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Memorials

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Memorials

CURRAN EARLE COOLEY

BY LEON L. RICE

Curran Earle Cooley was born in Anderson, South Carolina, on September 17, 1887, and died on October 26, 1962. He was a son of John Baylis Earle Cooley and Aureola Alethea Earle Cooley. He attended Furman University and later transferred to the University of South Carolina where he graduated with a B.A. degree and a masters degree in English literature and with a degree in law.

For many years he was a member of the firm of Sullivan & Cooley, as a partner of G. Cullen Sullivan. He was for a long time referee in bankruptcy in Anderson County in the United States District Court for the western district of South Carolina and was legal consultant for Mr. George Pope and his chemical company of Niagara Falls, New York. He practiced in the federal and state courts and was a student of the law and appeared frequently in the Supreme Court of South Carolina.

He was married in 1955 to Miss Ida Moore of Nashville, Tennessee, and at the time of his death he was survived by one brother and one sister. During his term of office as referee in bankruptcy, he was commended in the federal courts for the accuracy of his accounts and his sound judgment in legal matters.

He comes from a long line of illustrious South Carolinians, and he will long be remembered by the Anderson Bar as one who loved his profession and sought to do justice to all.

JOHN WOLFFE CREWS

BY WILLIAM P. DONELAN

John Wolffe Crews was born in Laurens County, South Carolina, on February 14, 1890; died in Columbia November 6, 1962.

John Wolffe Crews was the son of William Thomas Crews and Elizabeth Wolffe Crews. His father and grandfather were both newspapermen. He was one of ten children and came to Columbia when he was seventeen years old and went to work as a clerk in Erlich's Shoe Store. It was there that he first came in contact with the Honorable G. Duncan Bellinger, who was then Probate Judge of Richland County. Judge Bellinger, recognizing his native ability, appointed him Deputy Probate Judge, which gave him the opportunity to study law at the University.

In 1914 he graduated from the University of South Carolina Law School and started the practice of law in Columbia.

In 1916 he was elected to the State Legislature from Richland County and immediately thereafter journeyed all the way to Eugene, Oregon, to marry Juanita Wilkins, whose family had crossed the plains of this country in 1847 and whose family helped establish the State of Oregon. He brought his bride back to Columbia to make their home. He was the father of two children, John W. Crews, Jr., and Betty Varian Crews Brandon.

On June 25, 1941, Judge Crews suffered a great sorrow in the death of his son who was killed while in training as a pilot in the United States Air Force. Judge had always looked forward to the practicing of law with his son, and it took a number of years for him to overcome this loss.

Surviving Judge Crews are his widow, his daughter, two grandchildren, five sisters, and one brother.

John Crews served the people of Richland County in the State Legislature for four different terms of office. On numerous occasions he served as a Special Judge in the various circuits of South Carolina as well as an Associate Justice of the Supreme Court of this State by special appointment. In 1956 he was elected Richland County Judge and held the first Richland County Criminal Court, this honor coming to him after having successfully practiced law in Richland County for forty years.

He was a leader in the community, holding many positions of honor in various organizations.

He was a marvelous student of the English language.

Judge Crews was a kindly southern gentleman, dignified but not stiff, courteous and considerate. He was the soul of honor. He had the rugged virtue of moral courage.

He was a delightful companion, always cheerful and responsive, and he always liked to have his friends around him. He was fond of the great outdoors, of guns, and dogs and horses.

He was an able trial lawyer.

He upheld the highest traditions and ideals of the Bar. He was popular with his brethren of the Bar. His passing leaves a vacancy among us. Those of us who knew him well will ever hold his memory in affection and respect.

Judge Crews had a keen insight into people and their problems. He was a man of great compassion and understanding and possessed a brand of integrity and loyalty almost unmatched.

JOHN EDWARD EDENS

By EDWARD M. WOODWARD

John Edward Edens, prominent Columbia attorney, distinguished citizen, and outstanding Methodist layman, died suddenly on February 6, 1963, in Miami, while on a visit to Florida.

Born February 9, 1896, in Marlboro County, South Carolina, the son of Henry Thomas Edens and Alice (Spears) Edens, John Edens was educated in the public schools of Sumter, at Bailey Military Institute, the University of South Carolina, and was graduated from the Law School of the University of South Carolina in 1920 with a degree of LL.B. He did postgraduate work in law at Columbia University. His education was interrupted for a time by World War I, when he entered military service in 1917, serving as an Infantry Lieutenant in France.

Admitted to the bar in 1920, Mr. Edens practiced law in Columbia continuously until his death. He was an excellent trial lawyer, and he practiced extensively and successfully in the fields of corporate, real estate, and probate law as well. His energy was boundless. He was courageous, fearless, and com-

pletely loyal. He had a sound classical and legal education, and his keen and inquiring mind could cut through trivia to the heart of a problem. Dr. R. Wright Spears, Methodist minister and President of The Columbia College, said of him on the occasion of his funeral: "The ability to resolve differences in human affairs was his in measure overflowing. To bring harmony out of conflicting points of view was a special quality he possessed."

In his early years at the bar, John Edens was elected to the South Carolina House of Representatives where he served two terms (1930-34), during which he was appointed to the important Judiciary and Ways and Means Committees.

Mr. Edens had a great love for young lawyers, and he achieved a deep satisfaction in bridging the difficult gap for many of them between law school and actual practice. Among those who began their practice in his office and under his guidance are: Lewis Weinberg (who was in partnership with him from 1940 to 1948), Tom Johnstone, James Guest, John Peters, Ed Woodward (who was in partnership with him from 1952 until his death), Melton Kligman, Judge John Mason, Harvey Golden, Glenn Craig, and John Butler (also a partner from 1962). Mr. Edens did not dominate his "students" and was slow to criticize them. He did insist that they learn to think for themselves, solve their own problems, and trust their own judgment. He respected their views and opinions, and guided them soundly from theory into practice.

John Edens was one of the founders of Home Federal Savings and Loan Association of Columbia. From its modest beginning in 1928, he saw it grow into one of the largest institutions of its kind in the state, and at the time of his death he was its President and General Counsel.

John Edens took time from his busy law practice and his many business interests to work extensively for his Church and its institutions. He served for eight years as a member of the Board of Trustees of The Columbia College, the last four as Chairman, during a period of notable development of the institution. In 1956 he was presented by The Columbia College with its "Citation for Distinguished Service to Church and State." At the time of his death, he was Chairman of the Board of Trustees of Wesley Memorial Methodist Church, and for many years was active in and a contributor toward its building program.

Mr. Edens was a member of the Richland County, South Carolina, and American Bar Associations; a member of the American Judicature Society; and, a member of the Judicial Conference of the Fourth Circuit Court of Appeals.

John Edward Edens is survived by his wife, Gladys (Gray) Edens, of Columbia, whom he married on November 21, 1925, and by a son, James Gayley Edens, of Columbia. Another son, John Edward Edens, Jr., predeceased his father in 1956, while a senior at the Law School of the University of South Carolina.

As remarked by Dr. Spears on the occasion of Mr. Edens' funeral, the life of this man can be epitomized in Van Dyke's *Four Things*, in which he believed:

"Four things a man must learn to do—
 If he would make his record true:
 To think without confusion clearly,
 To love his fellowmen sincerely,
 To act with honest motives purely,
 To trust in God and heaven securely."

HAROLD W. FUNDERBURK

RESOLUTION ON BEHALF OF THE KERSHAW COUNTY BAR ASSOCIATION

(Author Unknown)

WHEREAS, members of the Kershaw County Bar Association were shocked to learn of the sudden passing of our fellow member, Harold W. Funderburk, on October 17th, 1962; and

WHEREAS, Harold W. Funderburk had since 1935 been an active member of the Kershaw County Bar Association, having served the association in all capacities, including the position of President; and

WHEREAS, the said Harold W. Funderburk has, during his years as a practicing attorney, fulfilled his obligations to his clients, to the Court and to his fellow members of the Bar in a most exemplary manner; and

WHEREAS, the life and practice of our departed member was in keeping with the highest traditions and ethics of our Bar; and

WHEREAS, each of the said members of our Bar feels a distinct personal loss in view of the warm friendship enjoyed by all with our deceased member;

NOW THEREFORE, BE IT RESOLVED by the Kershaw County Bar Association that we go on record as expressing our sincere sorrow at the untimely passing of our fellow member, Harold W. Funderburk;

BE IT FURTHER RESOLVED that the sympathy of the Bar Association be extended to his family, especially to his widow and child.

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the minutes and official records of the Kershaw County Bar Association and a copy of same be forwarded to his widow.

Adopted unanimously this 17th day of October, 1962.

AGNES WALKER HEINITSH

By A. T. GRAYDON

Agnes Walker Heinitsh did not hold a legal degree, but as Clerk of Court of Richland County for seven years and as a part of the Clerk's office for half a century before she became Clerk in her own right, she was the friend of every member of the Richland County Bar.

For "Miss Agnes"—as she was known among the lawyers of Richland County—first came to the Clerk's office in 1905, some seven years after her father, J. Frost Walker, had become Clerk, and there she remained until her death on October 14, 1962.

Miss Agnes Walker was born on October 24, 1889; her mother was Nancy Flanagan of Charlottesville, Virginia, and, although her mother lived all of her married life and raised her children in Columbia, Mrs. Walker never forgot that she came from the home of Mr. Jefferson. It was a heritage which she transmitted to her children.

But this heritage did not in any way prevent Miss Agnes from becoming a part and parcel of Richland County; she was proud of her Virginia background, but Richland County was her life and her all. Her husband, Reginald Davies

Heinitsh, had his roots in Richland County; he died in 1938, leaving Miss Agnes the task of raising their only son, Reginald, Junior; it was a task which she engulfed with all the love and devotion of which she was so capable.

"Miss Agnes" knew her office by training and experience; she often stood as a buffer between the lawyers of this bar and the judges who presided here. If a lawyer misplaced a paper, she was more than willing to assume the responsibility, and there was no favor, within the limits set by the law, which she would not do for her friends.

Because Clarence Hinnant was an invalid during many of the years that he was Clerk, she gladly filled in for him so that her transition into the job at his death was almost a "fait accompli." Although she disclaimed any political abilities, she was in fact an apt and mature politician who knew her county and its people; she liked people, and she had a rough and ready repartee with which to go to bat with the most eloquent of her fellow lawyers.

"Miss Agnes" had a long and painful illness which began a decade before her death; when her physical condition seemed worst, she would manage to get back to her office in defiance of the advice of doctors and friends. Despite this handicap, she was ever the mainstay of her office, and that office was always in her thought and mind. When she was finally confined to her home by illness, her constant hope was to gather enough strength to return to her beloved office.

All her strength finally ebbed away on Sunday, October 14, 1962, at the Columbia Hospital; her body was taken back to the family home of 1630 Senate Street, before the funeral.

"Miss Agnes" would not have liked her funeral; the idea of hauling her body down the center aisle of Trinity Church in the shadow of the State House would have seemed too pompous to her, and the thought of closing the courthouse in her honor would have appalled her. But she would have liked those who were at her funeral: a few lawyers who had practiced with her for almost 60 years, many other lawyers who had known her during all of this practice and a new generation of young lawyers who had just begun their practice under her tutelage.

The story of the Richland County Courthouse in the 20th Century was the life of Agnes Walker Heinitsh; she rests now in the soil of Richland County in Elmwood Cemetery. The hand that wrote more words in the record books of our County than any other is stilled.

But the memory of her helping hand remains among the lawyers who practiced at this Bar for so many years with Agnes Walker Heinitsh.

JUDGE E. H. HENDERSON

BY J. CARL KEARSE

(Memorial Address presented upon the unveiling of portrait of the late Judge E. H. Henderson, at the Court House in Bamberg on August 30, 1963.)

We have assembled today to pay tribute to the memory of one of Bamberg County's most beloved and distinguished citizens, and to unveil a portrait of that great and distinguished jurist, the late Honorable Edward Henry Henderson. Judge Henderson was born in Aiken County on October 26, 1886. He came from a distinguished family, being the son of the late Edward P. and Harriet

Lee Johnson Henderson. He received his A.B. Degree from Davidson College and his law degree from the University of South Carolina. Shortly after completing his law degree, he moved to Bamberg in September, 1908, and began the practice of law. He soon endeared himself to the citizens of this county and rapidly built up a good, substantial law practice. When World War I began, he was one of the first citizens in this county to volunteer. His great ability and capacity for leadership was soon recognized and he was at an early date promoted to the rank of First Lieutenant of infantry in the 81st division. When the war ended, he returned to Bamberg and resumed his practice of law.

Henry, as he was affectionately known to all of his friends, took a very active part in all civic, social, and religious activities of his town and community. He served as an Elder of the Bamberg Presbyterian Church from 1917 until his death, a period of 42 years. He was one of the organizers of the Bamberg Lions Club and served as its first president. He served as Chancellor Commander of the Bamberg Lodge of Knights of Pythias. He was president of the Bamberg Chamber of Commerce and of the Bamberg Men's Music Club. He was twice Commander of the Bamberg County Post of the American Legion and was Chairman of the Bamberg County Chapter of American Red Cross. He was president of the Bamberg County Democratic Club, and of the Bamberg County Bar Association.

Judge Henderson, both as a practicing attorney and as a Judge, was noted for his punctuality. I had occasion to have numerous conferences with him while he was practicing law, also after he became Judge. I also went with him on numerous trips, and I do not recall his ever being late as much as one minute for any appointment. He had his office over the Bamberg County Bank, and I have often heard the men near his office say that they could set their watches by his regularity in entering his office each morning.

Henry was also a great believer in dispatching business promptly. While he was practicing law he made it a practice of answering every letter the day it was received, and he would render an opinion on any subject within a few hours after it was presented to him. I was associated with him in the preparation and trial of a number of cases, and I was amazed at the rapidity in which he could find a case in point on almost any question. I have often said that I did not know of any one who could find a case in point quicker than Judge Henderson, unless it was our distinguished present Judge, Julius B. Ness. Julius practiced law with me for sixteen years, and he like Judge Henderson, had the ability to find the law rapidly, and also like Judge Henderson he made a practice of dispatching business promptly, a trait which he has carried with him on the bench.

Judge Henderson believed in good government and felt that it was the duty of every citizen to enroll and vote in all municipal, county and state primaries, and also in the general elections. He was a great believer in upholding the law. This is illustrated by the fact that on one occasion his wife while shopping in Columbia received a ticket for leaving her car overtime at a meter. She was probably buying a new hat and it took longer than she expected to decide on the shape and color. When she reached home, Henry found the ticket in her car, and he immediately mailed it back with a check to cover the fine.

Although Henry was not inclined to politics, he was willing to serve and perform his duty in any capacity. At the request of others he entered the race and was elected as a member of the Bamberg Town Council and served for

six years, serving as Clerk and treasurer for four of those years. Thereafter when the late Senator Jessie F. Carter was elected Associate Justice of the Supreme Court, Henry was elected to fill out Senator Carter's unexpired term. He served for two years, 1927 and 1928, but did not offer for re-election. However, in 1936, at the earnest solicitation of numerous citizens, he entered the race for the Senate and was elected by a large vote. Before his term ended, he was elected Circuit Judge and was sworn in on January 20, 1940, and served until October 26, 1958, when he reached the mandatory retirement age of 72.

When Judge Henderson was in the Senate he was active in supporting all measures which he felt were for the benefit of the citizens of this State. He served on the powerful Finance Committee. Although he was conservative by nature, he supported all measures which would be of benefit to those who were in distress and who needed relief. He believed in a strong government and was active in supporting numerous bills upholding the dignity of the law and bills which he felt would strengthen South Carolina's position in national affairs.

As a Circuit Judge he had no superior. He was a student of the law and had a keen insight of human nature. He was absolutely honest and honorable in every way. He believed in fair play and absolute justice. He was modest and courteous, but was firm and determined when it came to dispensing justice. The humblest citizen and the lowest criminal would both get equal justice in his court.

He was fair and courteous to the jurors, the witnesses, the litigants and the attorneys. It is well known that the lawyers of this state soon learned to love and admire him. They recognized his great ability and they knew that they would always receive a courteous and sympathetic hearing, and that a just decision would be rendered at an early date.

During the time that he served as Circuit Judge he was appointed to sit with the Supreme Court and act as Associate Justice on numerous occasions. Some of the opinions which he wrote were legal masterpieces and will be read and quoted by judges and students of the law for generations. His profound knowledge of the law, and his ability to express it in a few simple words was only one of his great qualities. He was a gentleman of the old school, and he had a deep and abiding love for his fellow man.

Although he retired on October 26, 1958, he received very little rest from his judicial duties. During the year following his retirement he held court in York, Winnsboro, Chester, Charleston, Union, Spartanburg, and Aiken. In fact he was holding court in Winnsboro when he was fatally stricken and died the following day, November 19, 1959.

When he retired in 1958, he was not a well man, and he deserved a long rest. Had he taken this rest and not consented to hold such a large number of special terms of court, I am sure that he would have lived many years longer, and might have been alive today. However, he was so devoted to duty, so unselfish, and so conscientious that he could not refuse to serve whenever he was called. To him duty came first.

To give you an idea of how devoted to duty Judge Henderson was, I will mention one incident. I visited him in his home a few days after he had his first heart attack, and to my surprise, I found him lying on his side in bed reading a legal transcript. I told him that he should be resting instead of working. He stated that the doctors told him not to sit up or move around in bed,

but they did not tell him that he could not read lying on his side, and that he was very anxious to get out an opinion in a case. A few days after this he called his secretary to his room and dictated an order in this case. This is typical of the type man that he was.

It has been said that "Four things belong to a Judge, namely, to hear courteously, to answer wisely, to consider soberly and to decide impartially." Judge Henderson possessed all four of these attributes. He indeed was a scholar and a gentleman, what more can be said of any man.

DEMOS S. JONES

BY DOUGLAS FEATHERSTONE

It was my privilege and good fortune to have Demos Jones as a close friend for more than fifty years. Therefore, if this is a little on the personal side, at least I know my subject. I first saw Demos on a September day in 1911 when he was about to walk into a monument on the Carolina campus. He had just entered college and had not become oriented. I don't believe he ever missed his way again on the Carolina campus.

Demos Jones was one of the outstanding students of all time at the University of South Carolina. He received the A.B. Degree in 1915 and the LL.B. Degree in 1916. He was a leader in college activities, was president of The Euphradian Society, a member of its debating team, an Editor of both the Garnet and Black and The Carolinian, winner of honorary scholarships for four years and his Class Valedictorian in 1915. This was said of him by one of his friends, a classmate, in the 1916 Garnet and Black:

"Demos Jones is one of the wonders of the campus. He took Junior Law, and at the same time fooled the Faculty into giving him first honor distinction in the Graduating Class of nineteen fifteen. Some say that he is blind, but all his professors agree that he sees more than any student who ever entered a classroom at 'Carolina.' As in every thing he has undertaken, Jones will rise to the top in law."

One term we were in the same class in spherical trigonometry. On one test or examination he made 100 when those of us with good vision had to take lower grades. Even yet, I can't begin to understand how he did it.

After admission to the Bar, Demos, as predicted, became a lawyer of distinction. For a while he served as magistrate at Greenwood. For many years prior to his death he was Judge of Probate and Master in Equity. In these offices he was noted for his independence, courage, impartiality, and the wisdom and quality of his decisions.

The fact that in his youth he had been blinded by an accident somehow seemed to make his other senses more acute. He had a truly remarkable memory and an uncanny "ear" for voices.

Where under similar circumstances men of lesser character and courage would have been dependent or largely so, Demos "hoed his own row" and asked no favors nor help. In 1925 he married a charming lady, Mary Payne Jones, and they have two fine sons, William B. Jones and Demos S. Jones, Jr. Demos was the son of Mr. and Mrs. William Boyd Jones and took a goodly heritage of character from them.

Demos Jones had an outstanding personality. I never saw him downhearted or discouraged and he was blessed with a wonderful sense of humor. His life was a benediction and inspiration to those of us of lesser courage and faith. I can truthfully say as Hamlet said in speaking of his own father to Horatio, "He was a man, take him all in all, I shall not look upon his like again."

LOUIE FLEMING LANFORD

BY GEORGE H. DAVIS, JR.

On Friday, January 11, 1963, while singing one of his favorite religious hymns, Louie Fleming Lanford, affectionately known by his friends and the members of the Richland County Bar as "Bud" Lanford, died suddenly at his home in Columbia.

Louie Fleming Lanford was born on August 8, 1900 at Lanford Station, South Carolina, son of the late Oscar L. Lanford and Ethyl Fleming Lanford. He attended the public schools of Laurens and Baylor Military Institute in Greenwood.

At the outbreak of World War I, he recognized his duty and volunteered as a member of the United States Navy, and was stationed on the U.S.S. Hartford based at Newport News, Virginia, which saw action in Europe.

After the war, Mr. Lanford returned to further his education. He attended Furman University where he distinguished himself in sports. In football he was an outstanding athlete. He was an "All State Guard" all four years of college and in his senior year was selected "All SIAA Guard," one of the highest honors in College football at that time. After graduating from Furman University in 1924 he and his bride of one year, Loraine Davis Lanford, stayed in Greenville until 1930 when they came to Columbia. A short while later they moved to Charlotte, North Carolina.

Mr. Lanford was not satisfied with the work he had been doing, and even though he was married and had three children, he was determined to become a lawyer. The Lanfords came back to Columbia and Mr. Lanford entered the University of South Carolina Law School in 1940. He graduated in 1943 and was admitted to the South Carolina Bar, February 26, 1944. Mr. Lanford went into the law office of my father, the late George H. Davis, and was later made a partner under the firm name of Davis and Lanford.

"Bud" Lanford was known as a friendly, outgoing person and liked by all who knew him. He was active in religious and civic affairs. As a faithful member of the Rosewood Baptist Church, at Columbia, he held the positions of teacher and deacon and gave much of his time and energy to his church. He was the secretary of Live Oak Camp #2 of the Woodmen of the World, a Mason, past patron of the Order of Eastern Star, Post Commander of the Veterans of Foreign Wars and a member of the American Legion.

Mr. Louie Fleming Lanford left surviving him, his wife, Loraine D. Lanford, three brothers, four sisters, four children, Louie F. Lanford, Jr., Robert D. Lanford, Patsy Lanford Player, and James L. Lanford, and five grandchildren. His passing came as a shock to all of us and at his passing the Columbia Bar lost a faithful, conscientious and personable member of our profession, and his many clients lost an understanding, sympathetic, and unselfish counsel who was always ready to listen to and attempt to rectify their difficulties no matter how large or how seemingly trivial.

JOHN D. LEE

BY SHEPARD K. NASH

John D. Lee, an eminent lawyer of Sumter, died June 28, 1963.

He was born in Sumter on October 18, 1888. His parents were Colonel Richard D. Lee and Mary Dozier Lee, both being members of old and prominent South Carolina families.

A graduate of Sumter City Schools, he attended the academic and law schools of the University of South Carolina, receiving his Bachelor of Arts degree in 1909 and his LL.B. in 1911.

He began the practice of law in 1911 in Columbia and later moved to Sumter, becoming a partner in the law firm of Lee & Moise, a firm founded in 1872, and continuously, with one exception, since that time composed of members who were and are direct descendents of the original founders of the firm.

He married Miss Minnie Boineau of Columbia, South Carolina. To this union were born two daughters and a son: Lydia who is the wife of D. B. James of Sumter; Barbara the wife of Paul D. Gurley of Cartersville, Georgia; and John D. Lee, Jr., a Member of the House of Representatives from Sumter County since 1954, himself a member of the firm of Lee & Moise and a capable practitioner at the Sumter Bar.

As a citizen and as a kind and loving husband and father he had the merited respect of his neighbors, fellow citizens, colleagues, associates, and clients.

He was a most efficient and skilled advocate, ever painstakingly energetic and diligent in the prosecution and protection of the interests of his many clients.

John D. Lee was a member of the Sumter County, South Carolina, and American Bar Associations; a charter member, and past president of The Sumter Kiwanis Club, and served as a Vestryman and Senior Warden of the Church of the Holy Comforter, and as a member of the Standing Committee of the Diocese of South Carolina.

He was elected a life member of the Board of Trustees of Tuomey Hospital in 1931, and from 1936 until his death was President of that Board.

As President of Sumter Ice & Fuel Company, a Director of First Federal Savings & Loan Association since its formation in 1923; of Williams Furniture Company, and of the South Carolina National Bank, he was prominent in the business world of Sumter.

He enjoyed a successful practice of his profession. His sound and scholarly advice will be sorely missed, for his outstanding legal ability was recognized and appreciated by all who came in contact with him.

BE IT RESOLVED that we deeply regret his passing and realize the great loss this Association and this community has suffered.

SUE EVELYN LESTER

By J. A. Hurro, Sr.

Mrs. Sue Evelyn Lester was born in Chester County, South Carolina on the 10th day of December, 1892. Then, she attended the public schools, later attending Linwood College of near Kings Mountain, North Carolina from which she

graduated with the degree of Bachelor of Arts. After graduating from Linwood College, she did graduate work at Converse College of Spartanburg, South Carolina.

While attending Converse College in Spartanburg, South Carolina, she was married to Lawrence Treadwell Lester, who died July 6th, 1934. Mr. Lester was a pioneer in the motion picture business in the South and he and Mrs. Lester operated numerous theatres in Columbia. They also, during World War I and for some time thereafter, operated the Columbia Theatre that was situate in the old City Hall at the intersection of Main and Gervais Streets known as the Opera House. During this period, through the efforts of Mr. and Mrs. Lester, some of America's finest entertainment was presented to Columbia audiences.

During the year of 1919 Mrs. Lester decided that there was a great need of a woman lawyer in the City of Columbia and that she could be of great service in the legal profession so she entered the University of South Carolina Law School from which she was graduated in the year of 1922. That after graduation from the University of South Carolina Law School, Mrs. Lester continued her education and practiced Law having the degree of Master of Arts bestowed on her in 1924. She did further work at the University of South Carolina and was entitled to a Doctorate in English which she did not receive as her Law practice consumed so much of her time that she did not have the time to complete her thesis. Mrs. Lester told me shortly before her death that she was preparing to write her thesis so as to receive her Ph.D. Degree, which would make her, if the decree dated back to when she finished her studies, the first person to ever receive a Ph.D. from the University of South Carolina.

Mrs. Lester was, so far as I can determine, the first woman lawyer to actively practice in the City of Columbia. From the time of her graduation in 1922 until she became ill in 1962, she carried on an active Law practice in the City of Columbia, she appeared in all Courts and for a number of years had a large criminal practice and tried a great number of cases in the Courts. Mrs. Lester in her later years specialized in domestic matters, handling a large number of divorce cases. I know of a number of cases that she handled without fee when indigent women and children were involved. On lots of occasions she actually furnished food for suffering families.

Mrs. Lester was known as an aggressive trial lawyer, especially in domestic matters. She also tried a large number of insurance and tort cases. For a number of years she did a great amount of trial work in all of the Courts of Richland County where she had earned the respect of the Courts and the bar generally as an excellent trial attorney.

Mrs. Lester died on the 14th day of June, 1962, leaving two daughters, Mrs. Evelyn Lester Dunning of Istanbul, Turkey and Mrs. Judy Lester Connelly of Charlotte, North Carolina.

JOE BERRY SLOAN LYLES

BY JOHN H. LUMPKIN

Joe Berry Sloan Lyles was born on August 18, 1885, in Columbia, South Carolina, the son of William H. Lyles and Miriam Sloan. He attended the public schools of Columbia, received his A.B. Degree from the University of South Carolina in 1905 and was graduated from Harvard Law School in 1908

with LL.B. Degree. While at Harvard Law School, he was honored by election to the Harvard Law Review, a distinction reserved for only the top few students. Having other things on his mind, he declined this honor, being one of the few who has ever done so.

After his graduation from Harvard Law School, he returned to Columbia, and joined with his father in the practice of law, and practiced until the death of his father. He then practiced alone until his retirement in 1960. The only interruption in his practice was during World War I when he served as an ensign in the Navy.

When the war ended in 1918, the usual service confusion obtained, he asked his immediate superior, a young lieutenant, "What am I supposed to do now?" The lieutenant replied, "I don't give a hoot what you do," whereupon, Mr. Lyles packed his bag, caught the train and came home. He often laughingly stated that he was not sure that he was ever legally discharged from the Navy.

In 1917, he married Evelyn Robertson, who survives, and they have one child, a son, William S. Lyles, who is a distinguished surgeon in Winnsboro, South Carolina.

Joe Berry Lyles epitomized the peak in legal craftsmanship and members of the Bar and of the Judiciary throughout the State and Nation held him in high regard and respect. Over the span of his active practice, he participated often as the leading attorney in many of the major matters in this State and his eloquent but simple manner of expression is reflected in many orders which were adopted by the Court as its order. The famous Columbia streetcar and canal case were under his direction.

He served as special Circuit Judge on several occasions. He was president of the Columbia, Newberry & Laurens Railroad for many years and was District Counsel for the Seaboard Airline Railroad until his retirement from the practice in 1960. Besides the well known cases above mentioned, he handled many cases of importance in the South Carolina Supreme Court, Circuit Court of Appeals and United States Supreme Court.

He is best remembered by those who knew him for his inimitable wit and zest for life. In summation, you can say that he was "a lawyer," and in so doing, one adds luster and honor to the meaning of the word.

He died in Columbia, South Carolina, on February 13, 1963.

GEORGE TRUETTE SMITH

By J. WESLEY DRAWDY

I cannot say that it is a pleasure to make a statement in memory of George Truette Smith who died on January 8, 1963, but I do say that it is a privilege.

Truette Smith, or George as he was known to the senior members of the Bar, was born May 17, 1898 at Norway, South Carolina. He was the son of Tillman W. Smith and Catherine Hutto Smith. His father died before he had completed his elementary schooling and he was called upon to assist his mother with the rearing of his six brothers and sisters, which he apparently did with his usual diligence and thoroughness.

He graduated from the University of South Carolina, School of Law, in 1924 along with our own Judges Harry M. Lightsey and Legare Bates. In this

same class were well known local members of the Bar, Augustus Black and William Cain. His practice ranged over thirty-eight years in the City of Columbia and was terminated by his untimely passing. Truette Smith's activity in the law varied from criminal cases of all types to probate and equity matters. The last years, he was primarily engaged in the handling of commercial matters in which he had an extensive practice. He was at one time a partner of E. A. Blackwell and Thomas Peebles, a former Attorney General of this State. He was also associated with Richard Broome and Judge Legare Bates.

Earlier and for a considerable part of his career he was actively engaged in politics both on the local and national level. While he was never elected to political office, he was campaign manager for the late Hampton P. Fulmer, member of the House of Representatives of the United States for several terms, and he was actively engaged in the promotion of the campaigns of a number of local political figures.

Because ours is a government of laws, lawyers occupy a unique position in our society and, perhaps, in the history of civilization. Our local system of today is the result of a long and gradual growth and slow development, and many rights, and necessarily the methods of enforcing them, which we now consider as commonplace in any scheme of jurisprudence are after all of comparatively recent recognition in our courts. Truette Smith had a sound and substantial part in the growth of the law. His contributions were not spectacular but they were basic, and he never shirked his responsibility as a lawyer to his community, his State, or his Country.

I was privileged to know Truette Smith intimately for the entire year prior to his death and casually for some eight to ten years prior to this. In this period, I never once heard him make an angry statement of any kind toward any person. While he was undoubtedly a successful lawyer who practiced in the finest tradition of our profession, he was above this a gentleman in every sense of that word.

Should a higher authority have occasion to question him on his actions or beliefs, he can answer truthfully, "I have kept the faith."

AUGUSTINE T. SMYTHE

By HAROLD A. MOUZON

When Augustine T. Smythe died on December 12, 1962, it was the end of a career of more than fifty years at the bar of Charleston. Born on January 25, 1885, he was admitted to practice in 1909, after the completion of his education at the University of Virginia and Harvard University. In the course of his long years at the bar, he had won for himself a reputation which extended far beyond his own immediate area.

In attempting a brief appraisal of Augustine T. Smythe as a lawyer and as a person, this writer can perhaps not do better than quote a tribute which was read to and approved by the Charleston County Bar Association at its last annual meeting:

"Whether it be good or bad, it is certainly true that we live in a world which is becoming more and more uniform and standardized. Our towns and cities become more and more alike; so that if one suddenly waked to find himself in the middle of a strange town, it would only be after some investiga-

tion that he could determine whether he was in Georgia or in Indiana. There would be the same concrete sidewalks, the same street lights, the same neon signs on the same store fronts, and even the same stores, all members of nationwide chains. Differences in local speech and habits and customs are rapidly being erased by the radio, television and the automobile. Men speak alike and dress alike and think alike. We are all becoming in some degree 'organization men.'

"What is true of the world in general, is true of our Charleston Bar. The bar today, however high may be its level of professional ability, does not have the colorful and individual personalities of the bar of half a century ago. During the past year, we suffered the loss of perhaps the most outstanding individual of the Charleston Bar, an outstanding individual of the South Carolina Bar.

"Augustine T. Smythe did not fit into a pattern. He was an individual, a person in his own right.

"As a lawyer, he displayed wide learning in the law, a strong intelligence, sound judgment, untiring industry, and entire devotion to his clients' interest, tempered only by a sensitive awareness of the bounds of ethics and integrity. He had a gift for clear and shapely expression, both written and oral. He had a keen and sometimes biting wit. His closely reasoned arguments were of a character and a type which appealed to the trained intelligence of a judge rather than to the sympathies and emotions of some juries.

"The ease and clarity of his language and the sparkle of his wit made him popular as a speaker on public occasions; these same qualities also helped to make him a delightful companion, a welcome addition to any company. He was a gracious host, with a touch of old-fashioned formality in his manner and a command of the almost forgotten art of conversation.

"He loved his city and his state, and had a wide knowledge of their history and unshakable loyalty to what is best and finest in their past. He filled a large place in the life of this community, but his life was centered in his home and his family, to whom he was most warmly devoted. While we of the Charleston Bar mourn the loss of one of the foremost among our brethren, we can be glad that he left two lawyer sons to keep alive among us their inheritance of a high tradition and a high responsibility as lawyers and citizens."

PAUL L. TAYLOR

BY THOMAS W. WHITESIDE

PAUL L. TAYLOR—June 7, 1913-April 2, 1962.

A.B. Degree, Wofford College, 1934; LL.B. Degree, University of South Carolina, 1937. Practicing Attorney in Spartanburg from 1937 to date of death. Was County Solicitor for 12 years, 1945-1957. Survived by his wife, Eleanor Lawhon Taylor and mother, Mrs. John W. Taylor.

NOTE: Mr. Taylor died before the last Bar Convention but too late to submit memorial.

FRANCIS EHRLICH THOMSON

By A. T. GRAYDON

Francis Ehrlich Thomson was born most appropriately on Main Street in Columbia on April 21, 1898, and here he spent his entire life. His parents were Edgar Means Thomson and Reba Ehrlich Thomson.

Ehrlich was educated in the city schools and then attended The Citadel. His education was interrupted by service for his country during World War I in which he was with the AEF in France; he liked to recount stories about visits to Paris in those years. Upon his return from the service he entered the School of Law at The University of South Carolina from which he was grad-

In the field of law, Ehrlich Thomson was a specialist in appellate practice and procedure; even when his health had failed, he was often called upon by lawyers at this bar to assist with the writing of a brief or the examination of a complicated procedural question. These tasks he accomplished with efficiency and thoroughness.

Ehrlich was a familiar figure on Law Range, and there was little that happened among the lawyers that he did not know. Like most persons with trained legal minds, he had an insatiable curiosity about the facts of any case, and he would ferret out the facts in the cases which were brought to him. No lawyer at this bar was better known among his fellow attorneys than Ehrlich, for Law Range was truly his second home.

Ehrlich attempted to reenlist during World War II, and, when he was turned down, he kept the members of the bar who were in the services informed of the activities in Law Range. During this period he was associated with Clint Graydon in the practice of law, and he assisted in the preparation for and trial of several important cases.

As Clint often remarked of Ehrlich's message center to the Pacific and European theaters: "We have telephone, telegraph and Telehrlich—and the last of those is the most efficient." When Bratton Davis and John Grimball returned from World War II to resume practice with Clint, Ehrlich began practicing again by himself.

When his health began to fail 15 years ago, he no longer maintained a regular office; Ehrlich went to North Carolina for treatment, and the familiar messages then bombarded Law Range from Oteen. On leaves from the hospital he would return to his familiar Law Range to see his friends and discuss the news among the lawyers.

During these periods Ehrlich's wife, the former Julia Acree of Darlington, encouraged and nursed him back to health; she had become a part of the staff of the County Treasurer's office and appropriately enough she was assigned the job of handling all fees. Here she learned the news of Law Range from the lawyers as they paid their fees, and this news she would send on to Ehrlich at Oteen where he in turn would transmit the news back to Law Range.

As the years wore on, the ravages of time and disease took their toll, and Ehrlich was able to visit Law Range only occasionally. But his interest in the law and in the judges and lawyers never failed.

His devotion to his family was admirable; both of his sisters and his mother had long illnesses, and he cheered and brought comfort to them in their troubles.

His wife did the same for him, and he had three fine sons in whom he took unusual pride: Francis Ehrlich, Junior, who lives in Columbia, and is a salesman for a wholesale drug equipment house; William Campbell, who has a position in the Department of Agriculture in Washington and Russell Acree, who is graduating from Hastings Law School in California this month. Ehrlich left them a priceless heritage: a sense of humor and a real love for his fellow man.

Ehrlich's friends and family—and an honor guard from the American Legion—gathered on May 13 to pay him final homage; the lawyers whom he had known so well were there to pay tribute to one who had lived on and for Law Range for so long.

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