

PROTESTED BUT PAID IT

RUBIO CANYON ASSESSMENT WAS ILLEGAL

THERE WAS NO COMPULSION

And Taxpayers Suit to Recover Their Taxes is Thereof of No Avail

Judge Van Dyke has rendered an opinion in the case of M. O. Randall against the county of Los Angeles, which will probably do away with the suit entirely.

It is an action brought by Randall, representing a large number of taxpayers of Rubio canyon, to recover the taxes paid by them for the purpose of sustaining the Rubio canyon protection district, which was organized under certain laws in 1885 for the purpose of disposing of the storm water collecting and flowing on the lands of the canyon.

The gist of the court's opinion is as follows: "Some of the earlier decisions in this state seem to have placed the doctrine upon the somewhat broad ground that if a tax be illegal and is paid under protest it may be recovered."

DEFENDANT MUST PAY

Scheme to Get Out of Paying a Mortgage Does Not Work

Judge Van Dyke has rendered an opinion in the case of S. P. Crawford against L. H. Washburne and others, in which he gives judgment for the plaintiff as prayed.

STEELE WILL ALL RIGHT

Judge Clark's Opinion Forestalls Any Further Contest of It

In the matter of the estate of Charles A. Steele, Judge Clark has rendered an opinion which is thought to do away with all possibility of further contest.

JUDGMENT REVERSED

Case of Banning Against Marleau Sent Back for New Trial

The supreme court has reversed the judgment of the superior court in refusing to grant a new trial in the case of Mary H. Banning against W. F. Marleau.

Awarded Highest Honors—World's Fair, Gold Medal, Midwinter Fair.

DR. PRICE'S CREAM BAKING POWDER. A Pure Tartar Cream. 40 YEARS THE STANDARD.

certain writs of attachment in favor of W. H. Harbell and P. Hardy against Joseph Hannon, who claimed that the property in question belonged to him.

INSANITY DODGE DIDN'T WORK

Effort to Get James Mathews Out of a Burglary Scrape Fails

An insanity commission examined James Mathews yesterday in Judge York's court, Mrs. Hannah Mathews, the boy's mother, being the petitioner.

The young man is 19 years old and was born in Arizona. When 6 or 8 years of age he is said to have eaten a stick of giant powder, and ever since has been a victim of spasms and seemed irresponsible for his actions.

VERY CONSIDERATE

Old Man Comes Down From San Jose to Help the County Out

An old man of the Rip Van Winkle type, but bearing an unassuming name of Brown, yesterday made application to Deputy County Clerk Kutz to be transferred from the great register of Santa Clara county to that of Los Angeles county.

SPAT IN HER FACE

He Also Beat and Cursed Her, Did This Cruel Husband

Teresa Marchesi, a burlesque seamstress, who earns a livelihood for herself and four-year-old daughter, Jennie, by making vests, was granted a divorce from Angelo Marchesi yesterday afternoon in Judge York's court on the ground of cruelty and non-support.

Supreme Court Decisions

In the case of Thomas L. Rogers and others against Warren C. Kimball, a suit to recover on a contract and involving about \$7000, the supreme court has affirmed the judgment of the San Diego county court, giving a decision in favor of the defendants.

Must Give Bond

Arthur C. Rass and P. G. Seymour, who enjoy the distinction of being the parties to one of the biggest suits ever brought in the courts of Los Angeles county, were in Judge Allen's court yesterday.

Wants a Divorce

Amelia Sutton is asking the superior court for a divorce and alimony from Nathan H. Sutton, an expressman of this city, who alleges that he is not making enough out of his business to pay expenses.

Father in Alaska

Harry P. Clark who is charged with murdering Wong Sing Ho, the Chinese Chinaman, was before Judge Clark yesterday morning to have the date set for his

trial. Attorney Allen, who represents the defense, stated to the court that the young man's father, F. B. Clark, went to the Copper river district of Alaska in August last, and is not expected back until September.

Only a Quarrel

Anna Higgins made complaint against John Lovell and Mary Lovell the last of the week charging them with disturbing her peace, and alleging that they so frightened her that she fled a long distance through the canyon in which she lived in order to protect herself.

Brought Her Back

Annie Crocker left her grandmother's home in this city last Wednesday and did not return. The old lady complained to the district attorney that he had reason to believe the girl, who is only 17 years old, had gone to San Pedro and become an inmate of a house of ill-fame.

They Steal Hay

R. G. Tryon made affidavit to a complaint yesterday in the district attorney's office charging Leonard Glackme and Samuel Black with stealing in the neighborhood of two tons of hay.

Charged With Forgery

Thomas Newton was arrested last evening, charged with forgery, the complaint being made by Sam Sullivan, the North Spring-street saloonist. Sullivan alleges that Newton one day last week asked him to cash a check for \$45, payable at the Bank of Redlands, and bearing the signature of G. Glass.

Lou Sue Stole Water

Justice Young yesterday fined a Chinaman named Lou Sue the sum of six dollars for stealing water. The Celestial was arrested on a complaint made by Louis Salzgeber, who alleged that the almond-eyed individual had been siphoning water from Captain Hunter's ranch.

They Exchange Benches

Judge Shaw of Department five, superior court, has changed benches with Judge Noyes of Riverside for most of this week, and will probably not return until Friday.

Court Notes

Low Yuen, who pleaded not guilty to the charge of robbing Woo Ark of \$242, will not be tried until July 25.

George S. Van Every has brought suit in the superior court to quiet title on fifty acres of land in the Lucas tract of Rancho Balona. John C. Lucas is made the defendant.

Hum Sam, a Chinaman, was yesterday ordered deported to the land of his birth by Commissioner Van Dyke, and was granted a stay of execution of ten days.

Notice of appeal of the case of A. H. Smith against Lizzie Ballard and Wm. Ballard, recently decided by Justice Morrison, has been filed in the superior court.

EXPENSE ESTIMATES

For City Assessor, Health Officer and Superintendent of Buildings

The superintendent of buildings yesterday filed his estimate for the coming year with the city auditor as follows: Salary of superintendent, \$2900; plumbing inspector, \$1200; printing and supplies, \$224.50.

Marriage Licenses

William S. McLellan, age 36, a native of California, to Mary D. Bates, age 21, a native of Honolulu, Hawaii, both residents of San Francisco.

Justice Owens Back

Justice Owens returned yesterday from San Francisco, where he went on business connected with the National guard. His visit amounted to naught, for Justice Owens stated that the reorganization of the guard was exactly in the same condition as formerly.

Trunks, Bags, Leather Goods

J. C. Cunningham, manufacturer, dealer, repairing a specialty. 222 South Main. Telephone M. 818.

NEWS OF THE RAILWAYS

RUMORS REGARDING SOUTHERN PACIFIC INTENTIONS

A Number of Officials Said to Be Here. Hemet People Object to a Condemnation Verdict

It was said in certain railway circles yesterday that the Southern Pacific company is meditating some extraordinary coup, the foundation for this idea was the statement that a number of high officials were in this part of the state, including H. E. Huntington, and that that gentleman, with the retiring disposition and modesty of the family, was indisposed to have his presence known.

IMPORTANT OPINIONS

JUDGE ROSS CONFIRMS LAND GRANT TITLES

Purchasers Who Bought From the S. P. Will Hold Possession—Decision for Bear Valley Co.

Judge Erskine M. Ross rendered an opinion in the United States circuit court yesterday morning in the long-pending case of the government against the Southern Pacific Railway company relative to the overlapping Atlantic and Pacific land grants.

Trouble at San Bernardino

The San Bernardino people are making some annoyance for the Southern Pacific company because some of the rights-of-way franchises for the motor line from the city to Colton and Riverside have lapsed. Some think that this should be taken advantage of and the operation of the line which is now the property of the Southern Pacific stopped forever.

Something of a Paradox

It appears that the citizens up over Hemet Valley are much worked up over the verdict of the jury in the case of the Lakeview and Northern Railway company against certain land owners, for the purpose of getting a right-of-way for the line to Lakeview. The jury's award was so excessive that it is considered absolutely certain that the company will not build the extension unless a sharp cut down is made as the result of an appeal.

Notes and Personals

J. E. Smith of the Southern Pacific general offices in this city was married last week in Santa Barbara to Miss Louise L. Cotterill of this city.

Got the Wrong Man

There was an amusing case of mistaken identity occurred yesterday. Officer Henderson was given a warrant calling for the arrest of J. Weyler on a charge of battery. The officer went forth to find and took a man named J. Weyler into custody, in spite of the protests of the prisoner.

Special Deputy Collector

Robert Dominguez, late of the county assessor's office, yesterday received his appointment from John Lynch, internal revenue collector for the First district, as deputy for Southern California to collect the special taxes created under the war revenue law recently passed by congress.

JOTTINGS

Our Home Brew

Maier & Zobel's lagers, fresh from their brewery, on draught in all the principal saloons; delivered promptly in bottles or kegs. Office and brewery, 440 Aliso street; telephone 91.

DEATHS

WALSH—In this city, June 27, 1938, John Fred Walsh, beloved son of John and Mary Walsh of 528 Lecocour street, a native of Los Angeles, aged 15 years.

FUNERAL NOTICE

Southern California Lodge No. 28, F. and A. M., will meet at Masonic Temple at 1:30 p.m. Tuesday, June 28, to attend the funeral of our late brother, Francis C. Woodbury. Visiting brethren invited. W. E. ROWLEY, W. M.

ROYAL BAKING POWDER. The Royal is the highest grade baking powder known. Actual tests show it goes one-third further than any other brand.

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Salvage Sale of Crockery, Glassware and Agateware

Continues today, unabated in interest and unparalleled in bargains. We bought the Pacific Crockery Co.'s stock after their fire and are selling it at half price or thereabouts.

Barrel After Barrel of Glassware, China, Agateware and Tinware at

1c, 2c, 3c, 5c, 10c, 15c, 25c

A Glove Event

A few over 500 pairs of Gloves have been sorted out for this sale. Real every color made, styles of embroidered-Chamois Gloves, clasp fastenings.

75c Wrappers 39c

10 dozen Ladies' Wrappers, mostly large sizes, in dark prints, well made with inside best linings. We could not sell at this price if the sizes were not broken. Plenty of 40, 42 and 44 only a few smaller. Just think today at..... 39c

Men's Shirts

You know what our \$1.00 and \$1.25 colored shirts are, you've seen them in the windows, remarked about their nobleness, etc. Here's your chance to select from all that's left, including Percie, Madras, Chevilot, etc., with cuffs to match, made of white or colored bodies, laundered; today at..... 75c

Women's Shoes

The very best a first-class shoemaker can make for the price. We have sold thousands of pairs and buyers come back for more. Absolutely dependable. Tan Kid button and lace shoes with flexible soles, either kid or cloth tops, newest toes of the season. Honest wearing shoes. \$2.50

Waist Fabrics

Just a little heavier than Organdy, more like lawn only the threads are round. A delightfully cool fabric for waists, wrappers and summer dresses. Exquisite patterns in new effects, different from any we have had. Beautiful and cheap..... 83c

Surprise Silks

Short lengths, one to seven yards, every conceivable kind, worth from \$1.00 to \$2.00 a yard. Fancy checks, plaids and stripes, black brocades, changeable brocades, poplins, foulards, crystals, Dresden, faille silks, etc. Choice from about 200 pieces; today, per yard..... 50c

Pretty Kerchiefs

You have seen these here at 15c each. You thought them pretty and good for the price. Tomorrow we will scatter them broadcast through Los Angeles. Give everybody a chance at the dainty squares. Ladies' Fine Lawn Handkerchiefs with openwork embroidered edges. We want everyone to share in the distribution. Tomorrow only, at..... 83c

A HAMBURGER & SONS THE GREATER PEOPLE'S STORE

If you would have your advertising announcements and arguments

burned into the memory

of thousands of bright, intelligent, money-spending people, buy space in the advertising pages of

The Los Angeles Herald

Those who make lists of the misspelled words scattered through the advertising must learn the advertisements by heart. They can't help it. If you don't believe this, try to find the misspelled words yourself, and note the result.

A Prize Every Week

Latest styles wall paper at A. A. Eckstrom's, 224 South Spring street.

Our Home Brew Maier & Zobel's lagers, fresh from their brewery, on draught in all the principal saloons; delivered promptly in bottles or kegs. Office and brewery, 440 Aliso street; telephone 91.

Agents Victor, Keating, World, Stearns and March bicycles. Hawley, King & Co.

Everything on wheels. Hawley, King & Co., corner Fifth street and Broadway.

Extra Special Wash Veils

A line of Wash Veils of very special values. These have hand-run edges and come in nobby combinations. They regularly sell for 50c and 65c each. We offer them today at only 25c

MARVEL CUT RATE MILLINERY CO. 241-243 S. Broadway

Swanfaldt Has Removed

To 220 S. Main St. Odd Fellows' Block

Los Angeles Tent and Awning Company A. W. SWANFALDT, 220 S. Main St.

DR. WHITE'S DISPENSARY 129 NORTH MAIN ESTD. 1888

Disenes of MEN only. Blood, Skin, Kidneys, Veins, Weakness, Poisonous Discharges. Fees low. Quick cures. Call or write

DR. WHITE, 129 N. MAIN, LOS ANGELES, CAL. GARLAND STOVES AND RANGES

"The World's Best" MICHIGAN STOVES AND RANGES Always Dependable Next in Quality to "Garlands"