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MEMORIALS

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Memorials

[EDITOR'S NOTE: *We regret that, due to space limitations, we will be unable to print herein all memorials of deceased members of the South Carolina Bar for 1948-49. However, we are printing these memorials in alphabetical order; a subsequent issue will contain the remaining memorials.*]

THOMAS CLANTON BROWN 1889-1949

By F. WM. CAPPELMANN

We were shocked on Sunday, March 27, 1949, to learn that our brother at the Bar, T. C. Brown, apparently in the best of health, had died in his sleep early that morning. His record is so well and worthily written by him in our recent memory that this written record is not needed for us here today. But, so that the future generations may have his record, it is fitting to file this narrative in our annals.

Thomas Clanton Brown was born August 31, 1889, in the Beersheba section of York County, South Carolina, the son of Robert Lawson Brown, a Confederate veteran, and Mrs. Margaret Watt Castles Brown. His father died in 1922 and his mother in 1927. His mother was of Scotch descent while his father was of Irish ancestry. The Scotch-Irish strain has produced many of the best citizens of our State, honest, thrifty, God-fearing, capable folks. And our subject was of that type. An uncle of his mother, Rev. Davis Wills, D.D., was President of Oglethorpe University and served as Chaplain of the United States Senate. Like most of the Scotch-Irish the Brown family was strongly Presbyterian. One living brother and two living nephews of T. C. Brown are Presbyterian ministers and two deceased brothers were also Presbyterian ministers.

T. C. Brown attended the rural schools in York County, later the graded schools in Gastonia, N. C., and thereafter graduated from the Chester, South Carolina High School. Naturally with his background he entered Presbyterian College of South Carolina at Clinton, S. C., and graduated with the B. A. degree in 1912. At this institution he won the Greek Medal on 4 years courses and was on the Debating Team. Next he entered the University of South Carolina and graduated there in Law in 1914 with the LL.B. degree, and symbolic of his diligence as a student, took the M.A. degree at the same time. He was awarded the Debaters' Medal by the Euphradian Literary Society of the University.

He was admitted to the South Carolina Bar in June, 1914. He obtained employment in the law office of the late Robert Moorman, member of this Bar, where he served until he entered military service in 1917. He was always appreciative of the assistance rendered him by Mr. Moorman at the time he needed it. After his return from service

he maintained his own law office. For about 25 years he occupied an office in the Old Clark Law Building, now Security Federal Building on Washington Street, next to the Court House in Columbia. My office was near his, and it was customary nearly every few days for T. C. Brown and myself to discuss matters of real estate law. His practice was mainly a civil one mostly in the real estate field. His real estate practice was large and occupied usually his full time. He was constantly busy with it, and for quite a number of years he was never without a great many matters of this type in his office. He had the capacity of always having a large amount of work on hand. He was kept extremely busy thus in good times and in bad times. He had a full and thorough knowledge of his field of law, and was accurate and careful in these important matters. He was a steady and indefatigable worker and he made an outstanding business success in his chosen field. He started as a young man without connections in a new community and worked his way onward and upward and by dint of industry, careful study, integrity and capacity, became a successful member of the Bar, with his services always in demand by clients.

His type of practice was not one that would gain the headlines, but he rendered a real and vital service in his field of law. His work in examining titles for purchasers of homes and business property protected both the small man in his savings and the man of greater means, both in the stability of titles to the real estate. Likewise, in examining titles to mortgage loans, he protected the funds of widows as well as of Banks and Insurance Companies and others. This constituted a service of no mean importance.

As was to be expected of him, early in World War I he volunteered. He received his commission at the First Officers Training Camp at Fort Oglethorpe, Georgia, in August, 1917. He served as First Lieutenant with Battery C. 318th. Field Artillery, in the 81st or Wild Cat Division for nearly two years, one year of which was in France. He returned to this country in June, 1919, and was honorably discharged July 1, 1919 and resumed his law practice.

T. C. Brown was a member of The First Presbyterian Church of Columbia, which he served as deacon. In past years he taught a College Girls' Bible Class there, and he was Assistant Superintendent of its Sunday School at the time of his death. He loved his Church and consistently attended its services. His recreation consisted of playing tennis and of fishing. He never offered for political office. He served for a while on the City Board of Election Commissioners. He was a member of the Columbia Country Club, the Columbia Cotillion Club and the Executives Club. He was a Mason and a Shriner and member of the Woodmen of the World. He was a member of the American Legion and of the Focus Club while that organization was in existence. T. C. Brown lived simply. There was no ostentation about him. He was of a quiet, even steady temperament. He was very loyal to his friends. He had a quiet sense of humor. He took pleasure in his work. He had a happy life.

He married Miss Ramelle Sims of Columbia, February 19, 1927, in Trinity Episcopal Church, Columbia, S. C. This marriage was a

happy one. It was blessed with three children, a son, Thomas C. Brown, Jr., now a student at University of South Carolina, who expects to study law, a daughter, Miss Ramelle H. Brown, and a younger son, Robert S. Brown. T. C. Brown was a good father and husband. He enjoyed his home and his family. He took seriously the careful rearing and training of his children and he set them and has left them a good example and a happy heritage. His family loved and respected him. In their remembrance of his life they have an honored heritage.

He is also survived by two brothers and two sisters, R. Grady Brown of Rock Hill, S. C., The Rev. Lowry W. Brown of Joanna, S. C., Mrs. Mattie B. Williams of Columbia, S. C., and Mrs. T. J. Horton of Heath Springs, S. C. A nephew, Albert C. Williams, and a brother-in-law, Walter H. Sims, are members of this Bar and each of these received some of their training in the office of T. C. Brown. The funeral was conducted in First Presbyterian Church, Columbia, and he was laid to rest in Elmwood Cemetery, Columbia.

Truly there has passed from among us a capable, upright and outstanding member of Bar, a worthy citizen, a devoted member of his Church, and a loved and loving husband and father.

RICHARD EUGENE CARWILE

1877-1948

BY J. E. BELSER, SR.

Richard Eugene Carwile, the subject of this sketch, was born August 13, 1877, on his parents' farm known as Mt. Airy on the Saluda Road, just west of Ridge Spring. He was the youngest of six children (five boys and one girl) of W. Edward Carwile and Chloe Ann Watson Carwile. Mr. Carwile's father died while his children were quite young, and the burden of rearing and educating the family fell upon Mrs. Carwile. An aunt of Dr. Joe J. Watson, beloved of Columbians, she must have been a woman of unusual energy and force of character, for she succeeded not only in rearing her family but in inspiring each of them to work for and obtain a good education. Like the children of so many intellectual families, but lacking as were others of that period in financial means, the children practically all became teachers in the public schools, some for life and some as a stepping stone to other professions.

Mr. Carwile was affectionately known to the members of the Richland Bar as either Dixie or Major, and was generally so addressed. The writer first knew him as a young man at the South Carolina College, now the University of South Carolina, from which he was graduated with an A.B. Degree in the Class of 1901. The 1901 *Garnet and Black*, the annual publication of the University, lists some of his college activities as follows:

"Secretary, Literary Critic and President of the Clariosophic Society; Varsity Baseball Team 1898, 1899, 1900; Captain Class Baseball Team 1900; Pitcher Class Baseball Team 1898, 1899, 1900, 1901; Assistant Editor of the *Carolinian* 1899, 1900; Class Contributor of the *Carolinian* 1899, 1900; Class Representative of Clariosophic Society, Inter-society debate and oratorical contest 1901;

won Roddey medal 1900; Senior Editor of *Annual* 1901; Class Orator 1901."

As President of the Clariosophic Society, winner of the Roddey medal, Senior Editor of the *Annual* and Orator of the graduating class he reached the peak of collegiate honors.

After graduation Mr. Carwile taught school for three or four years. For lack of funds he did not take a formal college law degree but while teaching school read law at home as many of the lawyers of that period did. That he read and studied to advantage is attested by the record he made in practicing law in the City of Columbia. He was admitted to the South Carolina Bar May 3, 1904. He was early regarded by the members of the Columbia Bar as a Grade A lawyer, and was so ranked in the legal publications until his death.

He was a careful and competent abstractor of titles to real estate. He was associated with the writer's firm of Melton & Belser in the examination of the title to the lands comprising the cantonment area of Camp Jackson of the First World War, and supervised for Messrs. Elliott, McLain & Wardlaw the examination of titles for the lands within Lake Murray for the Lexington Water Power Company. He handled most of the realty work of Mr. J. B. S. Lyles. While Mr. Carwile's practice was primarily real estate and estates, he was frequently associated by other lawyers in litigated cases, notably by Benet, Shand & McGowan, John J. Earle, James S. Verner, W. H. Cobb, Elliott, McLain & Wardlaw and Melton & Belser. The quality of his work may be seen from an examination of the case of *Crouch v. Benet, as Chairman of the Board of Regents of the South Carolina State Hospital* (198 S. C. 185) brought in the original jurisdiction of the Supreme Court to enjoin the issuance of certificates of indebtedness on the ground that the subject of the Act of the General Assembly authorizing the issuance of the certificates was not adequately expressed in its title, etc.

In his early years Mr. Carwile likewise handled criminal matters and became associated as Assistant Solicitor with Hampton Cobb, the Solicitor. Mr. Christie Benet, who was one time Solicitor, speaks with respect of the capacity which Mr. Carwile showed in handling criminal cases. The fire and vigor with which he argued his case before a jury, while no doubt surprising to many of you who only knew him in the mellowness of his latter years, was forecast by his college career as attested by the list of his forensic competitions set forth in the 1901 *Garnet and Black* above mentioned.

General Dozier, the Adjutant General of South Carolina, advises that the records of his office show that on December 4, 1917, Mr. Carwile was appointed with the rank of Major by Governor Richard I. Manning, as Military Aide to the Governor of South Carolina as head of the Selective Service System for this State, the draft system employed during World War I. Thereafter he gave unlimitedly of his time and energy to the Selective Service. He performed his difficult assignment with ability and with a staff of only three assistants. His limited staff gave rise to the following incident: On one occasion when his office was inspected by a Colonel from Washington from the Adjutant General's office, the Colonel was so shocked at the smallness of Mr. Carwile's staff that he went complaining to Governor Manning, assuming

that the office must be inefficiently operated, as the comparable office in North Carolina was staffed by twenty-six assistants. Governor Manning asked if the records were well kept and up-to-date. The Colonel admitted that they were. The Governor then asked if any irregularities existed, to which he replied "no". The Governor thereupon dismissed the Colonel and closed the incident. Major Carwile was honorably discharged May 8, 1919. He was thereafter known to his many friends as Major.

Mr. Carwile was reared in the Grace Episcopal Church at Ridge Spring, and was ever after a devout Christian. After making his home in Columbia (about 1904-05) he resided first with his kinswoman, Miss Annie Bonham of happy memory to Columbia parents of school children, and thereafter with Gadsden E. Shand at 1408 Gervais Street, forty-five years. He was a member of Trinity Church and served on its Vestry and as Secretary of the Vestry for many years. In May, 1941, he became Chancellor of the Diocese of Upper South Carolina, and served in that capacity until his death. In his church work he was closely associated with Bishop Kirkman G. Finlay, Bishop John J. Gravatt and Dr. Henry D. Phillips, now Bishop, and likewise with Mr. Lewis C. Melcher, now Bishop.

As one is frequently known by the company he keeps, the writer may be pardoned for mentioning that among his close friends were Christie Benet, William M. Shand, G. Duncan Bellinger, Dr. C. Fred Williams, Dr. William R. Barron, Clarence M. Asbill, Carroll H. Jones, and also Bishop Finlay and Bishop Gravatt.

In keeping with his loyalties in life, he provided by his will substantial bequests to Trinity Church, Grace Episcopal Church and Church Home Orphanage. His high sense of equity impelled him to give the remainder of his property, estimated at approximately \$100,000.00, to his kin people, apportioned substantially to their degree of relationship to him.

Mr. Carwile was an ardent football and basketball fan, as well as a fisherman. Whenever Carolina played in Columbia or elsewhere nearby, he could always be found in the stands. He maintained a fishing pond on his farm at Ridge Spring and was a member of the White Pond Club near Blaney where he fished regularly.

Mr. Carwile was so highly regarded by his fellow practitioners as to character, integrity, learning, ability and soundness of judgment that he was frequently selected as special referee when the Master was disqualified. His decisions were rarely appealed. He was Chairman of the Richland County Board of Appraisers at the time of and for many years prior to his death.

He was kind, helpful and considerate to all. He was a banker without interest to many of the young members of the Bar. He assisted young people by loans to obtain an education. He died a bachelor May 1, 1948, after being hospitalized for almost two years, and was laid to rest among his parents, brothers and sister and other kin of the family at Ridge Spring. It is to be regretted that upon the death of his surviving brother, W. Edward Carwile, the family name will become extinct, as there are and will be no descendants. Our memory of Richard Eugene Carwile will ever be tender and loving.

JOHN I. COSGROVE
1888-1948

BY HUGER SINKLER

On October 1, 1948, John I. Cosgrove, a distinguished South Carolina lawyer and past President of this Association, passed away. His death removed one of the most outstanding members of the South Carolina Bar.

John I. Cosgrove was born in Charleston on December 22, 1888. He attended the public schools of Charleston, and after graduating from Charleston High School entered the College of Charleston, graduating with distinction in the class of 1910. His high standing in college was the more creditable because of the fact that he worked to support himself during his college career. After his graduation from that institution, he moved to Washington where he secured employment in order to finance his legal education. Within three years he graduated from the Law School of Georgetown University, and returned to Charleston to begin what developed into a distinguished and useful career as a lawyer, which ended only upon his untimely death.

It was not long after his admission to the Bar that his industry and acumen attracted attention. Associated with an active law firm, he willingly assumed a large portion of its work and in the course of but a very few years obtained recognition as a leader at the Bar of this State, a position never afterwards relinquished.

John Cosgrove's distinguished career as a lawyer was marked with great success in the many and varied fields of law in which his general practice led him, and he was successful in many historic litigations.

He attained equal success as a counselor, whose advices and opinions were much sought after and highly respected. His abilities were frequently recognized and on many occasions he well served his State as an Acting Associate Justice of the Supreme Court and as an Acting Presiding Judge of the Courts of Common Pleas and General Sessions. He became President of this Association, and also served as President of the Charleston County Bar Association. His varied practice was not confined to private litigants, and he rendered notable public service as Corporation Counsel of the City of Charleston and as Attorney for the County Board of Commissioners of Charleston County, in which last named position he was serving on the occasion of his death.

But John Cosgrove did not confine his activities to his profession. His services and counsel were always available to his native community and to his State, as his faithful services for many years as a member of the City Board of School Commissioners well illustrates.

Always loyal and faithful to his religion, he was a pious and devout life-long member of St. Joseph's Roman Catholic Church.

He was a loyal friend to countless people, whose genial company was much sought after, particularly on the occasions of the Annual State Bar Conventions.

His passing on October 1st, 1948, has left a void which will not easily be filled in the hearts and minds of his many friends and associates.

GOFF MILLER GREENE
1862-1949

BY SOLOMON BLATT

Goff Miller Greene was born December 18, 1862, the oldest son of William Holland and Virginia Heath Greene of upper Barnwell County. At that time his father was with Lee in Virginia. The baby was named William Holland, and re-named Goff Miller upon his father's return in 1865, for the surgeon from Richmond who amputated the leg of the elder William Holland Greene on the battlefield at Gettysburg.

In 1876, since his father was unable to ride a horse, the fourteen year old boy rode with the Red Shirts in Hampton's campaign to regain the state. He was educated at Joyce Branch School and Cokesbury College, alternately teaching in country schools and going to college, to defray his expenses in the hard days following the War Between the States.

Mr. Greene "read law", as was customary at the time, under Bates & Simms, and was one of the few to take the first written bar examination given in the state. Sixty years later he had not forgotten the terror those budding lawyers felt. Nobody had ever seen a written bar examination and they had no idea what to expect. He passed with excellent grades, and was admitted to the bar May 13, 1887, his license being signed by W. D. Simpkins, Chief Justice, and Henry McIver and S. M. Gowan, Associate Justices.

He practiced law in Elloree for two years and came to Barnwell in 1887. He was at one time a member of the firm of Bellinger, Townsend & Greene and was elected Master in Equity of Barnwell County in 1924, which office he held continuously up to the date of his death. As a young man he was a Mason and a Knight of Pythias, and was a member of the Barnwell Methodist Church.

Mr. Greene was the last of the older lawyers who were practicing at the turn of the century. He died April 25, 1949, having been a member of the Bar for sixty-two years and of Barnwell Bar for sixty years.

Mr. Greene was twice married. His first marriage was to Miss Minnie Oliver Harper of Elloree, in 1889. She died in 1904 leaving two infant children, William H. Greene, now of Beaufort, and Elizabeth Greene Thomas of Columbia. In 1913, he was married to Miss Jennie Hopkins Pate of Barnwell, who survives him, together with a foster daughter, Dorothy Greene Randazzo, of Washington, D. C.

He was an able lawyer, and a Christian gentleman. He was of a lovable disposition, putting friends and right and justice above money. Miller Greene was, "the friend of man."

WILLIAM WALKER HAWES

18 -1948

BY A. W. HOLMAN

What is Life?

Someone said:

"Life is but a day at most,
Sprung from Night
IN DARKNESS LOST."

Neither Saint, Seer nor Sycophant makes answer, nor does Holy Writ. What then can we say other than that Life is God's Secret Articulate Gift to man; having created man in his image, "A little lower than the Angels."

We believe that by the gift of Life and intellect, God's purposes are manifested; His will is done or frustrated. Out of the relationships existing between God and mankind and between man and his fellows come love and friendship; beauty and memories. Life's most precious jewels which breathe music into the Soul. There is an eloquence in memory; memories which cannot die for they cluster around the Immortal. And so today we, his fellow-laborers, his loved ones, and his friends, gather in solemn concourse in his Honor, to endeavor in our feeble way to express our appreciation of our departed co-worker and friend and to inscribe upon the records of this Honorable Court, in its "Book of Memories", the life, character, and good works of William Walker Hawes.

Nearly three score and ten years ago he greeted the Graying Dawn in an humble cottage in Aiken County, South Carolina, and it was there that he attended school and was graduated at "Old Leesville College" in both academic and commercial departments; all of this at the tender age of sixteen years, thus reflecting a mental brilliancy manifested in later years. Even at this early age he began to teach school and taught until he matriculated at The Citadel, thereby embarking upon a military career; later he matriculated at West Point where he was a classmate of Douglas MacArthur, who became and now is, General MacArthur of the United States Army in Japan. While at West Point, he decided that "The Law" was his "Calling" and returning to his beloved Native State, attended the Law School of the University of South Carolina, and graduated Magna Cum Laude in the class of 1903.

Because of his profound knowledge of law and procedure, he attracted a large clientele and a lucrative practice in both Richland and Lexington Counties; his office being in the Hook Building, Columbia, for more than thirty-five years. Though of a retiring disposition, his brilliant intellect was impressive and apparent to all, for he dwelt on the good-side of human beings. In his death, the legal profession has lost a scintillating intellect, a profound student of the law, whose mastermind caught and held captive the great maxims of law and equity, which few possess, but with all of this he was an humble man, a patient man, giving his best to either Prince or Pauper. He sought neither grandeur nor riches, nor fame nor fortune, but only to render service to his fellowman and whether one was rich or poor, he held

steadfastly to this course as a friend and safe counsellor throughout his life. He spoke not of the guile of others, writing, with the finger of love and compassion, their faults upon the sands of the seashore, but their virtues he carved in tablets of stone. He was a devoted member of the Shandon Methodist Church and a Mason.

He loved the great out-doors and flowers and was wont to meditate in hallowed solitude hour after hour in the beautiful garden at his home where his devoted wife and daughter lovingly lavished so much care in cultivating a profusion of colors, bewitching in beauty and blend and well-lending their charm to his moments of reverie and silent communion. His attitude towards life was that:

“There is enough of God
In the heart of a rose,
In the smile of a child,
In the dewey blossoms of dawn

To prove

That Beauty is the soul of Him,
That love is His sceptre, and
That all things made by Him face,
Not the night, but eternal morning.”

On May 21, 1901, he joined in Holy Wedlock, as his life companion, Miss Daisy C. Geiger of Calhoun County, and they were blessed with Helen (now Mrs. George W. Collins, Jr., of Columbia) both of whom were touchingly devoted and loyal through the many years and survive, together with a brother and two sisters.

And then, among the creeping shadows where the silences echo, on November 21st, 1948, he passed through the golden sunset into “That Undiscovered Country from whose Bourne no Traveler Returns”; wrapped the drapery of his couch about him and lay down to pleasant dreams and now sleeps until the Symphonic Hosannahs of Heaven awake and welcome him.

BENEDICT W. HYMAN

1907-1949

BY PAUL A. SANSBURY

The Bar of Darlington County lost perhaps its most popular member in the passing, on February 11, 1949, of Benedict W. (Dick) Hyman.

Dick, as he was affectionately known to his host of friends, was born in Darlington, S. C., on Sept. 27, 1907, the son of the late A. Hyman and Celia W. Hyman, a large family long prominent in farming and business affairs in Darlington County. He attended the Darlington public schools, The Citadel, and the University of South Carolina Law School, from which he was graduated in 1931.

Dick returned to Darlington after graduation, and for four years practiced in a firm formed with one of his law classmates, J. D. McInnis, as Hyman and McInnis. After this firm was dissolved in 1935,

Dick continued practice by himself until his death, save for a period of active service in the Navy during World War II. Although overage for active duty, and having not only a wife but also three small children to support, Dick volunteered for the Navy in the recent conflict, and served with honor in that branch. His tour of duty included seventeen months of combat service aboard the U.S.S. Wayne, an attack transport, in the Pacific Theatre.

Dick Hyman had a very bright mind, and was gifted with a keen insight into the law. He was a vigorous advocate in all causes that he represented, particularly delighting in trial work. He took great pleasure in accommodating and helping others, and to the writer and the other young lawyers with whom he came in contact, his encouragement, patience and sound advice were of great assistance.

Dick Hyman loved life. A genial companion who attracted friends from all walks of life, his ready wit and keen delight in the telling or hearing of a story made his company most enjoyable. He was a devoted parent, who spent as much of his time as possible with his three young children.

Dick Hyman will be missed in Darlington, for his inherent kindness and generous nature endeared him to those who knew him, and will be long remembered.