

IN THE DISTRICT COURT OF THE UNITED STATES, IN
AND FOR THE NORTHERN DISTRICT OF CALIFORNIA,
SECOND DIVISION.

Civil No. 13303.

THE UNITED STATES OF AMERICA, COMPLAINANT,
VS.
FEDERAL SALT COMPANY ET AL., DEFENDANTS.

DECREE.

It appearing to the court that the bill in equity in the above-entitled cause was filed in this court on the 15th day of October, 1902, that a subpoena was issued and duly served on the defendants Federal Salt Company, American Salt Company, Carmen Island Salt Company, Getz Brothers and Company, Louis Getz, Christ Madsen, August Rossow, Sophia Droste, F. F. Lund, John Michelson, N. C. Neilson, J. P. Tuchsens, Emma Lindenberg, A. Lindenberg, Patricio Moriscano, E. L. Stern, Benjamin Stern, August L. Johnson, Catherine Pestdorf, Reginald Mills and A. S. Jones, individually and as surviving partners of the Haywards Lumber Company, Redwood City Salt Company, Mary Cox, William F. Burton, August Johnson, Union Pacific Salt Company, Leslie Salt Refining Company, Mrs. Elsa A. Oliver, Imperial Salt Company and Continental Salt and Chemical Company; that the time for filing an answer on the part of each of said defendants has expired and no answer has been filed, and that an order taking the bill pro confesso was duly entered on the 8th day of December, 1902, in the order book as to defendants Federal Salt Company, American Salt Company, Carmen Island Salt Company, Getz Brothers and Company, Louis Getz, Christ Madsen, August Rossow, Sophia Droste, F. F. Lund, John Michelson, N. C. Neilson, J. P. Tuchsens, Emma Lindenberg, A. Lindenberg, Patricio Moriscano, E. L. Stern, Benjamin Stern, August L. Johnson, Catherine Pestdorf, Reginald Mills and A. S. Jones individually and as surviving partners of the Haywards Lumber Company, Redwood City Salt Company, and Mary Cox, and that an order taking the bill pro

confesso was duly entered on the 25th day of May, 1914, in the order book as to defendants William F. Burton, August Johnson, Union Pacific Salt Company, Leslie Salt Refining Company, Mrs. Elsa A. Oliver, Imperial Salt Company, and Continental Salt and Chemical Company.

NOW THEREFORE, more than thirty days after entering said orders as aforesaid, to wit, on the third day of July, 1914, it is hereby ordered, adjudged and decreed that the unlawful agreements and contracts and each of them as fully set forth in the bill of complaint on file herein and alleged to have been made and entered into between the Federal Salt Company and the other defendants herein-above named and each of them in restraint of the trade and commerce in salt with and between the State and Northern District of California and the States of Oregon, Washington, Nevada and other states of the United States and the territories of Alaska, Hawaii and the other territories of the United States and the District of Columbia and foreign nations are null and void as being in contravention of the Act of Congress entitled "An Act to Protect Trade and Commerce against unlawful restraint and manipulation" approved July 2, 1890, and the provisions of Section 73 of the Act of Congress approved August 27, 1894, and that said defendants and each and all of them be perpetually enjoined and prohibited from further going on, carrying out, maintaining or acting in any way, shape, manner or form under said unlawful agreements hereinbefore mentioned and each of them from further agreeing, combining, conspiring and acting together as to the trade and commerce in salt between the State and Northern District of California and the States of Oregon, Washington, Nevada, and other states of the United States and the territories of Alaska, Hawaii and other territories of the United States and the District of Columbia and foreign countries to hinder, restrain and destroy the salt trade and commerce between said divers states, territories, District of Columbia and foreign countries and all and each of them are hereby perpetually enjoined and prohibited from entering and continuing any agree-

ments, contracts, combinations, trusts and conspiracies to deprive the people of the City of San Francisco and of the State and Northern District of California and of the States of Oregon, Washington, Nevada and other states of the United States and the territories of Alaska, Hawaii and other territories of the United States and the District of Columbia and foreign countries of such facilities, rates and prices for salt imported, produced, sold and shipped between the divers states, territories, District of Columbia and foreign countries as will be afforded by free and unrestrained competition between owners, producers, operators, importers and dealers of salt used and consumed at and within the divers states, territories, District of Columbia and foreign countries hereinbefore mentioned for domestic and other purposes and that all and each of said defendants are hereby perpetually enjoined and prohibited from agreeing, contracting, combining and conspiring and acting together to monopolize or attempt to monopolize said trade and commerce in salt between the State and Northern District of California and the States of Oregon, Washington, Nevada and other states of the United States and the territories of Alaska, Hawaii and other territories of the United States and the District of Columbia and foreign countries; and all and each of said defendants are hereby perpetually enjoined and prohibited from agreeing, contracting, combining, conspiring or acting together to prevent each other or one another from importing, dealing, producing, selling or shipping salt from and between the divers states, territories, District of Columbia or foreign countries aforesaid and from importing, dealing, producing or selling salt in the trade and commerce between divers said states, territories, District of Columbia and foreign countries of such rates and prices as shall be fixed by said Federal Salt Company, and each and all of said defendants acting independently or separately on its own behalf.

And with the consent of the Attorney General and upon motion of the United States Attorney, it is further ordered that the said action be dismissed without preju-

dice to a new suit as to the following defendants in said action; to wit:

New Liverpool Salt Company, Henry Droste, Anna Christensen, Mrs. Peter Mathisen, H. Pedermann, Mary Neilsen, N. C. Neilsen, Harriet M. Block, Edward Oliver, Arthur Cox, Benjamin F. Barton, John Quigley, Mary Petermann, Adolph Oliver, Henry Oliver and Andrew Oliver, individually and as partners under the firm name of Oliver Brothers; John A. Plummer and Charles A. Plummer, individually and as partners under the firm name of Plummer and Brother; James Bamberger, J. Ligura and Isaac Bloch, individually and as partners under the firm name of Bamberger, Ligura and Bloch, and Anna Ohlson.

WILLIAM C. VANFLEET,
Judge.

Dated July 13th, 1914.