# FIVE RIFLEMEN

SALT LAKE CITY, Feb. 5 (#) Five volunteer riflemen, paid \$25 each and one firing a blank shell, shot to death Walter Rob-ert Avery, sallow-faced killer of a policeman, in the Utah prison yard today, thereby fulfilling his choice.

The shots were fired at 8:23 . m., and two minutes later Dr. Rich Johnson pronounced Avery

All persons condemned to death in Utah must choose between the firing squad and the hangman—and Avery, 34-year-old former marine, picked the

### In Cellblock

Although five rifles rattled at Sheriff John R. Watson's signal, only four spat death-dealing slugs. One of the .30-.30 caliber weapons loaded secretly by the sheriff contained a blank cart-ridge, but none of the execution-ers knew which drew this

The riflemen stood in a cellblock adjoining the yard with a canvas hung over the door, their guns thrust through eight-inch

Woman Sees Execution From a range of 22 feet they pumped bullets into a target pin-ned over the heart of the condemned slayer who as a marine

demned slayer who as a marine had engaged in exchanges of shots with Nicaraguan revolutionaries without getting a scratch and also had come unscratch and also had come unscratch through later brushes scathed through later brushes with the law.

Avery, strapped securely in a battered old arm chair, stiffened as the guns cracked and his low

standing only eight feet away.
One woman, Jean Hubber, a
Salt Lake City reporter, saw the
Busc

Gates in a gun battle during a chain store grocery holdup at Ogden February 11, 1941.

In a 10-page "autoblography" written for a Salt Lake City newspaperman, Avery said, "death to me is simply the cashing in of the stack of chips all of us receive at birth and while I have lost heavily in the game. I have lost heavily in the game of life, I intend to face the cashier as a good loser."

# WLB TO OPEN NEW

gon and Washington with four representatives each from the public, labor and industry. The national board will name the members, Morse said, but industry and labor will submit their own nominations.

Morse said the Seattle office and 11 other regional offices throughout the nation probably would be functioning within 10 days or two weeks.

The regional offices of the provided provided in the public, labor and industry. The dairy industry to settle its continuity in the dairy industry to settle its cent of all items handled by grocers and 60 per cent of their business volume, estimates M. R. Misner, district OPA food rationing official.

The regional office will not have jurisdiction that conflicts with that of the west coast lumber commission, which will main-that existing conditions offer no... works finel ber commission, which will main-tain its office here and continue to be responsible only to the na-tional board, Morse said.

PORTLAND, Feb. 5 (A) Oregon's dairy industry today put responsibility for the milk production problem on the federal government's doorstep.

PORTLAND, Feb. 5 (F) — essors, meeting under auspices of the Wayne L. Morse and two other members of the war labor board were here today making plans for the opening of a Pacific northwest regional labor policy that could be understood. Some 75 producers and proc-

because it "is beneficial to pro-ducers and consumers alike in

SALEM, Feb. 5 (AP)- State

excuse for reduction in the butterfat content of milk.

He said his inspectors had found several instances where the content was below the 3.2

### Merchant Gets \$3610 Fine, Six Months on Tire Count

PORTLAND, Feb. 5 (P)— Morris E. Barhan, Westport merchant, was fined \$3610 and sentenced to six months in prison by Federal Judge James A. Fee vesterday for tire rationing violations.

Barhan pleaded guilty last December to charges of selling new tires at prices above OPA schedules and without receiving ration board certificates. Sen-tence was delayed pending investigation by a probation offi-

It was the first tire rationing

GROCERS' LOSS PORTLAND, Feb. 5 (P)-Ra-



## HILLSBORO, Feb. 5 (P) Mrs. Ernest Gibbons has admit-ted poisoning her husband, a Hillsboro area farmer, after an argument over repairing a froz-en automobile radiator, Deputy moans were audible to news-papermen and other witnesses Sheriff R. H. Busch said last Busch said the woman, held Good Loser The death sentence was imposed on the former marine for the slaying of Detective Hoyt L. Busch said the woman, held in county jail without charge, admitted putting poison into Gibbons' coffee yesterday morning. He died within a short time. IT'S \*THREE WAYS BETTER







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Giant stripe patterns. Soteen binding. 72x84. Extra heavy—Real Fieldcrest

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