

Wheeler Vs. Plumas County

Wheeler Vs. Plumas County

SooperKanoon Citation : sooperkanoon.com/89972

Court : US Supreme Court

Decided On : Feb-20-1905

Appeal No. : 196 U.S. 562

Appellant : Wheeler

Respondent : Plumas County

Judgement :

Wheeler v. Plumas County - 196 U.S. 562 (1905)

U.S. Supreme Court Wheeler v. Plumas County, 196 U.S. 562 (1905)

Wheeler v. Plumas County

No. 122

Submitted January 12, 1905

Decided February 20, 1905

196 U.S. 562

CERTIORARI TO THE CIRCUIT COURT

OF APPEALS FOR THE NINTH CIRCUIT

SYLLABUS

Decided on authority of *Flanigan v. Sierra County, ante*, p. [196 U. S. 553](#) .

The facts are stated in the opinion.

Page 196 U. S. 563

MR. JUSTICE Mc KENNA delivered the opinion of the Court.

This case was submitted with *Flanigan v. Sierra County*. It is also an action for the recovery of a sum of \$2,100, alleged to be due for license tax, and \$50 damages. The taxes were imposed under an ordinance of the County of Plumas substantially similar to the ordinance passed on in *Flanigan v. Sierra County*. The action was brought in the Superior Court of Plumas County and removed, upon the petition of the petitioners herein, to the Circuit Court for the Northern District of California. In that court, petitioners demurred to the complaint, which being overruled and they declining to answer, judgment was taken against them by default. It was affirmed by the circuit court of appeals.

The questions are identical with those passed on in *Flanigan v. Sierra County*, and, on the authority of that case, the

Judgment is reversed and cause remanded for further proceedings.

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com