

ARKANSAS REPORTS
VOL. 81

CASES DETERMINED

IN THE

Supreme Court of Arkansas

FROM

NOVEMBER, 1906, to FEBRUARY, 1907

T. D. CRAWFORD
REPORTER

PUBLISHED
BY THE
STATE OF ARKANSAS
1907

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**LITTLE ROCK
DEMOCRAT PRINTING & LITHOGRAPHING CO.
1907.**

**Reprint 1956
Authority Act No. 429 of 1955
C. G. HALL
Secretary of State**

JUDGES
OF THE
SUPREME COURT
DURING THE PERIOD OF THIS VOLUME

JOSEPH M. HILL, - - - - CHIEF JUSTICE.

| | | |
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| BURRILL B. BATTLE, - - - | } | ASSOCIATE JUSTICES. |
| CARROLL D. WOOD, - - - | | |
| JAMES E. RIDDICK, - - - | | |
| EDGAR A. McCULLOCH, - - - | | |

WILLIAM F. KIRBY, - - - - ATTORNEY GENERAL.

P. D. ENGLISH, - - - - CLERK.

MEMORANDUM

Chief Justice Hill was absent on account of sickness from
January 14, 1907, until April 22, 1907.

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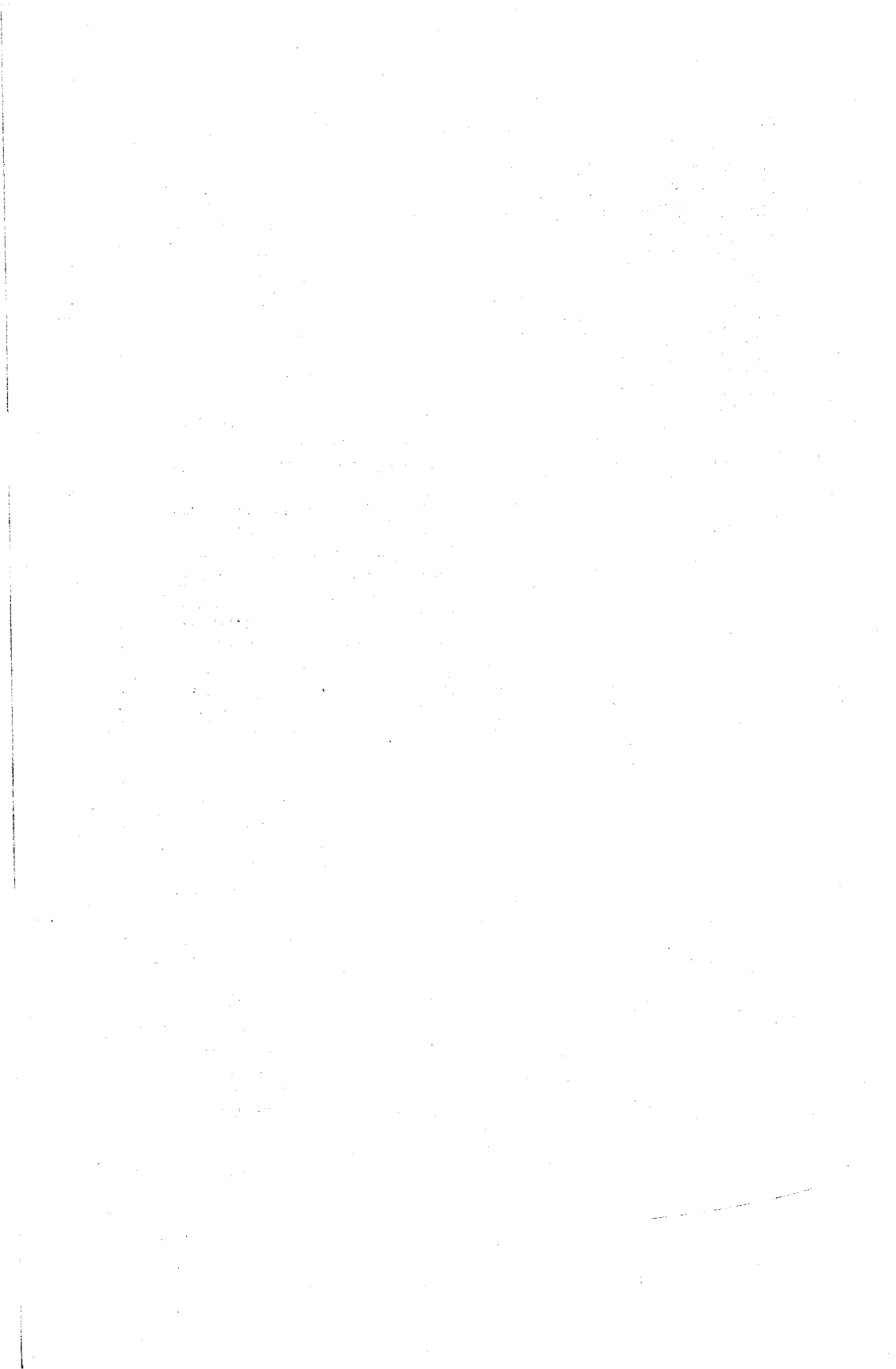
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APPENDIX

I.

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Ferguson Lumber Company *v.* Little Rock Well & Pump Company; appeal from Pulaski Circuit Court; Edward W. Winfield, judge; affirmed December 17, 1906; by Riddick, J.

Bryant Lumber Company *v.* Carl-Gadd Mercantile Co.; appeal from Perry Circuit Court; Edward W. Winfield, judge; affirmed December 17, 1906; by Battle, J.

Cogburn *v.* State; appeal from Pike Circuit Court; James S. Steel, judge; affirmed January 7, 1907; by McCulloch, J.

Muldrow *v.* State; appeal from Howard Circuit Court; James S. Steel, judge; affirmed January 7, 1907; by Hill, C. J.

Chambers *v.* Thompson; appeal from Prairie Chancery Court; John M. Elliott, chancellor; affirmed January 21, 1907; by Battle, J.

Watkins *v.* Parker; appeal from Ashley Chancery Court; Marcus L. Hawkins, chancellor; affirmed February 11, 1907; by McCulloch, J.

Weaver *v.* Parlin & Orendorff Company; appeal from Lonoke Chancery Court; Jesse C. Hart, chancellor; affirmed February 11, 1907; by McCulloch, J.

Stark Grain Company *v.* Automatic Weighing Machine Company; appeal from Miller Circuit Court; Joel D. Conway, judge; affirmed February 11, 1907; by Riddick, J.

II.

CASES DISPOSED OF ORALLY.

Arkansas Central Railroad Company, *et al. v.* Mary Howard Brown, *et al.*; Sebastian Circuit Court; Styles T. Howe, judge; affirmed for non-compliance with rule nine, December 3, 1906; *per curiam*.

Charles C. Rose *v.* St. Louis, Iron Mountain & Southern Railway Company; Pope Circuit Court; Wm. L. Moose, judge; settled, and appeal dismissed, December 10, 1906; *per curiam*.

The Gunther Coal Company *v.* John E. Weaver; Sebastian Circuit Court; Styles T. Rowe, judge; settled and appeal dismissed, December 10, 1906; *per curiam*.

The Gunther Coal Company *v.* William C. Orme; Sebastian Circuit Court; Styles T. Rowe, judge; settled and appeal dismissed December 10, 1906; *per curiam*.

St. Louis Southwestern Railway Company *v.* Jas. F. Bennett and P. C. Dooley; Arkansas Circuit Court; Geo. M. Chapline, judge; settled and appeal dismissed, December 10, 1906; *per curiam*.

W. W. Adams *v.* The Incorporated Town of Ozark; Franklin Chancery Court; Jeremiah G. Wallace, chancellor, on exchange; appeal dismissed on motion of appellant, December 10, 1906; *per curiam*.

John Q. Johnson *v.* The State of Arkansas; Howard Circuit Court; James S. Steel, judge; affirmed on motion of Attorney General, December 10, 1906; *per curiam*.

Dave Henry *v.* The State of Arkansas; Howard Circuit Court; James S. Steel, judge; affirmed on motion of Attorney General, December 10, 1906; *per curiam*.

T. W. Drain *v.* Jesse Bird; Madison Circuit Court; J. S. Maples, judge; affirmed as a delay case, with penalty, December 24, 1906; *per curiam*.

M. W. Dillard *et al.* *v.* Mrs. B. C. Pope; Hempstead Chancery Court; James D. Shaver, chancellor; appeal dismissed on motion, December 24, 1906; *per curiam*.

Westinghouse, Church, Kerr & Company *v.* Will Ferrill; Pulaski Circuit Court; Edward D. Winfield, judge; settled and appeal dismissed, January 7, 1907; *per curiam*.

Andrew and Ada Cooper *v.* Little Bay Lumber Company; Calhoun Chancery Court; E. O. Mahoney, chancellor; appeal dismissed for non-compliance with rule nine, January 7, 1907; *per curiam*.

D. J. Young, *et al.* *v.* Tillman Shaw; Sebastian Circuit Court; Styles T. Rowe, judge; affirmed by consent, January 14, 1907; *per curiam*.

Klondike Lumber Company *v.* Bender Wagon Company, *et al.*; Little River Chancery Court; James D. Shaver, chancellor; settled and appeal dismissed, January 14, 1907; *per curiam*.

Capital Fire Insurance Company *v.* M. C. Wallace; Pulaski Circuit Court; Robert J. Lea, judge; settled and appeal dismissed, January 14, 1907; *per curiam*.

T. M. Atkins *v.* Sallie M. Rooker *et al.*; Pulaski Circuit Court; Edward W. Winfield, judge; appeal dismissed for non-compliance with rule nine, January 21, 1907; *per curiam*.

First National Bank of Corning *v. J. M. Mardis et al.*; Clay Circuit Court; Allen Hughes, judge; appeal dismissed for non-compliance with rule nine, January 28, 1907; *per curiam*.

Carroll Dismukes *et al. v. W. P. Fletcher et al.*; Lonoke Chancery Court; Jesse C. Hart, chancellor; appeal dismissed for non-compliance with rule nine, January 28, 1907; *per curiam*.

C. C. Henderson *v. G. C. and Lelia L. Jones*; Clark Chancery Court; James D. Shaver, chancellor; settled and appeal dismissed by consent, January 28, 1907; *per curiam*.

E. J. French *v. Stanton B. Cole*; Fulton Chancery Court; George T. Humphries, chancellor; settled and appeal dismissed, January 28, 1907; *per curiam*.

St. Louis, Iron Mountain & Southern Railway Company *v. Baldy Vinson*; Chicot Circuit Court; Zachariah T. Wood, judge; settled and appeal dismissed by consent, January 28, 1907; *per curiam*.

Chicago, Rock Island & Pacific Railway Company *v. Ed. Robinson*, administrator of the estate of Eugene Robinson, deceased; Pulaski Circuit Court; Edward W. Winfield, judge; settled and appeal dismissed by consent, January 28, 1907; *per curiam*.

Hot Springs Street Railroad Company *v. Monroe Clardy*; Garland Circuit Court; A. M. Duffie, judge; settled and appeal dismissed, February 4, 1907; *per curiam*.

Dyke Brothers *v. C. W. Knight and Hal L. Norwood*; Polk Circuit Court; James S. Steel, judge; advanced and affirmed for failure to file bill of exceptions within the time allowed by the lower court, February 11, 1907; *per curiam*.

