

VANDERBILT AND WHITNEY FIGHT WILL CONTINUE

Settlement Out of Court Appears Unlikely in Battle for Child.

By United Press

NEW YORK, Oct. 4.—The battle for custody of little Gloria Vanderbilt, 10-year-old heiress to a \$4,000,000 fortune, will continue to the bitter end, it was understood today.

Mrs. Gloria Morgan Vanderbilt, widow of the late Reginald Vanderbilt, is believed to feel that fairness to herself and her highly placed friends precludes an out-of-court settlement before she has presented refutation to sensational testimony painting her as caring more for drink, all-night parties, and gay companions than for her daughter.

Mrs. Harry Payne Whitney, widow of the late multimillionaire and sister of Mrs. Vanderbilt's late husband, was represented as determined, having sponsored already recorded testimony against her sister-in-law, to be satisfied with nothing short of complete victory—permanent, legal custody of little Gloria.

Mother to Testify

Trial of Mrs. Vanderbilt's application for a writ of habeas corpus to regain custody of the child, will be resumed Friday with Mrs. Laura Kilpatrick Morgan, widow of Harry Hays Morgan, who was a well-known diplomat, and mother of Mrs. Vanderbilt, as witness. Mrs. Morgan already has testified that she regarded her daughter an improper parent and believed Gloria should be given into the custody of Mrs. Whitney.

Supreme Court Justice John F. Cawley was understood to have consulted both sides on the question of hearing further testimony privately, but Mrs. Vanderbilt's counsel was represented as demanding all public sessions henceforth on the ground that it would be unfair to her, since Mrs. Whitney's side was public, for her refutation to be secret. Justice Cawley was said to have agreed to resuming public sessions.

He cleared spectators and the press from the courtroom while Marie Caillot, Mrs. Vanderbilt's discharged maid, was giving sensational testimony concerning her master, and Lady Milford Haven, British noblewoman.

Actress Denies Testimony

Mrs. Whitney has several more witnesses. When they have testified, Mrs. Vanderbilt will present her side. There was a possibility that she might offer the personal testimony of Prince Gottfried Zu Hohenlohe and Lady Milford Haven. Little Gloria's nurse said Mrs. Vanderbilt and Prince Gottfried were inmates.

In Europe both Lady Milford Haven and Prince Gottfried angrily refuted the servants' testimony. The prince said he might come to America if needed, and Lady Furness, Mrs. Vanderbilt's sister, who was planning to catch the first fast boat to New York, intimated that Lady Milford Haven might come, too.

Constance Bennett, movie actress, whose name was mentioned as one of Mrs. Vanderbilt's friends during a period in Paris when the latter it is allegedly was giving a constant succession of cocktail parties, angrily termed this testimony "lies" and promised to testify that Mrs. Vanderbilt was "an ideal and perfect mother."

Herbert C. Smythe, aristocratic attorney defending the right of Mrs. Whitney to retain custody of Gloria, saw little likelihood that the case would be settled out of court. Another week or ten days of testimony remain, Smythe believes.

Lady Furness Leaves

By United Press
PARIS, Oct. 4.—Lady Furness left on the Golden Arrow train for London today, to catch the liner Empress of Britain at Southampton and sail to the defense of her sister, Mrs. Gloria Morgan Vanderbilt.

She invited Prince Gottfried Zu Hohenlohe-Langenburg to join her there and aid in Mrs. Vanderbilt's suit to regain custody of her 10-year-old daughter.

AAA PAYS \$8,467,247

Indiana Farmers in 87 Counties Share Corn Payments.

By Times Special
WASHINGTON, Oct. 4.—Corn-hog contract payments to Indiana farmers amounted to \$8,467,247 on Oct. 2, and the first installment is nearly paid, it was announced today by the agricultural adjustment administration. Checks have gone to eighty-seven counties.

DON'T GET UP NIGHTS IF YOU ARE OVER 40

If so, nature is warning you of danger ahead. Get rid of your trouble early. Make this 25 test. Get Juniper oil, Buchu leaves, etc., in green tablets. Ask for BUKETS, the bladder laxative. Take 12 of them in four days; if not pleased go back and get your money. It does work on the bowels. Flushes out excess acids and other impurities which cause getting up nights, irregularity, irritation, backache, or leg cramps. You bound and feel better after this flushing and you get your regular sleep. Guaranteed by Hook's Dependable Drug Stores.—Advertisement.

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For Fine Watches and Jewelry at
Windsor Jewelry Co.
135 N. Ill. St. Lyric Theater
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"CREAM OF QUALITY"
For the little informal parties the "Cream of Quality" is always an added pleasure. Once tried—always liked.

Furnas Ice Cream

CRITERIA
Petroleum Products
16th St. Between
Capitol and Illinois

Tonight's Radio Excursion

THURSDAY

WKBW (1400) Indianapolis
(Indianapolis Broadcasting, Inc.)

THURSDAY

4:00—Songs (CBS, WBBM).
News in Venetian (NBC, WJZ).
4:15—"Gloria Vanderbilt" (NBC, WABC).
"Singing Lady" (NBC, WJZ).
4:30—"Tales of Courage" (NBC, WEAF).
"Singing Lady" (CBS, WABC).
4:45—"Zito's Orchestra" (CBS, WABC).
5:00—"Bill Rogers" (CBS, WABC).
"Skipper" (CBS, WMAQ).
5:15—"Football Report" (CBS, WABC).
News: Songs (NBC, WEAF).
Irish Music (NBC, WJZ).
5:45—"Tommy Thomas" (NBC, WJZ).
Women's Amateur Golf Champion
and Queen (CBS, WABC).
Sketch: "Billy Batchelor" (NBC).
WEAF.

6:00—"Marge and Amos" (CBS, WABC).
"Amos 'n' Andy" (NBC, WJZ).
"Gene and Glenn" (NBC, WEAF).

6:30—"Jack Green" (CBS, WABC).
"Baritone and Orchestra" (NBC, WJZ).
Buck Rogers (CBS, WBBM).
Frank Buck (NBC, WEAF).

7:00—"Doris" (CBS, WABC).
"Easy Acers" (CBS, WABC).
Rudy Vallee (CBS, WABC).

7:30—"Stevens Harmonies" (CBS, WABC).
"Show Boat" (CBS, WABC).
"Forty-Five Minutes in Hollywood" (NBC, WJZ).
Archer Gilson, organ (NBC, WJZ).
9:00—"Playboy" (CBS, WABC).
"Buck Rogers" (CBS, WJZ).
Vera Van (CBS, WABC).
Don Bestor's orchestra (NBC, WJZ).
Gene and Glenn (NBC, WMAQ).
10:30—"Haynes' Orchestra" (CBS, WABC).
"Brothers" orchestra (NBC).
Charles Davis' orchestra (NBC).
11:00—"Madrigal" orchestra (NBC).
WEAF. Ruthman's orchestra (CBS, WJZ).
George Olsen's orchestra (NBC).
11:30—"Barnett's Orchestra" (CBS, WABC).
Shen Field's orchestra (NBC).

9:00—"Paul Whiteman" music hall (NBC).
"Wives of the Provinces" (NBC).
WJZ.

9:30—"Forty-Five Minutes in Hollywood" (NBC, WJZ).
Archer Gilson, organ (NBC, WJZ).
10:00—"Playboy" (CBS, WABC).
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Shen Field's orchestra (NBC).

WFBM (1230) Indianapolis
(Indiana Power and Light Company)

THURSDAY

P. M. 4:00—"Tea Time" (CBS).
4:45—"To be announced".
5:00—"Viewing the news".
5:30—"Butler University program".
5:45—"Civic speaker".
5:55—"News of the Air".
6:00—"Bohemians".
6:15—"News reporter" (CBS).
6:30—"Buck Rogers" (CBS).
6:45—"Political speaker".
7:00—"Easy Acers".
7:15—"Kasol's Cosacks".
7:30—"Stevens Harmonies" (CBS).
8:00—"Caravan" (CBS).
8:30—"Piano" (Pennsylvanians) (CBS).
9:30—"Lou Davis' orchestra".
10:45—"Ravay".
11:15—"Marge and Amos" (CBS).
12:00—"Bohemians".
12:30—"Lou Davis' orchestra".
1:00—"Fleischmann's" (CBS).
1:30—"Rhythm Bandbox" (CBS).
2:30—"Army band" (CBS).

FRIDAY

4:00—"Red" Grange, galloping ghost of the gridiron, and Eddie Dowling, former all-American football back, will give the latest training gossip of the major college football teams over WFBM and the Columbia network Thursday at 6:15 to 6:30 p. m.

Killer Kane and Ardala overpower their guard and escape from prison in another exciting episode of the "Buck Rogers" series over WFBM and the Columbia network Thursday at 6:30 p. m.

The colorful folk melodies and songs of Russia will be heard weekly in a new program to be heard for the first time over WFBM at 7:15 p. m. The group is under the direction of Louis Kassoff, a native Russian, who has collected music of his country for the series.

With another cargo of music and humor the Caravan, with Walter O'Keefe as master-of-ceremonies, will be heard over WFBM and the Columbia network Thursday at 8 to 8:30 p. m.

The first of a new series under the general title "The Economics of a Changing Social Order" will be heard Thursday at 9:30 p. m. over an NBC, WJZ network.

The Playboys, employing thirty flying fingers at two pianos, will feature recent song hits in their broadcast over WFBM and the Columbia network Thursday from 9:30 to 10 p. m. in.

7:00—"Just Plain Bill" (CBS).
8:00—"Pep Club".
8:30—"Song reporter" (CBS).
9:15—"Metropolitan Parade" (CBS).
9:30—"Breakfast Bilingual".
9:30—"Marion Carley" (CBS).
9:45—"Three Flats" (CBS).
10:00—"Cooking Close-Ups" (CBS).
10:30—"Rambles in Rhythm" (CBS).
11:00—"Elizabethan Hour".
11:30—"Hoosier Farm Circle".
12:00—"Nooch—Just Plain Bill" (CBS).
P. M. 4:00—"David's series" (CBS).
4:30—"Ambulance" (Melodeon).
5:00—"Grab Bag" (CBS).
5:30—"Rhythm Bandbox" (CBS).
6:30—"Army band" (CBS).

10:00—"Song reporter" (CBS).
10:30—"Metropolitan Parade" (CBS).
11:00—"Breakfast Bilingual".
11:30—"Marion Carley" (CBS).
12:00—"Three Flats" (CBS).
1:00—"Cooking Close-Ups" (CBS).
1:30—"Rambles in Rhythm" (CBS).
2:00—"Elizabethan Hour".
2:30—"Hoosier Farm Circle".
3:00—"Nooch—Just Plain Bill" (CBS).
4:00—"Song reporter" (CBS).
4:30—"Metropolitan Parade" (CBS).
5:00—"Breakfast Bilingual".
5:30—"Marion Carley" (CBS).
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