

Editorials
on the
Day's News

ROSEBURG NEWS-REVIEW

Consolidation of The Evening News and
The Roseburg Review

DOUGLAS COUNTY

An Independent Newspaper, Published for
the Best Interests of the People

The Weather
Highest temperature yesterday... 81
Lowest temperature last night... 48
Forecast for interior southwest
Oregon: Some cloudiness tonight
and Friday; cooler Friday.

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ROSEBURG, OREGON, THURSDAY, AUGUST 22, 1929.

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VOL. XX NO. 186 OF THE EVENING NEWS

By FRANK JENKINS
OREGON was the first state in the Union to put into effect a tax on gasoline, this tax becoming effective on February 25, 1919. Since that time, every state and the District of Columbia have adopted gasoline tax laws. Oregon pioneered the idea of capitalizing income from automobile taxation and thus financing a fine system of state highways.

OREGON, by means of the device known as Statement No. 1, pointed the way to direct election of U. S. senators. Since then, an amendment to the federal constitution has provided for election of U. S. senators by popular vote in all the states.

OREGON was among the first of the states to experiment with direct legislation, through the initiative and referendum. For this, it was dubbed by an influential Eastern newspaper "the foot of the family," but the principle of direct legislation has spread to nearly all the states.

PERHAPS you do not think much of the initiative, the referendum and the recall. Possibly you are among those who feel that they could get along without direct election of U. S. senators. But you will have to admit that in a considerable number of instances Oregon has been doing original and advanced thinking. That is to say, Oregon people were able to see first a lot of things that the people of the rest of the country were not able to see until later. Remember that the next time somebody tries to tell you that Oregon is a backward, non-progressive state.

SPEAKING further of gasoline taxation, there are two states, Florida and South Carolina, that levy a tax of six cents per gallon on gasoline.

There are eight states—Arkansas, Kentucky, Mississippi, Montana, New Mexico, North Carolina, Tennessee and Virginia—that levy a five-cent gasoline tax. There are 21 states, including Oregon, that levy a four-cent tax.

There are nine states, including California and Washington, that levy a three-cent tax, eight states, including the District of Columbia, that levy a two-cent tax, and one state, Utah, that goes into fractions and levies a 3/4 cent tax.

It is thus apparent that if you don't want to pay gasoline tax you will have to move out of the United States.

CLARENCE T. COOLEY, manager of the Equitable building in New York, says the time is coming when we shall see skyscrapers a hundred stories high and ten stories below the ground.

These super-buildings, he says, will have double-deck elevators traveling at the rate of a half mile a minute, will be windowless and artificially lighted, cooled and ventilated artificially, provided with violet rays to take the place of sunshine and equipped with landing fields on the top for airplanes.

SO MUCH for one man's vision of what will happen in the future in the big cities. Here is another vision of what will be happening at the same time out in the back country:

There will be better and finer small cities, with ample room for growth laterally without having to do all their growing up in the air and under the ground. There will be plenty of natural sunshine and air, with room for children to grow up as children ought to grow up.

People will use their own legs to get from place to place, instead of being shot up and down in half-mile-a-minute elevators, and they will be better off for the exercise.

CAST your lot among the hundred-story buildings, with their artificial light and air, if you choose. Everyone should seek the surroundings that suit him best. But don't feel that you are missing anything really worth while if you choose to cast your lot out in the back country, where there is room to turn around.

ANN BLATZ, of Chicago, aged 29, appeared before Judge Frank David day before yesterday, asking annulment of her marriage to Jack Levine, aged 22.

(Continued on page 4)

RODEO'S MONEY
TANGLE MAY BE
TAKEN TO COURT

Accounting of Portion of
Receipts Lacking, Says
Johnnie Farleigh,
Show Manager.

Opening Legal Skirmish in
Roseburg Enlivened by
Tilt During Which
Lie Is Passed.

Who's holding the sack? That is the question that is agitating rodeo followers in Roseburg and Oakland. The answer depends entirely upon the sack to which one refers. The Sutherland band is holding one for \$200. The buckaroos who participated in the rodeo hold another. The News-Review holds one for \$100. Medcoe Johnnie Farleigh, manager of the Umpqua Roundup staged in Oakland recently, says that he holds one for a very indefinite amount, but reaching several hundred dollars.

There is one sack, however, that all these persons and organizations would like to be holding, and it is the subject of the interlocking being heard in the two towns.

A hearing held yesterday in the local justice court failed to determine the contents of this particular sack, but supposition would lead to the belief that it contains the solution to the tangled state of the financial affairs of the rodeo.

Actual Receipts Mystery
Farleigh, the manager of the roundup, claims that his men estimated the gate receipts at about \$3,520. He did not, however, actually handle the money which, according to the statements of several witnesses, was taken in by gatekeepers and turned over to the cashier of the Oakland bank. Farleigh exhibits receipts, totaling \$2,051.77, which he states was the amount reported to him as having been received at the gate. No accounting, he states, was ever obtained on the receipts from the dancers or the concessions.

Farleigh claims that he checked out only \$1,752.22, but payment on some of his checks was refused with the claim that he had no funds in the bank.

Banker and Lawyer Clash
T. B. Garrison, president of the Oakland bank, was called into the case as a witness, but was unable to give any information to assist in clearing up the affairs. He stated that the accounts were handled entirely by the cashier. He said that he had agreed with Farleigh to advance money to cover freight on horses and that the manager had about \$400 to his credit as a checking account. He said that when Farleigh claimed additional funds he ordered the account (Continued on page 3)

YONCALLA SHIPS
CAR PURPLE VETCH
SEED CALIFORNIA

Fifty-five carloads of produce have been shipped from Yoncalla during the month of August, according to reports from that city. Of chief importance in the shipments was several carloads of lamb, sent out to coast and eastern markets.

Last Saturday Yoncalla growers made up a carload shipment of purple vetch seed, totaling 58,000 pounds, which netted the growers seven cents per pound. The seed was shipped to California and will be used for cover crops in California orchards. The vetch seed industry is growing rapidly in the northern part of the county, and promises to bring excellent returns to the growers, as the climatic conditions are ideal for the growing of high quality clean seed, for which there is a great demand in the orchard sections of the country.

MILLIONAIRES TO
ERECT \$10,000,000
COLONY AT MIAMI

MIAMI, Fla., Aug. 22.—Construction work on a proposed \$10,000,000 millionaire's colony, described by contractors as one of the most elaborate projects of its kind ever attempted, will be started here September 3, Julien Southerland, Miami attorney and representative for investors, announced today.

Twelve ocean front estates, costing an average of \$250,000 each, will be erected by a group of Detroit automobile manufacturers, the attorney said. Plans also call for construction of an airport and seaplane base, polo field and a large yacht basin for exclusive use of the estate owners.

Boy, Caught In
Switch, Barely
Escapes Death

(Associated Press Leased Wire)
CHATHAM, Ont., Aug. 22.—Donald McGregor, 12 years old, with his hand caught in a switch, stared at approaching death today as a locomotive rushed down the rails which plied him. Prompt action by section men and the watchful eye of the engineer in charge of the locomotive saved his life.

The boy had been sitting on the switch rail watching section men ballast the road. A short distance away a tower operator closed the switch for the approaching engine and Donald's fingers were caught in a vice-like grip.

His cry of pain brought section men to his aid. Some endeavored to pry the rails apart with crowbars but failed. Others ran toward the oncoming engine and waved to the engineer, who was able to bring the locomotive to a stop a short distance from the trapped youngster.

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POVERTY SPECTRE
MENACING WIDOW
OF TEX RICKARD

(Associated Press Leased Wire)
NEW YORK, Aug. 22.—The New York American today quotes Mrs. Tex Rickard, young widow of the famous fight promoter, as saying she is almost penniless although her husband was reputed to be worth \$1,000,000 when he died.

Mrs. Rickard said she has received less than \$5,000 from the estate and had little hope of getting any more. The American describes the \$500,000 trust fund created for their two-year-old daughter, Maxine, as only a generous dream on the part of Mr. Rickard and says there will be nothing left for the daughter.

"My financial situation right now is such that I must step out and get myself a job in order to support my daughter," the paper quotes her as saying.

Mrs. Rickard, who is living in a modest cottage in Flushing, N. Y., characterized many who had appeared to be friends of her husband during his life as "mere parasites whose one object was to keep their names on his payroll."

She said she had received nothing from the auction of her husband's personal effects nor anything from the sale of his \$50,000 yacht.

"The only thing that I will have left when various claims against the estate are settled," she said, "will be the house at Miami Beach, Fla., which is in my name. That house cost \$75,000 to build."

"If I could collect five per cent of the money that was owed to Tex, I would never have to worry. I, O. U.'s he left would fill a good sized scrap book, but not one of them appears to be worth the paper it is written on."

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BLAZING WOODS
FOUGHT TO SAVE
MONTANA TOWN

Belton, on Rim of Glacier
Park, Evacuated Except
by Those Battling
Fire Demon.

Oregon Situation Reported
Better—Search Still
on For Ingram and
Companion.

(Associated Press Leased Wire)
COLUMBIA FALLS, Mont., Aug. 22.—Every available man of the Great Northern railway and the U. S. forestry service was battling desperately early today to save the town of Belton, 20 miles northwest of here, on the border of Glacier national park, which is threatened by a forest fire.

Park administration buildings are located in the town and are in the immediate path of the fire. All residents of the town, except those who stayed to fight the fire, were evacuated from the fire zone last night by special Great Northern trains and equipment of the park buildings was loaded on freight cars, to be moved if the fire advanced into the town.

Regular traffic over the Great Northern branch to Belton was suspended because the fire was raging on both sides of the track at Corham, between here and Belton.

Fire Hits Newspaper
WALLACE, Idaho, Aug. 22.—On the 19th anniversary of a forest conflagration that wiped out most of this town, a fire starting in a lead melting crucible destroyed the stereotyping plant, mailing room and stock room of the Press-Times.

Searching for Ingram
PORTLAND, Ore., Aug. 22.—Major John Guthrie, assistant district forester, said today Oregon was comparatively free from forest fires.

Fires caused by lightning in the Pendleton district, he said, had been controlled and no new information had been received from any section of the state.

Search for Douglas C. Ingram, grazing assistant connected with the Portland forestry office, and Ermann St. Luke, Chelan, Wash., youth, lost since August 13 in the Chelan forest, was still in progress today. Thirty men were added to the searching parties, Major Guthrie said.

PLEA OF PANTAGES
SCHEDULED TODAY

(Associated Press Leased Wire)
LOS ANGELES, Aug. 22.—Alexander Pantages, 64, multi-millionaire theatre operator, was to appear in superior court at 2 p. m. today and plead to charges of attacking Eunice Pringle, 17-year-old school girl dancer, at his private offices August 9.

Defense attorneys have indicated that the theatre magnate will enter a plea of not guilty to the two assault charges filed against him. They said they would ask a reasonable time to prepare their case.

Bannon Pitts, district attorney, announced that the state will ask the trial be set for Sept. 17. Two other cases in superior court have priority. Coincidence is the fact that one of these is the second degree murder charge filed against Mrs. Pantages.

The theatre operator's wife must go to trial Sept. 3 for the death of Joe Rokumoto who was killed when the machine which he was driving collided with the automobile driven by Mrs. Pantages. Witnesses at her preliminary hearing said she was driving while intoxicated.

MRS. ANNA GULDEN
DIES ON WEDNESDAY

Mrs. Anna Josephine Gulden passed away at her home on S. Main street yesterday evening after a short illness. She was born in Sweden on Oct. 15, 1859, and came to this country when about 4 years old. For some time she has made her residence in Fort Dodge, Iowa, and from there moved to Livingston, Mont., where she died.

Miss Mildred Humphreys of Berkeley has returned home after substituting for Mrs. L. C. Davis in the office of the county school superintendent the past week.

34 Banks Enter
Record Merger
of Northwest

(Associated Press Leased Wire)
MINNEAPOLIS, Aug. 22.—Formation of a new \$250,000,000 holding company, controlling 34 banks in the Northwest and having resources in excess of \$341,000,000, was announced today. The new company, known as the First Bank Stock corporation, will be the largest banking organization in the Northwest.

Organization of the new holding company will bring about partnership affiliation of the First National banks of Minneapolis and St. Paul, four large Montana banks and one in Bismarck, N. D. Included in the total of 34 banks directed by the new company are 17 controlled by the First Bank Stock corporation, formed here last spring.

Approximately \$70,000,000 of stock of the First Bank Stock corporation will be issued in exchange for stock of the banks entering the holding company and the remainder of the authorized capitalization will be held in reserve for future expansion.

FUNERAL SERVICES
WILSON ATTERBURY
FRIDAY AFTERNOON

Wilson Butler Atterbury passed away at his home in Roseburg last evening after a long illness. He was born near McMinnville September 8, 1852, and was 75 years, 11 months, 13 days of age at the time of his death.

He is survived by his wife and three children, Mrs. Mary Faye King of Dixie, Oregon, Mrs. Helen Liddell of Portland, Oregon, Mrs. Opal Shiber of Portland, a brother, Owen Atterbury of Roseburg, two sisters, Rena Miller Long of Roseburg and Mary Burleson of Illinois.

The body has been removed to the Roseburg Undertaking Co. for Friday afternoon at two o'clock. Rev. Crook will officiate and the interment will take place in the Oak Creek cemetery. Mr. Ritter has charge of the arrangements.

LOCOMOTIVE HITS
AUTO: 2 BOYS AND
WOMAN KILLED

(Associated Press Leased Wire)
PALO ALTO, Calif., Aug. 22.—Three persons were killed outright and three others received possibly fatal injuries today when the large automobile in which they were riding was struck by a Southern Pacific switch locomotive at a grade crossing near Mountain View.

The dead, whose bodies were taken to an undertaking parlor here, had not been identified early this afternoon. One was an elderly woman, and the other two were boys.

The injured, taken to a hospital here were Mrs. R. A. Nordberg, Palo Alto, her seven-year-old daughter, Jane, and a woman said to be a Mrs. Kemp, who resided south of Palo Alto.

TWO MEN KILLED AS
HORSES STAMPEDE

(Associated Press Leased Wire)
CHEYENNE, Wyo., Aug. 22.—Nat F. Peterson, 29, of Little Falls, Minn., died in a hospital today, the second victim of the stampede of artillery horses Monday at the Pole mountain maneuver and target reservation, 30 miles northwest of Cheyenne.

Peterson suffered a skull injury when he was trampled under the hoofs of the panic stricken horses. Walter C. Brunson, of Indianapolis, was killed in the stampede.

The condition of the nine other troopers receiving hospital attention was reported satisfactory today.

MOTHER OF EIGHT
TO DIE ON GALLOWES

(Associated Press Leased Wire)
MONTREAL, Aug. 22.—Mrs. Mary Vian, 42-year-old mother of eight children, today was in the jail at Hull, Que., where she will be hanged tomorrow for the murder of her husband. She collapsed yesterday, when she was removed to Hull from the Fullum street jail for women, where she had been confined for three months awaiting execution.

Philbert Lefebvre, convicted with Mrs. Vian as her partner in the crime, was in the same jail, also sentenced to death.

Miss Mildred Humphreys of Berkeley has returned home after substituting for Mrs. L. C. Davis in the office of the county school superintendent the past week.

Miss Bertha Lary returned to Roseburg last night by stage after spending several weeks in Castle Rock, Washington, with her parents. Mrs. Lary will visit here at the home of Mrs. L. C. Davis and with friends in Oakland before assuming her duties as instructor at the Camas Valley school. Miss Lary taught in Oakland last year.

CHINA BRAVED
FOR ATTACK BY
SOVIET FORCES

Russian Troops at Border
of Manchuria Said to
Total 30,000, With
Armored Trains.

Both Sides Said Guilty of
False Reports, Giving
Undue Magnitude to
Real Situation.

(Associated Press Leased Wire)
SHANGHAI, Aug. 22.—The Tachung, semi-official news agency of the Chinese nationalist government, continued today to circulate dispatches under Manchurian datelines stating Chinese authorities continued extensive military preparations in anticipation of renewed activities along the frontier.

A dispatch from Kirin, provincial capital of the northeastern province of Manchuria, stated that Chinese military intelligence officials, continuing to circulate dispatches under Manchurian datelines, stated that the Soviet army is preparing to launch a major attack near the eastern terminus of the Chinese Eastern railway.

This is to be followed by additional attacks throughout the railway zone with Harbin as the objective. The Kirin dispatch adds that heavy concentration of troops continues along the frontier.

A Tachung dispatch from Harbin stated that a Russian raiding party appeared near Chaiyuan Tuesday night, firing on Chinese troops with two deaths and four casualties. It is reported that Chinese anti-aircraft units brought down a Russian bombing plane near Manchukuo on Monday night, while the plane was bombing the city.

Two hundred Soviet cavalry men appeared at Yuyunhsien Tuesday, set fire to a number of houses and kidnapped three rich Chinese business men.

Budenny Leads Soviets

NANKING, Aug. 22.—Based on reports from Harbin, Chinese nationalist government authorities estimate 30,000 Russian troops are stationed along the Manchurian borders, all of them under the command of General Budenny, famous Bolshevik cavalry leader.

The announcement of the appointment of Budenny as commander of the Soviet government's far eastern army corps came from Harbin, but this new report was reported from European Russia a month ago when dispatches told of the recall of the dashing cavalry leader from vacation to take command of the far eastern situation.

Among the Russian units in the far east are 7,000 infantry on garrison duty at Tawail, 7,000 infantry near Manchukuo, 12,000 Mongolian cavalry and infantry totaling 1,700 stationed at Blagovestinsk. This last named unit is equipped with field guns and 25 armored trains.

False Reports Broadcast

PEIPING, China, Aug. 22.—The fireworks of war preparation along the Manchurian border now have their counterpart on the far eastern ether.

Since the beginning of the dispute (Continued on page 3)

\$300,000 FIRE HITS
FOREST GROVE MILL

(Associated Press Leased Wire)
FOREST GROVE, Ore., Aug. 22.—Fire tonight destroyed the Waldo Hines lumber mill here, causing damage estimated at \$300,000. The blaze was believed to have been started by friction when a belt broke. Henry Hawkins, night millwright, was seriously burned about the arms and neck while fighting the blaze.

The adjoining lumber yard with a large supply of finished lumber was saved.

About 150 men were thrown out of work as a result of the fire.

PARASITE ATTACKS
OREGON LAKE FISH

(Associated Press Leased Wire)
PORTLAND, Ore., Aug. 22.—Its shores strewn with dead fish as the result of an attack by parasite worms, Elk lake, near Bend, one of the most popular fishing centers of the state, was closed yesterday by combined order of the state game commission, the United States bureau of fisheries and the state board of health.

Several persons were reported to have been taken seriously ill after eating fish caught in the lake before the epidemic set in.

Officials of the game commission said they had never heard of parasite worms attacking fish in northern waters. They declared the worm is not uncommon in the tropics.

Sunk Label Put
On Conference
of Governors

(Associated Press Leased Wire)
OLYMPIA, Wash., Aug. 22.—Asserting "Those meetings don't accomplish anything," Governor Hartley of Washington had indicated today he would not attend the conference of governors of eleven states at Salt Lake City, next week.

"If we attended all of the conventions people ask us to," the governor said of conventions in general, "we would be on the go all the time. We would have no time left to take care of the people's business. The affairs of the state are important while all they do at conventions is hit the high spots and talk."

"They are fine for the railroads, the hotelmen, the restaurateurs and the special interests behind the conventions, but those meetings don't accomplish anything."

TWO BOOTLEGGERS
SHOT TO DEATH BY
ILLINOIS OFFICER

(Associated Press Leased Wire)
WEST FRANKFORT, Ills., Aug. 22.—Earl Kroyer and Albert McDonald, each about 35, were shot to death by Police Chief Leroy Flak last night after the chief and Patrolman George Nipper stopped their motor car in the downtown district to search it for liquor.

Kreyer is said to have fired first at the officers. Flak fired four shots from a sawed off shotgun, hitting both in the head and killing them instantly.

A coroner's jury exonerated Flak.

Sheriff James Pritchard said officers had taken from the car two bottles each containing a small amount of whiskey.

Police said the dead men were bootleggers. Both had police records. In the pockets of one was found a list of the delivered prices for case lots of whiskey and beer.

SPOKANE, Wash., Aug. 22—

James M. Doran, national prohibition commissioner, enroute to California to study the liquor phase of this country's economic prosperity to the Volstead act.

Quoting Professor Irving Fisher, Doran asserted that "prohibition adds five or six billions of dollars a year to the wealth of the nation even though enforcement is imperfect."

STARVING CHINESE
SCOURGED BY FLOOD

(Associated Press Leased Wire)
PEIPING, Aug. 22.—As a result of a 1000 foot break in the dyke on the Hwang Ho or Yellow river in West Shantung through which a torrent of water is pouring, an area fifty miles long and five to ten miles wide has been inundated.

Crops have been ruined and the extreme misery of the population increased just at a time when they were preparing for the harvest season which would mitigate their suffering through a prolonged famine.

The news of the situation came from the Roman Catholic mission at Tsaichow.

SEASON TICKET MAY
MEND FAMILY RIFT

(Associated Press Leased Wire)
SAN FRANCISCO, Aug. 22.—Mr. and Mrs. H. M. Anthony went their respective ways today after a divorce decree had legally separated them, but because of the way in which the court divided their community property they undoubtedly will meet again.

An annual football ticket, providing two admissions for the "big game" between Stanford and California year after year, was divided. Mrs. Anthony receiving the rights to one seat and the other, Mrs. Francis Anthony, the other. Mrs. Anthony charged \$27.50 a week for the support of her 17-year-old son Donald.

EDITOR TO REPRESENT
PATTERSON AT MEETING

SALEM, Ore., Aug. 22.—Governor Patterson has appointed Ronald G. Calvert, editor of the Oregonian, to represent him at the conference of western governors, which will be held in Salt Lake city August 26 and 27.

Mr. and Mrs. H. P. Glatley of Washington, D. C., are expected to arrive in Roseburg tonight or tomorrow. They have been called to the city by the critical illness of Mrs. Binger Hermann.

MISSING SWISS
PAIR REGARDED
PREY OF OCEAN

Even Luescher's Relatives
Have Abandoned Hope
That Airmen Will
Be Seen Again.

Coste Delays Intended Hop
to Beat Graf Zeppelin,
Little Damaged in
Tokyo Mishap.

(Associated Press Leased Wire)
AARAU, Switzerland, Aug. 22.—The mother and sister of Kurt Luescher, missing Swiss trans-Atlantic aviator, today gave up hope of seeing him again, and accepted bravely what they considered the will of providence.

Neighbors greatly admired the mother's stoicism. She told them that when she agreed to her son becoming an aviator, she realized she must be prepared for all hazards. She praised his hardihood, bravery, and sunny character.

The plan of Luescher and Oscar Kaeser, who was with him on the flight across the Atlantic, from Lisbon into silence, had the full approval of the parents of both. They visited their families August 10, full of confidence and joy, and told them they had decided Luescher should pilot during the day and Kaeser during the night.

A last letter received from Kaeser said he felt he would see his native land again before very long.

Coste Delays Hop
LE BOULET, France, Aug. 22.—Captain Dieudonne C. o. s. t. e, France's premier aviator, announced this morning he would take off on his mysterious long distance journey—to Tokyo to meet the Zeppelin across the Pacific, or to New York—as soon as weather conditions permitted.

This information was accepted generally as explaining his failure to appear at the field this morning for scheduled take-off at dawn.

He made a three-hour test flight this morning in his plane, the Queston Mark, and at the end of the flight announced that the wireless apparatus, which had not functioned properly yesterday, was now working at its best.

Friends Dubious
The French flyer was silent today as to his exact plans but if he has abandoned his project announced yesterday of a flight to Tokyo, it is believed due to the pressure of friends. It is understood that they have been pointing out it might seem ungracious to Dr. Hugo Eckener, and to Germany to inaugurate a race around the world and might be interpreted as an attempt of the French flyer to detract from the honors which Dr. Eckener is receiving for his great dirigible flight.

It was thought therefore that this might induce Coste not to pursue the Zeppelin and to head instead for New York, perhaps meeting the dirigible on American soil.

As he jumped out of the cockpit after today's trial flight, Coste said:

"I don't know myself what I will do."

Graf Damage Trivial
KASUMIGAWARA, Japan, Aug. 22.—The departure of the dirigible (Continued on page 8)

PORTLAND BOY, 11,
KILLS COMPANION
DURING QUARREL

PORTLAND, Ore., Aug. 22.—An "unloaded" rifle and a boyhood quarrel caused the death here today of Leo Sien, 19, killed accidentally by Donald Willis, 11, who pulled the trigger of a small caliber rifle he told authorities he thought was unloaded.

Donald said Leo teased him and "just to scare him" placed the rifle within 15 inches of his companion's face and pulled the trigger. The bullet entered Leo's right eye.

Young Willis was at liberty pending further action.

Donald told county authorities that Leo teased him about "the girls."

"I wanted to frighten him," Donald said, "so I went in and got my uncle's squirrel gun and went into the kitchen. I held the gun to Leo's face, pumped the gun once and pulled the trigger but it merely clicked."

Donald said he pumped the gun again and the shell, which authorities learned had been left by adults who had borrowed the gun the night before, exploded, killing Leo. The rifle contained but one discharged shell.