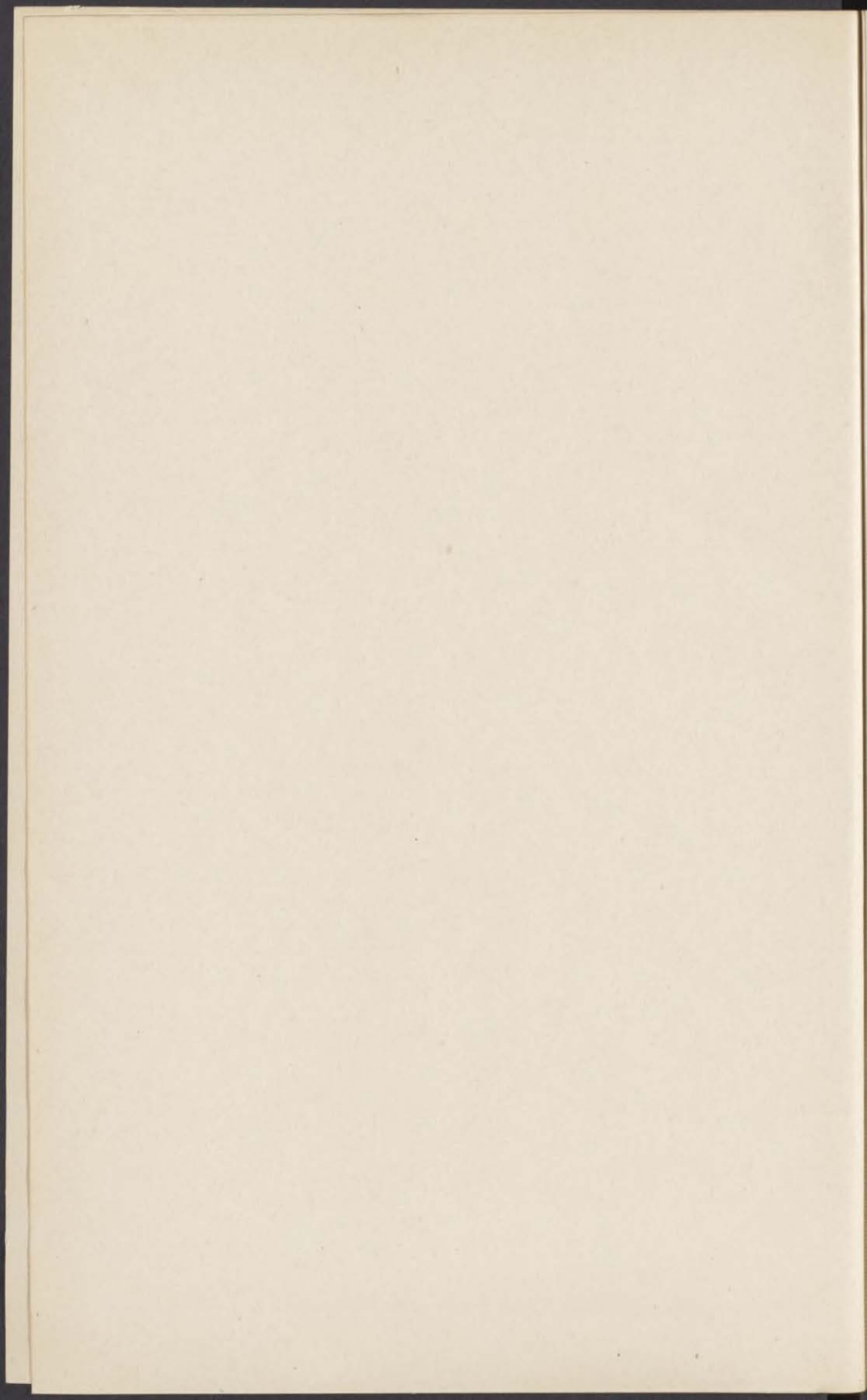
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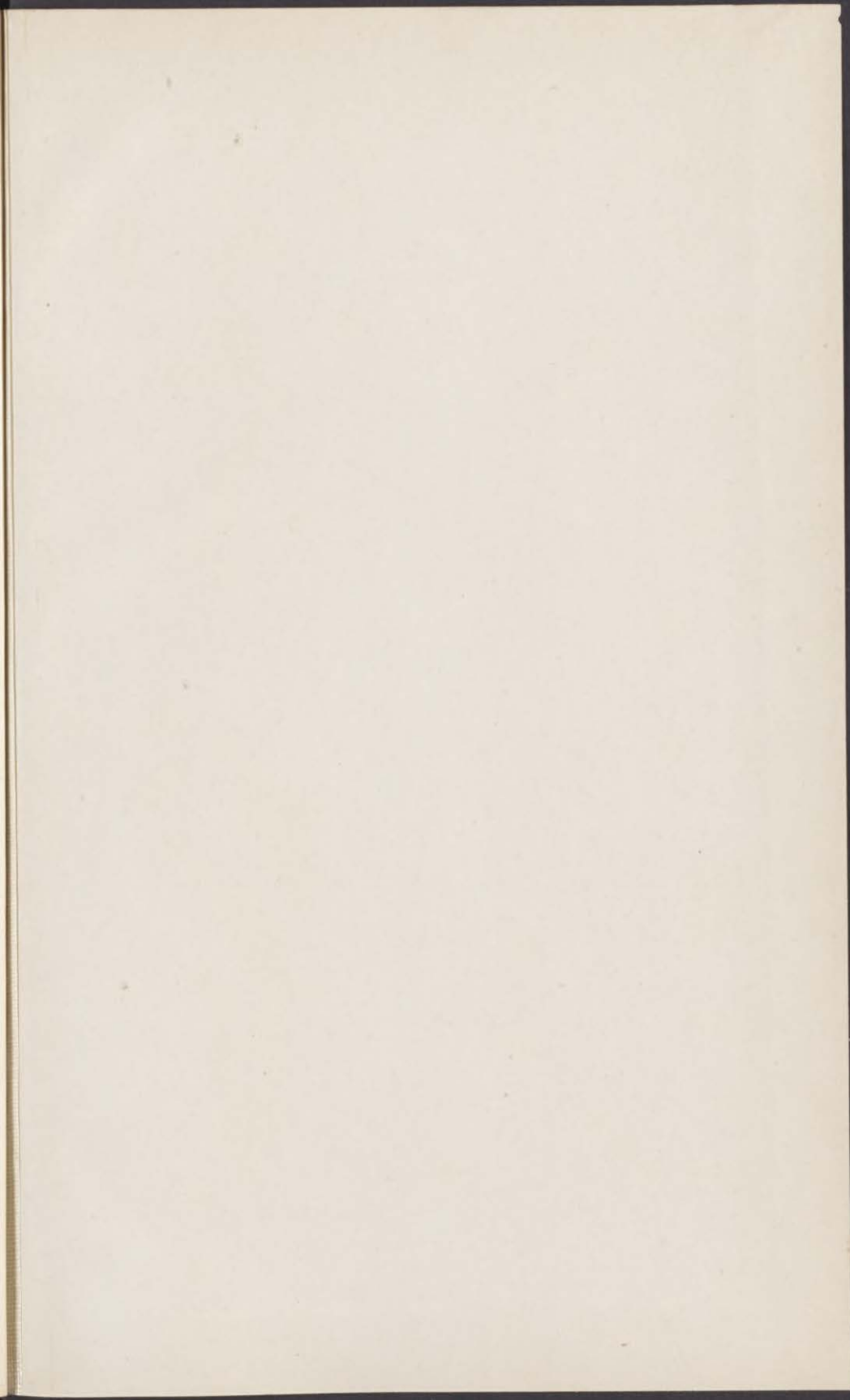
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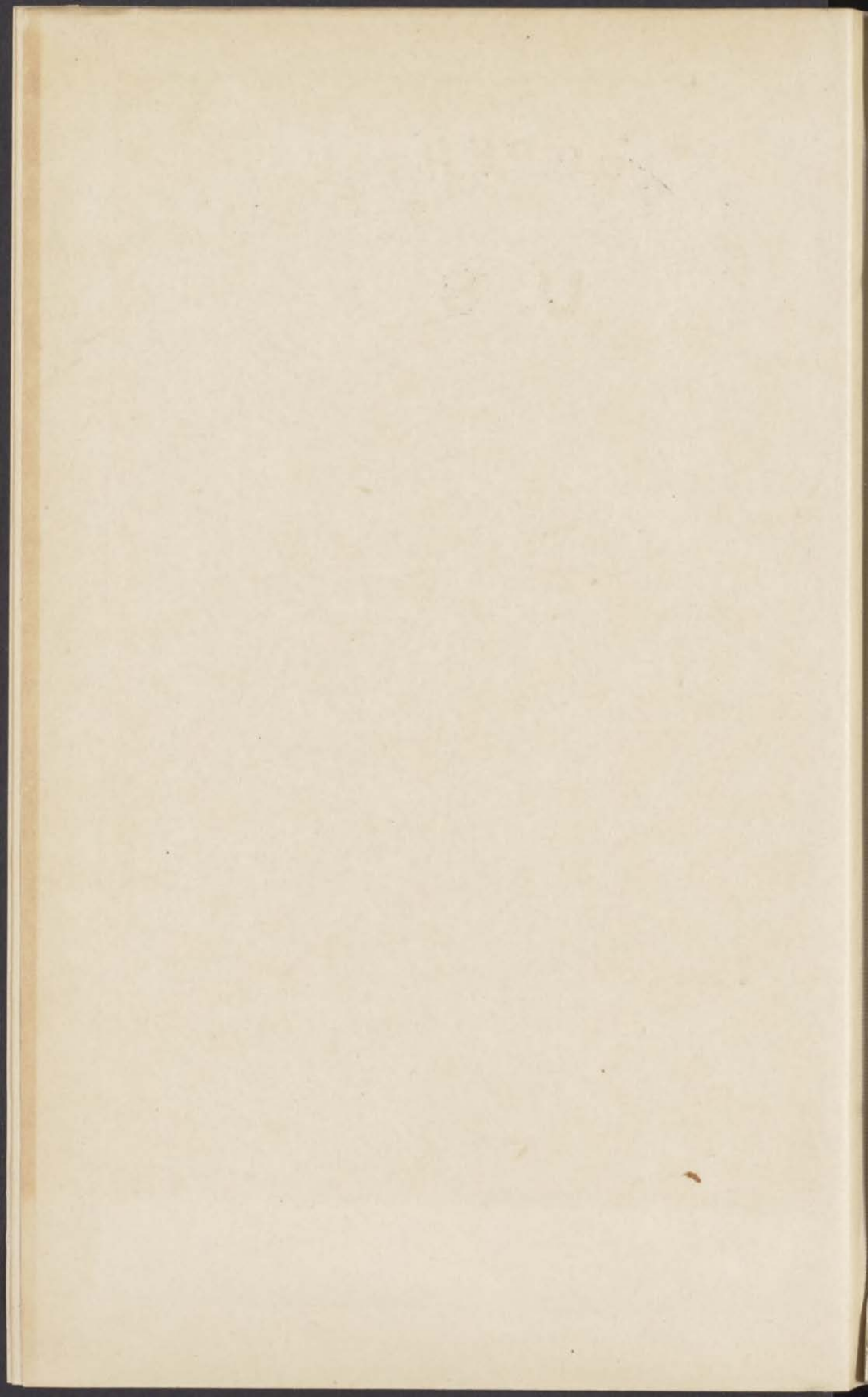
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