

ing the denial of an application of C. V. Everett to build an apartment house on King and Main streets. This announcement was made yes-terday by Roscoe P. Nelson, attorney for Mr. Everett and his associates in the proposed project. According to Mr. Nelson, the entire scheme of zon-ing will be involved in the applica-tion for a mandamus to force the city

to issue the building permit for the structure planned. Vigorous protest against the grantfore the application was made be-fore the city council yesterday by Wallace McCamant, former justice of the state supreme court, Allen Lewis and Charles F. Beebe, all home own-ers in the vicinity of the site of the proposed apartment.

Commercialism Long Fought.

of commercialism in the district. The late Theodore B. Wilcox, he said, had purchased the site on which it is now proposed to construct the apartment house, and the property was sold by Mr. Wilcox to Lieutenant-Colonei George Kelly on a verbal stipulation that a home would be built on the

property. Attorney Nelson told the council that Mr. Everett and his associates proposed to invest \$300,000 in the proposed structure and its furmishing planning the finest apartment house in the city. He said that although

he believes in zoning, the present controversy raised the question of whether zoning was for the benefit of the city as a whole or was some-thing to be availed of by six or seven people "who wish to build a Chinese wall about a district in which they are residents.

"The feeling of the protestants is e natural growing pain inflicted ment house property."

Barbur and Nelson Clash.

A tilt occurred between City Com-A fill occurred between City Com-missioner Barbur and Attorney Nel-son when the former announced his intention of voting for denial of the application before the arguments of the applicant had been presented. For a time Mr. Nelson refused to present his side of the case, saying that it would be of no avail if members of the council were prejudiced against the applicant.

the applicant. However, upon suggestion of Com missioner Bigelow, the attorney pre-sented his case, after which Commis-sioner Barbur moved the denial of



Immediately following the hearing Attorney Nelson announced that a mandamus suit would be filed in the circuit court in an effort to force the instance of logging rallways above Wend-

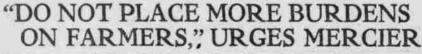
I. W. W. TRIALS MONDAY

Tillamook Cases Will Be on Dock-

et at February Term.

TILLAMOOK, Or., Jan. 28.-(Spe-clal.)-The February term of the cir-

cuit court will convene on Monday. There are three I. W. W. cases to be tried out of the round-up that large number were arrested, all of whom pleaded guilty with the ex-cention of three.



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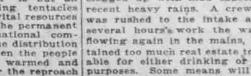
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