

382 U. S.

October 25, 1965.

WETHERALL ET AL. v. STATE ROAD COMMISSION
OF WEST VIRGINIA ET AL.APPEAL FROM THE CIRCUIT COURT OF WEST VIRGINIA,
KANAWHA COUNTY.

No. 428. Decided October 25, 1965.

Appeal dismissed.

Carney M. Layne and *Charles W. Yeager* for appellants.*C. Donald Robertson*, Attorney General of West Virginia, *Philip J. Graziani*, Deputy Attorney General, and *C. Robert Sarver*, Assistant Attorney General, for appellees.

PER CURIAM.

The motion to dismiss is granted and the appeal is dismissed. *Price, dba Howard Price & Co. v. State Road Commission of West Virginia*, ante, p. 20.