

254 U. S.

Decisions Per Curiam, Etc.

DECISIONS PER CURIAM, FROM OCTOBER 4,  
1920, TO AND INCLUDING JANUARY 24, 1921,  
NOT INCLUDING ACTION ON PETITIONS FOR  
WRITS OF CERTIORARI.

NO. 345. NORTHERN TRUST COMPANY ET AL., TRUSTEES, ETC. *v.* ADOLPH H. EILERS ET AL. Error to the District Court of the United States for the District of Oregon. Motion to dismiss submitted October 5, 1920. Decided October 11, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Courtney v. Pradt*, 196 U. S. 89, 91; *Farrugia v. Philadelphia & Reading Ry. Co.*, 233 U. S. 352, 353; *Louisville & Nashville R. R. Co. v. Western Union Telegraph Co.*, 234 U. S. 369, 371-372; *Male v. Atchison, Topeka & Santa Fe Ry. Co.*, 240 U. S. 97, 99. *Mr. John Taylor Booz* for plaintiffs in error. *Mr. Ralph R. Duniway* for defendants in error.

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NO. 426. VOGT BROTHERS MANUFACTURING COMPANY *v.* ELLICOTT MACHINE CORPORATION. Petition for writ of error to the Circuit Court of Appeals for the Sixth Circuit. Petition submitted October 5, 1920. Decided October 11, 1920. *Per Curiam*. The petition for writ of error is denied. See § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, § 2, 39 Stat. 726. Petition for a writ of certiorari and for a writ of mandamus denied. *Mr. Helm Bruce* and *Mr. Alex. G. Barret* for petitioner. *Mr. E. P. Humphrey*, *Mr. James Piper*, *Mr. A. P. Humphrey* and *Mr. William W. Crawford* for respondent.

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NO. —, Original. *Ex parte*: IN THE MATTER OF THOMAS WELSH, PETITIONER. Submitted October 5, 1920. De-

cided October 11, 1920. Motion for leave to file petition for a writ of mandamus herein denied. *Mr. Martin Conboy* for petitioner.

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NO. 192. *MARY L. GREER CONKLIN v. GEORGE H. CONKLIN ET AL.* Appeal from the District Court of the United States for the Southern District of Georgia. Argued October 12, 1920. Decided October 18, 1920. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Farrell v. O'Brien*, 199 U. S. 89, 100; *Goodrich v. Ferris*, 214 U. S. 71, 79; *United Surety Co. v. American Fruit Co.*, 238 U. S. 140, 142; *Sugarman v. United States*, 249 U. S. 182, 184. *Mary L. Greer Conklin* pro se. *Mr. William M. Howard*, with whom *Mr. Jos. B. Cumming*, *Mr. J. C. C. Black*, *Mr. William H. Barrett*, *Mr. Bryan Cumming*, *Mr. C. Henry Cohen* and *Mr. W. G. Brantley* were on the brief, for appellees.

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NO. 353. *MARY L. GREER CONKLIN v. AUGUSTA CHRONICLE PUBLISHING COMPANY.* Appeal from the District Court of the United States for the Southern District of Georgia. Argued October 12, 1920. Decided October 18, 1920. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Farrell v. O'Brien*, 199 U. S. 89, 100; *Goodrich v. Ferris*, 214 U. S. 71, 79; *United Surety Co. v. American Fruit Co.* 238 U. S. 140, 142; *Sugarman v. United States*, 249 U. S. 182, 184. *Mary L. Greer Conklin* pro se. *Mr. Benjamin Pierce*, with whom *Mr. William H. Barrett* was on the brief, for appellee.

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NO. —, Original. *Ex parte:* IN THE MATTER OF UNION TOOL COMPANY, PETITIONER. Submitted October 5, 1920.

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Decided October 18, 1920. Motion for leave to file petition for a writ of mandamus denied. *Mr. Melville Church, Mr. A. V. Andrews, Mr. Frederick S. Lyon and Mr. William K. White* for petitioner.

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No. 23, Original. STATE OF OKLAHOMA *v.* STATE OF TEXAS. Motion for leave to intervene submitted October 11, 1920. Order entered October 18, 1920.

ORDER. The motion of E. Everett Rowell for leave to intervene is granted, but with the restriction that such intervention shall not delay the approaching hearing on general questions in the cause and that as respects that hearing this intervener must rely upon the evidence already taken and reported to the court. Other parties to the cause are granted ten days within which to answer the petition of this intervener.

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No. 28. FRANKLIN SHAW ET AL. *v.* JOHN BARTON PAYNE, SECRETARY OF THE INTERIOR. Appeal from the Court of Appeals of the District of Columbia. Motion to dismiss or affirm submitted October 25, 1920. Decided November 8, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Champion Lumber Co. v. Fisher*, 227 U. S. 445; *Taylor v. Taft*, 203 U. S. 461. *Mr. Charles A. Towne, Mr. Duane E. Fox and Mr. Frank B. Fox* for appellants. *The Solicitor General* for appellee.

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No. 57. POSTAL TELEGRAPH-CABLE COMPANY *v.* J. L. DICKERSON. On writ of certiorari to the Supreme Court of the State of Mississippi. Argued October 21, 1920. Decided November 8, 1920. *Per Curiam*. Reversed upon

authority of *Postal Telegraph-Cable Co. v. Warren-Godwin Lumber Co.*, 251 U. S. 27; *Western Union Telegraph Co. v. Boegli*, 251 U. S. 315. Mr. W. W. Millan, with whom Mr. James N. Flowers and Mr. Ellis B. Cooper were on the brief, for petitioner. Mr. William D. Anderson, for respondent, submitted.

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NO. 60. MIDLAND LINSEED COMPANY *v.* AMERICAN LIQUID FIREPROOFING COMPANY ET AL. Error to the Supreme Court of the State of Iowa. Argued October 21, 1920. Decided November 8, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, § 2, 39 Stat. 726. Mr. Denis M. Kelleher for plaintiff in error. Mr. Fred P. Carr, for defendants in error, submitted.

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NO. 73. JANE FIELD *v.* UNITED STATES. Appeal from the Court of Claims. Argued October 22, 1920. Decided November 8, 1920. *Per Curiam*. Affirmed upon the authority of *Jackson v. United States*, 230 U. S. 1; *Hughes v. United States*, 230 U. S. 24; *Cubbins v. Mississippi River Commission*, 241 U. S. 351. Mr. William W. Scott for appellant. Mr. Assistant Attorney General Davis for the United States.

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NO. 217. AUGLAIZE BOX BOARD COMPANY *v.* BESSIE HINTON, ETC., ET AL. Error to the Supreme Court of the State of Ohio. Motion to dismiss or affirm submitted October 25, 1920. Decided November 8, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of: (1) *California Powder Works v. Davis*, 151 U. S. 389, 393; *Cuyahoga River Power Co. v. Northern Realty Co.*, 244 U.

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S. 300, 303; *Bilby v. Stewart*, 246 U. S. 255, 257; *Farson, Son & Co. v. Bird*, 248 U. S. 268, 271. (2) *Farrell v. O'Brien*, 199 U. S. 89, 100; *Goodrich v. Ferris*, 214 U. S. 71, 79; *Chicago, Rock Island & Pacific Ry. Co. v. Maucher*, 248 U. S. 359, 362; *Berkman v. United States*, 250 U. S. 114, 118. *Mr. Earl H. Turner* for plaintiff in error. *Mr. J. H. Goeke, Mr. T. T. Ansberry and Mr. George T. Farrell* for defendants in error.

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NO. 306. *SHELDON DOLE LEMAN ET AL., EXECUTORS, ETC. v. SIDNEY C. EASTMAN, TRUSTEE, ETC., ET AL.* Error to the Supreme Court of the State of Illinois. Motions to dismiss submitted October 11, 1920. Decided November 8, 1920. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of: (1) *Reetz v. Michigan*, 188 U. S. 505, 508; *United States v. Heinze*, 218 U. S. 532, 545-546; *Lott v. Pittman*, 243 U. S. 588, 591; *Ex parte Abdu*, 247 U. S. 27, 30. (2) *Castillo v. McConnico*, 168 U. S. 674, 683; *Standard Oil Co. v. Missouri*, 224 U. S. 270, 281; *McDonald v. Oregon Railroad & Navigation Co.*, 233 U. S. 665, 669-670; *Gasquet v. Lapeyre*, 242 U. S. 367, 369-370. *Mr. Henry W. Leman* for plaintiffs in error. *Mr. Carl V. Wisner*, for Eastman, defendant in error. *Mr. Salmon O. Levinson, Mr. Benjamin V. Becker, Mr. Irwin T. Gilbruth and Mr. John P. Barnes*, for Northern Trust Company, defendant in error.

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NO. 80. *JESSE O. STARR ET AL. v. STATE OF NEW MEXICO.* Error to the Supreme Court of the State of New Mexico. Argued November 9, 1920. Decided November 15, 1920. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Spencer v. Duplan Silk Co.*, 191 U. S. 526, 530; *Hull v. Burr*, 234 U. S. 712, 720; *Shulthis v. McDougal*, 225 U. S. 561, 569; *Norton v. Whiteside*, 239 U. S.

144, 147. *Mr. H. B. Holt* with whom *Mr. Frank Herron* and *Mr. W. A. Sutherland* were on the brief, for plaintiffs in error. *Mr. Harry S. Bowman*, for defendant in error, submitted. *Mr. O. O. Askren* was also on the brief.

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NO. 81. STATE OF LOUISIANA EX REL. THOMAS J. DUGGAN, ETC. *v. A. W. CRANDELL, REGISTER OF THE STATE LAND OFFICE.* Error to the Supreme Court of the State of Louisiana. Argued November 9, 1920. Decided November 15, 1920. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of: (1) *Spencer v. Duplan Silk Co.*, 191 U. S. 526, 530; *Hull v. Burr*, 234 U. S. 712, 720; *Shulthis v. McDougal*, 225 U. S. 561, 569; *Norton v. Whiteside*, 239 U. S. 144, 147. (2) *California Powder Works v. Davis*, 151 U. S. 389, 393; *Gaar, Scott & Co. v. Shannon*, 223 U. S. 468, 470; *Cuyahoga River Power Co. v. Northern Realty Co.*, 244 U. S. 300, 303; *Bilby v. Stewart*, 246 U. S. 255, 257; *Farson, Son & Co. v. Bird*, 248 U. S. 268, 271. *Mr. Henry H. Glassie*, with whom *Mr. W. J. Hennessy*, *Mr. W. O. Hart* and *Mr. Duane E. Fox* were on the brief, for plaintiff in error. *Mr. Paul A. Sompayrac*, with whom *Mr. L. E. Hall* was on the brief, for defendant in error.

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NO. 83. BENJAMIN BOND *v. AUGUSTA E. WALTERS.* Error to the Court of Appeals for the First Appellate District, Division One, State of California. Submitted November 8, 1920. Decided November 15, 1920. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of the Act of September 6, 1916, c. 448, 39 Stat. 726. *Mr. Daniel N. Clark* and *Mr. Harry A. Hegarty* for plaintiff in error. *Mr. John W. Preston* and *Mr. John C. Brooke* for defendant in error.

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NO. 349. W. H. HUMPHREYS, AS ADMINISTRATOR, ETC. v. BATES & ROGERS CONSTRUCTION COMPANY. Error to the Court of Appeals of the State of Kentucky. Motion to affirm or place on the summary docket submitted November 8, 1920. Decided November 15, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of: (1) *California Powder Works v. Davis*, 151 U. S. 389, 393; *Gaar Scott & Co. v. Shannon*, 223 U. S. 468, 470; *Cuyahoga River Power Co. v. Northern Realty Co.*, 244 U. S. 300, 303; *Bilby v. Stewart*, 246 U. S. 255, 257; *Farson, Son & Co. v. Bird*, 248 U. S. 268, 271 (and see *Northern Pacific Ry. Co. v. Meese*, 239 U. S. 614, 619). (2) *Equitable Life Assurance Society v. Brown*, 187 U. S. 308, 314; *Consolidated Turnpike Co. v. Norfolk, &c. Ry. Co.*, 228 U. S. 596, 600; *Merriam Co. v. Syndicate Publishing Co.*, 237 U. S. 618, 621; *Pennsylvania Hospital v. Philadelphia*, 245 U. S. 20, 24. (3) *New York Central R. R. Co. v. White*, 243 U. S. 188, 198; *Mountain Timber Co. v. Washington*, 243 U. S. 219, 234; *Middleton v. Texas Power & Light Co.*, 249 U. S. 152, 163; *Arizona Employers' Liability Cases*, 250 U. S. 400. (4) *Palmer v. Ohio*, 248 U. S. 32, 34. Mr. Alan D. Cole for plaintiff in error. Mr. Edwin A. Swingle, Mr. E. L. Worthington and Mr. LeWright Browning for defendant in error.

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NO. 146. FRANK R. LOPEZ v. FREDERICK C. HOWE, AS COMMISSIONER OF IMMIGRATION AT THE PORT OF NEW YORK. Appeal from the Circuit Court of Appeals for the Second Circuit. Motion to dismiss submitted November 19, 1920. Decided November 22, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Kurtz v. Moffitt*, 115 U. S. 487, 498; *Lau Ow Bew v. United States*, 144 U. S. 47, 58; *Cross v. Burke*, 146 U. S. 82, 88; *Whitney v. Dick*, 202 U. S. 132, 135; *Horn v. Mitchell*, 243 U. S. 247. Petition for writ of certiorari herein denied.

*Mr. Charles Recht* for appellant. *The Solicitor General, Mr. Assistant Attorney General Stewart* and *Mr. H. S. Ridgely* for appellee.

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NO. 98. CITY OF NEWPORT *v.* HOWARD HECKERMAN ET AL., ETC. Appeal from the District Court of the United States for the Eastern District of Kentucky. Submitted November 18, 1920. Decided November 22, 1920. *Per Curiam*. Reversed with costs and remanded for further proceedings, upon the authority of *Wagner v. Covington*, 251 U. S. 95. *Mr. Brent Spence* for appellant. No appearance for appellees.

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NO. 502. HUGH REILLY *v.* ROBERT SHIPMAN ET AL., ETC. Error to the Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss submitted November 8, 1920. Decided November 22, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of: (1) *Shulthis v. McDougal*, 225 U. S. 561, 568; *Hull v. Burr*, 234 U. S. 712, 720; *Louisville & Nashville R. R. Co. v. Western Union Telegraph Co.*, 237 U. S. 300, 302; *Delaware, Lackawanna & Western R. R. Co. v. Yurkonis*, 238 U. S. 439, 444. (2) *Spencer v. Duplan Silk Co.*, 191 U. S. 526, 530; *Devine v. Los Angeles*, 202 U. S. 313, 333; *Shulthis v. McDougal*, 225 U. S. 561, 569; *Hull v. Burr*, 234 U. S. 712, 720; *St. Anthony Church v. Pennsylvania R. R. Co.*, 237 U. S. 575, 577. *Mr. Frank Faircloth* and *Mr. Harry L. Patton* for plaintiff in error. *Mr. Guy Mason, Mr. W. W. Spalding, Mr. S. B. Davis, Jr.,* and *Mr. E. R. Wright* for defendants in error.

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NO. 61. ADA C. MONGRAIN *v.* W. H. AARON ET AL. Error to the Supreme Court of the State of Oklahoma. Sub-

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mitted October 21, 1920. Decided December 6, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, § 2, 39 Stat. 726. *Mr. Preston A. Shinn* for plaintiff in error. *Mr. Nathan B. Williams* and *Mr. George B. Denison* for defendants in error.

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No. 197. LOUIS WUNDER *v.* UNITED STATES. Error to the District Court of the United States for the District of Maryland. Motion to dismiss or affirm submitted November 22, 1920. Decided December 6, 1920. *Per Curiam*. Affirmed upon the authority of *Hamilton v. Kentucky Distilleries & Warehouse Co.*, 251 U. S. 146; *Ruppert v. Caffey*, 251 U. S. 264. *Mr. George Louis Eppler* and *Mr. Fuller Barnard, Jr.*, for plaintiff in error. *The Solicitor General* for the United States.

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No. 23, Original. STATE OF OKLAHOMA *v.* STATE OF TEXAS. December 6, 1920. Order entered making allowances to counsel and to the receiver.

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No. 115. ISADORE WORKIN ET AL. *v.* UNITED STATES. Error to the Circuit Court of Appeals for the Second Circuit. Submitted December 9, 1920. Decided December 13, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Macfadden v. United States*, 213 U. S. 288. And see *Boise Water Co. v. Boise City*, 230 U. S. 98, 100; *Chott v. Ewing*, 237 U. S. 197; *Alaska Pacific Fisheries v. Alaska*, 249 U. S. 53, 60-61. *Mr. Lawrence B. Cohen* and *Mr. I. Maurice Wormser* for plaintiffs in error. *The Solicitor General* for the United States.

NO. 140. DAVID LAMAR ET AL. *v.* UNITED STATES. Error to the Circuit Court of Appeals for the Second Circuit. Motion to dismiss submitted December 6, 1920. Decided December 13, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Macfadden v. United States*, 213 U. S. 288. And see *Boise Water Co. v. Boise City*, 230 U. S. 98, 100; *Chott v. Ewing*, 237 U. S. 197; *Alaska Pacific Fisheries v. Alaska*, 249 U. S. 53, 60-61. *Mr. Elijah N. Zoline* for plaintiffs in error. *The Solicitor General* and *Mr. Henry S. Mitchell* for the United States.

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NO. 164. TRUMAN A. KETCHUM *v.* PLEASANT VALLEY COAL COMPANY ET AL. Appeal from the Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss submitted December 6, 1920. Decided December 13, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of: (1) *Shulthis v. McDougal*, 225 U. S. 561, 568; *Hull v. Burr*, 234 U. S. 712, 720; *L. & N. R. R. Co. v. Western Union Telegraph Co.*, 237 U. S. 300, 302; *Delaware, Lackawanna & Western R. R. Co. v. Yurkonis*, 238 U. S. 439, 444. (2) *Spencer v. Duplan Silk Co.*, 191 U. S. 526, 530; *Devine v. Los Angeles*, 202 U. S. 313, 333; *St. Anthony Church v. Pennsylvania R. R. Co.*, 237 U. S. 575, 577, 578; *Norton v. Whiteside*, 239 U. S. 144, 147. *Mr. E. A. Walton* and *Mr. Charles C. Dey* for appellant. *Mr. William W. Ray* for appellees.

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NO. 232. BENJAMIN HOROWITZ ET AL. *v.* UNITED STATES. Error to the Circuit Court of Appeals for the Second Circuit. Motion to dismiss submitted December 6, 1920. Decided December 13, 1920. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Mac-*

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*fadden v. United States*, 213 U. S. 288. And see *Boise Water Co. v. Boise City*, 230 U. S. 98, 100; *Chott v. Ewing*, 237 U. S. 197; *Alaska Pacific Fisheries v. Alaska*, 249 U. S. 53, 60-61. *Mr. Elijah N. Zoline and Mr. John J. Fitzgerald* for plaintiffs in error. *The Solicitor General* for the United States.

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NO. 1. UNITED STATES *v.* LEHIGH VALLEY RAILROAD COMPANY ET AL. Appeal from the District Court of the United States for the Southern District of New York. Motion to amend decree submitted December 16, 1920. Decided December 20, 1920. Motion to modify the decree of this court denied. *The Solicitor General* for the United States. *Mr. Edgar H. Boles* for appellees. See *ante*, 255.

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NO. 301. NEW ORLEANS DRY DOCK & SHIPBUILDING COMPANY *v.* JOHN A. S. GRAY. Error to the Supreme Court of the State of Louisiana. Motion to dismiss submitted December 13, 1920. Decided January 3, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, § 2, 39 Stat. 726. *Mr. Frederic D. McKenney and Mr. John S. Flannery* for plaintiff in error. *Mr. Percy S. Benedict* for defendant in error.

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NO. 132. HENRY RALPH ET AL. *v.* HARRY H. HOWARTH, ADMINISTRATOR, ETC. Error to the Supreme Court of the State of Nebraska. Argued January 13, 1921. Decided January 17, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448,

§ 2, 39 Stat. 726; *Jett Bros. Distilling Co. v. Carrollton*, 252 U. S. 1. *Mr. Byron G. Burbank* for plaintiffs in error. *Mr. Otto H. Zacek* for defendant in error.

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NO. 135. UNITED STATES EX REL. C. E. SYKES *v.* JOHN BARTON PAYNE, SECRETARY OF THE INTERIOR. Error to the Court of Appeals of the District of Columbia. Argued January 13, 14, 1921. Decided January 17, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon authority of subdivision 5 of § 250 of the Judicial Code; *Champion Lumber Co. v. Fisher*, 227 U. S. 445. *Mr. Francis W. Clements* for plaintiff in error. *Mr. Leslie C. Garnett* and *Mr. H. L. Underwood* for defendant in error.

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NO. 137. FITCH, CORNELL & COMPANY *v.* ATCHISON, TOPEKA & SANTA FE RAILWAY COMPANY. Error to the Supreme Court of the State of New York. Argued January 14, 1921. Decided January 17, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, § 2, 39 Stat. 726; *Jett Bros. Distilling Co. v. Carrollton*, 252 U. S. 1. *Mr. Harold G. Aron*, with whom *Mr. Henry M. Wise* was on the brief, for plaintiff in error. *Mr. Gardiner Lathrop* and *Mr. S. T. Bledsoe*, for defendant in error, submitted.

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NO. 168. LOUIS H. DENEÉ *v.* PETER MORRISON. Error to the Supreme Court of the State of Washington. Submitted January 3, 1921. Decided January 17, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon the au-

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thority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, §2, 39 Stat. 726; *Jett Bros. Distilling Co. v. Carrollton*, 252 U. S. 1. *Mr. Fred B. Morrill* for plaintiff in error. *Mr. Reese H. Voorhees* and *Mr. F. T. Post* for defendant in error.

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No. —, Original. *Ex parte*: IN THE MATTER OF THE CITY OF DALLAS, PETITIONER. Submitted January 11, 1921. Decided January 17, 1921. Motion for leave to file a petition for a writ of mandamus herein denied. *Mr. Francis Marion Etheridge* for petitioner.

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No. —, Original. *Ex parte*: IN THE MATTER OF HUSSEIN LUTFI BEY, MASTER OF THE TURKISH GOVERNMENT STEAMSHIP *Gul Djemal*, PETITIONER. Submitted January 14, 1921. Decided January 17, 1921. Motion for leave to file a petition for writs of prohibition and / or mandamus herein denied. *Mr. John M. Woolsey* for petitioner. Suggestions of the Spanish Ambassador on behalf of the Turkish or Ottoman Government submitted by *Mr. Frank J. McConnell*.

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No. 145. CHARLES S. SICKEL *v.* COMMONWEALTH OF VIRGINIA. Error to the Supreme Court of Appeals of the State of Virginia. Argued January 17, 1921. Decided January 24, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon authority of *Murdock v. Memphis*, 20 Wall. 590; *Ross v. Oregon*, 227 U. S. 150, 164; *Southern Pacific Co. v. Schuyler*, 227 U. S. 601, 610; *Enterprise Irrigation District v. Farmers Mutual Canal Co.*, 243 U. S. 157, 164. *Mr. David H. Leake* and *Mr. Walter Leake*, for plaintiff

in error, submitted. *Mr. J. D. Hank, Jr.*, with whom *Mr. John R. Saunders* was on the brief, for defendant in error.

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No. 150. *LOUIS F. NAGEL v. STATE OF IOWA*. Error to the Supreme Court of the State of Iowa. Submitted January 18, 1921. Decided January 24, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon authority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, § 2, 39 Stat. 726; *Jett Bros. Distilling Co. v. Carrollton*, 252 U. S. 1. *Mr. W. D. Milligan* for plaintiff in error. *Mr. Horace M. Havner* and *Mr. Freeman C. Davidson* for defendant in error.

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No. 160. *MAGGIE HARJO v. W. A. KUNKLE ET AL.* Appeal from the Circuit Court of Appeals for the Eighth Circuit. Argued January 20, 1921. Decided January 24, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon authority of *Farrell v. O'Brien*, 199 U. S. 89, 100; *Empire State-Idaho Mining Co. v. Hanley*, 205 U. S. 225, 232; *Goodrich v. Ferris*, 214 U. S. 71, 79; *Toop v. Ulysses Land Co.*, 237 U. S. 580, 583; *United Surety Co. v. American Fruit Co.*, 238 U. S. 140, 142; *Sugarman v. United States*, 249 U. S. 182, 184; *Berkman v. United States*, 250 U. S. 114, 118; *Piedmont Power & Light Co. v. Graham*, 253 U. S. 193. *Mr. Lewis C. Lawson* for appellant. *Mr. Preston C. West* and *Mr. A. A. Davidson*, for appellees, submitted.

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No. 163. *GREAT NORTHERN RAILWAY COMPANY v. CITY OF MINNEAPOLIS*. Error to the Supreme Court of the State of Minnesota. Argued January 20, 1921. De-

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cided January 24, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon authority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, §2, 39 Stat. 726; *Jett Bros. Distilling Co. v. Carrollton*, 252 U. S. 1. *Mr. E. C. Lindley*, with whom *Mr. M. L. Countryman* was on the brief, for plaintiff in error. *Mr. Richard S. Wiggin*, with whom *Mr. Charles D. Gould* was on the brief, for defendant in error.

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No. 170. SANGER BROS., A COPARTNERSHIP, ETC. *v.* EMILY HUNSUCKER ET AL. Error to the Court of Civil Appeals, Second Supreme Judicial District, of the State of Texas. Submitted January 21, 1921. Decided January 24, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon authority of § 237 of the Judicial Code, as amended by the Act of September 6, 1916, c. 448, § 2, 39 Stat. 726; *Jett Bros. Distilling Co. v. Carrollton*, 252 U. S. 1. *Mr. Henry C. Coke* for plaintiff in error. No appearance for defendants in error.

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No. 647. JOHN W. SEAMAN ET AL. *v.* SAMUEL W. ADLER. Appeal from the Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss submitted January 17, 1921. Decided January 24, 1921. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Hull v. Burr*, 234 U. S. 712, 720; *St. Anthony Church v. Pennsylvania R. R. Co.*, 237 U. S. 575, 577; *Louisville & Nashville R. R. Co. v. Western Union Telegraph Co.*, 237 U. S. 300, 302; *Delaware, Lackawanna & Western R. R. Co. v. Yurkonis*, 238 U. S. 439, 444. *Mr. William J. Hughes* for appellants. *Mr. Edward W. Foristel* for appellee.