

IN THE
SUPREME COURT

OF INDIANA

NOVEMBER TERM, 1966

ORDER OF ADJOURNMENT

IN MEMORIAM OF

WALTER MYERS, JR., ASSOCIATE JUDGE

WHEREAS, this Court has learned with shock and distress of the untimely death of one of our Associates, Walter Myers, Jr., a distinguished member of this Court, and

WHEREAS, he has enjoyed an outstanding career as a lawyer in Marion County and as a Judge of the Appellate Court and the Supreme Court of Indiana, and

WHEREAS, the citizens of the State of Indiana have lost an eminent jurist and one who was devoted to civic affairs and gave unstintingly of his service to laudable civic enterprises, his untimely loss will be felt by his fellow citizens of Indiana for many years to come,

NOW THEREFORE BE IT RESOLVED AND ORDERED that the Supreme Court of Indiana stand adjourned in memoriam of Walter Myers, Jr., our fellow Judge, until 2:00 P.M., Monday, June 5th, 1967, and the Clerk of this Court is directed to spread this order in memoriam on the records of this Court

and transmit a copy hereof to his bereaved widow and sons, to his father, mother, brother and sister, all of which is done this 2nd day of June, 1967, at 1:00 P.M.

(s) Donald H. Hunter
Chief Justice

Witness the seal of this Court,
this 2nd day of June, 1967.

In Memoriam

WALTER MYERS, JR.

We, the members of the Appellate Court of Indiana, adopt the following memorial on the life of Walter Myers, Jr., this 5th day of June, 1967:

Walter Myers, Jr. was born in Indianapolis, Indiana, on June 9, 1914, and died in Community Hospital in the city of Indianapolis on June 2, 1967, after an illness of six weeks.

He obtained his early education in the public schools of the city of Indianapolis and graduated from Yale University in 1935 and Yale Law School in 1938. Judge Myers was elected to the Appellate Court of Indiana for a four year term in 1958, and while still a member of the Appellate Court he was nominated and elected as one of the Judges of the Supreme Court, in 1962.

He was a person of fine character. He was a man of generous impulses and at all times he was courteous in his treatment of his colleagues, both as a practitioner and as a Judge. He was a lifelong member of the Democratic Party and supported its principles. He was a born lawyer from a family of lawyers, and was possessed of a keen legal mind.

He was an able, industrious and painstaking Judge. During his service as a member of the Appellate Court and the Supreme Court, he wrote many important opinions. He was careful and conscientious in the writing of his opinions and he spared no effort in arriving at a just determination.

Judge Myers was always interested and active in public and civic affairs in his home community and in the State.

He was a member of Pentalpha Masonic Lodge, Scottish Rite, Murat Shrine, and Tau Kappa Epsilon fraternity. He was an active member of the Second Presbyterian Church. He gave freely of his time to the Indianapolis, Indiana State, and American Bar Associations.

Judge Myers is survived by his widow, Jane; son, Dennis Myers and stepson, John R. Kinghan; his parents, Walter Myers and Katheryn Myers; his brother, Municipal Court Judge Joseph N. Myers, and his sister, Mrs. J. K. Northam.

We sincerely regret his passing, and we extend our sympathy to his bereaved family and friends. We feel keenly the loss of an outstanding lawyer and Judge.

This memorial is approved and adopted as the memorial of this Court and ordered spread of record upon the permanent records of this Court, and published in the official reports of this Court.

John W. Pfaff, Chief Justice
Joseph O. Carson, Presiding Judge
James C. Cooper, Judge
Charles W. Cook, Judge
G. Remy Bierly, Judge
George H. Prime, Judge
Russell W. Smith, Judge
Thomas J. Faulconer, Judge

TRIBUTE OF
INDIANA STATE BAR ASSOCIATION
TO THE MEMORY OF
HONORABLE WALTER MYERS, JR.,
JUDGE OF THE SUPREME COURT OF INDIANA

Walter Myers, Jr., died June 2, 1967.

The Indiana State Bar Association presents this tribute to him, a tribute of affection and a tender of the praise that is due him.

He was a lifetime resident of Indianapolis and one of a family of distinguished Indiana lawyers and public servants. His father, Walter Myers, Sr., is a pioneer Indianapolis lawyer, formerly Speaker of the Indiana General Assembly and, for thirteen years, Assistant Postmaster General of the United States. His brother, Joseph N. Myers, has served with high distinction for many years as Judge of the Municipal Court at Indianapolis. His brother-in-law, James K. Northam, was Deputy Attorney General of the State of Indiana and First Assistant Attorney General before he and Judge Myers became partners in the practice of law. All were graduated from Yale University, where Judge Myers received his AB in 1935 and his LL.B. in 1938.

Upon commencing the practice of law, Judge Myers entered into a lifelong service in the Democratic Party—as a precinct committeeman, then as a ward chairman, and later as nominee, first for Judge of the Superior Court of Marion County, then for Judge of the Marion Circuit Court.

He served also as Deputy Prosecuting Attorney and as attorney for the Board of Sanitary Commissioners.

In 1958 he was nominated as a Democratic candidate for Judge of the Appellate Court of Indiana and was elected. After four years as an outstanding member of that court, in 1962 he was nominated and elected for a six-year term on the Supreme Court of Indiana.

But his service was by no means limited to his party and to the Bench and Bar. His was a very active life as a leader in the civic and charitable affairs of his community.

He was a past-president and long-time member of the Board of Managers of the YMCA Central Branch and also was a member of the Board and former President of the Marion County Tuberculosis Association. One of the activities closest to his heart was as a member of the board of Suetemma Coleman Home and in positions dealing with the adoption of orphans. He was always interested in young people and for many years has been active as chairman of the Indianapolis Yale Club's committee which interviews applicants for admission to that university.

Beginning with 1943, and throughout the years until his death, he found time in his very active life to lecture in Business Law at Butler University.

November 26, 1952, he married Jane Weldon Kinghan. She brought to him great happiness and inspiration. His friends at once became her devoted friends. She lent her charm and energies to all his endeavors and was a true helpmeet.

With all his outside activities, Walter Myers was essentially a family man—devoted to his wife and two sons, to his father and mother and his brother and sister. Justifiably, he took great pride in his family.

He was a religious man, and he and his wife were active in the affairs of the Second Presbyterian Church.

Judge Myers was truly a friendly man. He genuinely liked people. He talked easily to any chance

acquaintance wherever he went. He formed devoted friendships with many people in all walks of life. He earned friendships by his own friendly treatment of everyone he met. He kept these friendships green as he climbed the ladder to the highest judicial office of his state. He retained the devotion of his friends by remaining the same unassuming, outgoing kind of person all his life.

Judge Myers served with distinction for more than eight years as Judge upon the highest courts of his state. He had a good legal mind and was industrious, conscientious and energetic in the discharge of his duties. He had an avid interest in all matters touching upon the conduct of the courts and took a particular interest in the problems of their administration. He strove to improve the court wherever he could.

He was particularly mindful of the need for modernizing the courts of Indiana and devising ways to improve the administration of the courts and the discharge of the increasingly heavy burdens cast upon them.

As a judge, he was uniformly courteous and considerate to lawyers appearing before him and was tolerant and sympathetic toward the problems of litigants before him.

With his fellow judges, he was kindly and generous. Always cooperative and even tempered, he was helpful in making the court the cohesive body so necessary to its effective functioning.

Judge Myers' work on the Appellate and Supreme Court is spread out for posterity in the bound volumes of the Reports of those courts. His opinions will be examined and studied by law students, professors, lawyers and judges. They will be cited, quoted, praised and criticised for many generations to come.

His warm, friendly, attractive personality will live on for many many years in the memories of his as-

sociates on this court and of the Bench and Bar of Indiana, all of whom have suffered a serious loss in his untimely death.

Respectfully submitted:

INDIANA STATE BAR ASSOCIATION

by

Mentor A. Kraus, President

Indianapolis, Indiana

June Fifth, 1967.

RESOLUTION
OF
THE INDIANAPOLIS BAR ASSOCIATION

WHEREAS, we have learned with shock and sorrow of the untimely death of our friend, Walter Myers, Jr., Judge of the Indiana Supreme Court, we of the Indianapolis Bar Association, who have been in the daily practice of the law with him, deem it appropriate to state our feeling of distress at the loss of a dear friend, to express the esteem in which we held him, and to extend to his widow and family our deepest sympathy.

Judge Myers, the lawyer, was a friend to all with whom he came in contact. We recall the professional associations we have had with him in the conduct of his clients' affairs; he was a counselor in whom his clients placed implicit confidence; he was an able advocate who asserted his cause with dignity and force; he was a lawyer who took pride in his professional skill, and in observing the ethics and courtesies of the profession. With it all, he acquired the friendship and deep respect of his brother lawyers. We remember the political campaigns in which he engaged with spirit and amiability, and attest that he enjoyed every day of his active life. As a true lawyer, he participated in the civic affairs of his community, and was an officer of his Church.

On the bench of both the Indiana Appellate and Supreme Courts, Judge Myers demonstrated keenness of intellect, a sound understanding of the law, and an ability of expression which has been of great assistance to us who are practitioners of the law. Although a proud member of his political party, he was non-

partisan in the exercise of his judicial duties. He was truly a distinguished member of a family distinguished in the law.

NOW, THEREFORE, Be it Resolved by the Indianapolis Bar Association that

We feel a great personal loss, and a loss to the legal profession and the Judiciary of the State of Indiana, in the untimely death of Walter Myers, Jr., Judge of the Indiana Supreme Court,

We send our deepest sympathy to his widow Jane, and to the other members of his family. They may take pride in the certain knowledge that he has made a significant contribution in his lifetime by his able service to his friends, his profession, and his State.