MASONS MAKE LAWS

Scottish Rite to Decide Important Measures.

PLAN NEW TEMPLE IN CAPITAL

Present Home of Masonry Has Become Inadequate—Ten Vacancies to Be Filled in Supreme Council. Delegates Arrive in Washington from All Parts of United States.

At to-day's meeting of the Supreme Council of the Sovereign Grand Inspectors General of the Thirty-third Degree of Ancient and Accepted Scottish Rite Masonry for the Southern Jurisdiction, which began its biennial session in the Masonic Temple yesterday morning, a number of important measures will be submitted for consideration and decision.

This morning's meeting will be called to order at 10 o'clock by Sovereign Grand Commander James D. Richardson, and among the business to be introduced will be the question as to the place of meeting of the next international conference five years hence. Grand Commander Richardson said that the conference should assemble in Washington, because Washington is the capital of the nation and the oldest Masonic council in this country has its home and holds all its sessions here.

The question of erecting in some prominent part of the city a splendid house, fashioned either after a Gothic cathedral or a Grecian or Egyptian temple, will be brought up for debate and decision. It is argued that the present temple is too small to accommodate the great Masonic museum and library, which it contains. It is proposed that the projected temple have a hall of grand proportions for conferring the Thirty-third, degree, where bronze sphinxes shall uphold the throne of the grand commander, and incense ascend to the vaulted roof from antique braziers.

The grand commander, at this morning's session, will also recommend that the Rite take a more active part in the education of the children of Scottish Rite Masons, to be selected by the inspector general of the various States.

Ten vacancies exist in the supreme council, and it is expected that they will be filled at this meeting. To be eligible to the council, it is necessary for the candidate to have been exalted to honorary membership in the thirty-third degree. At the meeting two years ago, but one vacancy was filled.

The council has jurisdiction over the army and navy, all states, except Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Ohio, Indiana, Illinois, Michigan, and Wisconsin. These are under the jurisdiction of the supreme council of the North.

To-night at 8 o'clock Mithras Lodge of Perfection, No. 1, will assemble at the Scottish Rite Cathedral, 1007 G street, to confer the ninth degree, Elu of the Nine, on a large class of candidates. The following degrees will be communicated: Tenth degree, Elu of the Fifteen; eleventh degree, Elu of the Twelve; twelfth degree, master architect, and thirteenth degree, Royal Arch of Solomon.

The annual dinner of the Provincial Grand Lodge of the United States, Royal Order of Scotland, will be given at the New Willard at 8 o'clock this evening, which the wives and daughters and other members of the families of the Masons will attend.

The Provincial Grand Lodge of the United States, Royal Order of Scotland, convened in its thirtieth annual meeting at the temple last night. James D. Richardson, provincial grand master presiding, a large class of members were initiated into the order. William Oscar Roome is the provincial grand secretary of the lodge.

Opening of Session.

The supreme council's biennial session was opened in full ceremonial yesterday morning at 10 o'clock by Sovereign Grand Commander Richardson. On the calling of the roll of officers and active inspectors general, the entire membership was found present, with the one exception of John E. Myers, of Virginia, who was absent for the first time in many years. Commander Richardson presented to the council, as the representative of the Northern jurisdiction, William Homan, thirty-third degree, and one of the active members of the council, from New York. Much pleasure was evidenced in the presence of the dean of the council, the venerable Secretary General Fred Webber, who has just recovered from a severe illness. Next to the secretary general, Martin Collins, of St. Louis, is the senior member of the council.

This is a full list of active members:

James D. Richardson, grand commander, Murfreesboro, Tenn.; Samuel E. Adams, lieutenant grand commander, Minneapolis, Minn.; Erasmus T. Carr, grand prior, Miles City, Mont.; Martin Collins, grand chancellor, St. Louis, Mo.; George F. Moore, grand minister of state, Montgomery, Ala.; Frederick Webber, secretary general, Washington, D. C.; W. Frank Pierce, treasurer general, San Francisco, Cal.; Richard J. Nunn, grand almoner, Savannah, Ga.; Irving W. Pratt, grand marshal of ceremonies, Portland, Ore.; Adolphus L. Fitzgerald, grand chamberlain, Carson City, Nev.; Frank M. Foote, first grand equerry, Evanston, Wyo.; Harper S. Cunningham, second grand equerry, Guthrie, Okla.; John F. Mayer, grand standard bearer, Richmond, Va.; John W. Morris, grand sword bearer, Wheeling, W. Va., and Henry M. Teller, grand herald, Denver, Colo.

There were also present deputies from other jurisdictions. From the District of Columbia, Grand Master of Masons, Francis J. Woodman, and from Maryland, Graham Dukehart, of Baltimore.

Among the prominent out-of-town Masons in the session are:

Campbell Wells, thirty-third degree of K. C., past grand master of the Grand Lodge of Missouri; Ethelbert F. Allen, thirty-third degree of K. C., past grand master of Missouri, and past imperial potentate of the Mystic Shrine and president of the Masonic Home board, of Missouri; John R. Parsons, thirty-third degree, of St. Louis, past grand master of Missouri, and at present grand secretary of the Grand Lodge; A. C. Stewart, thirty-third degree, of St. Louis, president of the police board of that city, under Gov. Folk; William H. Wilson, Topeka, Kans.; Harry S. Courins, New Jersey; S. J. Hasgill, Guthrie, Okla.; Herbert M. Greene, Dallas, Tex.; E. C. Sawyer, Richmond, Va.; Henry Rodan, Galveston, Tex.; Dr. Robert M. Funkhouser, St. Louis, Mo.; George L. Hassett, St. Louis; John C. Humes, Kansas City; Ira A. Tabler, Davenport, Iowa; Paul N. Davey, Joplin, Mo.; William M. Shaver, Topeka, Kans.; Jacob Lambert, St. Louis, Mo.; Melville A. Grant, Meridian, Miss.; Joseph C. Greenfield, Savannah, Ga.; C. H. Murphy, Davenport, Iowa; S. M. Ottenheimer, Baltimore; Charles W. Donnelly, Cumberland, Md.; H. W. Witcower, Savannah, Ga.

Lessons Taught by Masonry.

In speaking of the lessons taught by the fraternity, Grand Commander Richardson said, in part:

"One of the most valuable lessons of life impressively taught by our fraternity is, that we should be humble and modest toward the Grand Architect of the universe, and not impugn His wisdom, nor attempt to set up our imperfect sense of right against His providence and dispensations; that the march of events is rightly ordered by an infinite wisdom, and leads, though we do not see it for want of comprehension, to a grand and perfect result, and that there is a real God who rules the world in infinite wisdom, infinite love, and infinite mercy."

Commander Richardson emphasized the fact that the biennial session meets after the lapse of the "most prosperous two years of our existence as a Masonic body."

A table of the membership of the Southern jurisdiction showed that 9,343 new members have been initiated in the several lodges of perfection since the last meeting of the council in October, 1905. The total net membership in the lodges of perfection were shown to be 31,640, or a gain of nearly 8,000 more than the last report.

"Freemasonry," said Grand Commander Richardson, "like all other things in this life, will be judged by what it accomplishes. It is in the nature of a divine command that tthe tree shall be judged by its fruit. This is right, not because it is commanded, but it is commanded because it is right. Of all human organizations there is none more conspicuous than Freemasonry. No matter what its origin or its age, it has risen without noise or advertisement."

For the relief of the Masonic sufferers by the San Francisco earthquake, the supreme council furnished $25,000.

During the recess of the sovereign lodge, the grand commander appointed the following deputies to act for the supreme council: For the State of Louisiana, Charles F. Buck, thirty-third degree, of New Orleans; Mississippi, Melvin R. Grant, thirty-second degree, K. C. C. H., of Meridian; Iowa, Henry C. Alverson, thirty-third degree, of Des Moines.

The officers of Mithras Lodge of Perfection No. 1, which will meet to-day, to confer the ninth degree on a large class of candidates, are:

Francis A. Sebring, thirty-second degree, venerable master; J. Archibald Bailey, thirty-second degree, senior warden; James D. Rowen, eighteenth degree, junior warden; Ellwood P. Morey, thirty-second degree, orator; Louis Goldsmith, thirty-third degree, almoner; John H. Olcott, thirty-second degree, K. C. C. H., secretary; Allison Nailor, thirty-third degree, treasurer; James H. McIntosh, thirty-second degree, master of ceremonies; Fred M. Bock, thirty-second degree, expert; James C. Boe, thirtieth degree, assistant expert; Robert F. Mentzel, thirty-second degree, captain of the host; Elmer E. Simpson, thirty-second degree, degree director; Harry G. Kimball, thirty-second degree, organist; J. Walter Humphrey, thirty-second degree, soloist; William F. Brice, thirty-second degree, electrician; James H. Trimble, thirty-third degree, tyler.

Degrees will be conferred as follows.

Wednesday, October 23—Mithras Lodge of Perfection, Perfect Elu.

Thursday, October 24—Evangelist Chapter of the Rose Croix (supreme council night).

Saturday, October 26—Robert de Bruce Council of Kadosh.

Tuesday, October 29—Albert Pike Consistory, No. 1—Inspector inquisitor and master of the royal secret.

MACFARLAND MAKES REPLY

Commissioner Takes Exceptions to the Views of Congressman.

Financing of Extraordinary and Current Expenses of Vital Importance—No Additional Taxes.

Commissioner Macfarland makes the following reply to the Congressman's interview in The Washington Herald yesterday morning:

I fear the Congressman quoted did not read all that I said, for if he had he would have seen that, while the Commissioners' recommendation that the extraordinary and current expenditures should be financed separately appears to be only a matter of bookkeeping, it is of vital importance, as proposing a businesslike treatment of this matter, such as is found in every other municipality.

In the Congressman's own city, if he lives in a city, extraordinary appropriations, such as the $1,900,000 asked by the board of education for physical improvement of the public schools, are not paid for out of current revenues, but out of the proceeds of bonds. Obviously, no municipality could pay for extraordinary improvements and current expenditures out of current revenues without confiscatory taxation.

Here we cannot issue bonds, and do not need to. We can borrow from our partner, the United States, who has the custody of our tax money and the control of all appropriations. This is what we have done for the past six years, paying 2 per cent on the advances, made from the Treasury. But unfortunately, the advances have not been charged up to the extraordinary appropriations and kept separate on the books of the Treasury, as we desire. The result has been that the current expenditures have been cut in the attempt to make us pay for extraordinary improvements and current expenditures together. Hence the insufficient appropriations for the schools, health, fire, police, street and road improvements, cleaning and lighting, and other municipal services.

All the time we have had sufficient District revenues to provide annually a reasonable repayment to the Treasury for its advances which would cover the extraordinary account, and also for our share of the current expenditures, for which we need no advances from the Treasury. We need no additional taxation, but only a businesslike financing of our appropriations.

To illustrate, our District revenues for the next fiscal year are a little over $5,900,000. Let us deduct $600,000 as a reasonable amount on the repayment of the Treasury advances. This leaves us $5,300,000 for current expenditures, since the extraordinary expenditures are to be provided for separately by the Treasury advance, for which the $600,000 annual repayment has been set aside. Doubling the $5,300,000 by adding the government's contribution of one-half of the appropriations, we have an appropriation fund available for current expenditures and the interest and sinking fund of the Shepherd bonded debt of $10,600,000.

The interest and sinking fund of the Shepherd debt calls for $975,408. We have asked for current expenditures $9,400,508. In all, for bonded debt and current expenditures, $10,375,916 is asked, or, to be precise, $246,144 less than the appropriation fund available for current expenditures.

If the extraordinary and current appropriations are not separated, of course, one or the other must be cut, if the whole budget is to be brought within the appropriation fund of one year's revenues only.

All our citizens should work together to insure the adoption of the Commissioners' recommendation and prevent such a cutting of the estimates, so unnecessary and so detrimental to every District interest.

FORGERY NOT SUSTAINED.

Signed Name of Priest for Benefit of Father.

Emelio Jaselli was yesterday acquitted by a jury in Criminal Court No. 1, Justice Stafford presiding, of the charge of forging the signature of his brother, Rev. Nicola Jaselli, a Catholic priest, to four international money orders.

Jaselli was arrested last spring upon complaint of post-office inspectors that he had forged the name of his brother Nicola to the money orders in question. From the evidence adduced at the trial, it appeared that this money represented a legacy left by an uncle in Italy to the priest, and that it was his intention to give it to his father when received.

The father, mother, sister, and brother of the accused man testified that Father Nicola had authorized another brother, Edward, or Emelio, to indorse the orders when they were received, and turn the money over to their father. The orders were received by mail at the Jaselli home in this city, addressed to Rev. Nicola Jaselli.

Asks $10,000 of Traction Company.

Alleging that she was seriously and permanently injured by being thrown from a car belonging to the Capital Traction Company, Margaret Franks yesterday instituted a suit to recover $10,000 damages. According to the declaration filed, the plaintiff was in the act of alighting from the car at Sixteenth and H street, January 4, 1907, when it was negligently started and she was thrown to the street.

DAILY COURT RECORD

(Monday, October 21, 1907.)

Supreme Court of the United States.

Present: The Chief Justice, Mr. Justice Harlan, Mr. Justice Brewer, Mr. Justice White, Mr. Justice Peckham, Mr. Justice McKenna, Mr. Justice Holmes, Mr. Justice Day, and Mr. Justice Moody.

William P. Brown, of Bellingham, Wash.; Charles Sumner Lobingier, of Omaha, Nebr.; Franklin E. Rapp, of Washington, D. C.; James A. Walsh, of Helena, Mont.; William L. Wood, of Kansas City, Kans.; Ralph M. Greenlow, of Boston, Mass.; B. B. Blakeney, of Shawnee, Ind. T.; E. M. Heyburn, of Spokane, Wash.; James H. Westcott, of New York City; Edwin C. Dutton, of Washington, D. C.; John Lewis Johnson, of Washington, D. C.; Burton L. Tuttle, of Cincinnati, Ohio; Harold Taylor, of Indianapolis, Ind.; Lee Card, of Chadron, Nebr.; Ellsworth L. Burton, of Parsons, Kans.; Sam B. Kirby, of Louisville, Ky.; J. Wilmer Latimer, of Washington, D. C.; George Harbaugh Stein, of Philadelphia, Pa., and Prosper M. Pogue, of Cincinnati, Ohio, were admitted to practice.

No. 18. Adelaide V. Tilt et al., executors, &c., plaintiffs in error, vs. Otto Kelsey, comptroller, &c.; in error to the Surrogate's Court of New York County, State of New York; judgment reversed with costs and cause remanded for further proceedings in conformity with the opinion of this court. Opinion by Mr. Justice Moody. Dissenting, Mr. Justice Harlan.

Nos. 115, 116, 117, 118, 119, 120, and 121. Samuel B. Raymond, county treasurer, &c., et al., appellants, vs. Chicago Union Traction Company et al.; appeals from the Circuit Court of the United States for the Northern district of Illinois; decision affirmed with costs. Opinion by Mr. Justice Peckham. Dissenting, Mr. Justice Holmes and Mr. Justice Moody.

No. 2. Leonidas M. Lawson et al., petitioners, vs. United States Mining Company; on writ of certiorari to the United States Circuit Court of Appeals for the Eighth circuit; decree affirmed with costs, and cause remanded to the Circuit Court of the United States for the district of Utah. Opinion by Mr. Justice Brewer.

The Chief Justice announced the following orders of the court:

No. 14. Galban & Co., appellants, vs. The United States; appeal from the Court of Claims; per curiam; judgment affirmed. (Nealy vs. Henkel, 180 U. S., 109; Pearcy vs. Stranahan, 205 U. S., 257, and cases cited), and see opinion below (40 Court of Claims, 495).

No. 3. Original of October term, 1906, The State of Kansas, complainant, vs. the State of Colorado et al.; motion for leave to present petition for rehearing denied.

No. 230, 231, 232, and 233 of October term, 1906; Charles E. Yates et al., plaintiffs in error, vs. the Jones National Bank, Utica Bank, Thomas Bailey, and Bank of Staplehurst; motion for leave to present petition for rehearing denied.

No. 262 of October term, 1906. The Chapman and Dewey Land Company, plaintiffs in error, vs. Charles H. Bigelow et al.; motion for leave to present petition for a rehearing denied.

No. 580 of the October term, 1906. The United States, appellant, vs. Conrad Heinszen & Co.; motion for leave to present a petition for rehearing denied.

No. 14 of October term 1900, James Buck, trustee, &c., plaintiff in error, vs. William E. Beach, treasurer, &c.; motion for leave to present a petition for rehearing denied.

No. —. Original. Ex parte: In the matter of Thomas B. Clement, petitioner; motion for leave to file petition for writ of mandamus denied.

No. 45. Thomas Polk et al., vs. Mutual Reserve Fund Life Association et al.; motion for writ of certiorari to bring up the whole record and cause denied.

No. 84. The Southern Pine Lumber Company et al, plaintiffs in error, and appellants, vs. W. B. Ward et al.; No. 101. The Missouri Valley Land Company et al., plaintiffs in error, vs., Asmus Wieser; No. 102. The Missouri Valley Land Company et al., plaintiffs in error, vs. Carston Wrich, and No. 245. El Paso and Southern Railroad Company, plaintiffs in error, vs H. D. Virard; motions to dismiss or approve postponed to the hearing on the merits.

No. 208. Jarib Sanderson, &c., appellant, vs. the United States; No. 232. Duluth and Superior Bridge Company, appellant, vs. Steamer "Troy," &c.; No. 257. Timothy F. Paddell, plaintiff in error, vs. The City of New York; No. 320. The Chesepeake and Ohio Railway Company, plaintiffs in error, vs. Emma R. McCabe, administratrix, &c.; and No. 421. The Chesapeake and Ohio Railway Company, plaintiffs in error, vs. J. W. McDonald, administrator, &c.; motions to advance denied.

No. 293. William Adair, plaintiff in error, vs. the United States; motion to advance granted and cause assigned for argument on Monday, October 28.

No. 364. Consolidated Rendering Company, plaintiffs in error, vs. the State of Vermont, by Clarke C. Tutts, attorney general; motion to advance, granted and cause assigned for argument on Monday, December 2 next.

No. 289. Frederick Loeme and another vs. Martin Lawlor et al.; motion for writ of certiorari to bring up the whole record and cause granted, the record presented with the motion to stand, the return to the writ, and cause assigned for argument on Monday, December 2 next, after No. 364.

Nos. 110 and 111. The White-Smith Music Publishing Company, appellant, vs. Apollo Company; motion for leave to counsel for the Connorized Music Company, and Victor Herbert to file briefs herein as amicus curiae granted, but motions for leave to make oral agreement denied.

No. 316. Paul F. Vogel, petitioner, vs. William Worth Bursen; petition for a writ of certiorari to the Court of Appeals of the District of Columbia denied.

No. 316. The City of Defiance, petitioner, vs. William J. McGonigale, receiver, &c.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth circuit denied.

No. 323. William Gordon Crawford, petitioner, vs. The United States; petition for a writ of certiorari to the Court of Appeals of the District of Columbia granted.

No. 327. Fidelity and Casualty Company of New York, petitioner, vs. Bank of Timmonsville; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth circuit denied.

No. 358. Edward E. Blodgett, petitioner, vs. The Portland Chemical and Phosphate Company et al.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth circuit denied.

No. 329. Jerome P. Porter et al., petitioners, vs. Tonopah North Star Tunnel and Development Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth circuit denied.

No. 330. Central Railroad Company of New Jersey, owner, &c., petitioner, vs. Eliza E. Wren et al.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied.

No. 331. The Federal Contracting Company, petitioner, vs. Bowers Hydraulic Dredging Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second circuit denied.

No. 333. R. H. Wright petitioner, vs. Gorman-Wright Company et al.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth circuit denied.

No. 335. J. I. Case Threshing Machine Company, petitioner, vs. The Indiana Manufacturing Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh circuit granted.

No. 336. Penrose McClain, United States collector, &c., petitioner, vs. William Disston et al, executors, &c.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third circuit denied.

No. 340. N. A. Munn et al., petitioners, vs. Clinton Reed;

No. 341. N. A. Munn et al., petitioners, vs. The Ibex Mining Company;

No. 342. N. A. Munn et al., petitioners, vs. The Ibex Mining Company, and

No. 343. N. A. Munn et al., petitioners, vs. The Ibex Mining Company; petition for writs of certiorari to the United States Circuit Court of Appeals for the Eighth circuit denied.

No. 371. Security Mutual Life Insurance Company, petitioner, vs. Frederick L. Michaelsen; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third circuit denied.

No. 442. George G. Ware, petitioner, vs. The United States; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth circuit denied.

No. 453. The Baltimore and Ohio Railroad Company, petitioner, vs. James B. McCune; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third circuit denied.

No. 455. Weems Steamboat Company of Baltimore City, petitioner, vs. People's Steamboat Company et al.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth circuit granted.

No. 456. Milo H. Osborn, petitioner, vs. The Atchison, Topeka and Santa Fe Railway Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth circuit denied.

No. 460. The Milwaukee Rubber Works Company, petitioner, vs. The Rubber Tire Wheel Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh circuit granted.

No. 461. Contractors' Supply and Equipment Company et al., petitioners, vs. T. E. Hill Company et al.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh circuit denied.

No. 464. Aetna Indemnity Company, petitioner, vs. James R. Crowe Coal and Mining Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth circuit denied.

No. 466. Henry Wineman, jr., petitioner, vs. M. M. Drake et al.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh circuit denied.

No. 467. Armour Packing Company, petitioner, vs. The United States;

No. 468. Swift & Co., petitioners, vs. The United States;

No. 469. Morris & Co., petitioners, vs. The United States, and

No. 470. Cudahy Packing Company, petitioners, vs. The United States; petition for writs of certiorari to the United States Circuit Court of Appeals for the Eighth circuit granted.

No. 476. The Charles Nelson Company, claimant, &c., petitioner, vs. The Standard Theater Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth circuit denied.

No. 479. Great Southern Gas and Oil Company, petitioner, vs. Logan Natural Gas and Fuel Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth circuit denied.

No. 96. John Newton Williamson, plaintiff in error, vs. The United States; passed to be restored to the call under the provisions of section 9, rule 26, on motion of Mr. Attorney General Bonaparte, for the defendant in error.

No. 349. The United States, plaintiff in error, vs. Clara Alfonso y Buenaventura; in error to the Supreme Court of the Philippine Islands; dismissed on motion of Mr. Attorney General Bonaparte, for the plaintiff in error.

No. 192. Nicolas Arceo, plaintiff in error, vs. The United States; motion to postpone consideration of motion of plaintiff in error to pass submitted by Mr. Attorney General Bonaparte, for the defendant in error.

No. 201. The St. Louis, Iron Mountain and Southern Railway Company, plaintiff in error, vs. Mary Taylor, administratrix, &c.; motion to dismiss submitted by Mr. Samuel R. Chew in support of motion, and by Mr. Oscar L. Miles in opposition thereto.

No. 286. Atchison, Topeka and Santa Fe Railway Company, plaintiff in error, vs. George A. Sowers; motions to dismiss or affirm submitted by Mr. W. H. Robeson in behalf of Mr. George E. Wallace in support of motions, and by Mr. J. W. Terry, Mr. A. B. Browne, and Mr. Gardner Lathrop in opposition thereto.

No. 338. The United States, appellant, vs. The Sisseton and Wahpeton Bands of Sioux Indians, and

No. 339. The Sisseton and Wahpeton Bands of Sioux Indians, appellant, vs. The United States; motion to advance submitted by Mr. W. H. Robeson for the Indians.

No. 475. Eugene C. Kreigh, petitioner, vs. Westinghouse, Church, Kerr & Co.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth circuit submitted by Mr. J. S. Batsford for the petitioner.

No. 345. D. G. Fritzlen et al., plaintiffs in error, vs. The Boatmen's Bank; motions to dismiss or advance submitted by Mr. J. S. Batsford in support of motions, and by Mr. D. R. Hite and Mr. H. J. Bone in opposition thereto.

No. 444. C. K. McIntosh et al., trustees, &c., petitioners, vs. The Petaluma Savings Bank et al.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth circuit submitted by Mr. F. L. Campbell in behalf of Mr. W. A. Coulter for the petitioners, and by Mr. A. B. Browne for the respondents.

No. 306. W. F. Baird, administrator, &c., plaintiff in error, vs. J. D. Monroe et al.; motions to dismiss or affirm submitted by Mr. John M. York in support of motions, and by Mr. Rufus H. Thayer in opposition thereto.

No. 412. Rumford Chemical Works, petitioner, vs. Hygienic Chemical Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third circuit submitted by Mr. Philip Mauro for the petitioner, and by Mr. Willard Parker Butler for the respondent.

Nos. 110 and 111. White-Smith Music Publishing Company, appellant, vs. Apollo Company; motions to dismiss presented by Mr. Charles S. Burton for the appellee and ordered postponed to the hearing on the merits.

No. 398. The Blythe Company, plaintiff in error, vs. Bankers' Investment Company et al.; motions to dismiss or affirm submitted by Mr. E. S. Heller, Mr. Frederic D. McKenny, and Mr. Thomas I. Bergin in support of motions, and by Mr. George W. Towle in opposition thereto.

No. 164. W. H. Gazlay et al., appellants, vs. Fletcher R. Williams, trustee, &c.; motion to dismiss submitted by Mr. P. M. Pogue in support of motion, and by Mr. Oscar W. Kuhn in opposition thereto; petition for writ of certiorari submitted by Mr. Oscar W. Kuhn for appellants.

No. 462. Frederick S. Gosborn et al., petitioners, vs. Royal Trust Company et al.; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh circuit submitted by Mr. Frederick S. Tyler in behalf of Mr. Henry W. Leman for the petitioner and by Mr. Frank H. Scott and Mr. Edgar A. Bancroft for the respondents.

No. 197. Edward S. Thomas et al., trustees, &c., petitioners, vs. Anna D. Taggart et al.; advanced to be heard with No. 126, as one case, on motion of Mr. Walter C. Clephane in behalf of counsel.

No. 2, original. The State of Georgia, complainant, vs. The Tennessee Copper Company et al.; motion to postpone entry of final decree submitted by Mr. John C. Hart for the complainant.

No. 486. Ferdinand Hopp, plaintiff in error, vs. Thomas H. Pickford; in error to the Court of Appeals of the District of Columbia; docketed and dismissed with costs on motion of Mr. H. Prescott Gatley for the defendant in error.

No. 332. John Blakely, petitioner, vs. Fidelity Mutual Life Insurance Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third circuit submitted by Mr. George H. Stein and Mr. W. B. Linn for the petitioner, and by Mr. Ira Jewell Williams for the respondents.

No. 480. Elizabeth Peck, petitioner, vs. The Tribune Company; petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh circuit. Submitted by Mr. J. Wilmer Latimer in behalf of Mr. Rufus S. Simmons and Mr. S. C. Irving for petitioner, and by Mr. John Burton Payne for respondent.

No. 260. Clark Woodard Sprague, sole surviving executor, &c., plaintiff in error, vs. Jacob Betz et ux.; motion to dismiss submitted by Mr. John F. Shafroth in support of motion, and by Mr. Charles S. Fegy in opposition thereto.

No. 192. Nicolas Arceo, plainiff in error, vs. the United States; motion to pass submitted by the plaintiff in error.

No. 70. John M. Flemister, plaintiff in error, vs. The United States; motion to pass submitted by the plaintiff in error.

No. 27. Penn Refining Company, Ltd., plaintiff in error, vs., Western New York and Pennsylvania Railorad Company et al.; argument continued by Mr. John G. Johnson for the defendants in error, and concluded by Mr. Samuel S. Mehard for the plaintiff in error.

No. 89. The Georgia Railroad and Banking Company, plaintiff in error, vs., William A. Wright, comptroller general et al.; argument commenced by M. Joseph R. Lamar for the plaintiff in error.

Adjourned until to-day at 12 o'clock.

The day call for Tuesday, October 22, will be as follows: Nos. 89, 85, 87, 158, 96, 238 (and 401), 23, 70, 192, and 264.

DISTRICT COURTS.

Equity Court No. 1.

CHIEF JUSTICE CLABAUGH.

Thorn vs. Thorn; on hearing. Complainant's solicitors, Wolf & Rosenberg; defendant's solicitors, Gittings & Chamberlin.

Harlan vs. Harlan; proof ordered taken before Margaret Murray, examiner, and Walter R. Tuckerman, appointed to defend. Complainant's solicitor, Campbell Carrington.

Darby vs. Darby, trustee; authorized to sell certain property. Complainant's solicitors, Jesse H. Wilson and Jesse H. Wilson, jr.

McCord vs. McCord; rule as to maintenance returnable November 1. Complainant's solicitor, W. E. Ambrose.

Glascott vs. Glascott; appearance of absent defendant ordered. Complainant's solicitors, Jesse H. Wilson and Jesse H. Wilson, jr.; defendant's attorneys, H. E. Davis and E. B. Kimball.

Equity Court No. 2.

JUSTICE GOULD.

Cruttenden vs. Cruttenden; cause ordered to proceed without filing bill of review.

Sweeney vs. Cosgrove et al.; sale ratified and confirmed and reference to auditor. Complainant's solicitor, Charles J. Murphy.

Wedderburn vs. Wedderburn; on hearing. Petitioner's solicitors, Charles Bendheim and Malcolm Hufty; respondent's attorneys, Barber Moore and Keith & Berry & Miner.

Assignments for to-day:

No. 449. In re Wedderburn, habeas corpus (on hearing). Attorneys, Bendheim, Hufty—Miner, Keath.

No. 12. Shelly et al. vs. Butler et al. Attorneys, Putnam, Poe, Fay—Robeson, Baker, Robinson.

No. 258. Bliss Co. vs. Royce-Picketts. Attorneys, Herbert & Mican—Ralston & Siddons.

No. 40. Cumberland et al. vs. Zachary et al. Attorneys, Douglas—Brown, Clegitt.

No. 54. Lanahan vs. O'Toole. Attorney, Wallace.

Circuit Court No. 1.

JUSTICE WRIGHT.

Simmons vs. Kelly; motion for new trial filed. Plaintiff's attorney, John Ridout; defendant's attorney, R. B. Behrend.

Hazard vs. Riley; commission ordered to issue. Plaintiff's attorney, V. H. Wallace; defendant's attorney, T. L. Jeffords.

Long vs. Kendrick Automatic Damper Regulator Company; continued for the term. Plaintiff's attorney, W. H. Wahly; defendant's attorney, R. A. Ford.

Corbett vs. Fenning; on trial. Plaintiff's attorneys, McNeill & McNeil and R. P. Evans; defendant's attorney, J. S. Easby Smith and B. W. Parker.

Madden vs. Fitzpatrick; motion for new trial filed. Plaintiff's attorneys, Gaskins & Beckett; defendant's attorney, W. A. Johnston.

Assignment for to-day:

No. 51. Schneider vs. American Bridge Company. Attorneys, Evans, Benson & Poultney—R. S. Huidekoper.

No. 131. Smith vs. Tribby. Attorneys, W. G. Gardiner and E. N. Hopewell—Howard Boyd and O. P. M. Brown.

No. 141. Burrows vs. Lisner. Attorneys, W. E. Ambrose—Leon Tobriner.

No. 147. Benson vs. Metropolitan Life Insurance Company. Attorneys, Hayden Johnson—Berry & Minor.

No. 153. Foster vs. Congregation Talmud Torah. Attorneys, S. G. Giesy—Leon Tobriner.

No. 157. Kieny vs. Altemus. Attorneys, Archer & Smith—Wilton J. Lambert.

No. 15. Hazard vs. Riley. Attorneys, V. H. Wallace—T. L. Jeffords.

No. 71. Jones vs. Stearman. Attorneys, Barnard & Johnson—Arthur Peter.

No. 13. Bowen vs. Alexandria and Potomac Railroad Company. Attorneys, Hayden Johnson and Carrington & Carrington—J. J. Darlington.

No. 83. Price vs. Watsontown Door and Sash Company. Attorneys, H. E. Davis—V. H. Wallace.

No. 139. Jennings vs. Philadelphia, Baltimore and Washington Railroad Company. Attorneys, E. Hilton Jackson—McKenney & Flannery.

Circuit Court No. 2.

JUSTICE ANDERSON.

Dale vs. Shafer; verdicts for plaintiff for $165 and $650. Plaintiff's attorney, E. S. Bailey; defendant's attorneys, E. Forrest and C. J. F. Graff.

Taylor vs. Warfield; continued for the term. Plaintiff's attorneys, L. J. Mather and R. R. Horner; defendant's attorney, D. W. Baker.

Goldsby vs. Washington Railway and Electric Company; nonsuit by plaintiff and judgment for defendant for costs. Plaintiff's attorneys, Johnson & Carrington; defendant's attorney, J. J. Darlington.

John Wesley, A. M. E. Zion Church, vs. Chesapeake and Potomac Telephone Company; judgment on verdict for defendant for costs. Plaintiff's attorneys, M. T. Clinkscales and A. W. Scott; defendant's attorneys, Worthington, Heard & Frailey.

Vaughan vs. The Philadelphia, Baltimore and Washington Railroad Company, judgment on verdict for plaintiff for $1 and costs. Plaintiff's attorneys, C. H. Syme, H. H. Glassie, and C. F. Carusi; defendant's attorneys, McKenney & Flannery.

Davis vs. Anacostia and Potomac River Railroad Company; on trial. Plaintiff's attorneys, W. G. Gardner and E. W. Hopewell; defendant's attorney, J. J. Darlington.

United States ex relatione James A. Bates & Co. vs. Drake; Commissioner of Insurance writ of mandamus ordered to issue. Petitioner's solictors, Lambert & McLean, and R. H. Yeatman; respondent's attorneys, E. H. Thomas and F. H. Stephens.

Assignments for to-day:

No. 144. Waring vs. Clemence. Attorneys, M. N. Richardson—Howard Boyd.

No. 148. Costello vs. Palmer. Attorneys, L. J. Mather—Nathaniel Wilson.

No. 70. Atkinson vs. Henderson. Attorneys, C. Carrington and I. Williamson—E. H. Thomas and F. S. Key Smith.

No. 152. Bennett vs. Washington Railway and Electric Company. Attorneys, R. B. Behrend—J. J. Darlington.

No. 162. Daniel vs. Metropolitan Railroad Company. Attorneys, G. W. Glennan and C. A. White—J. J. Darlington.

Criminal Court No. 1.

JUSTICE STAFFORD.

United States vs. Benjamin Isaacson and Max Berodic; robbery; nolle pros.

United States vs. Emilio Jaselli; violating section 5463 R. S. U. S.; verdict not guilty; defendant discharged. Attorneys, J. H. Ralston and H. W. Wheatley.

Assignment for to-day:

United States vs. John B. Lipscomb.

Criminal Court No. 2.

JUSTICE BARNARD.

United States vs. Frank Jones; assault with dangerous weapon; plea not guilty. Attorney, W. E. Ambrose.

United States vs. David Crockett; house breaking and larceny; plea not guilty. Attorney, S. D. Truitt.

United States vs. Susie Williams; robbery and larceny; plea not guilty.

United States vs. Lewis King; assault with dangerous weapon; plea not guilty. Attorney, Campbell Carrington.

United States vs. Benjamin Maddox; house breaking; plea guilty; sentence penitentiary for three years.

United States vs. George Smith and Isaac Shorter; house breaking and larceny; plea guilty; defendant remanded.

United States vs. Walter Compton; house breaking; personal recognizance $100 taken.

Kimmel vs. Matthews; verdict for plaintiff for $112.10. Plaintiff's attorney, J. I. Peyser; defendant's attorney, C. A. Keigwin.

United States vs. Nathaniel Burden; attempt at robbery; plea guilty; sentenced workhouse six months. Attorneys, J. C. Foster and J. A. Moss.

United States vs. James Richards; larceny from United States; plea not guilty. Attorney, C. Bendheim.

United States vs. George L. Pumphrey; house breaking; personal recognizance taken.

In re estate of John W. Frost; case set for trial December 2.

Assignments for to-day:

United States vs. Lillie Courtney.

United States vs. Jennie Jackson.

No. 2 (appeals). Leibrandt & Dowell Stove Co. vs. Albinson. Attorney, Bates Warren.

Probate Court.

JUSTICE GOULD.

Estate of Harriet S. Blaine; exemplified copy of will admitted to record. Attorney, John L. Johnson.

In re Maurice W. Roach et al.; order of allowance. Attorney, J. A. O'Shea.

Estate of Annie O'Dea; order amending record. Attorney, M. J. Keane.

Estate