

### North Dakota Law Review

Volume 19 | Number 1

Article 7

1942

## Decisions of the Supreme Court of North Dakota

North Dakota Law Review Associate Editors

### How does access to this work benefit you? Let us know!

Follow this and additional works at: https://commons.und.edu/ndlr



Part of the Law Commons

#### **Recommended Citation**

North Dakota Law Review Associate Editors (1942) "Decisions of the Supreme Court of North Dakota," North Dakota Law Review: Vol. 19: No. 1, Article 7.

Available at: https://commons.und.edu/ndlr/vol19/iss1/7

This Index is brought to you for free and open access by the School of Law at UND Scholarly Commons. It has been accepted for inclusion in North Dakota Law Review by an authorized editor of UND Scholarly Commons. For more information, please contact und.commons@library.und.edu.

	Page
DECISIONS OF THE SUPREME COURT OF NORTH DAKOTA:	
Anderson, George, Pltf. and Applt., vs. Emma M. Roberts, et al, Defts., and Victor Moynier, Deft. and Respt.	106
All American Benevolent Society, a corporation, Pltf. and Applt., vs. Oscar E. Erickson, Commissioner of Insurance, Deft. and Respt.	127
Armstrong, William J., Pltf. and Respt., vs. Gordon McDonald and the Office Specialties Company, a corporation, Defts. and Applts.	1 <b>3</b> 8
Asbury Hospital, a Corporation, Pltf. and Applt., vs. Cass County, North Dakota, a public corporation; R. F. Croal, as State's Attorney of Cass County, North Dakota, and his successors in office; and Alvin C. Strutz, as Attorney General of the State of North Dakota, and his successors in office, Defts. and Respts.	139
Beehler, Martin, Pltf. and Applt., vs. Joe Schantz and Mary Schantz his wife, Defts., and Respts.	107
Berg, Juliana E., Petr. and Respt., vs. Filmore Suva, Cross-Petr. and Applt.	148
Campbell, R. N., Pltf. and Respt., vs. Towner County, North Dakota, Deft. and Applt.	111
Charon, William Arthur, Plt. and Applt., vs. Lawrence Windingland, Deft. and Respt.	120
Collins, Clyde M., et al, Pltfs. and Applts., vs. Robert N. Stroup, Adm. et al, Respts. and Applts.	131
Conlon, P. L., and Minnie Conlon, Pltfs. and Respts., vs. City of Dickinson, a municipal corporation, Deft. and Applt.	165
Dornacker, E. N., doing business as Midwest Novelty Company, Pltf. and Applt., vs. Alvin C. Strutz, Attorney General of the State of North Dakota, Deft. and Respt.	112
Dunham Lumber Company, Pltf. and Respt., vs. Anton Grez, et al., Defts., and The State of North Dakota doing business as State Land Department, Deft. and Applt.	117
Donaldson, Frank A., Pltf. and Respt., vs. City of Bismarck, Deft. and Applt.	126
Deere & Webber Company, Pltf. and Applt., vs. J. J. Moch, Deft. and Respt.	131
Dakota National Bank of Fargo, a corporation, Pltf. and Respt., vs. W. O. Salzwedel, Deft. and Applt.	132
Desautel, Matilda E., Pltf. and Applt., vs. North Dakota Workmen's Compensation Bureau, Deft and Respt.	147
Fidelity & Casualty Co. of N. Y., Pltf. and Applt., vs. First Nat. Bank & T. Co. of Fargo, Deft. and Respt., and McVille State Bank of McVille, Intr. and Respt.	107
Fish, Horace P., and E. J. Olson, Respts., vs. H. H. France, et al as Board of County Commissioners of Logan County,	116

### INDEX

Page	e
DECISIONS OF THE SUPREME COURT OF NORTH DAKOTA:	
Gunderson, E. L., Pltf. and Applt. vs. A. H. Maides, et al, Board of City Commissioners of Ray, et al, Defts. and Respts., and The Bank of North Dakota, Intnor. and Respt 126	8
Haslam, John R., Pltf. and Applt., vs. J. E. Babcock, Deft. and Respt108	8
Hodges, Arlene, formerly Arlene Merriam, Pltf. and Respt., vs. John A. McCutcheon et al, Defts. and John A. McCutcheon, Deft. and Applt	0
Hettinger, County of, Pltf. and Applt., vs. E. H. Trousdale, et al, Defts. and Respts160	0
Johnson, Henry E., as Guardian, Pltf. and Respt., vs. Lulu G. Brunner, Ex. of the Estate of A. J. Brunner, Deceased, et al Defts., and The State of North Dakota, Deft. and Applt	7
Jacobson, Clara, Pltf. and Respt., vs. Mutual Benefit Health and Accident Association, Deft. and Appt 119	9
Jacobson, Bertel, et al, as Members of the Board of County Commissioners of Ward County, North Dakota, etc., Petrs., vs. Fred H. Brey as County Auditor of Ward County, North Dakota, Respt., E. N. Olson, D. D. Riley I. N. Amick, C. G. A. Johnson and Paul Campbell, Applts	5
Kiat, Clarence, in Matter of Application for a Writ of Habeas Corpus, Petr., vs. O. K. Butts, as Sheriff in and for Stuts- man County, North Dakota, Respt	2
Kist, Clarence, in Matter of the Application for a Writ of Habeas Corpus, Petr., vs. O. K. Butts as Sheriff of Stutsman County, Respt	3
Keating, P. L., Pltf. and Respt., vs. F. H. Peavey & Company, Deft. and Applt., and The State of North Dakota ex rel, the Board of Railroad Commissioners of the State of North Dakota, Inter. and Respt	3
Knutson, Arthur O., and Theodore O. Knutson, Pltfs. and Applts., vs. Oscar Ekren, Deft. and Respt 164	Į
Kady & Son, Thomas, Pltfs. and Applts., vs. Herman L. Schutte, Deft. and Respt 166	;
Lower Yellowstone Irrigation District, Pltf. and Respt., vs. Anna L. Nelson et al, Deft., Ludwig Rossol, Deft. and Applt	,
Lamb, J. S., as State Highway Commissioner, Pltf., and Respt. vs. Northern Improvement Company, Deft. and Applt 118	;
Luedke, Theodore, Pltf. and Respt., vs. Viola M. Oleen, executrix of the Last Will and Testament of J. A. Oleen, and as an individual, Deft. and Applt137	,
Lamb, J. S., and John P. Lamb, Executors, Petrs. and Respts., vs. State Tax Commissioner, Applt	i
Lynch, Frank, in Matter of Estate of, also known as F. Lynch, and William Franklyn Lynch, Deceased148	

	Page
DECISIONS OF THE SUPREME COURT OF NORTH DAKOTA:	
Lyche, Chas. A., Executor, Pltf. and Applt., vs. Steele County et al, Defts. and Respts.	173
McKee, William, Jr., et al, Petrs., Contnts, and Applts., vs. C. J. Buck, Jr., et al, Propnts. and Respts.	118
McKee, J. Albert, in Matter of Estate of. Arne Melby, Adm., Plft. and Respt., vs. John Gray, State Tax commissioner, Deft. and Appt.	119
Mitchell, Amelia, widow of Wallace Mitchell, Deceased, Pltf. and Respt., vs. Clara Nicholson, Adam Koestler, et al, Defts. and Applts.	120
Messer, Odelia, Pltf. and Respt., vs. City of Dickinson, a municipal corporation, Deft. and Applt.	131
Messer, Philip, Pltf. and Respt., vs. Eva Henlein, Executrix, et al, Defts., A. R. Schatz, Deft. and Applt.	148
Moos, Gottlieb, Pltf. and Applt., vs. Northwestern Improvement Company, Deft. and Respt.	167
New York Life Insurance Company, Pltf. and Applt., vs. Margaret C. V. Hansen, Deft. and Respt.	111
Otter Tail Power Company, Pltf. and Applt., vs. Henry Von Bank, Deft. and Respt.	174
Peschel, John M., in Matter of Appeal from a Decision of the Board of County Commissioners in and for Richland County, North Dakota	138
Pagel, Pauline, Putf. and Respt., vs. Trinity Hospital Association, a corporation, Deft. and Applt.	175
Ruchverg, M., Pltf. and Respt., vs. H. S. Russel, et al, Defts. and Applts.	137
Romkey, Charles B., Pltf. and Applt., vs. Carroll O. Barnes et al, Defts. and Respts.	156
State ex rel Lamb as Commissioner of Highways and Robinson, as Registrar of Motor Vehicles, Applts., vs. C. E. Van Horne and State Bonding Fund, Respts.	100
State of North Dakota, Pltf., vs. B. E. Robinson Deft.	•
Stern, Harry, Pltf. and Respt., vs. John Gray, Tax Commissioner, Deft. and Appt.	
State ex rel Brunette, Petr., vs. W. F. Sutton et al, as members of the Board of County Commissioners of Cass County, et al., Respts., and C. H. Thue, Respt. and Applt.	127
Schutt, Gustave A., and Martha Schutt, Pltfs. and Applts., vs. Federal Land Bank of St. Paul, Deft. and Respt.	
State doing business as Public Welfare Board, Pltf. Applt., vs. W. R. Whitver, Administrator, Deft. and Respt.	
State ex rel Alvin C. Strutz, Attorney General, Petr. and Respt., vs. Berta E. Baker, State Auditor, et al, Respts. and Applts.	137

P	age
DECISIONS BY THE SUPREME COURT OF NORTH DAKOTA:	
Stern, Harry, Pltf. and Respt., vs. John Gray, Tax Commissioner, Deft. and Applt.	156
State of North Dakota doing business as State Hail Insurance department, Respt., vs. John Moses, as Governor, et al, applts.	164
State of North Dakota, Pltf. and Respt., vs. L. J. Wehe, as Administrator of the Estate of Albert L. Kershaw, deceased, Deft. and Applt.	165
State of North Dakota, Pltf. and Respt., vs. J. D. Brewster, Deft. and Applt.	167
State of North Dakota, as owner and trustee of the Permanent School Fund, Applt., vs. Sheridan County, a quasimunicipal corporation, Respt.	173
State ex rel Sundfor, Petr., vs. Herman Thorson, et al, Respts.	173
Wiseth, Ruth, Pltf. and Applt., vs. Traill County Telephone Company, a Corporation, Deft. and Respt	165

# INTENTIONAL BLANK

# INTENTIONAL BLANK