

See page 20 Oct. 9, 1991 See page 3

Henry R. Heyburn, 71, and mother, 95, die on same day

The
New
Voice
(of
St.
Matthews)



Henry R. Heyburn
1920 -1991

Henry Rueter Heyburn, 71, founding partner of Louisville's largest law firm, died Thursday, Oct. 3, 1991 at Norton Hospital. He suffered from cancer for a number of years, but through determination did not let it slow him down.

His mother Mrs. John Gilpin Heyburn, 95, the former Martha von Eichen Rueter, died at the Episcopal Church Home on Lyndon Lane about three hours after she was informed of her son's death, according to a spokesman for Henry Heyburn's law firm, Brown, Todd and Heyburn.

Heyburn was born July 15,

1920, in Boston, Mass., while his father, John G. Heyburn, was attending Harvard Law School. Henry Heyburn came from a long line of political and business leaders. His father and his grandfather, William Heyburn, both served on the Louisville Board of Aldermen. In 1926, William Heyburn, a former president of the Belknap Hardware Co., built the 17-story Heyburn Building at the corner of Fourth Street and Broadway.

Heyburn attended Cochran Elementary School, Louisville Male High School and graduated

See page 3

Prominent attorney Henry Heyburn dies

From page 1

from Milton Academy, a prep school, in 1939.

While a student at Harvard University, Heyburn contracted polio, but managed to graduate with his class in 1943.

After graduating from Harvard Law School in 1949, Heyburn began practice in 1950 in his father's firm of Peter, Heyburn & Marshall, which later became Marshall, Cochran, Heyburn & Wells. In 1972, Heyburn's firm was merged with two others, Brown, Eldred & Bonnie and Brown, Ardery, Todd & Dudley, to form Brown, Todd & Heyburn. The firm has since grown from its initial 18 lawyers to 137 today. Heyburn was a member of the firm's management committee for the first 12 years of its existence.

He was active for many years in legal, political, charitable and religious activities in the community.

In 1989, he was recognized for

his outstanding contribution to the growth of Louisville's Metro United Way when he received the Allen Society Community Service Award. Other activities included board member or trustee positions at the Bernheim Foundation, Frontier Nursing Service, Kentucky State University, the Louisville Community Foundation, Louisville Central Area and Red Cross Hospital. Heyburn also served his church in the role of Chancellor of the Episcopal Archdiocese of Kentucky from 1963-1979. He was a member of the American Legion, Veterans of Foreign Wars, AmVets, the Louisville, Kentucky and American Bar associations, Filson Club, Kentucky Historical Society, J.B. Speed Art Museum, Louisville Committee on Foreign Relations, Urban League, Philatelic Club of Louisville, Louisville Country Club, Wynn-Stay Club, Lawyers' Club, Speakeasy, Salmagundi, Falkland Island Philatelic Study

Group, Polar Postal History Society of Great Britain, American Society of Polar Philatelists and Antarctic Society.

Heyburn was a veteran of World War II and served in the 14th Armored Division and received the Silver Star and Bronze Star with an oak leaf cluster while in campaigns in Ardennes, the Rhineland and Central Europe. At the time of his discharge on June 12, 1946, he held the rank of captain.

Heyburn served on the board of directors of the Porter Paint Co., Starks Building Co. and Belknap Hardware Co.

Heyburn served from 1952 to 1958 in the General Assembly, representing St. Matthews and other portions of eastern Jefferson County.

In 1960 he challenged incumbent 3rd District Congressman Frank W. Burke and was defeated by a few hundred votes.

His mother, Martha Heyburn, married John G. Heyburn in 1916 while he was at Harvard Law School. She was a member of the Louisville Country Club, the National Society of Colonial Dames and the Glenview Garden Club. She was born in Boston, Mass., on July 22, 1896.

He is survived by his wife of 44 years, the former Frances Powell Starks, and by four children: John G. Heyburn II; Frances Heyburn Pistell of Stony Brook, N.Y.; Henry R. Heyburn Jr. of Brunswick, Maine; and Franklin S. Heyburn of Fairfax, Vt. He is also survived by six

grandchildren.

A joint funeral was held Saturday, Oct. 5, at St. Mark's Episcopal Church, with burial in Cave Hill Cemetery. Pearson's Funeral Home was in charge of arrangements.

The family requests expressions of sympathy for Henry Heyburn be made to the J. Graham Brown Cancer Center or the St. Mark's Episcopal Church Endowment Fund, and for Martha Heyburn to the Children's Hospital Foundation Inc.

represent West Bank-Gaza
Arabs in a joint delegation with
Jordan. Arafat bought the idea.

The New Voice

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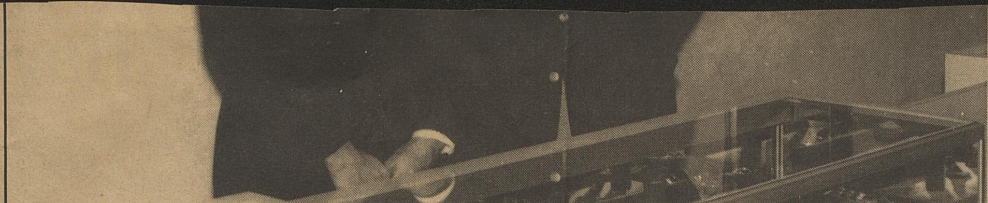
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After 45 years in downtown Louisville, Royal Jewelers Inc. has opened a branch in the Shelbyville Road Plaza Shopping Center. Royal Jewelers is owned by Lynn and Sandee Schulwolf. Shown above in the new store are Lynn Schulwolf, left, and Ed Mueller, manager of the new full service jewelry store.

Local business gets presidential letter

Editor's note: Prior to President George Bush's visit to Louisville last week, the management of Hair Designs by Pat and Company in St. Matthews wrote to the White House and offered Bush a free hair styling during his stay. The following letter is the White House's response:

On behalf of the president, thank you for your recent invitation.

You were very kind to extend this opportunity to the president. I regret to write that, due to an already heavily committed schedule, he will be unable to accept your invitation. However, he has

asked me to convey to you his best wishes and appreciation for your thoughtfulness.

Sincerely,
Katherine L. Super,
deputy assistant to the president for appointments and scheduling

C-5-21 March 1992

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Bush will nominate John Heyburn for seat as U.S. district judge

By ANDREW WOLFSON
Staff Writer

John G. Heyburn II, who twice ran for Jefferson County offices and is scion of a family long active in politics and civic affairs, yesterday learned that he will be nominated by President Bush for a federal district judgeship in Louisville.

Heyburn would succeed the late Thomas Ballantine Jr., who died Feb. 18, and would fill one of two vacancies that have threatened to create a huge backlog of cases in the Western District of Kentucky.

Heyburn, a partner in Brown Todd & Heyburn, which his father helped found, said he received a call yesterday morning from Bush.

The White House press office confirmed that the president had announced his intention to nominate Heyburn to the \$129,500-a-year post. In a statement, Republican Sen. Mitch McConnell, who recommended Heyburn, said he was "delighted" by the nomination and predicted that Heyburn would make "an outstanding federal judge."

Democratic Sen. Wendell Ford said through a spokesman that he wouldn't oppose Heyburn's appointment.

However, Ford said he favors returning to the system in which a state judicial nominating commission would screen and recommend candidates for the federal bench. Such a panel was disbanded a few years ago after Ford and McConnell locked horns

on whether it should recommend candidates for the U.S. Court of Appeals.

Ford also said a candidate from farther west in Kentucky should be considered for the second vacancy on the bench.

Heyburn, 43, a former county GOP chairman, is best known locally for his unsuccessful 1989 campaign for county judge-executive against Dave Armstrong. Heyburn also lost a bid in 1981 to unseat incumbent County Attorney J. Bruce Miller.

Heyburn was special counsel to McConnell when the latter was county judge from 1977 to 1983, and figured prominently in two unsuccessful bids to merge Louisville and county governments.

Heyburn is the oldest of four children in a prominent Louisville family. His grandfather built the Heyburn Building, a downtown landmark, and his father, Henry R. Heyburn, who died last October, was a three-term state representative, a civic leader and a pillar of the Republican Party.

Heyburn, whose nomination must be confirmed by the Senate, said the White House did not tell him how long that process might take. Federal judges in Kentucky's Western District last month asked Bush to fill the seat without delay, and yesterday, Louisville Bar Association President John S. Reed called for a "speedy confirmation" of Heyburn.

Six months ago, Heyburn eliminated one

See HEYBURN
Page 12, col. 3, this section

Million awarded in fatal crash blamed on faulty repairs

Circuit Court jury awarded \$3 million yesterday to the family of a man killed in a crash with a deadly car. The award was based in part on testimony that the car was damaged by faulty repairs.

The award of \$2.36 million to the family of a man who was injured in the crash was behind by a settlement of \$1.5 million for the 5300 block of Jefferson County, Ky., in 1989.

Joseph "Joey" Martin was killed in the accident. He was 16 at the time and left behind a wife, \$354,741; and a son, \$59,426.

The award represents 60 percent of the settlement. Lynn Martin, the mother, caused the accident. She is suing Pennsylvania Transmissions Inc. and Aamco Transmissions Inc., a local transmission repair shop, and 5 percent to the family for pushing the car

on a busy highway.

If the verdict is appealed and is affirmed, Elswick's award will be reduced by 5 percent.

Elswick and the others had just left a Pizza Hut on New Cut Road and were heading to a bowling alley at the time of the accident, according to court records.

Elswick, then 20, of 556 E. Adair St. in Louisville, was driving when his 1984 Chevrolet Blazer ran out of gas, even though his fuel gauge indicated the tank was one-fourth full. Elswick, Spears and Carter's brother, Edward D. Carter, then 17, got out to push the car to a gas station 200 feet away, leaving Putty, Tina Carter and 17-year-old Michelle Elswick, David's sister, in the car.

A car driven by Martin ran into the Blazer and two of the people pushing it. Spears died at the scene of multiple injuries. David Elswick suffered serious, permanent injuries to his right leg, according to his lawyer, Alan Leibson. Other injuries

were less severe.

The day before the accident, David Elswick had picked up the Blazer at the Aamco shop at 6309 Preston Highway, Leibson said. During work on the vehicle's transmission, an Aamco employee accidentally damaged a wire that controlled the gas gauge, Leibson said. Thus, the tank appeared to be one-fourth full when it really was empty, he said.

Lawyers for the transmission-repair business denied damaging the gas gauge. But even if the business did damage the gauge, Martin's fault in the accident "superseded" Aamco's, they contended.

Martin, who was living in the 3700 block of Powell Avenue in Louisville at the time, pleaded guilty in August 1990 to murder, assault, four counts of wanton endangerment, drunken driving and driving with a suspended or revoked operator's license. Judge Richard Revell sentenced Martin, then 35, to 20 years in prison.

Two killed, four injured when van flips on I-64

From Staff Dispatches

SHELBYVILLE, Ky. — Two people were killed and four injured yesterday when a van flipped over on westbound Interstate 64 in Shelby County, throwing some passengers onto the road, police said.

The van was carrying a 5-year-old girl, an 18-year-old woman and their mothers back to Columbus, Ind.

the two Shelbyville exits.

Shriner Gerald Linn, 68, and Sheila Carol Brumfield, 28, the mother of the 5-year-old, were killed in the wreck, Sampson said. Both were from Columbus, Ind. Taken to Humana Hospital-University of Louisville were Michelle Hamilton, 18, and her mother, Frances Mauer, 44, both of Brownstown, Ind.; and Ivan Dowling, 69, of Seymour, Ind.

officer,
in crash,
arms

county police officer
between his cruiser
the cruiser was
air vehicle on
ined in intensive
Hospital-University
night.

lins, 29, has been
spital twice by his
ficer Jerry Codey,
at that Collins is in

Heyburn to be nominated for judgeship

Continued from Page A 9

obstacle that could have hindered his confirmation when he resigned from the Louisville Country Club, which is believed to have no black members. Such club memberships have been controversial in the consideration of other candidates for the federal bench.

Heyburn said he dropped his membership for personal reasons

that were unrelated to his potential nomination.

Heyburn, a graduate of Harvard College and the University of Kentucky law school, is married to the former Martha Keeney, an eye surgeon. They have two children.

Heyburn has concentrated his practice in construction law and litigation, a subject on which he has written extensively, although his legal work has been overshadowed by

his political and civic functions.

He has practiced virtually no criminal law, but did serve as chairman of the Louisville and Jefferson County Crime Commission. And several lawyers noted yesterday that neither Ballantine nor U.S. District Judge Charles Allen had criminal experience before being named to the federal bench.

Yesterday, many lawyers praised Heyburn's temperament and intelligence and predicted he would make a good judge.

Richard H. C. Clay, a friend and law school classmate, described Heyburn as a moderate to liberal Republican and said he expects Heyburn's judicial decisions to reflect no pronounced ideological tilt.

David Tachau, a partner at Brown Todd & Heyburn and a former law clerk to Judge James Gordon, said, "John is patient and fair and I'm sure that every lawyer and every client who appears before him will appreciate that."

Last month, county Democratic Chairman Sean Delahanty said he was concerned that Heyburn's privileged background and socially prominent family might deprive him of the "common touch."

However, Tachau said of Heyburn, "He doesn't have a stuffy or highbanded bone in his body."

Clay said the Heyburn family never put "a whole lot of emphasis on money or position."

Heyburn said he was honored to be nominated to succeed Ballantine, who was popular and respected. "I hope to meet the standards he set," Heyburn said.

abolish elections for lesser statewide offices.

Senators argue that more money would be saved by eliminating what they say is the current system of public financing — hundreds of millions of dollars going to state contractors who give to winning gubernatorial campaigns.

President Pro Tem John "Eck" Rose, the Senate's chief officer, said he did not agree with some of the changes, such as removing the limits on PAC money and contributions to judges, but "I could vote for a bill that does what they do with those changes. . . . They have left the vital things in."

Wright, the bill's prime sponsor, called the changes "pretty substan-

made it look that way.

Clark, a Louisville Democrat who is chairman of the House Elections and Constitutional Amendments Committee, had refused to post the campaign-reform bill for committee consideration because it includes runoff primary elections.

But House Speaker Don Blandford has insisted that the panel will approve the bill, including runoffs, on Monday. Yesterday, Clark played good soldier but bucked for a Purple Heart for his battle with Blandford.

He entered the Senate and House chambers in sunglasses and bandages, with his arm in a

told how election-reform works a lot better than I first understood it — and right now I'm going to post Senate Bill 221."

Clark faked a limp as he brought the posting form to the clerk.

"Don may not see the humor in this," Clark said earlier, "but he might as well, because we're all up so tight."

Blandford, a distant cousin of Clark's, played along. As the House adjourned, he recognized Clark for an announcement of Monday's committee meeting, then reminded the House, "A very important meeting."

Reached on ru

Chamber of Commerce, who promoted the original bill, and Secretary Phillip Shepherd of the Natural Resources and Environmental Protection Cabinet, who opposed it, said negotiators have reached an agreement in principle.

Compromise was the idea all along, House Speaker Don Blandford said yesterday, even though he voted for the industry version of the bill that got a weak endorsement from the House last week.

Gov. Brereton Jones said after the vote that he would veto that version of the bill, which senators said didn't have much of a chance of passing in the Senate anyway.

From the beginning, Blandford has said that he and other House

COUNTY OFFICIALS INDUCTED



FOX.

CLARKE.

HEYBURN.

Chronic deadlocks and discords in the Jefferson County Fiscal Court were expected to be a thing of the past, following the induction Monday of the two County Commissioners elected in November, William Heyburn and William F. Clarke, Jr. Their oath of office was taken jointly before County Judge Fox. They succeeded Dr. Ben L. Bruner and Frank J. Humbert, who usually sided against Judge Fox and the holdover commissioner, Ben F. Vogt. The new commissioners conferred for an hour with Judge Fox over a proposed economy programme. Acting County Judge Reuben Ruthenberg swore in the following members of the County Board of Education: James E. Mason, Lorena Caldwell and James H. Bates.

and back of your head, your dome
you are a scion of one of the oldest
(keys) in South America.

As first gray at the temples, you are
a few times removed. Take that
prizes among your acquaintances.
says man "has these characteristics
are of use, but because he cannot

should think so. A man does not,
bald spot because he has honed for
regard it as utile. A bald spot is,
the only thing that high-pressure
ness has not been able to capitalize,
stock, preferred stock and bonds based
ilities.

me to build homes because so few
t in high times.

KENTUCKIAN PROTESTS

igned "LOUISE DRANE," and published
-Journal, there appears this protest:

ns living in the East are greatly dis-
ar the hills that surround the State
being scarred by blasting.

s are noted for the beauty of their
and in the wooded ravines rare ferns

s of Massachusetts and Kentucky are
States in the Union having State
From the cemetery at Frankfort, sit-
one of the hills, the view of the Ken-
winding its way below is nationally
has been written of in prose and

would grieve the wise forefathers who
last resting place on the hillside if
know indifference on the part of the
owing the destruction of the sister

"long has been known in Frank-
Henry County, which touches

ANES—PAUL became a capa-

an—have like many other

NEXT TO READING MATTER

BY RAYMOND DAUMONT

Many young folks who think
it is a case of love at first sight
are afflicted with myopia.



Stairs

A little child, light-hearted with sur-
prise,

I looked upon the world and
thought it fair

Until the Fates came on me un-
ware,

Crying aloud, "It shall be otherwise!"

And pushed me stumbling down a
narrow stair.

Sent stumbling down a crooked stair
of stone

That for a little while was dimly
lit

Till shadows blacked the sun out,
bit by bit. . . .

Sent, wondering, down this alleyway
alone,

With echoes screaming down the
length of it.

WILLIAM HEYBURN.

To the Editor of The Courier-Journal.

Within the past few days it has been most gratifying to hear the countless fine things said about William Heyburn, concurring as they do with my own estimate of the man; if all who had known him in his long and eventful life had spoken or written their thoughts of him, perhaps our citizens as a whole might more generally realize what manner of man we have lost, namely the ablest and most useful citizen of our generation. Certainly the business men of this community regarded him as their most important figure and spokesman for a good quarter of a century. His activities in church and benevolent institutions were likewise generally known, but I wonder how many were aware of his wide knowledge of literature and history. In the course of one very delightful golf game I heard him quote the letters of the poet, Shelley; the famous first paragraph of old Dr. Johnson's "Rasselas" and then recite at some length a passage from one of Shakespeare's little known plays, "The Two Gentlemen of Verona." Also he had several favorite poems of Wadsworth that he was fond of quoting at apt moments. A member of the "Salamagundi" Club for over a generation, he lead the meetings in his turn, on a very wide variety of subjects and his discussions of what other members

THE POINT OF VIEW

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introduced were uniformly the best in the club, for soundness of opinion and for range of information; yet a more modest person about his attainments I never knew, nor one more ready to praise and appreciate others or to come to their aid in little things or big.

There are, of course, other ways to learn the fine points of a man's character than in the ancient and honorable game of golf, but I doubt if there is any surer test or one so quick and inexorable. William Heyburn passed all these in his stride and never knew it.

Born of good sensible Quaker stock, he met his problems with a quiet forcefulness and dignity that impressed all who knew him and as a stranger here who saw him come triumphantly out of a tense situation once said: "Heyburn is no accident!"

No, his character and abilities made his destiny certain, and as happens not too frequently, good fortune found opportunity to bestow upon him a happy and ideal family life.

Louisville. W. K. STEWART.

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Citizen Of Substance

For many years WILLIAM HEYBURN could be said to have had the most influential voice in Louisville's business section. His leadership, reflected in his captaincy of the city's largest jobbing house and in dominance of the Louisville Board of Trade, was of the solid variety. He received the respect that is accorded to the man of affairs who has displayed ability to handle them.

To politics, a field in which he always enjoyed participation, Mr. HEYBURN brought the same qualities that made him successful in business. As a County Commissioner he was instrumental in bringing financial order out of chaos in Jefferson County's affairs.

Among the political disputants Mr. HEYBURN is remembered for coinage of the phrase "trained consecutive thinking." He was sincere in his conviction that only Republicans were capable of such sustained orderly cerebration. His faith was that staunch Republicanism exemplified in the Coolidge years. Despite the strength of his partisanship, it was not disagreeable and he was the most courteous of adversaries.

The Belknap and Heyburn Buildings, for which he was responsible, are fitting monuments to the sound, substantial nature of his citizenship.

\$1,139,369 Left Heyburn Family

Ex-Belknap President's Will Provides Trust for Wife.

The will of William Heyburn, civic and industrial leader, probated Thursday in County Court, left an estate valued at \$1,139,369 to members of his family.

A trust fund of one-fourth of the estate was provided for his widow, Mrs. Julia B. Heyburn, the remainder to be divided equally among three sons, Henry

B., John G. and Alexander. The sons were named joint executors without surety. Judge Beauchamp fixed their bond at \$1,200,000.

The estate is made up of real estate at 533-657 S. Fourth, valued at \$237,700; stocks and bonds, \$772,748; cash, \$35,571; insurance payable to estate, \$90,000, and other personalty, \$3,350.

Five hundred shares of Belknap common stock were left to each of Mr. Heyburn's daughters-in-law, Mrs. Florence M., Mrs. Martha R. and Mrs. Nancy C. Heyburn.

The widow's trust, it was provided, shall be divided among the

Remainder of Estate to Be Divided Among 3 Sons.

sons at her death. The will was dated September 24, 1936, and the Fidelity & Columbia Trust Company named trustee.

Mr. Heyburn, who lived at 409 W. Ormsby, was president of the Belknap Hardware & Manufacturing Company for twenty years before his retirement several years ago. He died April 21 of a heart attack.

Woman Wed In State Is Killed In Hotel Fall

New York, April 27 (AP)—A three-day honeymoon ended in tragedy today when Mrs. Leah Buff Frankel, 32, of Charleston, W. Va., fell from a window in the Hotel Edison to the roof of an adjoining building. Detectives aroused the husband, Charles S. Frankel, and told him his bride was dead. They were married Monday in Catlettsburg, Ky.

Moslem Succumbs at 132.

New Delhi, India, April 27 (U.P)—A Moslem named Bhadu Fakir, who died at 132 in the village of Philipnegar, was believed to be the oldest man in India.

and was afraid he would lose his W.P.A. job if arrested."

Burns said he often went to hilltop to look for stolen cars. "I thought the place was inside the city because we've always patrolled it," he explained. "As we drove in I saw two girls and a boy sitting by the roadside near the old pool. A car was parked 150 feet ahead and another car with a couple in it further on. The couple told us three boys left the car. I went around the old pool as Kirkpatrick watched.

"A noise from the bushes caused me to fire two or three shots and the boys and girls walked up to us. Dunn said the car belonged to him and I asked him about the radio in it. He said he bought it. Then he ran and I shot twice into the air to scare him. I didn't mean to hit him."



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visits our salon FOR

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Consult Miss Allen on your h
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The Courier-Journal

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SUNDAY

April 23, 1939

William Heyburn

A most important chapter in the life of Louisville closes with the death of WILLIAM HEYBURN. His own career was coeval with the growth of the city into the eminent position it now holds, and he did much toward the promotion of that growth.

His was a life of untiring activity, and in whatever field of activity he enlisted he was a leader—a business leader, a civic leader, a political leader. And his leadership was always permeated with a sincere conviction of the rightness of the principles for which he fought. As a civic leader, no movement for the social betterment of the community lacked his support. As a political leader he was an honest partisan, believing in the fundamental principles of his party and endeavoring to keep it on a high plane of devotion to those principles. As a business leader, he was a giant, as his work for the Board of Trade and the Belknap Company demonstrated.

He leaves splendid, enduring material monuments in the office building which bears his name and in the Main Street jobbing house which is one of the greatest establishments of the kind, not only in Kentucky, but in the world.

WILLIAM HEYBURN.

To the Editor of The Courier-Journal,

Some one has said we make no friends after forty; thank God, this is not true; for some of the dearest friendships of life have been formed long after the passing of that youthful milestone.

Of staunch and prominent Quaker parentage in Pennsylvania, coming to Louisville in 1886, in 1891 William Heyburn married Miss Mary Julia Barret, whose family had long been devoted members of old Christ Church, and were among its most liberal benefactors. When called to the Cathedral, in 1917, I was surprised to find that Mr. Heyburn was not a member of the Chapter, its governing board; for he was not only one of the very foremost and most active and useful citizens of Louisville and the State, but he was also among the most devout members and generous supporters of the congregation. I said at once, Mr. Heyburn ought to be offered a place on the Chapter at the first vacancy, but was told that for years he had constantly refused such election.

However, I insisted he should be tried again; arguing that he could again do no more than say no. Upon his election, believing it would require strong argument to persuade him to accept, I asked that an able committee be chosen to notify him in person, and that I be allowed to accompany them. We met him in his office, and the late Charles T. Ballard, then Senior Warden

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Heyburn Rites Set Monday At 11 A.M.

Pallbearers Announced For Civic Leader

Funeral services for William Heyburn, 77, business man and civic leader, who died Friday at his residence, 403 W. Ormsby, will be held at 11 a.m. Monday at Christ Church Cathedral. Burial will be in Cave Hill Cemetery.

Pallbearers, chosen from business and professional men with whom Mr. Heyburn had been associated, are: Charles W. Allen, Judge Lafon Allen, Charles R. Bottorff, Elliott Callahan, Edward H. Hilliard, Dr. H. V. Noland, Charles B. Price, Adolph Schmitt, Isaac F. Starks, Luther R. Stein, A. J. Stewart, W. K. Stewart, Robert F. Vaughan and Menefee Wirgman.

Mr. Heyburn is survived by his wife, Mrs. Julia Heyburn; three sons, John G. Heyburn, Henry B. Heyburn and Alexander Heyburn, and six grandchildren.

POINT OF VIEW

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of the congregation, told him of the election, and in few well chosen words urged him not to repeat former declinations; and at once, to our great surprise and gratification, he replied, "I accept."

Of course, he became one of the most useful and influential members of the Chapter; and as chairman for many years of its Endowment Committee, and in his work to increase its funds, upon which the Cathedral is so largely dependent for support, rendered an invaluable service to the congregation for all time. With his coming upon the Chapter began an intimacy of contact which ripened into one of the most valued friendships of my life; and which included that of his devoted wife, also; a true and most able helpmeet for such a man.

I can never forget nor repay the great kindness and attention of both, when ten years ago, I suffered an illness in which life hung in the balance more than once. During the operation, against my earnest protest, Mrs. Heyburn insisted on remaining at the hospital; and for the nine weeks of recovery afterward, Mr. Heyburn was a constant and most sympathetic visitor.

To others must be left the record of William Heyburn's standing in the community; but it is not too much to say that in the civic, political, commercial, industrial and intellectual life of our city and State, none has stood higher; and his advice and assistance were sought in almost all worth-while enterprises; and particularly in emergencies, which required balanced judgment, courageous action, intelligent initiative, or large giving.

But to have know Mr. Heyburn it was necessary to have access to his home. There the tenderness and devotion of the strong, masterful man of affairs was witnessed in every tone and action; I have never seen a more beautiful, refined and tender relationship. In these days, when, as some one has said, what many call home is only "a filling station by day and a parking place by night," to know a real home, such as this, was an inspiration and benediction. Would God there were more like it! For it is love and devotion of husband to wife, of wife to husband, and of the children, and the

like return from them, that constitute a true home.

To most, I think, William Heyburn was known as the successful man of business, a leader in every community enterprise, the fearless champion of what he conceived was the right; and "a hard-hitter" in its execution. He was all these, and with him I have had some of the most strenuous battles of my life; but he, also, had that rare quality possessed by all truly big men. With him, a difference of opinion or of policy wrought no change in personal regard or affection; he not only could forgive, he, also, absolutely forgot.

I trust this poor attempt at a tribute to one of the dearest and most valued friends of my life, will not be thought to transgress the sanctities that should hallow and protect such a relationship; for it comes from the heart of one sorely bereft. And, also, one, who in these days, when character seems largely to have lost its old time appeal, finds it a great satisfaction to be able to point our younger generation to one, who in every sense of the word, may be called—"A Man!"

"God give us men! The time demands;

Strong minds, great hearts, true faith, and willing hands;
Men who possess opinions and a will;

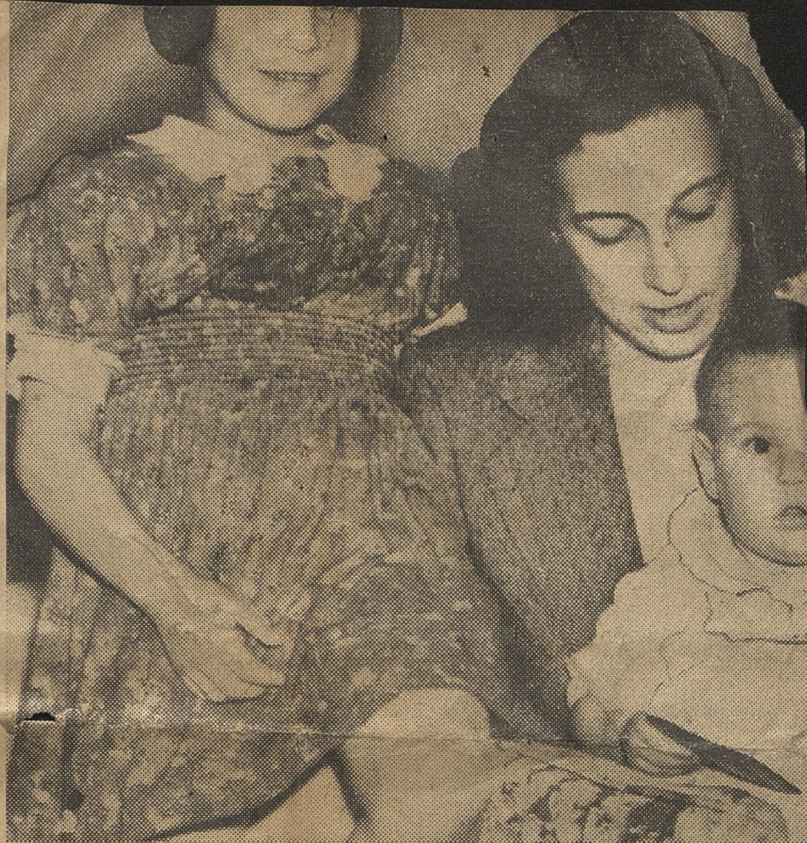
Men who have honor, men who will not lie!

Men who can face the demagogue, and damn his treacherous flatteries without winking;

Tall men, sun-crowned, who live above the fog in public duty, and in private thinking!"

William Heyburn was such a man!

RICHARD L. MCCREADY,
Louisville.



Leon Henderson, new man and maybe head-man-to-be on the Commission, is head man here, too. This picture of Mrs. Henderson was made at their home in Washington. Lyn, left, is 6; Bee

Dewey's War Against Crime Wins Cardinal Newman Award

Champaign, Ill., April 25 (AP)—Thomas E. Dewey, racket ruining District Attorney of New York County, was selected today to receive the Cardinal Newman award for 1938 for his "distinguished services" in the war on crime.

The nomination was announced by Dr. John A. O'Brien, director of the Newman Foundation at the University of Illinois, which each year confers the honor on "an individual who has made an outstanding contribution to the en- of public prosecution, in the crushing of rackets, in securing the conviction and imprisonment of agents of arrogant corruption and sinister influence, in girding the forces of law and order with new vigor and effectiveness, has been one of the most outstanding contributions in recent years to American life and welfare.

"Mr. Dewey's contribution has been not only to the citizens of New York but to those of the whole Nation."

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again

¶ As a mark of respect for Mr. William Heyburn, president of our company from 1910 to 1930, who died April 21, 1939, and will be buried April 24, our entire plant will be closed all day Monday, April 24.

**BELKNAP HARDWARE &
MANUFACTURING CO.**

Set Monday At 11 A.M.

Pallbearers Announced For Civic Leader

Funeral services for William Heyburn, 77, business man and civic leader, who died Friday at his residence, 403 W. Ormsby, will be held at 11 a.m. Monday at Christ Church Cathedral. Burial will be in Cave Hill Cemetery.

Pallbearers, chosen from business and professional men with whom Mr. Heyburn had been associated, are: Charles W. Allen, Judge Lafon Allen, Charles R. Bottorff, Elliott Callahan, Edward H. Hilliard, Dr. H. V. Noland, Charles B. Price, Adolph Schmitt, Isaac F. Starks, Luther R. Stein, A. J. Stewart, W. K. Stewart, Robert F. Vaughan and Menefee Wirgman.

Mr. Heyburn is survived by his wife, Mrs. Julia Heyburn; three sons, John G. Heyburn, Henry B. Heyburn and Alexander Heyburn, and six grandchildren.

City Mourns For Heyburn

Business, Civic Leader

Dies Suddenly.

Louisville Saturday mourned the loss of William Heyburn, 77, business man and civic leader, who had given more than half a century of distinguished service to community building.

In his usual robust health, Mr. Heyburn went Friday night for a walk with his wife, Mrs. Julia, and on returning to his home,

See today's editorial, "Citizen Of Substance."

403 W. Ormsby, died unexpectedly of a heart attack.

Native of Chad's Ford, Del., he came here in 1886 and became managing buyer for W. B. Belknap & Co., now the Belknap Hardware & Manufacturing Company.

LONG FIRM HEAD.

For twenty-two years the firm's president and board chairman, he interspersed his business activities with cultural, political and civic interests, climaxed in 1926 with construction of the Heyburn Building.

Mr. Heyburn's public career was highlighted by service as president and director of the Board of Trade, leader of the Y.M.C.A., alderman and county commissioner. He was the oldest member of the Salmagundi Club.

COINED PHRASE.

Mr. Heyburn was a delegate to three Republican national conventions. Following that of 1920, when President Harding was nominated, he coined the phrase, "trained consecutive thinkers," in urging the Harding candidacy.

Surviving also are sons, John G., Henry B. and Alexander, and six grandchildren. Services were set for 11 a.m. Monday at Christ Church Cathedral, with burial in Cave Hill.

Pallbearers, chosen from business and professional men with whom Mr. Heyburn had been associated for years, were announced as follows: Charles W. Allen, Judge Lafon Allen, Charles R. Bottoff, Elliott Callahan, Edward H. Hilliard, Dr. H. V. Noland, Charles B. Price, Adolph Schmitt, Isaac F. Starks, Luther R. Stein, A. J. Stewart, W. K. Stewart, Robert F. Vaughan and Menefee Wirgman.

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MISSED



—By Times Staff Photographer.

William Heyburn.
Heart Victim.

Fifty-three years a useful Louisvillian, Mr. Heyburn died of a heart attack after an evening walk with his wife.

Firemen Called To Fight Blaze On Crack Train

Baltimore, April 22 (U.P.)—Three fire companies were called today to extinguish a blaze on the crack Baltimore & Ohio passenger train, the Royal Blue, bound from New York to Washington.

With 100 passengers in eight cars the train was speeding toward Baltimore when the undercarriage of the Diesel locomotive caught fire.

The train, enveloped in dense clouds of oil smoke, was stopped at Bradshaw, Md., near here. The train crew fought the fire with hand extinguishers and then called the Baltimore County Fire Department. Another locomotive was sent from here and the train proceeded.

County Tax Values Cut

Drop From 1938 Total
Is \$39,990,065.

With a total assessment of \$628,740,870 for taxation in Jefferson County certified Saturday by County Clerk M. O. Porter to the State Tax Commission, property valuations declined \$39,990,065 as shown in the statement compiled by Tax Commissioner Thomas R. Burke. Last year's net assessment totaled \$668,730,935.

The largest decrease is shown in stocks and other security values listed under intangible, on which only the State collects taxes. The decline in valuation of intangible listed as of July 1 last year is \$44,460,565.

Real estate and improvements, bank shares, livestock and tangible property showed increases totaling \$4,472,750.

The assessments, increases and decreases are:

Real estate and improvements, \$348,369,040; increase, \$3,291,080.
Intangibles, \$186,937,930; decrease, \$44,460,565.
Bank shares, \$18,010,800; increase, \$646,215.
Tangible property, \$79,123,570; increase \$522,050.
Livestock, \$465,530; increase, \$13,405.
Exemptions, \$4,191,000.

Property subject to county taxes was valued at \$389,257,350 in addition to a 15-cent tax per \$100 of tobacco valued at \$9,953,010 and 20 cents per \$100 on bank share valued at \$18,010,800.

Meanwhile the Fiscal Court is collecting data to prepare the budget for the fiscal year beginning July 1 and fix the tax rate.

Ulrey Arrested On Two Writs

\$1,500 Bond Is Set On
'Banding' Charges.

Two warrants issued by Magistrate Thomas H. Young charging Maj. W. O. Ulrey, Volunteers of America, with "banding together to commit a felony" were basis for arrest of the charity organization head Saturday. Pending trial bond was set at \$1,500.

In the warrants the Rev. Daniel S. Davis, Sr., head of Bethel Mission, 421 E. Jefferson, and Anton Applegate, Crestwood, former employe of the Volunteers, charged Major Ulrey violated Section 1241-A, Kentucky statutes.

The Rev. Mr. Davis and Applegate have suits pending against Major Ulrey in Circuit Court, the former seeking to enjoin the Vol-