

CASES
ON
FEDERAL JURISDICTION
AND PROCEDURE

By ARMISTEAD M. DOBIE
PROFESSOR OF LAW AND DEAN OF THE DEPARTMENT OF LAW,
UNIVERSITY OF VIRGINIA

AMERICAN CASEBOOK SERIES
WILLIAM REYNOLDS VANCE
GENERAL EDITOR

ST. PAUL
WEST PUBLISHING CO.
1935

American Casebook Series

WM. R. VANCE, Yale University Law School, General Editor

- Administrative Law, 2d Ed.**—By Ernst Freund, late Professor of Law, University of Chicago.
- Admiralty**—By George DeForest Lord, Lecturer on Admiralty, Columbia University, and George C. Sprague, Assistant Professor of Law, New York University.
- Agency**—By Roscoe T. Steffen, Professor of Law, Yale University.
- Bankruptcy**—By William E. Britton, Professor of Law, University of Illinois.
- Bills and Notes, 3rd Ed.**—By Howard L. Smith, formerly Professor of Law, University of Wisconsin, and Underhill Moore, Professor of Law, Yale University.
- Carriers, 2d Ed.**—By Frederick Green, Professor of Law, University of Illinois.
- Conflict of Laws, 3rd Ed.**—By Ernest G. Lorenzen, Professor of Law, Yale University.
- Constitutional Law**—By Walter F. Dodd, formerly Professor of Law, Yale University.
- Constitutional Law (1934 Supplement)**—By Walter F. Dodd, formerly Professor of Law, Yale University.
- Constitutional Law, with Supplement**—By James Parker Hall, late Dean of University of Chicago Law School.
- Contracts, 2d Ed.**—By Arthur L. Corbin, Professor of Law, Yale University.
- Corporations, 2d Ed.**—By Harry S. Richards, late Dean of the University of Wisconsin Law School.
- Criminal Law, 3rd Ed.**—By William E. Mikell, Professor of Law, University of Pennsylvania Law School.
- Criminal Procedure**—By William E. Mikell, Professor of Law, University of Pennsylvania Law School.
- Damages**—By Judson A. Crane, Professor of Law, University of Pittsburgh.
- Domestic Relations**—By Joseph W. Madden, Professor of Law, University of Pittsburgh.
- Equity, 2d Ed.**—By Walter W. Cook, formerly Professor of Law, Johns Hopkins University, three volume edition.
- Equity, 2d Ed.**—By Walter W. Cook, formerly Professor of Law, Johns Hopkins University, one volume edition.
- Evidence, 2d Ed.**—By Edward W. Hinton, Professor of Law, University of Chicago.
- Federal Jurisdiction and Procedure**—By Armistead M. Dobie, Dean of the University of Virginia, Department of Law.
- Insurance, 2d Ed.**—By William R. Vance, Professor of Law, Yale University.
- International Law**—By Manley O. Hudson, Professor of Law, Harvard University.
- International Law**—By James Brown Scott, Lecturer on International Law at the School of Foreign Service, Georgetown University.
- Legal Profession and Its Ethics**—Second Edition of Costigan's Cases on Legal Ethics—By George P. Costigan, Jr., late Professor of Law University of California.
- Mortgages**—By James L. Parks, late Dean of the University of Missouri Law School.
- Municipal Corporations**—By E. Blythe Stason, Professor of Law, University of Michigan.
- Oil and Gas, 2d Ed.**—By Victor H. Kulp, Professor of Law, University of Oklahoma.
- Partnership**—By Charles E. Clark, Dean of the Yale University School of Law, and William O. Douglas, Professor of Law, Yale University.
- Pleading (Code)**—By Archibald H. Throckmorton, Professor of Law, Western Reserve University.
- Pleading (Common Law)**—By Clarke B. Whittier, Professor of Law, Stanford University, and Edmund M. Morgan, Professor of Law, Harvard University.
- Pleading and Procedure**—By Charles E. Clark, Dean of the Yale University School of Law, two volumes.
- Pleading and Procedure**—By Charles E. Clark, Dean of the Yale University School of Law, One Volume Edition.
- Practice (Trial)**—By James P. McBaine, Professor of Law, University of California.
- Property (Future Interests)**—By Albert M. Kales, late of the Chicago Bar.
- Property (Future Interests)**—By Richard B. Powell, Professor of Law, Columbia University, assisted by Lewis M. Simes, Professor of Law, University of Michigan.
- Property (Personal Property, 2d Ed.)**—By Harry A. Bigelow, Dean of the University of Chicago Law School, assisted by Francis W. Jacob, Professor of Law, University of West Virginia.
- Property (Rights in Land, 2d Ed.)**—By Harry A. Bigelow, Dean of the University of Chicago Law School, and J. Warren Madden, Professor of Law, University of Pittsburgh.
- Property (Titles to Real Property, 2d Ed.)**—By Ralph W. Algier, Professor of Law, University of Michigan.
- Property (Wills, Descent and Administration, 2d Ed.)**—By George P. Costigan, Jr., late Professor of Law, University of California.
- Public Utilities**—By Young B. Smith, Dean of the School of Law, Columbia University, and Noel T. Dowling, Professor of Law, Columbia University, with a chapter on Rates, by Robert L. Hale, Associate Professor of Legal Economics, Columbia University.
- Quasi Contracts**—By Edward S. Thurston, Professor of Law, Harvard University.
- Sales, 3rd Ed.**—By Frederic Woodward. Third edition by Lawrence Vold, Professor of Law, University of Nebraska.
- Statutes, Interpretation of**—By Frederick J. de Sloovere, Professor of Law, New York University.
- Suretyship**—By Stephen I. Langmaid, Professor of Law, University of California.
- Torts, 2d Ed.**—By William M. Hepburn, Professor of Law, University of Alabama and Archibald H. Throckmorton, Professor of Law, Western Reserve University.
- Trade Regulation**—By Herman Oliphant, formerly Professor of Law, Johns Hopkins University.
- Trusts**—By George P. Costigan, Jr., late Professor of Law, University of California.

WEST PUBLISHING CO.

N7224-11c

ST. PAUL, MINN.

COPYRIGHT, 1935
BY
WEST PUBLISHING CO.

DOBIE FED. JUR.

PREFACE

IN the selection and arrangement of materials for this casebook, the editor has been guided chiefly by what might be called the practical viewpoint. He has endeavored to give a realistic picture of the jurisdiction and actual functioning of the federal courts. This does not mean, however, that the historical and political approaches have been overlooked.

Due emphasis has been laid on the interrelations of state and federal courts. Many important and fascinating problems lie in that sometimes dim borderland between these two jurisdictions. One entire chapter has been devoted to this subject, and it has been constantly kept in view all through the book.

No previous knowledge of the jurisdiction and procedure of the federal courts has been presumed. Yet the editor has taken it for granted that the student is fairly familiar with the outstanding subjects which are included in the curriculum of the first two years in a modern law school. The editor believes that courses in federal jurisdiction and procedure should be postponed in law school courses, if possible, until the third year.

Specialties, such as patents and copyrights, are completely omitted. Bankruptcy is treated only in connection with the distinctive appellate jurisdiction of the Circuit Court of Appeals in this field. A few cases are given to indicate the nature, basis, and extent of the federal jurisdiction in admiralty. No cases are given dealing with criminal procedure in the federal courts. Federal appellate procedure is stressed only from the standpoints of the method and scope of appellate review. So anomalous, so difficult, and so important, however, is the procedure by which cases are removed from state to federal courts, that this subject is treated in detail and at some length.

A number of extracts from the editor's textbook on federal jurisdiction and procedure have been included in this casebook. These extracts are quite numerous in the first chapter. The editor believes that the student beginning the reading of cases in the field covered by this casebook will be quite perplexed without some elementary knowledge of the nature and organization of the federal judicial system. It did not seem fair to impose the burden of supplying this knowledge upon the instructor; it did not seem wise to take the chance that in some haphazard fashion the student might himself acquire this knowledge on the outside. After the first chapter, these extracts are for the most part summaries for the purpose of orientation. Case-hardened instructors can, of course, merely call these extracts to the student's attention and then omit them from discussion in the classroom.

Many of the opinions have been rather rigidly edited. This saves space and permits the inclusion of a larger number of cases. Omissions are always indicated by asterisks, which obviates the necessity of frequent notes stating that part of the opinion has been omitted. When a case dealt with different and disassociated topics, the editor has not hesitated to split the opinion and to set out, under the appropriate topic, that part of the opinion dealing with such topic. Quite a few dissenting opinions are included—sometimes with the majority opinion, and, in a few instances, alone, without the majority opinion. This has always been duly indicated.

The attention of both student and instructor is specially directed to the notes. These are numerous, sometimes quite elaborate, and varied in character. Some notes give information on topics which, for lack of space, are not treated in the cases included in the text; some cite cases in agreement with, or opposed to, the instant case in the text; others, usually with a brief reference to the precise point involved, qualify or restrict the doctrine of the text case or raise problems which this doctrine involves. Quite numerous are the references to articles and notes in law reviews; for here, in the editor's opinion, will be found the best writing done on the subject of federal jurisdiction and procedure. Particularly helpful, it is hoped, are references to notes in the law reviews discussing the cases included in the text. The editor, in the preparation of the notes, has searched both the files and the indexes of more than fifty of the leading American law reviews.

This editor gratefully acknowledges his indebtedness to editors of casebooks in this field, to writers of textbooks, and to authors who in law reviews have written both leading articles and notes. Particularly deep is his obligation to Professor Medina, editor of the previous casebook on Federal Jurisdiction and Procedure in the American Casebook Series. Full responsibility for the present casebook, however, rests solely upon the editor.

Provisions of the Federal Constitution and statutes that are deemed important by the editor are set out in the text and in the cases dealing with these provisions. There is accordingly no appendix. It is believed that, by means of the table of contents and the index, little trouble should be experienced in finding any particular provision of this Constitution or these statutes.

ARMISTEAD M. DOBIE.

UNIVERSITY OF VIRGINIA,
June 15, 1935.

TABLE OF CASES

Cases printed in ordinary type are the cases reported as the text of this volume. Cases printed in *italics* are found in the footnotes.

	Page		Page
Ableman v. Booth.....	571, 572	American Home Furnishers' Cor- poration, <i>In re</i>	8
Ackerson v. United States.....	16	American Issue Pub. Co. v. Sloan	460
Adamos v. New York Life Ins. Co.	543	American Liability & Surety Co. v. Bluefield Supply Co.....	406
Adams v. Shirk.....	148	American Steel Barrel Co., <i>Ex parte</i>	9
Adelbert College of Western Re- serve University v. Toledo, W. & W. R. Co..*	289	American Well Works Co. v. Layne & Bowler Co.....	276
Advance-Rumley Thresher Co. v. Wagner	631	Ames v. Kansas.....	60, 269, 276
Ætna Life Ins. Co. v. Johnson....	439	Ames v. Kansas ex rel. Johnston	738
Ætna Life Ins. Co. v. Moore.....	439	Ancient Egyptian Arabic Order of Nobles of Mystic Shrine v. Michaux	727
Alabama v. Arizona.....	68, 755	Anderson v. Durr.....	713
Alabama G. S. R. Co. v. Thompson	275, 283	Anderson v. First Nat. Bank of Bradley Beach, N. J.....	87
Alexander v. Missouri State Life Ins. Co.....	460	Anderson v. United Realty Co..	270
Alexander Milburn Co. v. Davis- Bournonville Co.....	687	Anderson Coal Co. v. Waban Rose Conservatories	9
Alger v. Anderson.....	512	Andrews v. Virginian R. Co....	698
Allen v. Baltimore & O. R. Co..	3	Ansaldi v. Kennedy.....	143
Aluminum Co. of America v. Fed- eral Trade Commission.....	633	Ansaldi San Giorgio, <i>The</i>	687
Ambler v. Eppinger.....	150	Anthony Wayne Post No. 418 v. American Legion.....	88
American Ass'n v. Eastern Ken- tucky Land Co.....	525	Appelbaum v. Hartford Fire Ins. Co.	318
American Bank & Trust Co. v. Federal Reserve Bank of Atlan- ta	87	Appalachian Electric Power Co. v. Smith	381
American Car & Foundry Co. v. Kettelhake	328	Arizona v. California.....	741
American Colortype Co. v. Con- tinental Colortype Co.....	150	Arkansas v. Kansas & Texas Coal Co.	275
American Const. Co. v. Jackson- ville, T. & K. W. R. Co.....	603, 687	Arkansas v. Tennessee.....	755
American Fountain Supply & Products v. California Crushed Fruit Corporation.....	329	Armistead's Estate, <i>In re</i>	581
American Fruit Growers v. La Roche	356	Armour & Co. v. Bowden.....	284
American Grain Separator Co. v. Twin City Separator Co.....	615	Armstrong v. Ettlesohn.....	191
American Guaranty Co. v. Cald- well	168	Armstrong v. Townsend.....	159
		Arnold v. United States for Use of W. B. Guimarin & Co.....	614
		Arthur C. Harvey Co. v. Malley..	487
		Atchison, T. & S. F. R. Co. v. Phil- lips	159
		Atchison, T. & S. F. R. Co. v. Spen- cer	458

	Page		Page
<i>Atchison, T. & S. F. R. Co. v. Wells</i>	686	<i>Barry v. Edmunds</i>	167
<i>Athanasaw v. United States</i>	212	<i>Barry v. Mercein</i>	164
<i>Atkins v. Distintegrating Co.</i>	388	<i>Bartlett v. Gates</i>	292
<i>Atkinson v. Bank of Manhattan Trust Co.</i>	459	<i>Beals v. Hale</i>	407
<i>Atlantic Transport Co. of West Virginia v. Imbrovek</i>	686	<i>Beardslee v. Ingraham</i>	573
<i>Atlee v. Northwestern Union Packet Co.</i>	205	<i>Beddings v. Great Eastern Stages</i>	361
<i>Atwood v. Rhode Island Hospital Trust Co.</i>	579	<i>Bedgisoff v. Cushman</i>	609
<i>Automatic Pencil Sharpener Co. v. Bcston Pencil Pointer Co.</i> ..	469	<i>Bellaire v. Baltimore & O. R. Co.</i> ..	287
<i>Automotive Products Corporation v. Wolverine Bumper & Specialty Co.</i>	240	<i>Bennett v. Butterworth</i>	546
<i>Bain, In re</i>	232	<i>Berger v. United States</i>	9
<i>Baiz, In re</i>	74, 762	<i>Biddle v. Luvisch</i>	678
<i>Bakelite Corporation, Ex parte</i> ..	20	<i>Bielecky v. United States</i>	236
<i>Baldwin, Ex parte</i>	731	<i>Big Vein Coal Co. of West Virginia v. Read</i>	250
<i>Ball v. United States</i>	8	<i>Binderup v. Pathé Exchange</i>	49
<i>Baltimore Mail S. S. Co. v. United States</i>	238	<i>Bitterman v. Louisville & N. R. Co.</i>	170
<i>Baltimore & Carolina Line v. Redman</i>	471	<i>Black v. Little</i>	69
<i>Baltimore & O. R. Co. v. City of Parkersburg</i>	125	<i>Black & White Taxicab & Transfer Co. v. Brown & Yellow Taxicab & Transfer Co.</i>	264, 425
<i>Baltimore & O. R. Co. v. Interstate Commerce Commission</i> ..	736	<i>Block v. Darling</i>	643
<i>Baltimore & O. S. W. R. Co. v. Burtch</i>	725	<i>Board of Com'rs of Sweetwater County, Wyo., v. Bernardin</i>	610
<i>Bankers' Trust Co. v. Missouri, K. & T. R. Co.</i>	611	<i>Board of Drainage Com'rs v. Fletcher</i>	381
<i>Bankers' Trust Co. v. Texas & P. R. Co.</i>	86, 114	<i>Board of Trade v. Christie Grain & Stock Co.</i>	686
<i>Bank of America Nat. Trust & Savings Ass'n v. United States Nat. Bank of Los Angeles</i> ..	317	<i>Boatmen's Bank of St. Louis v. Fritzlen</i>	268
<i>Bank of Waterproof v. Fidelity & Deposit Co. of Maryland</i>	30	<i>Bogue v. Chicago, B. & Q. R. Co.</i> ..	141
<i>Barber v. Barber</i>	583	<i>Bolles v. Lehigh Valley R. Co.</i>	394
<i>Barium, The Thomas</i>	199	<i>Boon v. Chiles</i>	141
<i>Barnebey v. Barron G. Collier, Inc.</i>	434	<i>Booth v. United States</i>	15
<i>Barnes v. Boyd</i>	519	<i>Bors v. Preston</i>	740
<i>Barney v. Baltimore</i>	132	<i>Boske v. Comingore</i>	217
<i>Barney v. Latham</i>	281	<i>Boston Store of Chicago v. American Graphophone Co.</i>	679
<i>Barnstable, The</i>	439	<i>Bostwick v. Brinkerhoff</i>	698
<i>Barrett v. Virginian R. Co.</i>	453	<i>Bradford Electric Light Co. v. Clapper</i>	694
<i>Barrington v. Missouri</i>	697	<i>Bradstreet Co. v. Higgins</i>	643
<i>Barron v. Burnside</i>	559	<i>Brady v. Indemnity Ins. Co. of North America</i>	311, 361
<i>Barrow v. Hunton</i>	306	<i>Brady v. Work</i>	131
<i>Barrow S. S. Co. v. Kane</i>	121	<i>Brainerd, Shaler & Hall Quarry Co. v. Brice</i>	151
<i>Barry, In re</i>	39	<i>Bricton Mfg. Co. v. Munger</i>	647
		<i>Briggs v. United Shoe Machinery Co.</i>	93
		<i>Brill v. W. B. Foskay Co.</i>	512
		<i>Brine v. Hartford Fire Ins. Co.</i> ..	522
		<i>Broderick v. Rosner</i>	548
		<i>Brodhead v. Shoemaker</i>	334
		<i>Brooks v. Clark</i>	288
		<i>Brose, In re</i>	428

TABLE OF CASES

xiii

	Page		Page
Brotherhood of Locomotive Firemen & Enginemen v. Pinkston..	179	Central Vermont R. Co. v. Southern New England R. Corporation	434
Brown v. Webster.....	187	Central Vermont R. Co. v. White	722
Bruce v. Tobin.....	698	Chamber of Commerce of Minneapolis v. Federal Trade Commission.....	633, 646, 647
Bryant v. Swofford Bros. Dry Goods Co.....	437	Champlain Const. Co. v. O'Brien	345
Bryant v. United States.....	452	Chapman v. Scott.....	213, 502
Bryant, People of State of New York ex rel., v. Zimmerman....	722	Chappell v. Chappell.....	306
Bryant, State ex rel., v. Akron Metropolitan Park Dist.....	73	Chappell v. Waterworth.....	275
Bucher v. Cheshire R. Co.....	435	Chase Nat. Bank of New York v. Sayles	579
Buckingham v. Dake.....	153	Chateaugay Ore & Iron Co., In re	451
Buckner v. Finley.....	147	Chattanooga Boiler & Tank Co. v. Robinson	337
Buckstaff v. Russell & Co.....	643	Cherokee Nation v. Georgia.....	74
Buffum v. Peter Barceloux Co..	520	Chesapeake & O. R. Co. v. McCabe	337
Buford & Co. v. Strother & Conklin	304	Chesapeake & O. R. Co. v. Mihas	717
Bullard v. City of Cisco, Tex....	260	Chicago, B. & Q. R. Co. v. Williams	678, 679
Burgess v. Seligman.....	415	Chicago Great Western R. Co. v. Kendall	672
Burke v. Mountain Timber Co..	385	Chicago, M. & St. P. R. Co., In re	360
Burns Mortgage Co. v. Fried....	407	Chicago, M. & St. P. R. Co. v. Drainage Dist. No. 8 of Shelby County, Iowa.....	267
Bu-Vi-Bar Petroleum Corporation v. Krow.....	434	Chicago, R. I. & P. R. Co. v. Callicotte	500
Buzard v. Houston.....	546	Chicago, R. I. & P. R. Co. v. Cole	465
Byers, Ex parte.....	208, 209	Chicago, R. I. & P. R. Co. v. Dowell	337
Caddell v. Powell.....	304	Chicago, R. I. & P. R. Co. v. Martin	347
Calhoun Gold Mining Co. v. Ajax Gold Mining Co.....	420	Chicago, R. I. & P. R. Co. v. Schwyhart	307
California v. Southern Pac. Co..	740	Chicago & N. W. R. Co. v. Bauman	55
California Prune & Apricot Growers' Ass'n v. Catz American Co.	402	Chicago & N. W. R. Co. v. Whitton's Adm'r.....	269, 547
Cameron v. Hodges.....	110	Chicot County v. Sherwood....	550
Caminetti v. United States.....	212	Childress v. Emory.....	148
Camp v. Gress.....	369	Chisholm v. Georgia....	251, 737, 760
Campbell v. United States.....	30	Cincinnati, H. & D. R. Co. v. McKee	685
Capital Traction Co. v. Hof.....	465	Cincinnati, I. & W. R. Co. v. Indianapolis Union R. Co.....	246
Capone v. Aderhold.....	232	Cinderella Theater Co. v. Sign Writers' Local Union No. 591..	39
Cargile v. New York Trust Co..	256	Cissna v. State of Tennessee....	722
Carlesi v. New York.....	422	Citizens' Bank of Michigan City, Ind., v. Opperman.....	698
Carney v. Commonwealth Oil & Gas Co.....	382	Citizens' Nat. Bank of Cincinnati v. Durr.....	712
Carpenter v. Carden.....	124	Citizens' Sav. Bank & Trust Co. v. Sexton	153
Carpenter v. Providence Washington Ins. Co.....	439		
Carper v. Fitzgerald.....	14		
Carr v. Fife.....	164		
Carter v. St. Louis, S. F. R. Co..	143		
Carter v. State of Tennessee....	302		
Casey v. Adams.....	379		
Cates v. Allen.....	529		
Cella v. Brown.....	678		
Central Land Co. v. Laidley....	703		
Central Paper Co. v. Southwick..	192		

	Page		Page
<i>City and County of Denver v. Stenger</i>	610	<i>Commercial Casualty Ins. Co. v. Consolidated Stone Co.</i>	363
<i>City Bank Farmers' Trust Co. v. Schnader</i>	55, 505, 519	<i>Commercial Nat. Bank of Los Angeles v. Catron</i>	164
<i>City of Detroit v. Blanchfield</i>	144	<i>Commissioners of Road Imp. Dist. No. 2 of Lafayette County, Ark., v. St. Louis Southwestern R. Co.</i>	55
<i>City of Detroit v. Detroit City R. Co.</i>	292	<i>Commonwealth Bank of Kentucky v. Griffith</i>	705
<i>City of Gainesville v. Brown-Crummer Inv. Co.</i>	283	<i>Commonwealth of Kentucky v. Dennison</i>	737
<i>City of Knoxville v. Southern Paving Const. Co.</i>	520	<i>Commonwealth of Kentucky v. Powers</i>	268
<i>City of New Orleans v. Gaines' Adm'r</i>	148	<i>Commonwealth of Pennsylvania v. Quicksilver Min. Co.</i>	741
<i>City of Pawhuska v. Midland Valley R. Co.</i>	187	<i>Commonwealth of Pennsylvania v. Wheeling & B. Bridge Co.</i> ..	759
<i>City of Shidler v. H. C. Speer & Sons Co.</i>	413	<i>Commonwealth of Virginia v. De Hart</i>	302
<i>City of Superior v. Ripley</i>	148	<i>Commonwealth of Virginia v. Rives</i>	295, 731
<i>City of Tacoma v. Wright</i>	290	<i>Commonwealth of Virginia v. West Virginia</i>	756
<i>City of Waco, Tex., v. United States Fidelity & Guaranty Co.</i> ..	357, 358	<i>Compton v. Jesup</i>	240
<i>Claffin v. Houseman</i>	494	<i>Connecticut Fire Ins. Co. v. Manning</i>	613
<i>Clark v. Sidway</i>	643	<i>Connecticut General Life Ins. Co. v. Weldon</i>	168
<i>Clark v. Wells</i>	250, 343	<i>Consolidated Turnpike Co. v. Norfolk & O. V. R. Co.</i>	722
<i>Clark, Doe ex dem., v. Braden</i>	74	<i>Consumers' Gas Trust Co. v. Quimby</i>	506
<i>Clarke v. Mathewson</i>	246	<i>Continental Ins. Co. v. United States</i>	30
<i>Clarksburg Trust Co. v. Commercial Casualty Ins. Co.</i> ..	546	<i>Continental Nat. Bank v. Buford</i> ..	86
<i>Clearwater v. Meredith</i>	133	<i>Cooke v. Woodrow</i>	643
<i>Clellan v. Carland</i>	603	<i>Cooper v. Michigan Artificial Ice Products Co.</i>	437
<i>Clement v. Wilson</i>	608	<i>Copeland v. Erie R. Co.</i>	338
<i>Cleveland-Cliffs Iron Co. v. Arctic Iron Co.</i>	682	<i>Coppage v. State of Kansas</i>	423
<i>Cleveland & Western Coal Co. v. J. H. Hillman & Sons Co.</i>	346	<i>Corporation of New Orleans v. Winter</i>	106
<i>Clinton v. Coppedge</i>	565	<i>Cory Bros. & Co. v. United States</i> ..	608
<i>Cochran v. Montgomery County</i> ..	268, 353	<i>Costan v. Manila Electric Co.</i>	114
<i>Coe v. Armour Fertilizer Works</i> ..	698	<i>Cound v. Atchison, T. & S. F. R. Co.</i>	363
<i>Coffey v. Midland Broadcasting Co.</i>	284	<i>Cowell v. City Water Supply Co.</i> ..	159
<i>Cohens v. Virginia</i>	32, 697, 735, 751, 760	<i>Cowles v. Mercer County</i>	549
<i>Cole v. Pennsylvania R. Co.</i> ..	434, 435	<i>Cox v. Western Land & Cattle Co.</i> ..	643
<i>Cole v. Rustgard</i>	613	<i>Cramp & Sons Ship & Engine Bldg. Co. v. International Curtiss Marine Turbine Co.</i> ..	11, 686, 690
<i>Collins, Ex parte</i>	669, 701	<i>Crane Co. v. Guancia Centrale</i> ..	268
<i>Collins Mfg. Co. v. Wickwire Spencer Steel Co.</i>	271, 331	<i>Crary v. Devlin</i>	703
<i>Colorado v. Symes</i>	302		
<i>Colorado Wool Marketing Ass'n v. Monaghan</i>	345		
<i>Coltrane v. Templeton</i>	8		
<i>Columbia Nat. Life Ins. Co. v. Griffith</i>	487		
<i>Colvin v. City of Jacksonville</i>	169		

TABLE OF CASES

XXV

	Page		Page
<i>Creagh v. Equitable Life Assur. Soc.</i>	353	<i>Dikeman v. Jewel Gold Mining Co.</i>	609
<i>Creswill v. Grand Lodge, Knights of Pythias of Georgia</i>	729	<i>Dillon v. Strathearn S. S. Co.</i> ..	678
<i>Crichton v. Wingfield</i>	382	<i>Dimick v. Schiedt</i>	478
<i>Crosby Lumber Co. v. Smith</i>	290	<i>Dinzy v. Illinois Cent. R. Co.</i> ..	398
<i>Cross v. Allen</i>	406	<i>Doctor v. Harrington</i>	114
<i>Cross v. North Carolina</i>	212	<i>Dodge Mfg. Co. v. Patter</i>	615
<i>Crossley v. California</i>	212	<i>Doe ex dem. Clark v. Braden</i> ..	74
<i>Crouch v. United States</i>	487	<i>Doldge v. Cunard S. S. Co.</i>	98
<i>Cunningham v. Macon & B. R. Co.</i> ..	3	<i>Dollar S. S. Lines v. Merz</i>	132
<i>Cushny v. Crowe</i>	132	<i>Donnelly v. United States</i>	208
<i>Dahnke-Walker Milling Co. v. Bondurant</i>	707	<i>Donovan v. Champion</i>	127
<i>Dakota Corporation v. Slope County, N. D.</i>	487	<i>Dooley v. United States</i>	238
<i>Daniel v. Hutcheson</i>	18	<i>Doran, In re</i>	629
<i>Danielson v. Donmopray</i>	269	<i>Dorchy v. State of Kansas</i>	697
<i>Darragh v. H. Wetter Mfg. Co.</i> ..	533	<i>Douglass v. Blair</i>	628
<i>David Lupton's Sons Co. v. Automobile Club of America</i>	552	<i>Doyle v. Atwell</i>	727
<i>Davidson Motor Co., Ex parte</i> ..	731	<i>Doyle v. Continental Ins. Co.</i> ..	559
<i>David v. Sun Life Assur. Co. of Canada</i>	178	<i>Doyle, People of State of New York ex rel., v. Atwell</i>	697
<i>Davis v. Cleveland, C. C. & St. L. R. Co.</i>	346	<i>Dred Scott v. Sandford</i>	40
<i>Davis v. Gray</i>	531	<i>Drentzer v. Frankfort Land Co.</i> ..	614
<i>Davis v. L. L. Cohen & Co.</i>	721	<i>Drewler v. Commercial Savings Bank</i>	407
<i>Davis v. St. Louis & S. F. R. Co.</i> ..	284	<i>Drovers' Deposit Nat. Bank v. Tichenor</i>	352
<i>Dawson v. Kentucky Distilleries & Warehouse Co.</i>	672	<i>Duffy v. Tegeler</i>	627
<i>Deakin v. Lee</i>	353	<i>Duhne v. New Jersey</i>	735, 741
<i>Degge v. Hitchcock</i>	690	<i>Duncan v. Atlantic Coast Line R. Co.</i>	8
<i>De Hanas v. Cortez-King Brand Mines Co.</i>	382	<i>Duncan v. Gegan</i>	343
<i>Deimel, United States ex rel., v. Arnold</i>	452	<i>Dunlap, United States ex rel., v. Black</i>	3
<i>Delaney v. United States</i>	11	<i>Dunn, In re</i>	86
<i>Delaware County Com'rs v. Diebold Safe & Lock Co.</i>	275	<i>Dushane v. Benedict</i>	643
<i>Delaware L. & W. R. Co. v. Rellstab</i>	648	<i>Duvall v. Wabash R. Co.</i>	271
<i>Demer v. Pacific S. S. Co.</i>	268	<i>Dyar v. McCandless</i>	608
<i>Denaro v. McLaren Products Co.</i> ..	623	<i>Dye v. Farm Mortgage Inv. Co. of Topeka, Kan.</i>	608
<i>Dennison v. Brown</i>	292	<i>Eagle Glass & Mfg. Co. v. Rowe</i> ..	623
<i>Denver & R. G. W. R. Co. v. Linck</i> ..	550	<i>Earle v. De Besa</i>	598
<i>De Rees v. Costaguta</i>	382	<i>Eastern Oil Co. v. Holcomb</i>	30
<i>Des Moines Elevator & Grain Co. v. Underwriters Grain Ass'n.</i> ..	284	<i>Eastman Kodak Co., In re</i>	650
<i>De Soto Motor Corporation v. Stewart</i>	460	<i>Eddy v. Chicago & N. W. R. Co.</i> ..	268
<i>Detroit v. Dean</i>	114	<i>Edelstein, Ex parte</i>	36, 648
<i>Detroit Tille, etc., Co. v. Mason Contractors Ass'n.</i>	137	<i>Edward Hines Yellow Pine Trustees v. Martin</i>	442
<i>Dierks, Ex parte</i>	297	<i>Edwards v. Bates County</i>	185
		<i>Eichel v. United States Fidelity & Guaranty Co.</i>	245
		<i>Eiler's Music House, In re</i>	646
		<i>El Dorado Coal & Mining Co. v. Mariotti</i>	121
		<i>Ellis v. United States</i>	609
		<i>Elliott, Louisiana ex rel., v. Jumel</i> ..	251

	Page		Page
<i>Emsheimer v. New Orleans</i>	148	<i>First Nat. Bank of Woodbine,</i>	
<i>Endicott Johnson Corporation v.</i>		<i>Iowa, v. Harrison County</i>	196
<i>Encyclopedia Press</i>	703	<i>Fisher v. Cushman</i>	627
<i>Enelow v. New York Life Ins. Co.</i>		<i>Fisher v. Perkins</i>	714
543, 544, 618		<i>Fisher Flour Mills v. U. S.</i>	460
<i>Enger v. Northern Finance Corpo-</i>		<i>Fisk, Ex parte</i>	460
<i>ration</i>	176	<i>Fisk v. Henarie</i>	331
<i>Epperson v. Midwest Refining Co.</i>	287	<i>Fitchner v. American Surety Co.</i>	
<i>Epstein v. United States</i>	8	of New York.....	189
<i>Erickson v. United States</i>	80	<i>Fitzgerald v. Missouri Pac. R. Co.</i>	268
<i>Erie R. Co. v. Hamilton</i>	703	<i>Florida v. Georgia</i>	737, 755, 756
<i>Erskine, In re</i>	629	<i>Florida v. Mellon</i>	758
<i>Escoe v. Zerbst</i>	221	<i>Florida East Coast R. Co. v.</i>	
<i>Essenay Film Mfg. Co. v. Kane</i> ..	567	<i>United States</i>	674
<i>Evans v. District Judge of United</i>		<i>Folk v. Monsell</i>	500
<i>States for Western Dist. of Ten-</i>		<i>Ford v. Grimmett</i>	30
<i>nessee</i>	16	<i>Ford, Bacon & Davis v. Volentine</i>	183
<i>Evans v. Gore</i>	15	<i>Ford & Son v. Little Falls Fibre</i>	
<i>Evans v. Williams</i>	629	<i>Co.</i>	721
<i>Everglades Drainage Dist. v.</i>		<i>Forsyth v. Hammond</i>	686
<i>Florida Ranch & Dairy Corpo-</i>		<i>Fort Orange, The</i>	428
<i>ration</i>	505	<i>Foshay v. United States</i>	238
<i>Export & Import Lumber Co. v.</i>		<i>Foster v. Neilson</i>	74
<i>Port Banga Lumber Co.</i>	643	<i>Fox v. Standard Oil Co. of New</i>	
<i>Fabre v. Cunard S. S. Co.</i>	681	<i>Jersey</i>	407
<i>Fadley v. Baltimore & O. R. Co.</i> ..	612	<i>Francis McDonald, The</i>	204
<i>Fairchild v. Hughes</i>	73	<i>Francisco v. Chicago & A. R. Co.</i>	
<i>Farley & Co., In re</i>	628	612, 613	
<i>Farmers' & Merchants' Bank v.</i>		<i>Frank, Case of</i>	224
<i>Federal Reserve Bank</i>	360	<i>Frankel v. Woodrough</i>	647
<i>Farmington v. Pillsbury</i>	262	<i>Franklin v. United States</i>	211
<i>Farrell v. First Nat. Bank of Phil-</i>		<i>Franklin Sugar Refining Co. v.</i>	
<i>adelphia</i>	608	<i>Luray Supply Co.</i>	460
<i>Farrell v. O'Brien</i>	577	<i>Fraser v. Jennison</i>	284
<i>Fayerweather v. Ritch</i>	385	<i>Freeman v. Butler</i>	322
<i>Federal Intermediate Credit Bank</i>		<i>Fried v. State Life Ins. Co. of In-</i>	
<i>of Columbia, S. C., v. Mitchell</i>	87	<i>dianapolis, Ind.</i>	313
<i>Federal Radio Commission v.</i>		<i>Friedberg v. United States</i>	217
<i>General Electric Co.</i>	60	<i>Frisbie v. Chesapeake & O. R. Co.</i>	322
<i>Federal Radio Commission v. Nel-</i>		<i>Fritchen v. Mueller</i>	187
<i>son Bros. Bond & Mortgage Co.</i>	60	<i>Fritzlen v. Boatmen's Bank</i> ..	283, 327
<i>Federal Trade Commission v.</i>		<i>Froment v. Duclos</i>	597
<i>Beech Nut Packing Co.</i>	633	<i>Fulton Nat. Bank of Atlanta v.</i>	
<i>Federal Trade Commission v.</i>		<i>Hozier</i>	244
<i>Curtis Pub. Co.</i>	633	<i>Funk v. United States</i>	460
<i>Federal Trade Commission v.</i>		<i>Furness, Withy & Co. v. Yang-</i>	
<i>Gratz</i>	633	<i>Tsze Ins. Ass'n</i>	689
<i>Fernandez v. Phillips</i>	221	<i>F. W. Woolworth Co. v. Davis</i> ..	458
<i>Fetzer v. Johnson</i>	418	<i>Gaines v. Fuentes</i>	269, 574
<i>Fidelity Bond & Mortgage Co. v.</i>		<i>Galveston, H. & S. R. Co. v. Gon-</i>	
<i>Grand Lodge I. O. O. F.</i>	249	<i>zales</i>	368
<i>Fidelity Nat. Bank & Trust Co.</i>		<i>Galveston, H. & S. A. R. Co. v.</i>	
<i>of Kansas City v. Swope</i>	58	<i>Wallace</i>	596
<i>Fields v. United States</i>	687	<i>Garnett, In re</i>	208
<i>Findlay v. Florida East Coast R.</i>		<i>Gasoline Products Co. v. Champ-</i>	
<i>Co.</i>	385	<i>lin Refining Co.</i>	476, 687

TABLE OF CASES

xvii

	Page		Page
<i>Gasquet v. Fenner</i>	579	<i>Green, In re</i>	212
<i>Gay v. Ruff</i>297, 303 304,	358	<i>Green v. Chicago, B. & Q. R. Co.</i>	378
<i>Geddes v. Anaconda Copper Min-</i>		<i>Greene v. Louisville & Interurban</i>	
<i>ing Co.</i>	102	<i>R. Co.</i>	254
<i>Gelders v. Haygood</i>	262	<i>Greenough v. Independent Lead</i>	
<i>Gelpcke v. City of Dubuque</i> ...		<i>Mines Co.</i>	284
	410, 412 413	<i>Gregg Dyeing Co. v. Query</i>	406
<i>Geiston v. Hoyt</i>	721	<i>Greyerbiehl v. Hughes, Electric</i>	
<i>General Inv. Co. v. Lake Shore &</i>		<i>Co.</i>	646, 647
<i>M. S. R. Co.</i>29, 342,	347	<i>Greyhound, The</i>	599
<i>General Inv. Co. v. New York</i>		<i>Grin v. Shine</i>	15
<i>Cent. R. Co.</i>	47	<i>Groton Bridge & Mfg. Co. v. Amer-</i>	
<i>General Oil Co. v. Crain</i>	552	<i>ican Bridge Co.</i>	325
<i>Genesee Chief, The</i>	208	<i>Grubb v. Public Utilities Commis-</i>	
<i>George v. Victor Talking Mach.</i>		<i>sion of Ohio</i>	596
<i>Co.</i>	615	<i>Gruber, Ex parte</i>	760
<i>Georgia v. Southern R. Co.</i>	268	<i>Guaranty Trust Co. of New York</i>	
<i>Georgia v. Stanton</i>	74	<i>v. McCabe</i>148, 395	
<i>German Ins. Co. v. Hearne</i>	678	<i>Guernsey v. Cross</i>	342
<i>Gibbes v. Zimmerman</i>	722	<i>Guffey v. Smith</i>	533
<i>Giddens v. Estero Bay Estates</i> ..	262	<i>Gully v. Interstate Natural Gas</i>	
<i>Gilbert v. David</i>	110	<i>Co.</i>	671
<i>Gillis v. State of California</i>	509	<i>Gumbel v. Pitkin</i>	268
<i>Glenwood Light & Water Co. v.</i>		<i>Hackett v. Kuhne</i>	348
<i>Mutual Light Heat & Power Co.</i>	160	<i>Hager v. New York Oil Co.</i>	331
<i>Glover Mach. Works v. Cooke Jel-</i>		<i>Hagerla v. Mississippi River Pow-</i>	
<i>lico Coal Co.</i>268, 357		<i>er Co.</i>	268
<i>Glynn v. Krippner</i>469, 681		<i>Haire v. Rome R. Co.</i>	289
<i>Glovey v. Morning News</i>	340	<i>Hale v. Crawford</i>	221
<i>Goldwyn Pictures Corporation v.</i>		<i>Hall v. Great Northern R. Co.</i>	372
<i>Howells Sales Co.</i>	623	<i>Hallowell v. United States</i> ...678, 680	
<i>Golightly v. Massachusetts Bond-</i>		<i>Halsey v. Minnesota-South Caro-</i>	
<i>ing & Ins. Co.</i>290, 292		<i>lina Land & Timber Co.</i>	332
<i>Goodman v. Niblack</i>	385	<i>Hamer v. New York Rys. Co.</i>	137
<i>Gordon v. Ogden</i>	643	<i>Hamilton, In re</i>	214
<i>Gorman v. Havird</i>	643	<i>Hamilton v. Regents of University</i>	
<i>Gorman v. Shaffer Oil & Refining</i>		<i>of California</i>698, 699	
<i>Co.</i>	500	<i>Hamilton-Brown Shoe Co. v. Wolf</i>	
<i>Gotter v. McCulley</i>	385	<i>Bros. & Co.</i>	686
<i>Gottlieb, In re</i>	628	<i>Hammerstein v. Lyne</i>	106
<i>Grable v. Killits</i>	646	<i>Hanover Star Mining Co. v. Met-</i>	
<i>Grand Trunk R. Co. v. Twitchell</i>	356	<i>calf</i>	685
<i>Grant v. Guernsey</i>	502	<i>Hans v. Louisiana</i>	251
<i>Grapeshot, The</i>	18	<i>Hardenbergh v. Ray</i>	110
<i>Graves v. Corbin</i>	268	<i>Harding, Ex parte</i>	731
<i>Gray v. Oregon Short Line R. Co.</i>	336	<i>Harkin v. Brundage</i>	242
<i>Gray's Estate, In re</i>	581	<i>Harlan v. McGourin</i>	232
<i>Great Lakes Towing Co. v. St.</i>		<i>Harley v. Firemen's Fund Ins. Co.</i>	268
<i>Joseph-Chicago S. S. Co.</i>	610	<i>Harley Davidson Motor Co., Ex</i>	
<i>Great Northern R. Co. v. Alex-</i>		<i>parte</i>	731
<i>ander</i>268, 274, 276		<i>Harnischfeger Sales Corporation</i>	
<i>Great Northern R. Co. v. Gal-</i>		<i>v. National Life Ins. Corpora-</i>	
<i>breath Cattle Co.</i>125, 277		<i>tion</i>	506
<i>Great Southern Fire Proof Hotel</i>		<i>Harper v. Southern Coal & Coke</i>	
<i>Co. v. Jones</i>114, 417		<i>Co.</i>	593
<i>Greeley v. Lowe</i>	381	<i>Harrison v. Chamberlin</i>	629

	Page		Page
Harrison v. Harrison.....	280	Holmes v. Goldsmith.....	150
Harrison Beverage Co. v. Huns- berger	651	Holmes v. Jennison.....	60
Harten v. Löffler.....	643	Home Ins. Co. v. Morse.....	270, 555
Hartford Accident & Indemnity Co. v. N. O. Nelson Mfg. Co....	422	Home Life Ins. Co. v. Dunn....	269
Hartford Fire Ins. Co. v. Chicago, M. & St. P. R. Co.....	428	Home Life Ins. Co. v. Sipp.....	184
Harvey Co. v. Malley.....	487	Honolulu Consolidated Oil Co., In re	8
Hary v. United Electric Coal Co.	69	Hooker v. Los Angeles.....	703
Healy v. Ratta.....	172	Hoosier Veneer Co. v. Trusts & Guarantee Co.....	346
Hedger Co. v. United States.....	238	Horace B. Parker, The.....	681
Heike v. United States.....	652	Horne v. Aderhold.....	304
Hein v. Westinghouse Air Brake Co.	450	Houlton Savings Bank v. Ameri- can Laundry Machinery Co....	271
Heinze v. Butte & B. Consol. Min- ing Co.....	603	Houston v. Moore.....	698
Helm v. Zarecor.....	137	Howard v. Louisiana & A. R. Co.	475
Henderson v. Maryland Casualty Co.	313	Howard v. Texas Co.....	515
Henderson v. Richardson Co....	612	Howard W. Luff Co. v. Capece..	434
Henderson Tire & Rubber Co. v. Reeves	647	Hubbell v. Leonard.....	254
Henly v. Community Natural Gas Co.	328	Hudson Nav. Co. v. Murray....	346
Henrietta Mills v. Rutherford County, N. C.....	517	Hultberg v. Anderson.....	385
Henry v. Sowles.....	80	Hunt v. New York Cotton Ex- change	170
Henry Ford & Son v. Little Falls Fibre Co.....	721	Hunt v. United States.....	608
Hepburn & Dundas v. Ellzey....	106	Hunter v. Martin.....	697
Herbert v. Roxana Petroleum Cor- poration	321	Hunter v. Wood.....	214
Herkness v. Irion.....	672	Hurn v. Oursler.....	102, 105
Herrmann v. Edwards.....	88	Huskins v. Cincinnati, N. O. & T. P. R. Co.....	334
Herron v. Southern Pac. Co....	455, 679		
Hertz v. Woodman.....	681	Illinois Cent. R. Co. v. A. Waller & Co.....	268, 357
Hess & Bro. v. Small.....	458	Imbrovek v. Hamburg-American Steam Packet Co.....	208
Hewlett v. Schadel.....	431	Indiana v. Kentucky.....	755
Higgins v. California Prune & Apricot Grower.....	567	Indianapolis & St. L. R. Co. v. Horst	451
Highland Ave. & B. R. Co. v. Co- lumbian Equipment Co.....	623	Indian Mountain Jellico Coal Co. v. Asheville Ice & Coal Co....	289
Highway Const. Co. v. McClelland	360	Industrial Ass'n of San Francisco v. United States.....	656
Highway Engineering & Const. Co. v. Hillsborough County....	616	Ingersoll v. Coram.....	577
Hinckley v. Gilman C. & S. R. Co.	345	Interior Const. & Imp. Co. v. Gib- ney	362
Hines Yellow Pine Trustees v. Martin	442	Interstate Amusement Co. v. Al- bert	552
Hirsch v. Stone.....	130	Interstate Commerce Commission v. Union Pac. R. Co.....	674
Hitz, Ex parte.....	762	Interstate Oil Corporation, In re	628
H. Lissner & Co. v. Oceanic Steam Nav. Co.....	615	Iowa v. Illinois.....	755
Hodgson v. Bowerbank.....	32	Iowa Lilloet Mining Co. v. Bliss	353
Hoke v. United States.....	212	Ireland v. Woods.....	701
Holland v. Challen.....	546	Irvine Co. v. Bond.....	262
		Irving Trust Co. v. Fleming....	629
		Isaac Kubic Co. v. Lehigh Valley R. Co.....	268

TABLE OF CASES

xix

	Page		Page
Jack v. Forrest.....	486	Kimel v. Missouri State Life Ins.	
Janoske v. Porter.....	338	Co.	192
J. B. McCreary Co. v. Nashville		Kincheloe v. Hopkins.....	329
Bridge Co.....	407	King v. Cornell.....	356
Jellenik v. Huron Copper Mining		King v. Kansas City Police Relief	
Co.	382	Ass'n	259
Jensen v. New York Life Ins. Co.	178	King v. McLean Asylum of Mass.	
J. E. Petty & Co. v. Dock Contrac-		General Hospital.....	583
tor Co.....	555	Kingston v. American Car &	
Jim Hong, Ex parte.....	76	Foundry Co.....	338
Johnson v. Hoy.....	232	Kinkead v. J. Bacon & Sons....	628
Johnson v. Ingersoll.....	168	Kinney v. Plymouth Rock Squab	
Johnson v. Manhattan R. Co....	8, 489	Co.	9
Johnson v. United States.....	210	Kirby v. American Soda Fountain	
John W. Farley & Co., In re....	628	Co.	182, 641, 642
Jones v. Andrews.....	248	Klaber v. Maryland Casualty Co.	232
Jones v. Bow Elder County.....	192	Kline v. Burke Const. Co. 36, 507,	595
Jones v. Fox Film Corporation..	388	Klinger v. State of Missouri....	729
Jones v. Third Nat. Bank.....	437	Knapp-Monarch Co. v. Anderson	106
Jones v. United States.....	209	Knickerbocker Ice Co. v. Stewart	202
Joplin Mercantile Co. v. United		Knight v. Atlantic Coast Line R.	
States	686	Co.	311
Joseph H. Weiderhoff, Inc., v.		Kraut v. Worthington Pump &	
Neal	570	Machinery Co.....	323
Joslin Mfg. Co. v. City of Provi-		Kubie Co. v. Lehigh Valley R. Co.	268
dence	721	Kuhn v. Fairmont Coal Co.....	
Journal & Tribune Co. v. United			440, 445, 679
States	643	Kulesza v. Blair.....	608
Judith Basin Irr. Dist. v. Malott	418		
		Laborde v. Ubarri.....	249, 346
Kalabany v. News Syndicate Co.	459	Ladew v. Tennessee Copper Co....	385
Kanawha & Michigan R. Co. v.		Lafayette Ins. Co. v. French....	116
Kerse	721	Lamaster v. Keeler.....	451
Kanouse v. Martin.....	336	Lankford v. Platte Iron Works	
Kansas v. Colorado.....	448	Co.	256
Kansas v. United States.....	747	Lanza, Case of.....	213
Kansas City Southern R. Co. v. C.		Lathrop, Shea & Hemwood Co. v.	
H. Albers Commission Co.....	723	Interior Const. & Imp. Co....	328
Kansas City Structural Steel Co.		Lau Ow Bew v. United States....	686
v. Arkansas.....	421	Lawrence v. Morgan's L. & T. R.	
Kansas City Western R. Co. v.		& S. S. Co.....	306
McAdow	722	Layne & Bowler Corporation v.	
Kearney, The.....	203	Western Well Works.....	689
Kearney v. Case.....	487	Leather v. White.....	613
Keary v. Farmers' & Merchants'		Lee v. Chesapeake & O. R. Co. 76,	391
Bank of Memphis.....	552	Lee v. Lehigh Valley Coal Co. 136,	275
Keller v. Potomac Electric Co..	60	Lee v. Osceola & Little River	
Kellogg v. Warmouth.....	592	Road Imp. Dist. No. 1 of Missis-	
Kelly v. New England Mut. Life		issippi County, Ark.....	709
Ins. Co.....	439	Lehigh Mining & Mfg. Co. v. Kelly	264
Kemmer, In re.....	703	Leonard v. St. Joseph Lead Co...	311
Kentucky v. Dennison.....	737	Levering & Garringues Co. v. Mor-	
Kentucky v. Powers.....	268	rin	39, 116
Kenwood v. Admiral Peoples, The	203	Levin v. United States.....	496
Kiehn v. Dodge County.....	610	L. E. Waterman Co. v. Gordon..	105
		Lewis Pub. Co. v. Wyman.....	496

	Page		Page
Liberty Oil Co. v. Condon Nat. Bank	475, 540	McCrary Co. v. Nashville Bridge Co.	407
Liberty Warehouse Co. v. Burley Tobacco Growers Crop Marketing Ass'n	68	McCullough v. Hicks	573
Liberty Warehouse Co. v. Grannis	61	McDaniel v. Traylor	198
Lincoln County v. Luning	251	McDonald, The Francis	204
Lion Bonding & Surety Co. v. Karatz	169, 194	McDonald's Estate, In re	581
Lissner & Co. v. Oceanic Steam Nav. Co.	615	McDonnell v. Jordan	332
Little v. Chicago, St. P. M. & O. R. Co.	381	McDowell v. United States	8
Little York Gold Washing & Water Co. v. Keyes	268	Mace v. Mayfield	288
Liu Hop Fing v. United States ..	76	MacFadden v. United States	603
Livingston v. Jefferson	3, 379	McGarry v. Lentz	553
Local Loan Co. v. Hunt	249, 567	McGuire v. Massachusetts	721
Loeb v. Trustees of Columbia Tp.	147	M'Kim v. Voorhies	572
Loewe v. Lawlor	684	McKnett v. St. Louis & S. F. R. Co.	503
London Guarantee & Accident Co. v. Industrial Accident Commission of California	202	McLeon v. Hayward	616
Loney, In re	212	McLish v. Roff	614
Long v. Stites	565	McNally v. Hill	232
Louie v. United States	49	McNeill v. Southern R. Co.	175
Louisiana v. Garfield	747	Macon Grocery Co. v. Atlantic Coast Line R. Co.	365
Louisiana v. McAdoo	747	Madisonville Traction Co. v. St. Bernard Mining Co.	338
Louisiana v. Texas	735, 759	Magnum Import Co. v. Coty	688
Louisiana ex rel. Elliott v. Jumel ..	251	Malone v. Gardner	98
Louisville & N. R. Co. v. Ide	288	Mamie, The	198
Louisville & N. R. Co. v. Mottley ..	92	Manhattan Oil Co. v. Mosby	382
Louisville, N. A. & C. R. Co. v. Pope	677	Manion v. U. S. Shipping Board Emergency Fleet Corporation ..	450
Louisville & N. R. Co. v. United States	674	Manning v. Amy	336
Lovell v. Cragin	643	Manning v. Weeks	8
Luff Co. v. Capece	434	Mansfield, Coldwater & L. M. R. Co. v. Swan	43
Lulkart v. Farmers' Lumber Co.	499	Marbles v. Creecy	221
Lupton's Sons Co. v. Automobile Club of America	552	Marbury v. Madison	3, 734
Lutcher & Moore Lumber Co. v. Knight	690	Marine Nat. Exchange Bank of Milwaukee, Wis., v. Kalt-Zimmers Mfg. Co.	419
Luther v. Borden	74	Marion Mortgage Co. v. Edmunds ..	616
Lynch v. People of New York ..	727	Marshall v. Dye	73
Lynes v. Standard Oil Co.	288	Marshall v. Holmes	192
McBride v. Neal	402	Martin v. Baltimore & O. R. Co. ..	323
McCaffrey v. Wilson & Co.	268, 348	Martin v. Hunter's Lessee 33, 269, 697	
McCaIn v. City of Des Moines	92	Martin v. Partridge	616
McClellan v. Carland	647	Martinez v. International Banking Corporation	643
McComb v. Knox County	698	Maryland v. Soper	302
McComihay v. Wright	519	Maryland v. West Virginia	755
McCormick v. Sullivant	49	Maryland Casualty Co. of Baltimore v. Orchard Land & Timber Co.	30
McCoy v. Shaw	726	Maslin v. Columbia Nat. Life Ins. Co.	459
		Mason v. United States	30, 402
		Mason City & Ft. D. R. Co. v. Boynton	275, 357

TABLE OF CASES

xxi

	Page		Page
<i>Massachusetts v. Mellon</i>	758	<i>Miles v. Graham</i>	15
<i>Massachusetts Bonding & Ins. Co. v. Norwich Pharmacal Co.</i>	460	<i>Miller v. Troy Laundry Machinery Co.</i>	331
<i>Massachusetts Protective Ass'n v. Kittles</i>	178	<i>Miller Hatcheries v. Buckeye Incubator Co.</i>	615
<i>Massachusetts Protective Ass'n v. Stephenson</i>	178	<i>Miller & Lux v. East Side Canal & Irrigation Co.</i>	262, 264
<i>Massey-Harris Harvester Co. v. Freeze</i>	155	<i>Milwaukee & M. R. Co. v. Milwaukee & St. P. R. Co.</i>	246
<i>Mast, Foos & Co. v. Stover Mfg. Co.</i>	622	<i>Minneapolis & St. L. R. Co. v. Bombolis</i>	465
<i>Matters v. Ryan</i>	232	<i>Minnesota v. Northern Securities Co.</i>	275, 741
<i>Matthews v. Huwe</i>	718	<i>Minnesota & Ontario Paper Co. v. Molyneux</i>	647
<i>May Hosiery Mills v. United States District Court</i>	43	<i>Minnie v. Port Huron Terminal Co.</i>	203
<i>Meccano, Ltd., v. John Wanamaker</i>	622	<i>Mintie v. Biddle</i>	16
<i>Mechanics' & Traders' Bank v. Union Bank</i>	18	<i>Mississippi Mills v. Cohn</i>	512
<i>Mecom v. Fitzsimmons Drilling Co.</i>	141, 314	<i>Mississippi Power & Light Co. v. City of Jackson, Miss.</i>	70
<i>Meeker v. Lehigh Valley R. R. Co.</i>	475	<i>Mississippi Power & Light Co. v. Whitescarver</i>	458
<i>Meister v. Moore</i>	442	<i>Mississippi & M. R. Co. v. Ward</i> ..	160
<i>Mellon v. Weiss</i>	721	<i>Missouri v. Fiske</i>	60, 257
<i>Mellon Co. v. McCafferty</i>	727	<i>Missouri v. Kansas</i>	755
<i>Memphis Street Rys. Co. v. Moore</i>	143	<i>Missouri v. Kentucky</i>	755
<i>Menssen v. Travelers' Ins. Co.</i> ...	178	<i>Missouri v. Missouri Pac. R. Co.</i>	664
<i>Mercantile Trust Co. v. Binford</i>	592	<i>Missouri, ex rel. St. Louis, B. & M. R. Co. v. Taylor</i>	346, 592
<i>Mercer County v. Cowles</i>	114	<i>Missouri ex rel. Wabash R. Co. v. Public Service Commission of Missouri</i>	723
<i>Merchants' Cotton Press & Storage Co. v. Insurance Co. of North America</i>	353	<i>Missouri, Kansas & Texas Trust Co. v. Krumseig</i>	524
<i>Merchants Heat & Light Co. v. J. B. Clow & Sons</i>	374	<i>Missouri State Life Ins. Co. v. Jones</i>	190
<i>Merchants' Mutual Automobile Liability Ins. Co. v. Smart</i>	722	<i>Mitchell v. Mason</i>	609
<i>Merchants' Warehouse Co. v. United States</i>	673	<i>Mitchell v. Maurer</i>	240
<i>Mergenthaler Linotype Co. v. Davis</i>	703	<i>Mohawk Rubber Co. of New York v. Terrell</i>	357
<i>Merrymcather v. United States</i> ..	596	<i>Montana Mining Co. v. St. Louis Min. & Mill. Co.</i>	686
<i>Metropolitan Life Ins. Co. v. Dunne</i>	236	<i>Mooney v. Holohan</i>	225
<i>Metropolitan Water Co. v. Kaw Valley Drainage Dist. of Wyandotte County, Kan.</i>	622	<i>Montello, The</i>	208
<i>Mexican Cent. R. Co. v. Eckman</i> ..	144	<i>Moore v. Chesapeake & O. R. Co.</i>	505
<i>Michigan Cent. R. Co. v. Mix</i>	342	<i>Moore v. Dempsey</i>	221, 224
<i>Michigan Cent. R. Co. v. Powers</i> ..	407	<i>Moran v. Dillingham</i>	11
<i>Mid-Continent Petroleum Corporation v. Sauder</i>	445	<i>Morgan v. Thompson</i>	607
<i>Midland Linseed Products Co. v. Warren Bros. Co.</i>	555	<i>Morgan v. United States</i>	676
<i>Milburn Co. v. Davis-Bournonville Co.</i>	687	<i>Morgan's Heirs v. Morgan</i>	110
		<i>Moriyama v. Allen</i>	628
		<i>Morris v. E. I. Du Pont de Nemours Co.</i>	280, 311
		<i>Morris v. Gilmer</i>	257