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**Farmers' Loan & Trust Co. (C. C. A.) 721;**  
**Farmers' Loan & Trust Co. v. City of Sioux Falls, Id.**

**§ 2. Privileges or immunities, and class legislation.**  
The rights, privileges, and immunities which the fourteenth constitutional amendment and Rev. St. § 1979 [U. S. Comp. St. 1901, p. 1262], for its enforcement, were designed to protect, are such as belong to citizens of the United States as such, and not as citizens of a state.—**Wadleigh v. Newhall (C. C.) 941.**

Code Civ. Proc. Cal. § 1747, which authorizes proceedings for the appointment of guardians for minors having no guardian appointed by will or deed, is a lawful exercise of the state's power, and proceedings based thereon, by which parents are deprived of the custody of their children, do not give them a right of action against the persons instituting the proceedings, under Rev. St. § 1979 [U. S. Comp. St. 1901, p. 1262], for depriving them of rights, privileges, or immunities secured to them by the Constitution or laws of the United States.—**Wadleigh v. Newhall (C. C.) 941.**

**Particular classes of express contracts.**  
See "Bills and Notes"; "Bonds"; "Insurance"; "Liens"; "Sales."  
Affreightment, see "Shipping," § 4.  
Agency, see "Principal and Agent."  
Charter parties, see "Shipping," § 2.  
Employment, see "Master and Servant."  
Leases, see "Landlord and Tenant."  
Marriage settlements, see "Husband and Wife," § 1.

**Particular modes of discharging contracts.**  
See "Payment"; "Release."

**§ 1. Construction and operation.**  
The construction of a contract which was reduced to writing, but where the writing did not show on its face to what conditions it applied, held properly submitted to the jury, as a question of fact to be determined on the extrinsic evidence.—**Donner v. Alford (C. C. A.) 750.**

**§ 2. Performance or breach.**  
Plaintiff's inability to furnish granite from one of two quarries, according to a statement of intention in plaintiff's proposal, which was accepted, held not a breach of plaintiff's con-