

THE GUMPS—KIDDING THE KANDIDATE

SUPREME COURT BARS DUPLICATE OF YELLOW CABS

Rules "Yellow Is Yellow" Despite Variations in Hue.

Yellow is yellow. Orange, lemon or just ordinary "yellow," it all is yellow, the supreme court held yesterday in a decision which gives the Yellow Cab Company the exclusive

right to operate taxicabs that hue on the streets of New Orleans. The court enjoined W. D. Jones from operating a taxi that resembled that of the "yellows" operated by the Toyo Brothers, owners of the Yellow Cab Company. This ruling sustained a decision by Judge Percy Saint while he was in the civil district court. It is idle to contend that the cab of Jones does not tend to deceive patrons of the Yellow Cab Company and the public generally, the supreme court decision held. The decision further pointed out the similarity in appearance of the car used by Jones to those of the cab company. It held that while the color was not the paramount issue in the case, its use tended to establish for the Yellow Cab Company a trade name and distinction in its employment for taxicabs. The use of any similar color was an infringement on this right, the court held.

Armour's STAR HAM The Ham What Am

BODY FOUND IN RIVER. No Identification on Clothing; Drowned Only Short Time. The body of an unidentified white man about 35 years old was found floating in the river yesterday at Dumaine street. Apparently it had been in the water only a short time, at least of the corner's office said. The body was recovered by Patrolman Latham and taken to the Charity hospital, where a pulmonologist was applied without effect. No mark of identification was found. The body was clothed in a checkered linen suit, a straw hat and high shoes. Keeps Posted. "Mrs. Gibbons says she never can tell what those next-door neighbors of hers will do next. "Well, she loses no time in telling what they did last, anyway."—Boston Transcript.

TAX ON ROLLING STOCK BY STATE UPHELD IN COURT

Supreme Court Decides Against Union Tank Car Company.

The state tax of twenty-five mills levied on rolling stock of non-resident corporations was declared valid by the state supreme court yesterday. Constitutionality of the tax was questioned in a suit appealed from East Baton Rouge parish, by the Union Tank Car Company. Taxes of \$15,118.88 had been assessed against the company's 510 tank cars, which were valued at \$49,900. The twenty-five mills was in addition to the regular five and one-quarter mills imposed under the general taxing powers of the state. The Union Tank Company asserted the additional tax was discriminatory as no such tax was levied upon personal or real property of residents of the state. In the decree Justice Land wrote: "The additional tax of twenty-five mills is clearly a tax in lieu of ad local taxes, a method of taxation employed by the state, both as to the severance tax and as to taxes on banks domiciled out of the state and engaged in business in this state. It would be difficult to conceive a more uniform state tax in lieu of local taxes than that which is based upon the general average of local taxes, widely varying in rates, and which is imposed upon all tank cars owned by nonresident and non-domiciled owners throughout all localities in East Baton Rouge parish operated." The decision pointed out Justice Land's ruling also held that the company was operating in New Orleans or other parish where a high local tax rate exists, it would be even more than the thirty and one-quarter mills it pays under the general and special nonresident taxes imposed upon it. The decision affirmed a ruling by Judge H. P. Brunot while he was judge of the district court. It denied a writ of injunction restraining the sheriff of East Baton Rouge from collecting the tax.

MANY ARE PRESENT AT STUBBS' FUNERAL

Confederate Veterans Attend Services for Noted Sugar Expert.

Although the funeral was announced as private, a large number of friends and acquaintances attended the interment yesterday afternoon of Dr. William C. Stubbs, noted sugar expert, who died Monday morning from pneumonia after a week's illness. Burial was in Metairie cemetery. A religious service was conducted at the residence in Lee Circle by the Reverend Robert S. Copeland, D. D., rector of the Trinity church. Floral tributes filled the front parlor and the drawing room. Attending the funeral were men prominent in many walks of life, and also Confederate veterans of the Army of Northern Virginia and of the Army of Tennessee, and daughters of the Confederacy.

GIRL IS STRUCK BY AUTOMOBILE

St. Bernard Assessor-Elect Hits Daughter of Estopinals.

Gene Estopinal, 12 years old, daughter of Mr. and Mrs. Louis Estopinal living near the courthouse in St. Bernard, was struck and knocked down in front of her home last night by an automobile driven by August R. Messa, assessor-elect of St. Bernard. She was taken in an unconscious condition to the Charity hospital, where she was found to be suffering from lacerations of the neck and forehead and body bruises. X-ray photographs will be taken today to determine whether any bones were broken. Miss Estopinal had just returned from a visit to New Orleans with relatives and returning from their automobile, walked around behind it. Messa was coming from the opposite direction when she stepped in front of it.

DEATH SENTENCE UPHELD

Negro Murderer of Concordia Parish to Die.

The supreme court yesterday affirmed the death sentence against Baker Lewis, negro of Concordia parish, imposed by Judge M. M. Calhoun of the district court for that parish. Lewis shot another negro with buckshot for alleged familiarity with the former's wife.

THE WEATHER

United States department of agriculture. Weather Bureau, New Orleans, La., July 9.—The forecast is: Louisiana: Wednesday and Thursday generally probably scattered showers in southern portion; light to moderate east to south-easterly winds. Extreme Northwest Florida, Mississippi and Alabama—Unsettled Wednesday, probably local showers and thunderstorms Thursday. Arkansas: Wednesday and Thursday partly cloudy showers Wednesday night or Thursday. Oklahoma: Wednesday and Thursday partly cloudy showers. East Texas: Wednesday and Thursday generally fair, moderate to fresh southerly winds. West Texas: Wednesday and Thursday partly cloudy, probably showers in the south.

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Table with 5 columns: City, High, Low, Precip, Weather. Lists various cities and their weather conditions.

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Porter's MANHATTAN SHIRT SALE Begins tomorrow, July 10th