

WHEN A MAN OFFERS TO PRODUCE EVIDENCE TO PROVE EVERY- YOU'D BETTER LET HIM DO SO

A PAPER THAT BELIEVES IN THE BEST AND ALWAYS BOOSTS

Cooz Bay Times

A CLEAN WHOLESOME NEWSPAPER FOR ALL SOUTHWEST OREGON HOMES

Vol. No. XXXIX. Established 1878 As The Coast Mail MARSHFIELD, OREGON, MONDAY, MARCH 27, 1916—EVENING EDITION. A Consolidation of Times, Coast Mail and Cooz Bay Advertiser. No. 209

CITY ENJOINED ON PINE STREET

Judge Skipworth Decides Against Improvement Because of Property Damage

DECIDES ON PLATS

Clement Plat Stands Good But Cathcart Plat Used a Long Time

DECISION GIVEN MARCH 23

Not Made Public Until Mailed to Clerk of Coos County Court — Much Interest Taken in Case by Marshfield People

Judge Skipworth of Eugene has handed down his decision in the Pine street case. He decided that the Clement plat must stand as the correct plat over the Cathcart plat but on account of the improvements being made by property owners according to the Cathcart plat, and with the full knowledge of the city, the latter must now take the property, and is enjoined from making the proposed improvement which the court holds would require practically the vacation of the property.

Was Big Victory

C. R. Peck, attorney for the property owners on Pine street, said this morning that the decision was a big victory for them, holding even more in their favor than they had anticipated.

Mr. Peck said that the opinion which he had advised the City Council that it was futile to start the suit but as J. W. Bennett and others insisted on it and Mr. Bennett offered to fight the case without cost to the city, he had not objected.

John D. Goss, who was City Attorney when the case was instituted and that he had advised the City Council that it was futile to start the suit but as J. W. Bennett and others insisted on it and Mr. Bennett offered to fight the case without cost to the city, he had not objected.

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Whether the case will be appealed will probably be determined at the next meeting of the city council. The decision practically means that Pine street cannot be graded and improved until the abutting property is brought to grade as it would be futile to attempt to cut a street through the forty-foot strip, one of which must be left at the street to prevent the sides from carrying.

The decision was handed down by Judge Skipworth at Eugene on March 23 but was not made public until the copy was mailed to the clerk of the Coos county circuit court.

The opinion of Judge Skipworth is of interest to many and is given in full below:

This is a suit in equity brought by the plaintiffs to enjoin the defendant city of Marshfield from improving Pine street North, formerly Pine street, of the defendant city, on two parcels, namely:

That the lines and boundaries of said street be fixed by what is commonly known as the Cathcart plat, whereas it is claimed by the defendant that the boundaries of said street are fixed and established by what is commonly known as the Clement plat and that therefore plaintiffs are claiming a portion of said street.

It is claimed by the plaintiffs that even though the Clement plat is correct, even though the boundaries of Pine street are according to the Clement plat that the city is estopped from claiming any of plaintiffs' property as a part of the street by reason of the fact that the city has acquiesced in the building and establishing by plaintiffs of valuable permanent improvements extending into Pine street. There are therefore two questions presented by the record for the court to decide: First, whether the boundaries of Pine street are fixed and established according to the Cathcart plat, or whether the boundaries of said street are fixed according to the Clement plat.

Second, whether or not the defendant is estopped from claiming a portion of said street.

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WILLARD WINNER PREPARES TO RESIST ARMY

CHAMPION HOLDS TITLE AFTER FIGHT WITH MORAN

Breaks Finger in the Third Round — Is Given the Newspaper Decision After the Tenth

WILLARD ARRIVES IN CHICAGO TODAY

CHICAGO, March 27. — Jess Willard, who won on points from Moran Saturday, arrived here today from New York, showing no ill effects except his right hand in bandages where he broke a finger.

Willard jabbed Moran in the face with a left and the latter retaliated with three blows to the body, which Willard blocked, Moran hooked a left to Willard's jaw and took three left jabs in the face in return. Moran swung his right and left to Willard's neck and received a hard right in the body.

Moran missed a right and went into a clinch and Willard tore loose and landed a right and left to the head Willard smashed him a terrific left in the face, dazing the challenger. Moran swung wildly with right and left, but Willard laughed as he blocked carefully. Willard's round.

Round Two Willard took the aggressive. Moran came back, the pair exchanging blow for blow. Moran broke and backed away. Willard followed Moran slowly around the ring and drove a right hook to Moran's eye, and battered him in the body.

Moran was helpless against Willard in clinches. The champion staggered Moran with a left to the face as the bell rang. Willard's round.

Round Three Willard smashed a right into Moran's body, doubling Moran up. Moran's savage swings could not reach Willard's jaw. Willard jabbed Moran with his left almost at will. Moran grew shaky under the punching. Willard ducked two right swings and laughed. Moran swung a left to the body as the bell rang. Moran's round.

Round Four Willard jabbed Moran in the face with two lefts, uppercutting Moran in the body with a right and left. Moran hooked a left to the body and a left to Willard's jaw. Willard kept jabbing Moran with his long left and jarred him with a right to the jaw. A terrific left to Willard's body never jarred him. Willard split Moran's eye wide open with a right. Willard's round.

Round Five Willard battered Moran with right and left uppercuts to the jaw, and the latter tried to penetrate Willard's guard with body blows. Moran rushed willard to the ropes, but the latter closed Moran's left eye with his jabs. Moran kept backing away. Willard following, using his left steadily. Willard's round.

Round Six Willard tore into Moran, battering him with right and left. Moran smashed Willard with right and left to the jaw. Willard uppercut Moran and opened his eye again with a left jab. Willard jarred Moran with a right to the jaw, uppercutting him until he wavered on his feet. Moran was running away at the bell. Willard's round.

Round Seven Willard started after Moran like a wild man and beat him all over the ring. Under the fusillade of blows Moran was helpless, clinging to Willard blindly as the blood poured down his chest. Willard fought coolly, picking his openings. White warned Moran against fouling. Moran swung wildly and, catching Willard on the jaw, dazed him for a moment. The pair were fighting like wild men at the bell. Willard's round.

Round Eight Willard kept jabbing Moran in the face with his left and the latter was bleeding from a number of cuts. Moran swung two rights to Willard's jaw and the champion appeared winded as he went to his corner. Honors even in this round.

Round Nine Moran rushed from his corner landing right and left on Willard's neck. Willard used his left steadily. Moran scored two swings to the jaw and repeated. Willard jabbed again and hooked a right to Moran's ribs. A left uppercut lifted the challenger off his feet. Moran swung to the jaw and Willard uppercut. They were clinched at the bell. Even.

Round Ten (Final round.) They shook hands. Willard used his left jab almost exclusively. Moran swung a right to the jaw and left to the body. Willard battered Moran with right and lefts, but the latter came back gamely. Willard uppercut Moran to the face and body. Moran swung right and left to the jaw and Willard retaliated.

Willard battered Moran. Willard caught Moran in a clinch and on the break was uppercutting with rights and lefts as the bell rang, terminating the bout. Willard, according to his seconds, broke his hand in the third round.

GRANDCHILD BORN ENGLISH MAKE AN AIR RAID

THIRD FOR PRESIDENT WILSON HAS BEEN ANNOUNCED

Mrs. Francis B. Sayre and Daughter Born Yesterday, are Reported Doing Well Today

PHILADELPHIA, Pa., March 27. — Many congratulatory messages were received today at Jefferson hospital where Mrs. Francis B. Sayre and her daughter, born yesterday, are reported doing well. This is the President's third grandchild and is named Eleanor Axson Sayre.

T. J. PENSE IS DEAD

WAS SECRETARY DEMOCRATIC NATIONAL COMMITTEE

Was Widely Acquainted Among Members of the Party Throughout the United States

WASHINGTON, D. C., March 27. — Thomas J. Pence, secretary of the Democratic National committee, who has been ill several months as a result of pneumonia, died at his home here early today.

With Postmaster General Barlow, Mr. Pence had directed all the detailed political work of the administration since the President took office. President Wilson was deeply shocked when told of the death.

Pence probably had an extensive acquaintance among Democratic politicians throughout the country as any man who ever occupied an official position with the National committee. After the last election he declined several important government posts.

EXILE IS DEMANDED

REVOLTING CHINESE WANT YUAN SHI KAI REMOVED

Also Demand That Twelve of His Advisers Be Executed — News Sent to United States

SAN FRANCISCO, March 27. — An ultimatum demanding the resignation and exile of Yuan Shi Kai and the trial and execution of 12 of his advisers, has been handed the Yuan Shi Kai government by the military governors of six revolting provinces, according to cable advices today from the revolutionary leaders in China to the Chinese Republic Association here.

SCHEDULE IS MADE

TWO TRAINS A DAY TO COQUILLE VALLEY

Superintendent Miller Makes Announcement of Service on the Willamette Pacific

The following is a tentative schedule which will be effective at the earliest possible date on completion of ballasting of the Willamette-Pacific to Gardiner, which will probably not be later than April 7:

Table with columns: Leave, Arrive, EUGENE, GARDINER, REEDSPORT, NORTH BEND, MARSHFIELD, COQUILLE, MYRTLE POINT, POWERS.

PRISONERS ESCAPE

TWELVE GET AWAY FROM JAIL AT PORTLAND

Saw Bars From Window During Night — None Have Been Captured Yet

PORTLAND, Ore., March 27. — Twelve prisoners in Kelly Butte jail on the outskirts of the city saw away the bars of a window and escaped last night. None have been captured.

AMERICANS CAN USE AMERICAN WIRES

EL PASO, Tex., March 27. — The American army forces have been allowed the privilege of using the Mexican telegraph wires between Madera and Juarez. It was announced here today by Gen. Gavieta, commander at Juarez. All communications, however, are to be censored by the Carranza commander at Madera.

Has Anniversary

Mr. and Mrs. D. A. Jones are quietly celebrating their wedding anniversary today. Days wouldn't say just what one it was, saying that he did not like to admit he was growing old so fast.

DRIVE ENEMY BACK

Torpedo Boats Are Sent Out and Seriously Damage an English Destroyer

Three of Visiting Aeroplanes Are Brought Down by Germans, According to Official Report Given by That Country

LONDON, March 27. — An official statement regarding the English air raid Saturday says: "The English naval aeroplane attack on the North Frisian coast failed completely. Two armed fishing steamers on the outpost service fell victims to the English vessels. Our naval aeroplanes attacked English naval fighting forces, and scored a number of hits and seriously damaged a torpedo boat destroyer.

SIX MEET DEATH

BROWNED WHEN TANKER RUNS DOWN GAS LAUNCH

Accident Happens at Midnight in Carquinez Straits When Men Attempt to Cross

VALLEJO, Cal., March 27. — Six men were drowned in the Carquinez straits at midnight when the oil tanker Coalinga crashed into a gasoline launch in which the men were crossing the straits.

NEED THE RAILROAD

SOLDIERS IN MEXICO MUST HAVE TRANSPORTATION

Without Use of Trains Pursuit of Villa May Be Seriously Retarded

SAN ANTONIO, Tex., March 27. — Unless permission is granted soon for shipment of supplies over one of the railroads to the American troops in Mexico, the pursuit of Villa may be seriously retarded.

It was explained at department headquarters today that the lengthening lines of communication along the heavy trail made it practically impossible to deliver supplies by auto trucks and already a serious shortage of grain for horses and mules is experienced.

INTRODUCES BILL

REPRESENTATIVE RAINEY PRESENTS MEASURE

Provides for Non-Partisan Tariff Commission and Has Approval of President Wilson

WASHINGTON, D. C., March 27. — The revised bill for a permanent non-partisan tariff commission on the lines suggested by President Wilson, and which received his full approval, was introduced in the House today by Representative Rainey, ranking Democratic member of the ways and means committee.

The bill would provide for six commissioners, not more than three of whom could belong to one party. Information gathered would be placed at the disposal of the President and Congress.

"The measure insures in the future tariff stability and whenever revision appears necessary it will make it possible to make it intelligently," said Rainey.

Big Duds.—The Modern Woodmen will have a big initiation followed by a banquet and general good time tomorrow night.

Times Want Ads will be demonstrated by a trial.

TAKES STRYCHNINE BY MISTAKE

S. L. Smith, brakeman on the railroad, living at Flaxstaff, took strychnine today by mistake when intending to take salts. He was given an emetic and will recover.

SEND YOUR CLOTHES EARLY TO AVOID EASTER RUSH

JAY DOLY. Phone 250.

SINK MORE VESSELS

ONE FRENCH AND TWO BRITISH BOATS GONE

British Steamer Destroyed Yesterday Said by Lloyds to Have Struck a Mine

NO AMERICANS LOST ON STEAMER SUSSEX

PARIS, March 27. — Detailed information gathered here indicates that no American lives were lost on the Sussex.

LONDON, March 27. — The French steamer Hebe, 1845 tons, and the British steamer Corne and British fish carrier Khartoum, have been sunk.

Two members of the crew of the Khartoum were saved but it is feared the rest were drowned.

Lloyds reports of the British steamer St. Cecile sinking, of which was announced yesterday, says she was blown up by a mine.

TRANSPORT IS SUNK

FRENCH BOAT CARRYING ARMY STRIKES MINE

Message From Athens Says That Seventy-three of Those Aboard Are Saved

BERLIN, March 27. — (Wireless to Sayville.) — Reports received from Athens state that a French transport with troops aboard bound from Salonika struck a mine and was sunk, 75 persons being rescued.

REGARDED AS GRAVE

SUBMARINE SITUATION IS BECOMING MORE SERIOUS

Breaking Off Diplomatic Relations With Germany Again Discussed as a Possibility

WASHINGTON, D. C., March 27. — American officials view the submarine situation as taking on aspects of much gravity. The possibility of breaking off diplomatic relations with Germany is again being discussed as one of the eventualities to follow if it is shown that the steamers Sussex and Englishman were victims of submarines.

ELEVEN ARE KILLED

LIVES LOST WHEN STEAMER MINNEAPOLIS IS SUNK

Announcement is Made at London — Vessel Lost Last Week in the Mediterranean

LONDON, March 27. — It is announced eleven persons were killed when the British steamer Minneapolis, 13,543 gross tons, was sunk last week in the Mediterranean.

CONFERENCE HELD

ENTENTE ALLIES ARE HAVING IMPORTANT MEETING

Gather at Paris Today to Consider Military Situation and Economic Resources of the Countries

PARIS, March 27. — A conference of the Entente Allies, the most important since the outbreak of the war, began this morning in the great salon of the ministry of foreign affairs.

The subject of the first meeting was the military situation. The afternoon session was devoted to the consideration of the economic resources of the allies.

COUPLE SURPRISED

Shower Given for John J. Johnson and His Bride

John J. Johnson and bride were given a surprise shower Friday evening at their home in Eastside. Mr. Johnson was married March 21 to Miss Hildur West. Both reside in Eastside and are well known there. The groom was formerly in the grocery business at that place.

The shower was given by the members of the Narcissus Club. Those in attendance were Mr. and Mrs. C. J. West, Mr. and Mrs. Carl West, Mr. and Mrs. Gilbert Steckel, Mrs. Lester Salling, Mrs. Ingal Peterson, Miss Stella Peterson, Miss Anna Lund and Miss Melba Bonebrake and Messrs. Martin Steckel, Henry and Elmer Peterson, William Kiron, Rudolph West, Ed Ellerbeck, Victor, Emil and Andrew West and James McKals.

GERMANY WILL MAKE AMENDS

Reported Willing to Make Reparation if Submarine Attacked Sussex

WILL DISAVOW ACT

Also Will Punish the Commander and Admit Violation of Instructions

NEWS IS AUTHORITATIVE

Said That Ambassador Von Bernstorff Was Largely Responsible for Resignation of Admiral Who Encouraged Submarines

WASHINGTON, D. C., March 27. — It was stated authoritatively today that should it be shown a German submarine attacked the Sussex, Germany would disavow the act, offer reparation, punish the commander and satisfy the United States that it was in violation of instructions.

Caused Removal

It was also stated authoritatively that Ambassador von Bernstorff was mainly responsible for the recent retirement of Grand Admiral von Tirpitz, who is said to have been eliminated because of his views on submarine warfare after von Bernstorff made certain recommendations to Imperial Chancellor von Bethmann-Hollweg.

Had An Effect

According to information here, the ambassador was advised that von Tirpitz proposed to conduct a relentless submarine campaign against all shipping to British ports and was asked what would be the effect of such a campaign upon neutral nations, particularly the United States.

The ambassador's reply is said to have been an important factor in the retirement of the admiral.

GERMANS BOMBARD

EXPECT NEW ATTACK EAST OF THE MEUSE

Over One Hundred Yards of German Trenches Blown Up — Germans Recapture Positions

LONDON, March 27. — A continuation of a violent bombardment east of the Meuse, north of Verdun, indicates the probability that new attacks by the Germans may be expected in that direction. The front between Douaumont and Vaux is bearing the brunt of the attack.

More than 100 yards of German trenches were blown up by the British near St. Etol, Berlin announced today.

Fight in the East

In the East the Germans recaptured the artillery observation positions lost March 26, near Mokrzyce. At Salonika, skirmishing between the Teutonic allies and entente forces are apparently taking the form of a general attack against the Franco-British lines.

THIS IS FIRST DAY OF "DRESS-UP" WEEK

Time When Men Look to Matter of Their Appearance and Buy New Clothes

This is the first day of "Dress-up Week." This year the season really extends over two weeks, from March 27 to April 8. It is the time when everyone is supposed to dress up in new clothes and take on the appearance of a spring coming out in the way of dress.

The season is observed quite generally all over the country. Sometimes it is called "Fashion Week" and is similar to "Paint-up Week" and like celebrations. It is to remind men that perhaps they need a new suit of clothes and that maybe they ought to take more interest in their personal appearance.

FOR SHERIFF

Subject to the wishes of the electors at the primaries May 19, I hereby announce myself as a candidate for Sheriff of Coos County on the Republican ticket. My platform is brief: "Efficiency and economy; strict enforcement of law."

DANIEL BARKLOW, Myrtle Point, Oregon.