DERBY CLASS WINS FROM JUNIOR ELEVEN

(Continued from Page 1.)

The line-up:	
Juniors 7.	Seniors 14.
	E Hughes
	T White
	G Edwards
	CBarnett
	. G Thomas
	T McTeer
	. E Douglass
	QGreen
	H Motte
	H Hill
	. BOwen

Substitions—Juniors: Cox for Purdy, Purdy for Cox; Arthur for Wright: Pearcey for Elzey; Carpenter for Edens, Edens for Carpenter; Williford for Edens. Seniors: Robbins for Edwards, Edwards for Robbins; M. Brohun for Douglass; Bouchier for Brohun at end: Brohun for White.

Summary: Referee, Dunn. Umpire, L. Hill. Head Linesman, Langston. Linesmen, Martin and Covington. Timekeepers, Stoney and Mc-Millan. Time of quarters, 10 minutes. Touchdowns, J. Hill, 2; Shuler. Goals, Owen, 2; O'Neal.

Moot Court's Proceedings.

The moot court was called to order by Associate Justice Black-well. Associate Justice McDonald rendered opinion of court in case of Flinn vs. Brabant, which was heard on November 27. The verdict was for plaintiff. Plaintiff was represented by Cork and McMillan; defendants by Toole and Wrightson.

Associate Justice Workman rendered decision in case of Dane vs. Morton and Jackson, this case having been argued on December 4th. Verdict of \$1.50 for plaintiff.

Plaintiff was represented by Mc-Cord and Blackwell, and defendant by O'Bryan and Douglass.

On account of the inclemency of the weather Chief Justice Thomas and many members of the court were absent. In behalf of the court Associate Justice Blackwell requested Mr. Guerard, a member of the bar, to sit in the place of Chief Justice Thomas. With Mr. Guerard sitting as chief justice, and Mr. Blackwell as associate justice, the case of Donnall vs. Weed was then heard. The attorneys for both plaintiff and defendants argued well the points of law on an admitted statement of facts. The decision of the court will be rendered at the next sitting, which will take place December 18, by Associate Justice Blackwell.

Next Week's Case.

Statement of facts. Defendant is a miner and prospector. In June, 1908, he visited his friend, James Hamilton, plaintiff's husband, and

told him he had made a great discovery of gold and silver ore in Colorado, but had exhausted his money in preliminary prospecting of the same, and was likely to lose the whole advantage of his discovery because of lack of means to make the necessary development. Hamilton had confidence in Bolton's integrity, and was at the time wellto-do, being worth about two hundred thousand dollars. He told Bolton he would help him get money, provided Bolton would make a substantial settlement upon his (Hamilton's) wife out of the proceeds of this mining enterprise. Bolton assented to this, and the following agreement in writing was made and delivered to Hamilton:

"St. Louis, Mo., June 1, 1908.

"In consideration of the promise of James Hamilton to indorse my promissory note for \$7,000 to the Railway National Bank of St. Louis, the proceeds of said note to be used in the development of my mine in Colorado, I hereby promise the said James Hamilton to pay unto his wife, Mary S. Hamilton, the sum of \$15,000.00 out of the proceeds of said mine, it being my intention to sell said mine as soon as developed and a purchaser found. "Arthur Bolton."

Hamilton indorsed Bolton's note at the bank; Bolton procured the \$7,000 and proceeded to the work on his mine.

The note was renewed twice with Hamilton's indorsement in September and November of that year. Hamilton died in December, and later in the same month Bolton was enabled to make such a showing with his mine that certain parties bought it of him for \$250,000.00 cash. Bolton paid his note at the bank, but has done nothing in the way of carrying out his agreement with Hamilton, although plaintiff has repeatedly urged him to do so.



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