

<sup>37</sup>  
Case No. 12,151.

RUSSELL v. BARKMAN.

{Betts, Scr. Bk. 139.}

District Court, S. D. New York.

1848.

ADMIRALTY—JURISDICTION—WAGES—CHARACTER  
OF SERVICE—STATE STATUTE.

{This was a libel by Anthony Russell against  
Frederic J. W. Barkman.}

Held that a person not employed as a <sup>38</sup> mariner,  
and merely placed on a vessel secured to the wharf, as  
a keeper, cannot sue in admiralty for his compensation.  
Held that the state statute giving a lien on the vessel,  
for such services, imparts no jurisdiction to the U. S.  
courts in admiralty.

The court will only execute the statutes in cases  
which in their nature are of maritime jurisdiction. Also  
held upon the testimony, that the libellant does not  
prove anything due him beyond the amount paid him  
for his services by the respondents. Libel dismissed,  
with summary costs.

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