

# TRANSCRIPT OF RECORD.

---

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1893.

No. 1464. *645*

THE UNITED STATES, APPELLANT,

vs.

E. C. KNIGHT COMPANY, SPRECKELS SUGAR REFINING  
COMPANY ET AL.

---

APPEAL FROM THE UNITED STATES CIRCUIT COURT OF APPEALS FOR  
THE THIRD CIRCUIT.

---

**FILED MARCH 29, 1894.**

**(15548.)**

PREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1893.

No. 1164.

THE UNITED STATES, APPELLANT,

vs.

E. C. KNIGHT COMPANY, SPRECKELS SUGAR REFINING  
COMPANY ET AL.

APPEAL FROM THE UNITED STATES CIRCUIT COURT OF APPEALS FOR  
THE THIRD CIRCUIT.

INDEX.

|  | Original. | Print. |
|--|-----------|--------|
| Caption .....  | u         | 1      |
| Transcript from United States circuit court.....   | 1         | 1      |
| Bill of complaint .....  | 2         | 2      |
| Answer of John E. Seavles, jr.....   | 10        | 10     |
| American Sugar Refining Company.....   | 14        | 14     |
| Delaware Sugar House.....  | 18        | 18     |
| J. Vaughn Merrick.....   | 20        | 20     |
| W. H. Merrick.....   | 22        | 22     |
| E. C. Knight Company.....  | 23        | 23     |
| Edward Browning <i>et al</i> .....   | 28        | 28     |
| Edward C. Knight, jr., Frederick S. Langenheim, Rich-<br>ard E. Clay, and George Franklin Davis..... | 33        | 33     |
| Spreckels' Sugar Refining Company.....   | 38        | 38     |
| Thomas Cochran <i>et al</i> .....  | 42        | 42     |
| Chas. C. Harrison, W. W. Frazier, Alfred C. Harrison,<br>and William W. Harrison.....                | 47        | 47     |
| George H. Frazier.....   | 51        | 51     |
| Franklin Sugar Refining Company.....   | 52        | 52     |
| Peter A. Smith <i>et al</i> .....  | 54        | 54     |
| Charles Watson.....  | 59        | 59     |
| Claus Spreckels.....   | 64        | 64     |
| Mitchell Harrison.....   | 69        | 69     |

|   | Original. Print. |     |
|---|------------------|-----|
| Transcript from United States circuit court—Continued.  |                  |     |
| Replication.....  | 72               | 72  |
| Suggestion of death of E. C. Knight, John E. Cope and John Bir-<br>beck, and dismissal as to them.....  | 73               | 73  |
| Dismissal as to George H. Frazier.....  | 73               | 73  |
| Agreement to make Mitchell Harrison party defendant.....  | 74               | 74  |
| Examiner's report.....  | 75               | 75  |
| Testimony taken before the master.....  | 76               | 76  |
| Exhibit A. Contract of the American Sugar Refining Com-<br>pany with Charles C. Harrison, representing the stock-<br>holders of the Franklin Sugar Refining Company, March<br>10, 1892..... | 78               | 78  |
| Exhibit B. Contract of John E. Searles, jr., with E. C.<br>Knight and E. C. Knight, jr., March 4, 1892.....   | 81               | 81  |
| Exhibit C. Contract of John E. Searles, jr., with J. Vaughn<br>Merrick <i>et al.</i> , March 8, 1892.....   | 83               | 83  |
| Testimony of Wm. W. Frazier.....  | 85               | 85  |
| Edward Browning.....  | 98               | 98  |
| G. Franklin Davis.....  | 104              | 104 |
| Thomas Cochrane.....  | 112              | 112 |
| Frederick D. Langenheim.....  | 112              | 112 |
| E. C. Knight, jr.....   | 115              | 115 |
| Richard E. Clay.....  | 120              | 120 |
| Charles C. Harrison.....  | 121              | 121 |
| J. Vaughn Merrick.....  | 140              | 140 |
| B. W. Andrews.....  | 147              | 147 |
| B. W. Andrews (recalled).....   | 153              | 153 |
| John E. Searles, jr.....  | 154              | 154 |
| George R. Bunker.....   | 195              | 195 |
| Argument and submission.....  | 208              | 208 |
| Opinion of Judge Butler.....  | 208              | 208 |
| Decree.....   | 213              | 213 |
| Petition for appeal and assignment of errors.....   | 214              | 214 |
| Citation and acceptance of service.....   | 214              | 214 |
| Clerk's certificate.....  | 215              | 215 |
| Argument and submission.....  | 216              | 216 |
| Opinion of Judge Dallas.....  | 217              | 216 |
| Final decree.....   | 224              | 219 |
| Petition for appeal and assignment of errors.....   | 225              | 219 |
| Order allowing appeal.....  | 226              | 219 |
| Citation and acceptance of service.....   | 227              | 220 |
| Clerk's certificate.....  | 228              | 220 |