

BAR VIEW BARRIER HALTS ANGRY SEAS

Heroic Defenders Stem Tide With Piles of Trees, Brush and Driftwood.

HOTEL-MOVING IS DELAYED

Expected Reaction From Summer Tides Doesn't Mature, but Waters Continue to Eat Way Inland.

BAR VIEW, Or., Nov. 9.—(Special)—Bar View's heroic defenders today "stemmed the tide," when they piled trees, brush and all kinds of undergrowth and driftwood on the sands in front of the Bar View Hotel, and the rising tide was defeated.

No effort was made to move the hotel as planned owing to the cost, which Dr. Wise, the owner, figured far beyond the possibility of damage by the angry waters which have been creeping toward the structure rapidly with each incoming tide.

Late this afternoon the winds fell and the sea dropped back a few feet, but the hotel and other properties are far from being out of danger yet, though indications point to a favorable day on the morrow.

Only two or three more tent-frames in the Tent City disappeared today. Beach Line Changed for Miles. Since the building of the Government jetty at the mouth of Tillamook Bay, the topography of the beach line for several miles on either side has been materially altered.

Since early this summer, when the jetty got far enough out to change the currents, the beach sand on the south side has been slowly disappearing, with the result that the high-tide mark was brought in from 200 feet to within 50 feet of the Bar View Hotel.

Little concern was felt during the summer months, as it was generally expected that a reverse action could be expected that would fill out the beach again.

However, those expectations were never fulfilled, and now, with the annual high tide coming higher than they have for the past several years, houses are being moved to places of safety, and hundreds of visitors lining the shore along high tide are watching the earth bordering the sands crumble away at the rate of ten feet each hour at the maximum flood.

Sea Plays havoc With Beach. Since Saturday, when the highest tides, aided by the force of a storm at sea, started dashing against the unprotected shore line just out from the Bar View Hotel, the beach has disappeared for a length of more than 75 feet, and small trees, outbuildings and tent-frames have been uprooted, washed out and ground into the sea by debris that crests each foamy breaker.

The long, steady roll of billows from the open sea with unspent energy have done the damage to the well-known bathing beach at Bar View—sometimes breaking against the soft bank with a concussion that sends spray into the air for 50 feet and that removes huge slices from the shore.

The Ralph Ackley Land Company and the Bar View Hotel, owned and operated by Dr. W. A. Wise, of Portland, will be the heaviest losers through the action of this fall's tides, while several small property holders are losing their homesites.

Government engineers in charge of the jetty construction here, do not deny that the action of the water is due in a measure to the position of the huge jetty, and it is as if Father Neptune were angered at the work of man in thus puncturing his side with a two-mile structure of monstrous piers and tons of rock, and was determined to wreak vengeance.

The Bar View Hotel is a frame structure of about 20 rooms, a large dining-room, a delicatessen and bakery, and serves as a large undertaking to move, and the several fireplaces and masonry foundations will hinder the work. It was the intention of the management to have it moved across the tracks of the Southern Pacific temporarily and later, after the present storm has sufficiently subsided, to put it on their property about three blocks north near the lake.

\$20,000 ORDER IS FILED

ALMA KATZ TURNS PROJECT SURVEY AWARD OVER TO BANK. Deseret Land Board is Notified of Change Affecting Undertaking Now Known as Tumalo.

SALEM, Or., Nov. 9.—(Special)—Alma D. Katz, of Portland, today notified the Deseret Land Board that he had assigned the \$20,000, which the last Legislature authorized should be paid him for his water rights, surveys, maps, etc., of the Columbia Southern Irrigation Project, to the Security Savings & Trust Company, of Portland.

The \$20,000 which Katz obtained for his services in connection with the Columbia Southern project, was ordered paid by the Deseret Land Board December 29 last, and the Board's action later was ratified by the Legislature. At that time it was declared that the lien established on the project, now known as the Tumalo, was large enough to provide for payment of the \$20,000, as well as other contingencies.

The Deseret Land Board today adopted a resolution relinquishing to the Government the state's title to the lands in the Eagle Valley project in Baker County. It is expected that the Government will throw the lands open to entry as was recommended by Engineer Wheeler after his investigation of the project recently.

FIRMS SCENES OF BAR VIEW BEACH RESORT THREATENED BY HIGH TIDES FOR PAST THREE DAYS.



TOP—SEAS ROLLING OVER SANDS IMPERILING MANY SUMMER HOMES ALONG COAST. BELOW—RESIDENTS MOVING COTTAGES TO HIGHER GROUND. SCENE TYPICAL OF MANY INSTANCES.

GROCCERS EXPEL TWO

Portland Association Ousts L. R. Merrick and A. Keller.

BOTH HELD UNDESIRABLE

Resignations Are Not Considered and by Vote of 34 to 2 Members Fire Honorary Associates, Charging Aid to Rival Body.

L. R. Merrick and Arnold Keller were thrown out bodily from the Portland Grocers' and Merchants' Association, in which they held honorary membership, at a brief business session last night.

Their resignations were on hand, but they were not permitted to resign; they were expelled. A resolution was adopted to the effect that they were undesirable as honorary members and they were fired out.

There was nothing uncertain about the manner in which they were thrust out. Because of the short time the grocers had in which to transact business, they being due to march in the parade to the Manufacturers' and Land Products Show last night, a motion was made that the question be laid on the table until a later meeting. This motion was lost by a heavy majority.

Vote is 34 to 2. Then the resolution came up for vote and it was carried decisively by 34 to 2. This, too, in spite of the fact that a letter was read from Mr. Merrick in which he advised that steps were being taken to prevent any further action to which he would have to follow certain procedure, and if this were not done, the association should make the statement that he had been fired, or he would have legal recourse against it.

The resolution set forth that Mr. Merrick, a former secretary of the association, now secretary of the Oregon Retail Merchants' Association, had acted contrary to the interests of the Portland organization in publishing the Oregon Retailers' Journal, in direct opposition to the magazine of the Portland association, and in other ways he was declared to have been a thorn in the side of the grocers.

These counts against the honorary member were backed up by Assistant Secretary Duncan, who denounced Mr. Merrick and Mr. Keller and said they had insulted the local association long enough and deserved to be thrown out. Mr. Keller was said to assist Mr. Merrick in the publication of the Oregon Retailers' Journal. Thereupon they were voted out.

Two Bodies Not in Harmony. Lack of harmony with the Oregon Retail Merchants' Association, the state organization, was also shown by the adoption of another resolution declaring lack of sympathy with its president in aligning that body with the Employers' Association and announcing it as the policy of the Portland association to be friendly to union labor. This resolution follows:

Resolved, That the Portland Grocers' and Merchants' Association is absolutely opposed to any such consolidation and will not be bound to any such action of the state association in this matter. Be it further resolved, That a copy of these resolutions be spread upon the minutes of this meeting and a copy be sent to the Central Labor Council of Portland.

WAR DECLARED POPULAR

Rotary Club Speakers Emphasize Preparation Needs. Those who say that the war in Europe at present is not a popular war are mistaken, asserted Dr. R. F. Maddren, at the luncheon of the Rotary Club at the Benson Hotel yesterday.

It is not a war of the classes, he said, but a war of the masses. The people as a whole, who are involved in it, believe themselves to be fighting for the larger freedom of the race and believe that as a result of the war the masses shall attain a greater and surer freedom than they have known before.

FEDS PLAN INVASION

League Transfers Kansas City Franchise to New York.

BUFFEDS, TOO, YIELD PLACE

Another Chance May Be Given to Buffalo to Hold Position—Magnates to Go to French Lick to Talk Peace.

INDIANAPOLIS, Nov. 9.—Directors of the Federal League at their annual meeting here today definitely decided to invade New York in 1916. The Kansas City club, whose franchise was declared forfeited, will be sent to New York and strengthened so that it "will merit the support of the New York fans."

NOTE SUIT IS REVERSED

HIGH COURT RULES ON PROOF OF DEFENDANT'S ABILITY TO PAY.

Action to Enjoin Building of Store in Restricted Residence District is Held Void. SALEM, Or., Nov. 9.—(Special)—Neglect of the plaintiff to show that the defendant was financially able to pay \$50 on a judgment or go to prison was held by the Supreme Court today to have been in error and the case of T. E. Mitchell against U. S. Rider, appellant, was reversed.

The case was appealed from Marion County. Mitchell obtained judgment on a note against Rider in the Justice Court and then an order for Rider to pay \$50 on the note within 48 hours. When the defendant did not pay, contempt proceedings were initiated by the plaintiff, but the Justice Court discharged Rider. Mitchell appealed to the Circuit Court and Judge Kelly held that as nothing had been shown to excuse the defendant from obeying the order that he should be imprisoned until the money was paid. Rider thereupon appealed to the Supreme Court.

In the case of I. D. Roberts against B. M. Lombard and others, appellants, the Supreme Court reversed Circuit Judge Kavanagh's judgment. Justice Burnett wrote the opinion. This was a suit to enjoin the building of a store on a lot in Olmsted Park, Portland, on the ground that the park should be restricted to residences alone.

"Because the endeavor of the alleged agent to improve such a corner under other premises involved an agreement concerning real property," writes Justice Burnett, "it was void because his authority was not in writing." Other opinions were:

W. E. Marshall against Hillsboro Garden Tracts, appellant; appealed from Multnomah County; suit to annul a land contract; opinion by Justice Harris; Circuit Judge Davis reversed.

McLain Cooper against Hillsboro Garden Tracts, appellant; appealed from Multnomah County; suit to cancel a land contract; opinion by Justice Harris; Circuit Judge Davis reversed.

George C. Adams against Corvallis & Eastern Railroad Company, appellant; appealed from Linn County; action for damages for personal injuries; opinion by Justice Bean; Circuit Judge Kelly affirmed.

Otto Grieg and others against Oregon-Washington Railroad & Navigation Company, appellant; appealed from Multnomah County; submitted on petition for rehearing; former opinion adhered to; opinion by Justice Bean.

The court denied rehearings in Hansen against Nordahl and Montezuma Lumber & Building Company, appellant; appealed from Clatsop County; the appeal of the state against Huff was dismissed.

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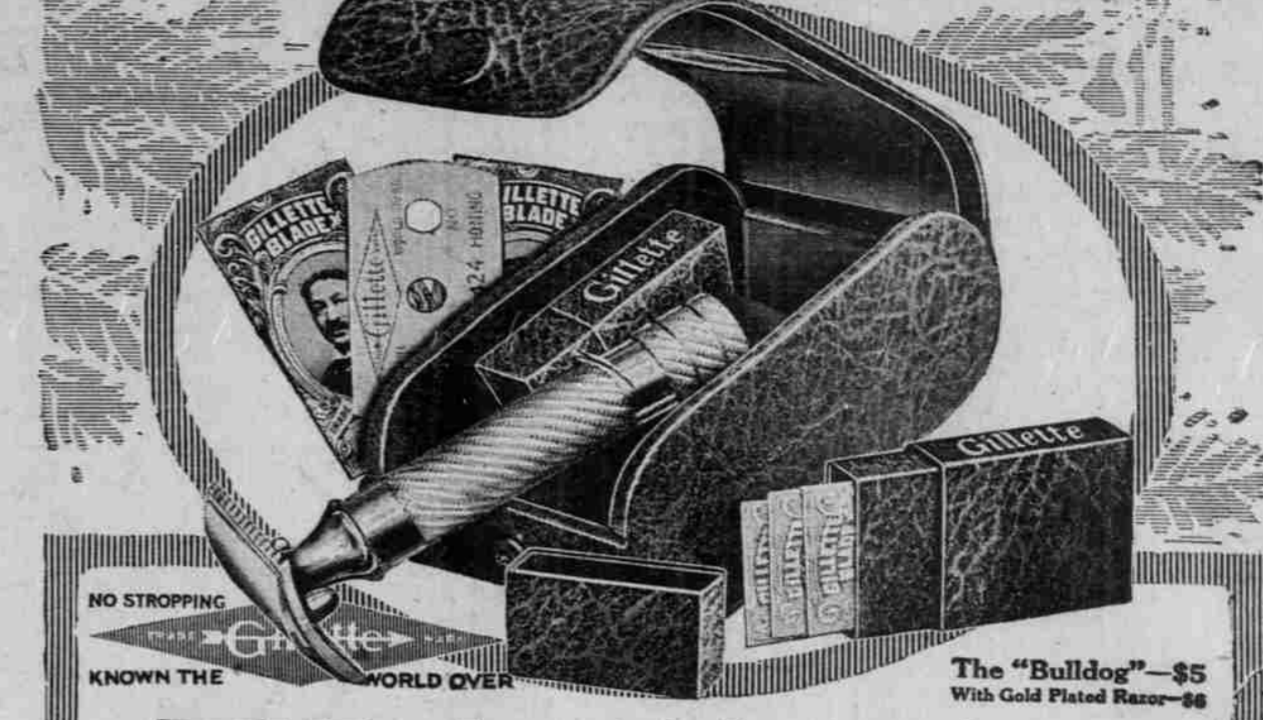
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Dr. Maddren has returned only recently from abroad, where he was one

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SALEM SCHOOL LEVY MADE

Tax to 6.7 Mills, Being Slight Reduction From Last Year. SALEM, Or., Nov. 9.—(Special)—The Salem School Board will propose a levy of 6.7 mills for the support of the Salem district public schools for next year at the taxpayers' meeting to be held here November 26. This is three-tenths of a mill less than last year's levy.

Of the levy proposed, 5.1 mills is for maintenance and 1.6 mills for bond interest and sinking fund. The proposed budget shows \$117,708 will be required for maintenance. Of this sum \$62,500 will be received from state and county funds and tuition and \$55,208 from the 5.1 mills tax. The special bond redemption and interest fund tax of 1.6 mills will raise \$20,167.