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News of Bench and Bar

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NEWS OF BENCH AND BAR

MEMORIALS OF JUDGES OF THE SUPREME AND APPELLATE COURTS OF INDIANA.

Our readers are indebted to Judge Theophilus J. Moll of Indianapolis for the following reference list to the volumes of the Indiana Supreme and Appellate Court Reports in which appear the memorial resolutions and eulogies upon members of the Supreme and Appellate courts who are now deceased. These memorials covering the lives and professional service of the former members of our highest state courts are of the first importance not only for an adequate history of our courts in this state but also for a full and useful understanding of the service and influence of our courts today. Perhaps some day we shall be fortunate in having an adequate history of the Supreme and Appellate courts in Indiana; meanwhile much of the necessary material for such a history and for the present needs of the lawyers in this state is to be found in these memorials printed in the volumes of the state reports.

1. John Griffen Berkshire, Judge Supreme Court, 1891, 126 Ind. 601.
2. James B. Black, Judge Appellate Court, 1916, 63 Ind. App. xxxiv.
3. Samuel H. Buskirk, Judge Supreme Court, 1879, 61 Ind. 601.
4. John M. Butler, Indiana Bar, 1895, 141 Ind. 708.
5. Silas D. Coffey, Judge Supreme Court, 1904, 162 Ind. 697.
6. Daniel Webster Comstock, Judge App. Court, 1917, 63 Ind. App. xxxvi.
7. Joseph I. Dailey, Judge Supreme Court, 1905, 164 Ind. xxxix.
8. Andrew Davidson, Judge Supreme Court, 1871, 39 Ind. 609.
9. Theodore P. Davis, Judge App. Court, 1906, 38 Ind. App. xxxiv.
10. Richard Kenney Erwin, Judge Supreme Court, 1917, 186 Ind. xxxvi.
11. John H. Gillett, Judge Supreme Court, 1920, 188 Ind. xxxii.
12. Walter Q. Gresham, Judge U. S. District Court, 1895, 141 Ind. 706.
13. Cassius C. Hadley, Judge App. Court, 1913, 54 Ind. App. v.
14. John Vestal Hadley, Judge Supreme Court, 1915, 185 Ind. xxxi.
15. Edwin Pollok Hammond, Judge Supreme Court, 1920, 191 Ind. xxxvi.
16. Lawson M. Harvey, Judge Supreme Court, 1920, 191 Ind. xxxii.
17. Thos. A. Hendricks, Vice-President, 1885, 104 Ind. 601.
18. Timothy Edward Howard, Judge Supreme Court, 1916, 186 Ind. xxxii.
19. John Johnson, Judge Supreme Court, 1817, 1 B. 3.
20. James Henry Jordan, Judge Supreme Court, 1912, 177 Ind. xl.
21. Moses B. Lairy, Judge App. & Sup. Ct., 1927, 198 Ind. App. xxviii.
22. Abraham Lincoln, President, 1865, 24 Ind. 521.
23. James McCabe, Judge Supreme Court, 1911, 177 Ind. xxxix.
24. John T. McKinney, Judge Supreme Court, 1837, 4 B. 279.
25. William Henry Harrison Miller, Indiana Bar, 1917, 186 Ind. xxxi.
26. Joseph A. S. Mitchell, Judge Supreme Court, 1890, 125 Ind. 601.
27. Leander J. Monks, Judge Supreme Court, 1919, 188 Ind. xxviii.
28. Quincy Alden Myers, Judge Supreme Court, 1921, 191 Ind. xlii.
29. Jephtha Dudley New, Judge App. Court, 1892, 4 Ind. App. 601.
30. Horatio C. Newcomb, Sup. Ct. Commissioner, 1882, 81 Ind. 601.
31. Wm. E. Nibback, Judge Supreme Court, 1893, 134 Ind. 702.

32. Samuel E. Perkins, Judge Supreme -Court, 1879, 68 Ind. 601.
33. Frank M. Powers, Judge App. Court, 1915, 59 Ind. App. lxx.
34. George Louis Remhard, Judge App. Court, 1906, 37 Ind. App. xxxiii.
35. Milton Stapp Robinson, Judge App. Court, 1892, 4 Ind. App. 606.
36. Jeremiah Sullivan, Judge Supreme Court, 1870, 33 Ind. 549.
37. James L. Worden, Judge Supreme Court, 1884, 98 Ind. 603.
38. Allen Zollars, Judge Supreme Court, 1909, 172 Ind. xl.

FIRST DISTRICT

The Gibson County Bar Association held a regular meeting for election of officers on Saturday, March 3rd at Princeton. The following officers were elected:

- S. L. Vandever, President.
- Marsh T. Lewis, Vice President.
- T. Morton McDonald, Secretary.
- Sanford Trippet, Treasurer.

Judge Kaleb Lindsay of the Warrick County Circuit Court delivered the principal address of the evening in which he discussed the courts and judicial questions of former days.

Miss Wilma Boggs of Petersburg won the oratorical contest in that city on Saturday, March 17th. Her subject was "The Development of the Constitution." Miss Boggs is now eligible for the regional oratorical contest to be held at Evansville in April.

Damian Ofer of Mt. Vernon High School at Mt. Vernon was the winner of the Posey County oratorical contest, sponsored by the Indiana State Bar Association. The contest was held on Wednesday, March 28th, at Wadesville. He will represent Posey County in the district county at Evansville.

SECOND DISTRICT

The Greene County Bar Association held a meeting at the Memorial Post of the American Legion at Bloomfield on Wednesday, February 29th. A banquet preceding the meeting was tendered to the members of the Greene County Bar Association, their wives and other guests by the American Legion Auxiliary in Memorial Post Hall. The toast master was Judge Thomas Van Buskirk of the Green County Circuit Court. The principal address was made by Captain John D. Alexander, veteran of the Civil War and dean of the Greene County Bar Association. Captain Alexander recently celebrated his 89th birthday. He has the distinction of being the first prosecuting attorney of Greene County.

Captain Alexander made a splendid address dealing with reminiscences of courts and lawyers of former days. He referred particularly to the Greene County Circuit Court during the terms when the following men were judges there: Judge Bicknell, Eckles, McDonald, Claypool, Franklin, Burns, Robison, Cumming, Buff, Briggs, Harris, Henderson, Slinkard and Van Buskirk. Captain Alexander spoke of the general criticism of courts and lawyers because of unwarranted delays in trials. He criticized the abuse of the statute of limitations. He reminded his listeners that if they obeyed the oath which they took upon admittance to the Bar they would be of high moral character themselves and would do their full duty both to the courts and to their clients.

The general subject of Captain Alexander's address was "The Code of Ethics in Use Fifty Years Ago." Later in the evening George G. Humphreys spoke on "The Court of the Present and its Code of Ethics." A splendid musical program was given during and after the banquet.

Miss Mary Bartlow won the oratorical contest on the constitution for the city of Vincennes. The contest was sponsored by the Knox County Bar Association. Joseph W. Kimmell is county chairman for the oratorical contests and W. W. Alsop is district chairman.

FOURTH DISTRICT

Miss Clarice Blasdel of Madison won the Jefferson County oratorical contest on the constitution. Miss Nadine Young was second and Miss Marjory Meyers was third. Prizes in the sums of \$25, \$15 and 10 were awarded by the Jefferson County Bar Association. Miss Blasdel's subject was "The Present Significance of the Constitution."

Miss Dorothy Kennedy of Columbus, Indiana, won the Bartholomew County oratorical contest on the constitution. The contest was held March 28th. Jonathan Porter was second and Miss Willetta Edwards was third. More than 125 persons were present to hear the contest. The judges of the contest were members of the Bartholomew County Bar Association. They were Judge Julian Sharpnack, Albert W. Phillips, Frank N. Richman, Frank S. Jones and Lloyd C. Bryer. Donald P. Shinn acted as chairman of the meeting. The Bartholomew County Bar Association sponsored the contest and awarded prizes of \$25, \$15, and \$10.

FIFTH DISTRICT

At its meeting on Tuesday, March 6th, the Vigo County Bar Association appointed a committee to confer with the county courts and the board of county commissioners in regard to securing an adequate county law library for Vigo County. The committee was composed of Judge J. T. Walker, James A. Cooper, Jr., and Robert Catlin.

SIXTH DISTRICT

Joseph Douthitt of Connersville speaking on "The Present Significance of the Constitution," won the Fayette County oratorical contest on the constitution on March 27th. Miss Violet McKee was second. Miss Freda Moore won the essay division of the contest. Miss Douthitt and Miss Moore will take part in the oratorical and essay contests respectively for the district.

The Shelby County Bar Association at its meeting on Thursday, March 1st, voted to support the oratorical and essay contests in Shelby County. The association voted to award prizes in the sums of \$25, \$15, and \$10 to the winners in the county.

The Henry County Bar Association voted the sum of \$80 to be given as prizes to the winners in the oratorical and essay contests in Henry County. These contests will involve a discussion of constitutional questions. The winner of the contest will receive a cash award of \$50; with \$20 to the second; and \$10 to the third. John Morris is chairman of the Henry County committee for the oratorical contests.

Harold Stepler of Greenfield won the Hancock County oratorical contest on the constitution.

Tom Millikan of Newcastle won the Henry County oratorical contest; Marion Bell of Knightstown was second and William Lunsford was third. A prize of \$50 was awarded to the winner, with \$20 and \$10 for those who won second and third places. The winner of this contest will now enter the district contest to be held later at Richmond. A large number were present on the evening of the contest.

SEVENTH DISTRICT

The principal speaker at the March meeting of the Indianapolis Bar Association was Judge Harry Olson of Chicago. Judge Olson is chief justice of the Municipal Court of Chicago and an authority on criminal law and criminal procedure. The meeting was held on Wednesday, March 7th, at the Columbia Club in Indianapolis. A large number of Marion County lawyers were present to hear the address. Judge Olson spoke in part about the service of probation and correctional work in the administration of criminal law.

EIGHTH DISTRICT

Miss Fay Wilson was declared winner of the Madison County oratorical contest and Miss Mary Drake was declared winner of the Madison essay contest. The essays had been previously judged but the winner was announced at the time of the oratorical contest, which was held on Wednesday, March 28th. Over 500 persons were present to hear the contest. Prizes in the sums of \$25, \$15, \$10 and \$5 were awarded in the essay contests by the Anderson Banking Company and similar prizes in the same amounts were given by the Citizens Bank of Anderson in the oratorical contests. The judges were Willard B. Gemmill, Chief Justice of the Supreme Court of Indiana, Fred M. Star, Superintendent of Noblesville Schools and Don Essex, Principal of Daleville Schools.

John M. Smith, dean of the Jay County Bar Association, former judge of Jay County circuit court, spoke at a luncheon of the Jay County Bar Association held on Friday, March 19th. In addition to the members of the local Association there were a number of visiting lawyers present. Judge Smith gave a delightful talk covering his reminiscences of lawyers and courts in the early days.

NINTH DISTRICT

The Howard County Bar Association held a meeting at the Cortland Hotel at Kokomo on Tuesday, March 20th. Olin R. Holt spoke in defense of the present primary election law and the present state statute prohibiting the sale or use of intoxicating liquor. C. T. Brown lead the discussion of these subjects. Nearly every member of the Association attended and a large number of guests were also present.

John Schwin won the oratorical contest on the constitution in Fountain County. He will represent Fountain County in the district contest.

Kenneth Liebert of Delphi won the Carroll County oratorical contest on the constitution. The subject was "The Present Significance of the

Constitution." L. D. Boyd was in charge of the oratorical contest for Carroll County.

The Tipton County Bar Association has arranged to secure portraits of all former judges of the Tipton County circuit court. The only one lacking at present is that of William Carver and a request has been made to the Hamilton County Bar Association for them to supply his portrait. Judge T. F. Neal, President of the Hamilton County Bar Association has indicated that the Bar Association in Hamilton County will fulfill this request. Judge Carver was well known to some of the earlier leaders of the bar in Hamilton County.

TENTH DISTRICT

A most successful meeting was held by the Gary Bar Association on Wednesday, March 21st. It was "neighbor night" and on this occasion the Gary Bar Association were hosts to members of the bar of adjoining cities including Hammond, East Chicago, and Crown Point. There was a large attendance both of Gary lawyers and of lawyers from neighboring cities. The principal address of the evening was given by Bernard Gavitt of Hammond who read from his paper, "Future Interests in Indiana." This paper appears as the leading article in this issue of the *LAW JOURNAL*. A significant talk was also made by Judge Reiter of Hammond in which he urged all lawyers to become members of the Lake County Bar Association. Judge Reiter's talk came after Judge Crites of East Chicago had spoken of the Lake County Bar Association pointing out that it was an association for all lawyers in Lake County. Judge Reiter informed his listeners that the East Chicago Bar had already joined the Lake County Bar Association and he hoped that the bar of Gary and Hammond would do likewise. It was announced that Edgar B. Tolman of Chicago, former president of the American Bar Association and the present editor of the *American Bar Association Journal*, would be guest of honor and speaker at the next meeting of the Gary Bar Association to be held on April 18th. W. W. Miller, president of the Gary Bar Association, announced that they had already received assurances of large delegations from Michigan City, South Bend, LaPorte and other cities for the occasion of this meeting on April 18th.

TWELFTH DISTRICT

Members of the Allen County Bar Association were guests of the Dekalb County Bar Association at a banquet in the Auburn Country Club on Saturday, March 24th. Edgar W. Atkinson, of Auburn, President of the Dekalb County Bar Association was toast master. Judge J. W. Egge-man, president of the Allen County Bar Association and Judge James H. Rose of Fort Wayne, responded to the greeting extended by President Atkinson and expressed their delight in the hospitality extended to them. Judge Eggeman extended an invitation to the Dekalb County Bar Association on behalf of the Allen County Bar Association requesting them to be the guests of the Allen County Bar Association at a banquet to be held at Fort Wayne at which Silas S. Strawn of Chicago, president of the American Bar Association, would be the speaker.

Professor Hugh Evander Willis of Indiana University was the guest

of honor and gave the principal address. He spoke on the statute of frauds in so far as it applies to contracts. He advocated the repeal of this part of the statute of frauds on the ground that it aided the perpetration of fraud rather than served to prevent fraud.

The Steuben County Bar Association held a meeting on Tuesday, March 23rd at Angola. The following officers for the coming year were elected:

- D. R. Best, President.
- A. C. Wood, Vice President.
- Berenice Harrison, Secretary.
- Maurice McClew, Treasurer.

OBITUARIES

Fred Grimmer, prominent attorney of Crown Point, died at the home of his mother in Crown Point on Wednesday, March 28th. He was a graduate of the law school of the University of Michigan. He was 37 years old. Resolutions in honor of his memory were passed by the Crown Point Bar Association.

Charles R. Haller of Huntington died at his home in Rising Sun, March 25th. He had been ill only a few hours. He was 40 year old. Mr. Haller had been a most active and successful lawyer at Huntington ever since he was admitted to the bar at the age of 21. He had been prosecuting attorney of Huntington county and was prominently mentioned as United States district attorney in the proposed new Federal district of northern Indiana. Resolutions in honor of his memory were passed by the Huntington County Bar Association.

James Mills Jones, former associate counsel of the Indianapolis State Railway Company, died at his home on Sunday, March 4th. Mr. Jones was born in New York and later attended the state normal school in Wisconsin. He then moved to Kansas City, Missouri, where he became mayor of Kansas City serving for two years. He was also the municipal judge for Kansas City for many years. For the last 26 years Mr. Jones has lived in Indianapolis where he has been engaged in the active practice of the law and has been prominent in public affairs. He organized the General Oil Works Co., and was its president.

Thomas L. Stitt, former member of the Wabash County Bar recently died at New York City where he was engaged in legal practice that largely involved claims and litigation in connection with interests in foreign countries. While he was a member of the Wabash County Bar he had a distinguished career which was continued in his practice in New York. The Wabash County Bar Association passed resolutions in honor of his memory.

Will W. Williams, 74, recently died at Rising Sun, Indiana. Mr. Williams was one of the best known and most successful lawyers in Ohio County where he had practiced for many years.

Samuel A. Wray, dean of the Hancock County Bar Association, died at his home on Wednesday, March 21st. He had reached the age of nearly 80 years, being born August 24, 1849. Mr. Wray attended Indiana University and left that University to study law. He engaged in the general practice of the law in Hancock County for nearly 50 years. He had been prosecuting attorney of Hancock County and was prominent in public affairs.