

ARKANSAS STATE HIGHWAY COMMISSION v. SMITHERS.

5-196

262 S. W. 2d 279

Opinion delivered November 30, 1953.

SUPREME COURT—ADJUDICATION—PRIOR DECISIONS.—In a case presenting facts substantially like those dealt with in a preceding appeal, and where the same legal questions are involved, an extended opinion is unnecessary, as in the case at bar.

Appeal from Saline Circuit Court; *Ernest Maner*, Judge, reversed.

*W. R. Thrasher*, *William L. Terry* and *John L. Hughes*, for appellant.

*Ben M. McCray*, for appellee.

PER CURIAM Opinion. The facts and issues in the present case are, in all essentials, identical with those detailed in the case of *Arkansas State Highway Commission v. Palmer*, 222 Ark. 603, 261 S. W. 2d 772; and on the authority of that case, the judgment against the State Highway Commission in the present case is reversed, and the cause dismissed.