

Of Old-Time Gambler

Alleged Nephews and Nieces

Seek to Collect \$100,000.

Seven alleged nephews and nieces

of the late H. C. Haley, Omaha gam-

bler, filed a claim in county court

yesterday, declaring themselves to

be the legal heirs of Mr. Haley's

estate, valued at \$100,000.

Three will cases, all involving large estates, reached dramatic stages in probate court vesterday.

The will of the late John Neal, millionaire tobacco man, was withdrawn from process of probate here by Franklin A. Shotwell, who stated it had been admitted by the probate court of Forsyth county, North Carolina. The estate of the late H. C. Haley.

Seven Claim Estate

# **Boy's Suit Brings To Light Habits Of Rich Mother**

**Deposition Tells of Unsuccess**ful Attempts to Reconcile Happy Van Wyck Benner And Husband.

A deposition by Norman Harsell, vresident of the Milford Field club, Milford, Pa., was filed in county court yesterday as part of the fight on the \$500,000 estate of the late Happy Theodora Van Wyck Benner which is to come up in court soon in the effort of her 17-year-old son, Van Wyck to get immediate pos-Wyck, to get immediate pos-

Tom Dennison, close friend and business partner of Haley, declared yesterday that he doubted very van wyck, to get immediate pos-session of the estate. The deposition includes a letter from Mr. Harsell written to Mrs. Benner soon after she had left her husband, Fernando Benner, New York real estate man, in 1911 and "But I hope they are," he said.

"But I hope they are," he said. I would be very glad if they are, searched this whole country in my come to live in Omaha. It is in part as follows: "My Dear Happy: I am glad that

cannette can be with you at this effort to find some legal heirs of Mr. Haley, but was unsuccessful. He never spoke about his family or You must realize, however, that life's conditions are altered for you and that you cannot leave the old life of intense excitement and general turbulence. "Of course it would be best if you "He was as fine a man as I ever

nd Fed (her husband), could let by-gones be by-gones, get together ngain and make a home for your-selves and Van Wyck, but I do not die will no hers are found the state in Salem, N. C., on the ground that that "He was as fine a man as I ever advise this unless you both are sin-vere and honest in your resolve to which it is located. "The only person at all connected live happily together.

"Put on the Brakes." "If you had a home and some in-terest in life besides gadding about frivolously trying to snatch happi-mees from a discordant and rounder a Went to Kansas City.

ness from a discordant and radical-ly wrong method of living, you Shortly before Mr. Haley died he came to Omaha and took \$40,000 in would find a contentment you have never known.

cash from a safety deposit box here "Don't you think you have made and took it to Kansas City where he placed it in a safety deposit box to which his partner there, J. C. Mabray, also had a key. Mr. Denfailure and that it is time you switched to a more connected and regular life? You have sowed the winds and now you are reaping a whirlwind and will continue to reap it until you put on the emer-tor of Missouri opened the box.

Other portions of the deposition as follows: Mr. Haley died suddenly in Kan-sas City, November 25, 1919, at the Q. During that time did you ob-serve her use intoxicating liquors? age of 55. He lived in Omah years, leaving here in 1917. Warned Against Drink. Aged Recluse Left Large • A. She said that the doctor told her if she ever drank again, if I Sum In Cash In Banks Here remember, she would go crazy, or it would kill her, but she did take dubonnette cocktail, which she said in banks and savings and building dubonnette cocktan, which she said was harmless. Q. Was there any other kind of drugs that she took at that time? A. It was Christmas night; we had a Christmas tree and she be-came very terribly excited and very erratic in her talk. I did not see had a Christmas tree and she be-came very terribly excited and very erratic in her talk. I did not see her take any drugs, but I understand that she had taken something. Q. What effects, if any, did you notice? A. Well, she was very excited and kind of talking aloud and one thing or other. She was irrational, Q. Prior to Mrs. Benner going west in 1909 or the fall of 1908 did you ever observe her taking intoxi-cants? Mr. Seaman owned. This is said to be worth between \$100,000 and \$200,000. All of Property to Wife All of Property to write The will of the late District Judge Lee Estelle, filed in county court yesterday, leaves all his property to his wife, Christine Boone Estelle. The estate consists principally of their home at 4163 Cass street. cants? A. Yes. Q. Or c A. Not Or drugs? Not drugs. No. Liked Whisky, Too. Q. What intoxicating liquors did she drink to your knowledge? A. She was very fond of cham-pagne-she liked whisky and cock-tails. pagne-usually something else-caberets excited her. Q. Did she use tobacco during the period.

Omaha gambler, involving \$100,000, was claimed by seven alleged nephews and nieces.

The \$500,000 estate of the late Happy Theodora Van Wyck Benner, which has held public attention for more than a year, was further involved by a deposition filed by Norman Harsell, Milford, Pa., which includes a letter from Harsell to Mrs. Benner written soon after she had left her husband.

**Carolina** Court

**Admits Tobacco** 

**Thrown Into Omaha Court** 

As in Neal Will Case New

Move Is Made.

Neal's alleged home.

in the county court here,

On Bank's Initiative.

itance taxes.

### BEE: OMAHA, SATURDAY, OCTOBER 23, 1920.

Economy is Explained.

is the purposes for which the money

Would Hamper Progress.

State Tax Low.

year-old daughter, Margaret, re- Gov. McKelvie Calls County Attorney Shotwell said yesterday that he knows nothing about the action taken by the pro-bate court in North Carolina. (Continued From Page One.)

Would Cost Money.

"If any action were brought, how-ever, it would have to be brought there," he said, "and this county would have to go to considerable expense. I was told that in Mr. chief executive of the state." Referring to law enforcement, he pointed out that when the present administration came into office there were only 283 men in the peni-termiary, the smallest number in 10 leal's membership in the Omaha Athletic club he gave his residence as Winston-Salem, N. C., and that there are other proofs that he re-garded that as his home." years, and now there are more than 550, which represents the largest increase for a similar period in the history of the state. Neal died here August 29. Frank-lin Shotwell filed petition for pro-bate of the will September 3 and

was appointed special administrator by County Judge Crawford, who found Omaha to be Neal's legal res-

Governor Morehead," McKelvie con-Asked what would be the status of inued, "it becomes necessary under the Oklahoma woman who claims to be Neal's widow, Franklin Shotwell the crowded condition of the penisaid she could prosecute her claim as well in the North Carolina courts as here. fessional criminals. In order that

Lose Attorney Fees.

**Man's Document** "Why, we will lose about \$25,000 attorneys' fees by this will being probated in North Carolina instead ot here," said J. C. Kinsler, attorney the state, the present state adminis-tration instituted the plan of using prison labor on roads. It has proven Bombshell of Surprise Is

highly successful and the people of the state will no doubt want it conwith Mr. Shotwell. "You seem to be bearing up cheer-fully under the loss," someone said. Franklin Shotwell gave out the tinued. "The question of taxation is very important," he said, "but of equal importance with the amount of taxes

following statement:

"It was ascertained definitely and It was ascertamed definitely and beyond any question of doubt that John Neal, at the time of his death, was a citizen and resident of Win-ston-Salem, Forsyth county, North Carolina. Therefore, the probate court of Forsyth county, North Car-olina, on the petition of Wachovia Bank & Truet company of Wintowia A bombshell of surprise was thrown into the local county court yesterday when the will of the late John Neal was withdrawn from process of probate here and notice was served by Franklin A. Shotwell, an Bank & Trust company of Winston-Salem, N. C., one of the executors executor and beneficiary of the will, that it has been admitted by the proand the trustee named in the last will, admitted the will to probate on the 19th day of October, 1920. "Franklin A. Shotwell, one of the bate court of Forsyth county, North Carolina, at Winston-Salem, N. C.,

If the will is allowed to go to executors named in the will, was probate there Douglas county will lose approximately \$50,000 in inhercited to appear before that court and produce the will, or the duplicate original thereof. He, accompanied by J. C. Kinsler, one of the attorneys Three weeks ago a woman in Okmulgee, Okl., filed notice here that for the estate, did so appear in the she is the widow of Neal and has a probate court of Forsyth county, son 13 years old, who, she said, is also Neal's. She engaged Albert S. North Carolina, where a hearing was had and a decree entered establishing Ritchie as her local attorney and her and probating the will as the last will and testament of John Neal, declaim was to be heard next Monday, when the will was to have come up ceased. Said decree so entered is conclusive and binding upon all courts in the United States and, Mr. Shotwell said the probate of

therefore, the proceedings in Doug-las county are at an end." **Ritchie Files Protest.** A. S. Ritchie, attorney, filed a pro-

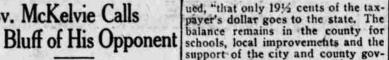
to the overhead expense in private test and objection to the probate of business, and it will be recognized the Neal will this afternoon in at once to be a very low figure. county court on behalf of "Mrs. John Neal" and "John Neal, jr.," of Ok-

In his application for probate of the will here, September 3, Shotwell declared Omaha to be Neal's legal residence. Neal had lived here six mulgee, Okl. The protest alleges Mrs. Neal was the lawful wife of John Neal prior to his death and is now his lawful widow and that John, jr., is the son and hat be the son years as western district manager of the R. J. Reynolds Tobacco com-Clyde Sundblad, chief deputy of

the county court, pointed out that Neal's last will and testament begins late tobacco magnate. thus: "I, John Neal, of Omaha, Douglas county, Neb." These two protestants allege their

names were omitted from the last will and testament of the Omaha "This will start a fight on inheri-

tance tax at least," declared Mr. man by accident or mistake. / Sundblad. "Douglas county can't let \$50,000 go without doing everything of the will filed in county court for possible to get its just share of this probate by Shotwell is not the last will and testament of the tobacco It will be the province of County man, nor is it a copy, and that the



ernment. Consequently, if taxes were reduced \$1,000,000 a year, or plain question. We are both as sumed to understand the meaning o t as being wholly unfit to serve as approximately 10 per cent, that would result in a saving of only \$1.95 to the one whose taxes amount to \$100. I am sure that the people of the state will not increase the opof the state will not jeopardize the good roads program, the extension failed to make. (Signed.) "James M, Cox." of the activities of the university

New Jersey gave Governor Cox warm welcome, with large cheerand the normal schools, the proof a warm welcome, with large check-support of the state institutions or the construction of the new capitol ing audiences marking his single day's efforts. Accompanying the and the normal schools, the proper governor through the state was Gov-

Speaking of the activity of his ad-"In the absence of a prison re-formatory for first offenders, the money for which was appropriated by the legislature of 1913 but in the ernor Edwards and other prominent ministration in behalf of the farmer, New Jersey democrats. Chairman White of the democratic national the governor cited his sympathetic understanding of the farmers' probcommittee, joined the candidate at lems through his own personal experience on t'e farm. He said that Trenton. name of economy was not spent by when he came into office he called

that his election would be "a posi-tive mandate" for American memthe farmers into conference and had them join in the preparation of a tentiary to throw the first offenders farmers' program, embracing the'en-into almost immediate association actment of many co-operative laws bership in the league, and asked: "Can anyone say that for Senator Harding?" and contact with hardened and pro- and the enforcement of other laws

Continuing his charges of "wob-bling" against the republican nomhaving to do with farmers' interests this situation might be relieved as He said that under these laws the inee, Governor Cox reiterated that well as a business proposition for farmers were extending their busi-the state, the present state adminis-ness both in a retail and a wholesale he senator had taken 14 different league stands and was backed by way very league opponent.

Economic as well as moral and re-**Cox Reiterates Demand** ligious arguments for the league For Retraction By Root again were emphasized by the govwe'll have the most destructive busi-ness depression in the history of all the world."

(Continued From Page One.)

is spent, and the manner in which it is being administered. The intered upon a long dissertation upon was false; and do you not recognize creased appropriations for the presthat in justice to yourself and in the subject of article 10 in which ent biennium were made principally again by inference, you are endeav-oring either deliberately or through for four purposes; first to meet federal aid, principally for the building of roads; second, for the university misunderstanding or lack of inforand normal school; third, for the mation concerning my speeches, to support of the state institutions; ourth, for a new capitol building.

misrepresent my position on the league of nations. Accepting the fect that your misstatement was based on lack of information. I recost \$7,159,000. "It would not be possible to efterred you to the daily report of fect any material reduction in taxe

speeches in the newspapers in which I have invariably said that I favor the Hitchcock reservations and that in this state without cutting the appropriation for these four purposes and I contend that to effect such a I would accept reservations from any source offered in sincerity and reduction would be to stay the progress and development of Nebraska with a desire to help. Simply that you may be furt! er informed, let me

ence to article 10: 'That the advice mentioned in article 10 of the coveant of the league of nations which the council may give to the member nations as to the employment of their naval and military forces, is

nation is free to accept or reject, according to the conscience and judg-ment of its then existing govern-ment, and in the United States, this cording to the conscience and judgadvice can only be accepted by ac-tion of the congress at the time in mobiles was \$175,000,000 and the

"It should be further borne in



**Politicians Amazed At** 

### stitution of the United States having **Boy Bandits Loot** the power to declare war.' Asks Plain Question. Stores, Captured "Now, Mr. Root, I have asked you

When Autos Break portunity to correct your misstate-ment and this correction you have Two Garages, One Pool Half

and Grocery Yield Total Swag of \$10-Held

In Bluffs.

After looting two garages, one pool hall and one grocery store in Walnut, Ia., after midnight, Thursday night, and cracking two safes in their frenzy to obtain money, two lads, who gave their names as Dewey Conrad, 17, and John Curtis, Governor Cox told his audiences 23, were captured yesterday six miles east of Council Bluffs by the marshal of Walnut after the two automobiles they had stolen in Wal-

nut had broken down. William Burke's grocery, M. Bus-so's pool hall and the Thoning Brothers and Otto Peters garages brothers and Otto Peters garages were the places ransacked by the youths, who obtained less than \$10 in change and a small quantity of canned goods as loot. They stole a machine from cach garage, but were forced to abandon one of them

when it broke down. B. H. Vaughn, Walnut marshal, and Otto Peters, owner of the stolen car, followed the two thieves. Omaha and Bluffs police were sent out along the road to head them off. Vaughn had captured them and was holding a gun on his prisoners when Captain Shafer and Officers Barret and Lane of the Bluffs police de-partment arrived. Neither of the Baker's Tour of West

(Continued From Page One.) mistake. Congress then passed a law ending the camp after it had contrad is from Burlington, Vt. and Curtis is from Cleveland, O. they said when grilled in the office of Sheriff W. A. Groneweg in Councost \$7,159,000. The administration paid the Cur-tiss company \$20,000,000 for 4,608 airplane motors and 2,716 airplanes and sold the same back to the com-pany for only \$2,720,000. We state After Armistice. We state and sold the same back to the com-pany for only \$2,720,000. We state After Armistice. Both were arraigned in justice court

Secretary Baker's department spent \$90,000,000 in building and e spent \$90,000,000 in building and operating the Old effectory powder plant at Nashville, Tenn. It got from it no powder that could be used during the war. The plant may be salvaged for \$10,000,000. Loss, \$80,000,000. After the county jail in default of their Young Woman Smothered yesterday afternoon and were bound

To Death in Los Angeles Fire After the war was over, the administration bought 70,000 new auto Los Angeles, Oct. 22 .- One young voman was smothered to death and 50 girls and women were carried to safety from the roof of a five-story building in the wholesale district here which was wrecked by fire. delivered, stored them in the open Several firemen suffered minor in-juries. The damage was estimated

and her essential institutions. 'The cost of administrative govcall your attention to the fourth of the Hitchcock reservations in referrnment in this state has been reluced to the lowest figure in its history. Only 31/2 cents of the taxpayer's state tax dollar is paid out in administrative salaries. The balance goes for maintenance of the governmental department and institution

and for permanent improvement. merely advice which each member trucks and automobiles, had them This cost may be properly compared

Q. Did you see her drink cham-pagne, whisky and cocktails. A. Yes, I did. Q. How from A. She smoked cigarets. Insurance en SMcore

Tactics of Companies

A. Yes, I did. Q. How frequent a user of these liquors was she as far as your know-ledge of it went. A. Well, she usually had a cock-tail before dinner and frequently champagne at dinner or wine or claret. She was very fond of beer and Welsh rarebit and at that time she drank for sociability—she would on one restaurant to another tail before dinner and at that time the drank for sociability—she would the drank for sociability would the drank for sociability would the dra Fred J. Fox of Perth Amboy, N. J., was elected president. At noon indications were Los Angeles would from one restaurant to another indications were Los Angele then she would order cham- be the next convention city.



The mere listening to good music does not always satisfy. There are times one fairly longs to give musical expression to his feelings and moods.

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We recommend the "Aeolian Pianola" as the finest Player Piano made—the next thing to the marvelous Duo-Art. See it—hear it—and play it for yourself any time that suits you best at our store.



Very Easy Payments

1807 Farnam Street Omaha and Norfolk, Nebraska

finter - state

Attorney Abel Shotwell to take any action that may be decided upon by the county. He is a brother of Franklin Shotwell.

Franklin Shotwell. In Mr. Neal's will Franklin Shot-well receives 100 shares of Reynolds Tobacco company stock and his 12-

# "BERG SUITS ME"-The Home of Kuppenheimer Clothes. 2 Big Suit Values Men's and Young Men's Suits-the choicest models and patterns of the famed makers-Kuppenheimer L-System and Hirsch-Wickwire The World's BEST and FINEST Hand Tailored Clothes. 279 Suits 235 Suits That sold at-That sold at \$65, \$75, \$85 \$45, \$50, \$55 \$55.00 \$39.75 THE FINEST VALUES OF THE SEASON. **Top Coats and Moleskins** \$20 to \$50 SPECIAL PRICES ON Shirts, Underwear, Hosiery Neckwear and Hats 1415 Farnam St.

Neckwear

### Distinguished by A Stylish Newness

The vests of organdie and net with their attractive lace trimmings add much to new costumes.

Vesting with tucks and small ruffles by the yard for those who choose to fashion their own vests. Also narrow edges for collars and cuffs.

Collars and sets of organdie and pique are smart and inexpensive-likewise, the lovely lace collars which are made for suit jackets.

There is much to see in the neckwear that is new and very attractive.

North Aisle-Main Floor

Linen Section

### New Napkins from the Madeira Islands A large selection of beautifully hand-embroidered corner designs which will be sold at a reduced price Saturday.

\$17.50 quality, \$15.00 Doz. \$20.00 quality, \$17.50 Doz. \$25.00 quality, \$22.50 Doz.



Trefousse imported French kid "slip-on," which is shown in brown, black, white and pastel, with rich contrasting embroi-deries, \$6 a pair.

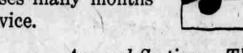
A strap wrist gauntlet of white kid is very desirable, \$8.50 and \$10 a pair.

Pleases Both Beholder and Wearer

The first pleasure in the newness and charm of a frock is scarcely sufficient reason for its purchase.

But when, after repeated wearings it shows no signs of wear and still excites admiring comment, you feel sure of its real worth.

The virtue of a Thompson-Belden gown lies in that fineness of fabric and tailoring which promises many months of service.



From the Art Department

Applique bed spreads in interesting new designs. Besides being very artistic and practical, the applique patterns are easily made.

Silk tapestry waste baskets are very beautiful in shades of gold, old blue, rose and green.

¶You'll find it pleasant to wander through this section of attractive novelties-their variety is almost endless.



## The Services of **Our Corsetieres**

Is of valuable assistance in the selection and proper fitting of your corset. Their training enables them to advise correctly concerning the model best suited to your individual requirements -the model which will impart the fashionable silhouette demanded by the season's mode.



Apparel Sections---Third Floor

# Neckwear and Collars

The Men's Shop

¶ The largest selection of new neckwear we have ever shown is now ready. It includes every desirable style and shape. The display of knit ties is particularly fine, with hand frame styles from England, crochet and accor-dion knits, marquisettes and embroidered figures, as well as plain shades.

The newest Arrow collar, the Marcy, is both stylish and comfortable. May we show it to you?

A new imported corded linen handkerchief with narrow colored borders is very good looking.

To the Left As You Enter.