

Court of the United States for the Eastern District of Missouri. J. M. Holmes, for appellant. George W. Lubke, for appellee. Dismissed per stipulation, a mandate and attorney's fee for appellee being waived. See 79 Fed. 87.

NORTHERN PAC. RY. CO. v. DUDLEY et al. (Circuit Court of Appeals, Ninth Circuit. October 19, 1897.) No. 394. Appeal from the Circuit Court of the United States for the Northern Division of the District of Idaho. Dudley, Bunn & Dudley and F. M. Dudley, for appellant. Dismissed, upon motion of appellant.

OHLMAN et al. v. WATTERS et al. (Circuit Court of Appeals, Eighth Circuit. September 13, 1897.) No. 866. In Error to the Circuit Court of the United States for the District of South Dakota. A. B. Kittredge, L. B. French, and A. H. Orvis, for plaintiffs in error. Joe Kirby and D. H. Sullivan, for defendants in error. Dismissed, with costs, pursuant to stipulation of parties.

PACIFIC CABLE RY. CO. v. BUTTE CITY ST. RY. CO. (Circuit Court of Appeals, Ninth Circuit. January 15, 1894.) No. 112. Appeal from the Circuit Court of the United States for the District of Montana. Wm. F. Booth, for appellant. Geo. H. Knight, for appellee. Dismissed. See 58 Fed. 420.

PACIFIC CABLE RY. CO. v. PIEDMONT CABLE CO. (Circuit Court of Appeals, Ninth Circuit. January 10, 1893.) No. 94. Appeal from the Circuit Court of the United States for the Northern District of California. Wm. F. Booth, for appellant. Wheaton, Kalloch & Kierce, for appellee. Dismissed, on motion of counsel for appellant, and on consent of counsel for appellee.

P. DOUGHERTY CO. v. ALBEMARLE & C. CANAL CO. (Circuit Court of Appeals, Fourth Circuit. May 6, 1897.) No. 218. Appeal from the Circuit Court of the United States for the Eastern District of Virginia. Robt. H. Smith and William W. Old, for appellant. William H. White and Robt. N. Hughes, for appellee. Dismissed, on motion of appellant.

PHENIX STONE CO. v. DUNHAM TOWING & WRECKING CO. (Circuit Court of Appeals, Seventh Circuit. October 4, 1897.) No. 459. Appeal from the Circuit Court of the United States for the Northern District of Illinois. O. E. Kremer, for Phenix Stone Co. Dismissed, for failure to docket.

PRESTON v. HUNTER et al. (Circuit Court of Appeals, Ninth Circuit. April 29, 1895.) No. 190. In Error to the Circuit Court of the United States for the District of Montana. Albert Allen, for plaintiff in error. McConnell, Clayberg & Gunn, for defendant in error. No opinion. Reversed, pursuant to decision in Preston v. Hunter, 29 U. S. App. 621, 15 C. C. A. 148, and 67 Fed. 996.

THE P. S. CHAPPELL. THE P. S. CHAPPELL v. THURSBY.¹ (Circuit Court of Appeals, Fourth Circuit. November 11, 1897.) No. 230. Appeal from the District Court of the United States for the District of Maryland. Thomas C. Chappell, for appellant. B. W. Mister, for appellee. Before GOFF and SIMONTON, Circuit Judges, and PURNELL, District Judge.

¹ Rehearing denied November 24, 1897.

PER CURIAM. This case in admiralty comes up on appeal from the district court of the United States for the district of Maryland. We see no error in the decree of the district court. The same is affirmed, with costs.

RELIANCE NOVELTY CO. v. DWORTZEK et al. (Circuit Court of Appeals, Ninth Circuit. October 26, 1897.) No. 387. Appeal from the Circuit Court of the United States for the Northern District of California. John L. Boone, for appellant. Isaac Frohman, for appellees. Dismissed, pursuant to the twenty-third rule, for failure to print record. See 80 Fed. 902.

RISTINE v. AMICONE. (Circuit Court of Appeals, Eighth Circuit. September 27, 1897.) No. 909. In Error to the Circuit Court of the United States for the District of Colorado. Lucius M. Cuthbert, for plaintiff in error. F. B. Tiffany, for defendant in error. Dismissed, with costs, on motion of plaintiff in error.

ROBINSON'S ADM'R v. DETROIT & C. STEAM NAV. CO. (Circuit Court of Appeals, Sixth Circuit. November 10, 1896.) No. 314. Appeal from the District Court of the United States for the Eastern District of Michigan. John C. Shaw, for appellant. Wells, Angell, Boynton & McMillan, for appellee. Discontinued, by consent, after the reversal of the decree dismissing the libel, and before any rehearing was had under the order of October 5, 1896, granting a rehearing. See 20 C. C. A. 86, 73 Fed. 883.

SABIN v. BARNETT et al. (Circuit Court of Appeals, Ninth Circuit. October 14, 1897.) No. 366. In Error to the Circuit Court of the United States for the Western Division of the District of Washington. Cox, Cotton, Teal & Minor, for plaintiff in error. Edward F. Hunter, C. H. Forney, and Charles Richardson, for defendants in error. Dismissed, upon stipulation of parties. See 79 Fed. 947.

SECURITY TRUST CO. v. DODD et al. (Circuit Court of Appeals, Eighth Circuit.) No. 916. Certified to supreme court for instructions upon certain questions, under the provisions of section 6 of the act of March 3, 1891.

SHIVEROCK v. R. J. GUNNING CO. (Circuit Court of Appeals, Eighth Circuit. September 8, 1897.) No. 853. In Error to the Circuit Court of the United States for the District of Nebraska. R. S. Hall, for plaintiff in error. Charles Offutt, for defendant in error. Dismissed, with costs, pursuant to the twenty-third rule, for failure to print the record, on motion of defendant in error.

SWIFT et al. v. McKENDRY. (Circuit Court of Appeals, Eighth Circuit. October 4, 1897.) No. 930. In Error to the Circuit Court of the United States for the District of Nebraska. I. R. Andrews, for plaintiffs in error. T. J. Mahoney, for defendant in error. No opinion. Motion of defendant in error to strike bill of exceptions sustained, and judgment affirmed, with costs.

TRUMBULL v. LOWE. (Circuit Court of Appeals, Eighth Circuit. September 14, 1897.) No. 876. In Error to the Circuit Court of the United States for