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About the Institute

The Hunt Institute for Botanical Documentation, a research division of Carnegie Mellon University, specializes in the history of botany and all aspects of plant science and serves the international scientific community through research and documentation. To this end, the Institute acquires and maintains authoritative collections of books, plant images, manuscripts, portraits and data files, and provides publications and other modes of information service. The Institute meets the reference needs of botanists, biologists, historians, conservationists, librarians, bibliographers and the public at large, especially those concerned with any aspect of the North American flora.

Hunt Institute was dedicated in 1961 as the Rachel McMasters Miller Hunt Botanical Library, an international center for bibliographical research and service in the interests of botany and horticulture, as well as a center for the study of all aspects of the history of the plant sciences. By 1971 the Library's activities had so diversified that the name was changed to Hunt Institute for Botanical Documentation. Growth in collections and research projects led to the establishment of four programmatic departments: Archives, Art, Bibliography and the Library.

Send Wintertun Statement to these names ^{early March 1957}

✓ Sir Frederick Stern, Highdown, Eoring Py-the-Sea, Sussex, England.

✓ Arthur Osborn, Croft Rd. Shinfield Nr. Reading, England.

✓ Roy Hay, Gardeners Chronicle and Gardening Illustrated.

Printing House Square, London E.C.4, England.

~~Professor Sir William Wright, Royal Botanic Garden, Edinburgh 9, Scotland~~

✓ Dr. W.B. Turrill, Royal Botanic Garden, New, Surrey, England.

✓ A. Simmonds, Royal Horticultural Society, Vincent Square S.W.1, England.

✓ D.S. Blain, Central Experimental Farm, Ottawa, Canada.

✓ Dr. E.F. Palmer, Horticultural Experiment Station, Vineland Station, ^{Canada} Ontario.

✓ John F. Roy, 1207 Drummond St., Montreal, Canada.

✓ Dr. A.M. Vollmer, 384 Post St., San Francisco 8, Calif.

✓ Dr. A. Roy, College of Agriculture, University of Calif., Berkeley, Calif.

✓ Dr. W.F. Castle, Dept. of Genetics, Univ. of Calif., Berkeley, Calif.

✓ Dr. R.M. Brooks, Dept. of Pathology, College of Agriculture, Davis, Calif.

✓ Dr. V.T. Stortmeyer, Dept. of Floriculture and Ornamental Horticulture,
College of Agriculture, Davis, Calif.

Walter B. Clarke, San Jose, Calif.

✓ John A. Armstrong, Armstrong Nurseries, 408 N. Euclid Ave. Ontario, Calif.

✓ Arthur Howard, Howard & Smith, 1200 Beverly Rd. Montebello, Calif.

✓ Dr. Walter E. Lammerts, 1418 Pescadero Pl. La Canada, Calif.

✓ George P. Brath Jr., Bridgewater, Conn.

✓ Dr. S.A.L. Møllgaard, Dept. of Plant Science, Univ. of Conn., Storrs, Conn.

✓ Dr. W.H. Camp, Dept. of Botany, Univ. of Conn., Storrs, Conn.

✓ Dr. James Horsfall, Conn. Agri. Exp. Station, New Haven, Conn.

- ✓ Dr. S. M. Parson. Plant Industry Station, Beltsville, Md.
- ✓ Dr. David Lumsden. " "
- ✓ Dr. Ronald Sanford. Dept. of Botany, Univ. of Md., College Park, Md.
- ✓ Dr. John L. Creech. Plant Introduction Station, Glenndale, Md.
- ✓ Harold Hyland. Plant Industry Station, Beltsville, Md.
- ~~Permel Coley, Horticultural Hall, Boston, Mass.~~
- ~~A. H. Rehder~~
- ✓ John L. Russell, Dedham, Mass.
- ✓ Harold Ross, Hingham, Mass.
- ✓ Dr. R. A. Van Meter, North Amherst, Mass.
- ✓ Prof. L. L. Blundell, Dept. of Floriculture, Univ. of Mass, Amherst, Mass.
- ✓ Dr. T. T. Howell, Dept. of Botany
- ✓ Prof. W. L. Poran " "
- ✓ **Seth** Helsey, East Boxford, Mass.
- ✓ Dr. H. B. Turkey, Dept. of Hort., Michigan State Univ., E. Lansing, Mich.
- ✓ C. W. Woods, Copenish, Mich.
- ✓ Richard S. Wilcox, 1917 Pinehurst Ave., St. Paul, Minn.
- ✓ B. Y. Morrison, Pass Christian, Miss.
- ✓ Dr. A. F. Yeager, Dept. of Hort., Univ. of New Hampshire, Durham, N.H.
- ✓ Prof. E. M. Meader, " "
- ✓ Dr. N. F. Childers, Dept. of Hort., Agri. Exp. Station, New Brunswick, N.J.
- ✓ Dr. L. F. Hough, " "
- ✓ Samuel Fraser, Seneca, N.Y.
- ✓ Hon. Thomas Desmond, Newburgh, N.Y.

- ✓ Stephen Bernath, Bernath's Nursery, Poughkeepsie, N.Y.
- ✓ Harwood Steiger, Red Hook, N.Y.
- ✓ H. A. Wallace, S. Salem, N.Y.
- ✓ Pr. Raymond Crawford, 47 Norwood Ave., Hamburg, N.Y.
- ✓ Frank W. Griffiths, Lafayette, N.Y.
- ~~Miss Abida Livingston, Rensselaer Co. Garden, N.Y.~~
- ~~R. B. Farham, Hort. Soc. of N.Y., 157 W. 58 St., New York 22, N.Y.~~
- ✓ John W. Pick, Florists Exchange, P.O. Box 100, Times Square Station, New York, N.Y.
- ✓ Bernard Harkness, Dept. of Parks, Highland Park, Rochester, N.Y.
- ✓ Harvey P. Sanderson, Marcellus, N.Y.
- ✓ Frank Loch, 201 Miles Ave, Syracuse, N.Y.
- ~~John W. Pick, Florists Exchange, P.O. Box 100, Times Square Station, New York, N.Y.~~
- ~~Clement Bowers, Mair, N.Y.~~
- ~~Joseph J. Lane, House + Garden, 420 Lexington Ave, New York, N.Y.~~
- ✓ Ralph Bailey, House + Garden, 420 Lexington Ave, New York, N.Y.
- ✓ George N. Terzier, 109 Cherry Rd., Syracuse, N.Y.
- ✓ H. A. Enares, Dept. of Horticulture, Agri. Exp. Station, State College Station, Fargo, N. Dakota.
- ✓ H. T. Mersereau, 3470 Goddard Rd. Toledo 6, Ohio.
- ✓ Victor Peis, Dept. of Horticulture, Ohio State University, Columbus, Ohio.
- ✓ Pr. R. C. Allen, Kingwood Center, Mansfield, Ohio.
- ✓ Dr. J. F. Styer, Concordville, Pa.
- ✓ Dr. Edgar Wherry, Dept. of Botany, Univ. of Penn., Philadelphia, Pa.
- ✓ Mrs. J. Norman Henry, Gladwyne, Pa.

- ~~W. S. Clarke, Jr., Box 167, State College, Pa.~~
✓ H. S. Mattoon, Box 304, Narkuth, Pa.
✓ Philip S. Mayer, 7082, U.S.F. & Bldg. Harrisburg, Pa.
✓ John Rick, 438 Pennsylvania Square, Reading, Pa.
✓ Philip Allen, 178 Porance St. Providence, R.I.
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✓ Spencer Chase, 2338 Parkview Ave, Knoxville, Tenn.
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✓ ~~P. Abt, Huntington, N.Y.~~
✓ Dean George A. Sarratt, Yale School of Forestry, Prospect St. New Haven, Conn.
✓ Miss Carol Woodward, Macmillan Co. 60 Fifth Ave. New York, N.Y.
✓ Robert Stone 75 Federal St., Boston, Mass.
✓ R. Stanley Smith, State Museum, Albany, N.Y.
✓ Prof. R. S. Hoerner, 209 Wait Ave, Ithaca, N.Y.
✓ Prof. R. W. Curtis, 601 Highland Rd. Ithaca, N.Y.

~~R. A. Bartlett, Stamford, Conn.~~

✓ Dr. R. P. White, Sec. American Assoc. of Nurserymen, 635 Southern Bldg.
Washington, D. C.

✓ Dr. Francis de Vos, American Horticultural Soc. 1600 Bloomsburg Rd. N.E.
Washington, D. C.

✓ Dr. H. Harold Hume, Agri. Exp. Station, Gainesville, Florida.

✓ Richard B. Best, Columbiana Seed Co., Eldred, Illinois.

✓ Dr. Arthur S. Colby, Amherst, Mass.

✓ J. C. McDaniel, Hort. Field Laboratory, Univ. of Illinois, Urbana, Ill.

✓ Dr. J. M. Paul, Botany Dept., Univ. of Chicago, Chicago, Ill.

✓ Dr. R. M. Carleton, Vaughan's Seed Co., 601 W. Jackson Blvd., Chicago, Ill.

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✓ F. R. Kilmer, American Nurseryman, 343 S. Dearborn St., Chicago 4.

✓ Carl Piell, 1414 E. Calfax Ave., South Bend 17, Ind.

✓ Ford Wallick, Rt. 4, Peru, Ind.

✓ Mrs. Etchen Harshbarger, N. Liberty, Iowa.

~~Dr. W. F. Pickett, Dept. of Horticulture, Agri. Exp. Station, Manhattan, Kansas.~~

✓ Roger Clapp, Dept. of Horticulture, Univ. of Maine, Orono, Maine.

✓ J. H. Waring, Dept. of Horticulture, Univ. of Maine, Orono, Maine.

✓ Dr. H. L. Crane, Plant Industry Station, Beltsville, Maryland.

✓ Dr. J. P. Piller, Northeastern Forest Experiment Station, Laurel, Md.

✓ Dr. Frank P. Cullerian, Plant Industry Station, Beltsville, Md.

✓ Dr. J. W. McKay

✓ Dr. S. L. Emeryeller

ASSOCIATION FOR THE ARNOLD ARBORETUM, INC.

Incorporated in 1953 as a nonprofit Massachusetts corporation

50 STATE STREET
BOSTON 9,
MASSACHUSETTS
LAFAYETTE 3-6604

JOHN T. HEMENWAY
President

FRANCIS BLAKE
Treasurer

THOMAS V. RANKIN
Secretary

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North Easton, Mass.
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WILLIAM P. WHARTON
Groton, Mass.
JOHN C. WISTER
Swarthmore, Pa.

June 12, 1957

To the Members of the Association for the Arnold Arboretum, Inc:

We enclose herewith the letter of March 22, 1957 from Professor George L. Slate to President Pusey of Harvard. We believe that this cogent letter will interest you.

Professor Slate, who is a Director of our Association, is intimately familiar with the history and work at the Arnold Arboretum. He has long been identified with the New York State Agricultural Experiment Station at Geneva, New York and is also Professor of Pomology at Cornell University. While he is a specialist in small fruits, his interests are wide. He has, for example, edited the yearbooks of the North American Lily Society and is well-known as a horticultural authority.

President Pusey did not choose to accept Professor Slate's suggestion for a conference.

The main issue in this Arnold Arboretum Controversy continues to be: Does Harvard's plan for the Arboretum involve a breach of trust? This is a question which the courts of Massachusetts can alone determine. Lapse of time has done nothing to affect the conclusion that the opposition of Harvard to a judicial determination is wholly unjustifiable.

We shall persist in our effort to obtain a hearing by the courts of Massachusetts; and our contention that there ought to be a judicial hearing is so soundly based that we feel confident that ultimately we shall have our "day in court."

Mrs. Harold Greene Arnold
Francis Blake
Grenville Clark
John T. Hemenway
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Executive Committee.

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Executive Committee.

37 Highland Avenue
Geneva, New York
March 22, 1957

Dr. Nathan M. Pusey, President
Harvard University
Cambridge, Massachusetts.

Dear President Pusey:

As one of the signers of the unanimous statement made by eleven men who conferred as to the Arnold Arboretum at Winterthur, Delaware on November 12-13, 1956, I have received a copy of your letter of December 4 to Mr. Henry F. duPont. In that letter you state that the signers were poorly informed because they had not consulted Dr. Richard A. Howard, the present Director of the Arboretum.

You do not seem to realize that with the many available sources of information about the Arboretum's work, it is not necessary to consult Dr. Howard in person to become well-informed about the situation.

To know what made the Arboretum a great institution, it is necessary to be familiar with the writings of Sargent, Wilson and Rehder, and to read the Journal of the Arnold Arboretum. Their work, not only made great contributions to the taxonomy of woody plants, but was of supreme usefulness to professional and amateur horticulturists; and because of this latter fact it attracted the funds that make up the Arboretum's endowment. The signers of the Winterthur statement are all well acquainted with their work.

To judge the current work of the Arboretum we have three reports of Director Howard. These are filled with trivial details; in fact just about everything is there except the day to day activities of the janitor. If you will compare these reports and the publications of the taxonomic staff with the things that were done when the Arboretum was great, you will see why we think that the Arboretum has come upon hard times.

These reports, as well as the Director's other statements, make much of the horticultural activities. The courses which are described, valuable as they may be in providing instruction at a popular level, cannot take the place of the important scientific work for which the Arnold Arboretum in the past has been renowned. It must also be remembered that for at least fifty years popular courses and field trips have been conducted for the public under the direction of staff members of the Arboretum.

"Harvard's View of the Controversy over the Arnold Arboretum" is another source of information as to Harvard's plans for the Arboretum. It reads as if it was prepared by a man with his tongue in his cheek. It is evident to those who know the situation that Dean Bundy of the Faculty of Arts and Sciences, was misinformed since the only other explanation would be that he was deliberately attempting to distort the facts. Those of us who have studied it have not been fooled by it.

Harvard's intentions were revealed in the statement of the Coordinating Committee in 1950 when the Arboretum was referred to as "a tool to be used in

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the development of botany as a whole and in the overall interests of the University," and again in the Bailey Plan when the living collections of the Arboretum were referred to as "the goose that lays the golden eggs." There is no evidence that the Harvard Corporation has had a change of heart in spite of finally acknowledging the trust. The Arboretum's endowment certainly was not given to strengthen the botanical work at Cambridge.

The Harvard Corporation, if judged by its actions, has no understanding of the differences between the horticultural work under Sargent and the present day activities. It is a self-perpetuating body. It has so far been able to keep the matter out of the courts, the only place where the full facts can be presented and the legal issues determined. In the light of what is happening it is hard to believe that the Corporation has any intention of managing the Arboretum in its best interests as set forth in the original trust. Since Dr. Howard was installed to carry out the Corporation's plan, the attempt to silence the opposition does not alter our views. As a defence of Harvard's action with respect to the Arboretum, your statement that we should listen to Dr. Howard is wholly unacceptable to us.

The point at issue is a breach of trust and whether the protestants are to have a chance to prove it in court. Responsible legal authorities state that when a breach of trust has been alleged as here, the matter should be resolved in the courts. We believe that the Harvard Corporation's resistance to a judicial hearing is unjustified and wrong.

The Overseers' Visiting Committee, having some of its dissenting members eliminated, should now be more tractable than in the past. A vote of confidence under the circumstances may be something to talk about in uninformed circles, but hardly anything to impress the Winterthur group, or other close observers of the controversy.

The approval of the present members of the Arboretum staff in Cambridge is not surprising in view of the pressures that have been applied to those courageous enough to voice their objections to the disintegration of the Arboretum.

I must remind you, however, that three former directors of the Arboretum, Professors Ames, Merrill and Sax, all distinguished botanists and able administrators with the best interests of the Arboretum at heart, expressed their strongest disapproval of the move. Dr. Merrill's original approval, as did the early approval of some others, changed to strong disapproval when he learned what the change meant for the Arboretum.

You refer to a lack of information in the Winterthur statement. Now I am going to refer to your lack of information about our side of the case.

There is no evidence that you have made a serious attempt to find out what our thoughts are in the matter. Your letter to Mr. duPont indicates clearly that you are not informed as to why we think that the Harvard Corporation is not exercising its trustee powers in the best interests of the Arboretum. You appear to have relied completely on persons who have given you only one side of

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May I say that any of us will be happy to call upon you at your convenience and discuss this matter with you?

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George L. Slate
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Visiting Comm.	2
Other than assoc directors	18
overseers.	30
For Rankin	25
assoc directors.	26
Winterthur conferees	6
For myself	50
	155
	75
	80

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- ✓ Dr. A. C. Stout, Pleasantville. New York 36.
- ✓ John W. Pick, Florists Exchange, P.O. Box 100, Times Square Station.
- ✓ Dorothy E. Hansell N. Y. Botanic Garden, Bronx Park. N. Y.
- ✓ T. H. Everett " "
- ✓ Dr. W. J. Robbins " "
- ✓ Dr. A. B. Spurr 150 Highland Ave. Ithaca
- ✓ Mrs Walter Douglas Chauncey
- ✓ Mrs. Herman S. Place. Garden Club of America, 530 Park Ave, New York 12.
- ✓ Dr. George Avery. Brooklyn Botanic Garden. Brooklyn.
- ✓ Dr. L. H. MacDoniel. College of Agriculture Ithaca.
- ✓ Dr. E. H. Lawrence. Bailey Hortorium Ithaca.
- ✓ Bernard Harkness. Highland Park, Rochester.
- ✓ Harvey P. Sanderson, Marcellus.
- ✓ Mrs John C. Lane 123 Kingwood Park. Poughkeepsie
- ✓ Archibald J. Thornton Dutchess Turnpike. Poughkeepsie
- ✓ Mrs. Charles P. Webster. St. Marks Lane, Islip. L.I.
- ✓ Edith A. Medlock. 183 Madison Ave. New York.
- ✓ Mrs Blanche A. Wilks, Essex House, New York 19.

New York.

- ✓ Leo Klein. Dept. of Parasitology. Experiment Station, Geneva
- ✓ Dr. R. M. Gilmer. Dept. of Plant Pathology " "
- ✓ Prof. W. T. Topley. Experiment Station, Geneva.
- ✓ Frank Leach. 201 Miles Ave. Syracuse
- ✓ Victor Adams. R. D. Fabius
- ✓ Prof. H. A. Rotunno. Syracuse Univ. Syracuse
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- ✓ R. Albert J. Irving. 1 E. 57th St. New York.
- ✓ Joseph J. Lane. House + Garden. 420 Lexington Ave. New York
- ✓ E. L. P. Seymour. % American Home. 441 Madison Ave. New York
- ✓ John R. Whiting. 2049 Grand Central Terminal New York 17
- ✓ Paul Freese. ~~Popular Gardening~~ 369 Lexington Ave. New York 17.
- ✓ Theodore A. Weston. " " "
- ✓ Edwin F. Steffek " " "
- ✓ Dorothy Biddle " " "
- ✓ ~~Mary E. O'Brien~~ " " "
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- ✓ F. F. Rockwell. Flower & Grasses. 2049 Grand Central Terminal New York 17
- ✓ P. J. McHenna " "
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- ✓ Ben Arthur Davis " "
- ✓ Ralph Bailey. House + Garden, Graybar Bldg. New York.
- ✓ George N. Terzian. 109 Cherry Rd. Syracuse

North Carolina.

- ✓ Pr. R. T. Punstan, Greensboro College, Greensboro.
- ✓ C. F. Williams, Dept. of Horticulture, Agri. Exp. Station
State College Station, Raleigh, N. C.
- ✓ Mrs. E. A. Palmgren, 2312 Crescent Ave. Ext. Charlotte

North Dakota.

vH. A. Graves. Dept. of Horticulture. agri. Exp. Station,
State College Station, Fargo.

vPr. O. A. Stevens. Dept. of Botany.

"

Ohio

- ✓ Mrs. John Davidson, 234 E. Second St. Xenia.
- ✓ Pr. Oliver P. Diller, Agri. Exp. Station, Wooster.
- ✓ Pr. Lloyd L. Powell, 529 North Ave. N.E. Massillon.
- ✓ Charles F. Irish, 418 E. 105th St. Cleveland
- ✓ Frank M. Hintzel, 2506 Briarcliffe Ave. Cincinnati 13.
- ✓ Paul E. Mochavina, 1228 Northwest Blvd. Columbus 12.
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- ✓ Victor Reis, 1241 Lincoln Rd. Columbus 12.
- ✓ Henry A. Ross, Gardenview Rt. 42, Strongsville.
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- ✓ Arthur Brooks, Van Wert
- ✓ James P. Currey, 4048, Roseba Pl. Columbus 14.
- ✓ Paul E. Telford, Box 426 Wooster.
- ✓ Harold R. Laird, 2891 Plymouth Rd. Chagrin Falls.
- ✓ Mrs. Emerson Gillespie, 151 22nd St. N.W. Canton
- ✓ Henry Hohankier & Son, Painesville, Ohio

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✓ Geoffrey A. Gray. 1628 Elm Ave. Bartlesville.

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- ✓ George Waldo. Dept. of Hort. Oregon State College, Corvallis.
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- ✓ Dr. Frank L. Howard, Dept. of Plant Pathology, Agri. Exp. Station, Kingston.
- ✓ Mrs. George F. Potter, 2306 Cranston St. Cranston.
- ✓ Walter S. Brawnell, Little Compton.

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- ✓ John Breger. Clemson.
- ✓ Mrs. P. P. Meadows. 425 Meade St. Greenville.
- ✓ S. H. Yarnell. Box 844 Charleston

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- ✓ Mrs Earl M. Kindred, Miller
- ✓ W. A. Simmons, Courthouse, Sioux Falls.

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- ✓ Spencer Chase, 2338 Parkview ave, Knoxville.
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- ✓ Dr. B. P. Drain, Dept. of Horticulture Agri. Exp. Station, Knoxville 16
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- ✓ Dr. O. E. White, Blandy Experimental Farm, Boyce.
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Washington.

- ✓ H. Lynn Tuttle, Box 186, Clarkston, Wash.
- ~~B. G. Ingham~~
~~Arboretum, Univ. of Washington, Seattle 5.~~
- ✓ L. N. Freeman, 1315 Knox Ave. Bellingham.
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- ✓ J. Harold Clarke, Long Beach, Wash.
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- ✓ Dr. B. O. Mulligan, Univ. of Washington Arboretum, Seattle.
- ✓ Mrs. Myron L. Harman, 561 University, Walla Walla.
- ✓ Mrs. E. A. Antes, 9767 Greenwood Ave. Seattle 8.

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- ✓ Roger W. Pease, West Va. Univ., Morgantown.
- ✓ Prof. R. S. Marsh, Dept. of Hort. Agri. Exp. Station
- ✓ Mrs. Percy Gillie 4 Whitethorn Lane, Bluefield.

Wisconsin

✓ Pr. R. H. Roberts, Dept. of Hort., Univ. of Wisconsin, Madison
✓ Mrs. P. F. Stilling, 629 Concord Rd., Oconomowoc.

GEORGE L. SLATE
37 HIGHLAND AVE.
GENEVA, N. Y.

December 1, 1954

To My Horticultural Friends:

The future of the Arnold Arboretum, America's greatest and most useful collection of trees and shrubs, is seriously threatened. Until recently the Arboretum, ever since its founding in 1872, led a virtually independent existence, its endowment administered as a trust by Harvard University, with which the Arboretum is thus affiliated.

An agreement made in 1872 between the trustees under the will of James Arnold and Harvard University provided for the founding of an arboretum. Charles S. Sargent, who soon became one of the great botanists of the world, was its first Director and continued to direct the Arboretum for over 50 years until 1927. During that time he made the Arboretum a great collection of woody plants. A great herbarium and library were assembled. These collections made it possible for Sargent and the excellent staff which he assembled, to produce a series of books and scientific papers of great fundamental importance to the study of the woody plants of North America and the world. Sargent's interest in the horticultural applications of his botanical studies made many friends for the Arboretum, who, because of their interest in the type of work done by Sargent and his colleagues, endowed the Arboretum through the years in the amount of over \$4,000,000.

Now Harvard University and its botanists in Cambridge propose to take over and integrate with the University collections in Cambridge all of the Arboretum's library and collections related to research. Thus the work of the Arboretum will be dominated, it is believed, by Harvard botanists whose interest in the type of work which made the Arboretum famous is minor, or non-existent. Unless this plan is checked, the Arboretum may soon become, as Liberty Hyde Bailey, one of America's greatest botanists, has put it "a glorified part of the Boston Park Department."

Several of the Arboretum staff who have disagreed with this move have been ruthlessly disciplined.

Friends of the Arboretum have rallied to its support and have asked for Court action to determine whether this Harvard plan involves a breach of trust in regard to the Arboretum. Instead of welcoming a judicial test as it should have done, Harvard has made strenuous, and so far successful, efforts to block court action. The fight to restore the Arboretum to its previous greatness in the field of woody plants is being continued. Supporters of the Arboretum are providing funds for the legal aspects of this fight.

The Arboretum, however, needs more than funds. It needs a great body of friends scattered throughout North America, friends who will go to bat for it, who will present its case to all who are interested in woody plants, and who are keenly interested in seeing it restored to its former stature as "America's Greatest Garden."

You realize, no doubt, what the Arboretum has done. It is a place of beauty, a mecca for all who love woody plants. It has combed the world for plants that have enriched our gardens. Its publications have been indispensable. How could we get along for example, without Alfred Rehder's great "Manual of Cultivated Trees and Shrubs," a book that must be within reach of every working plantsman?

The Association for the Arnold Arboretum, Inc. has been organized to fight for the integrity and future of the Arboretum. It now has 650 members from all parts of the country, but needs hundreds more.

I am appealing to my horticultural and botanically minded friends and acquaintances to join this Association, and to put their weight behind this movement to restore the Arboretum to its former position of greatness in the field of woody plants. American gardeners need the Arnold Arboretum. Now the Arboretum needs their support and backing.

I enclose a membership application and hope that you can join in this effort. The dues (\$2.00) are small, but your moral support can be great. Please consider also the names of others likely to be interested and send in their names on the enclosed membership card.

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THE ASSOCIATION
FOR THE ARNOLD ARBORETUM, INC.

(a nonprofit Massachusetts corporation organized
to protect and support the Arnold Arboretum
in the public interest)

NOVEMBER 1954

Digitized by Hunt Institute for Botanical Documentation

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Executive Secretary
50 State Street
Boston 9, Mass.

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Thomas V. Rankin
Executive Secretary
50 State Street
Boston 9, Mass.

contributions for a substantial gift to the Arboretum for special purposes at Jamaica Plain. It is emphasized, however, that by joining the Association a member incurs no financial obligation whatever except for the annual dues.

In general, it is intended to build up the Association so as to enable it to conduct a sustained effort to prevent the disintegration of the Arnold Arboretum.

HOW TO JOIN • • •

A membership card and return envelope are enclosed. Your \$2 annual dues can be sent with the card or later. Please note the space for names of others likely to be interested in joining the Association. If you will suggest a number of such persons and indicate whether you are willing to have your name used in writing to them, it will greatly assist us.

CHRONOLOGY OF THE ARNOLD ARBORETUM CONTROVERSY • • •

1945-46

In June 1945 Prof. I. W. Bailey of Harvard submits to the Dean of the Faculty of Arts and Sciences the Bailey Plan for coordination of the various Harvard agencies in some way concerned with botany. The Bailey Plan (calling for the "integration" of the Arboretum with other activities and agencies, the removal of most of the Arboretum's library and herbarium from Jamaica Plain to Cambridge and the use in Cambridge of some of the Arboretum's endowment income, and in general the subordination of the Arboretum's interests to other interests centering in Cambridge) approved by the Harvard Corporation in January 1946. Prof. Karl Sax appointed Acting Director of the Arboretum in August 1946 (Director in July 1947), succeeding Prof. E. D. Merrill.

1947-49

Preparations for giving effect to the Bailey Plan; in late 1949 questions raised and opposition expressed to the application of the Bailey Plan to the Arboretum by Prof. Oakes Ames, members of the Visiting Committee and others.

[See over]

1950-'52

In early 1950 reference of the complaints to the Coordinating Committee on the Biological Sciences of the Board of Overseers; legal opinion by Mr. Alfred P. Lowell in March 1950; report by the Coordinating Committee in May 1950 upholding the Bailey Plan and adopting the view that the Arboretum could be treated as "a tool to be used in the development of botany as a whole and in the overall interests of the University". In June 1950 Mr. J. W. Farley (of Herrick, Smith, Donald, Farley & Ketchum) retained as counsel by 14 members of the Visiting Committee; in September 1950 opinion by Mr. Farley that the application of the Bailey Plan to the Arboretum would be a breach of trust and illegal. Postponement by Harvard Corporation. In January 1951 opinion by Mr. Robert G. Dodge concurring with Mr. Farley's opinion; in May 1951 opinion of Ropes, Gray, Best, Coolidge & Rugg to the Harvard Corporation differing from Messrs. Dodge and Farley. Early in 1952 Messrs. Dodge and Farley retained as joint counsel for the Visiting Committee; in March 1952 opinion of Mr. Dodge and Herrick, Smith, Donald, Farley & Ketchum to the Visiting Committee reaffirming their previous opinions that the application of the Bailey Plan to the Arboretum would involve a breach of trust. In April-May 1952 submission by the Visiting Committee to the Harvard Corporation of a plan for settlement of the controversy calling for retention of the library and herbarium at Jamaica Plain and for raising funds for their improved housing; this plan ignored by the Corporation. In the latter part of 1952 negotiations for settlement but no agreement reached.

1953-'54

On January 19, 1953 adoption by Harvard Corporation of new vote recognizing special trust for the Arboretum and in form repealing the Bailey Plan as applied to the Arboretum but retaining features of that Plan, including the removal of most of the library and herbarium to Cambridge, previously objected to as a breach of trust. In February 1953 formal request to the Harvard Corporation to apply to the courts for instructions; refusal by Corporation to do so. In April-June 1953 application by a group of 10 persons to the Attorney General of Massachusetts for leave to bring a test suit on the issue of breach of trust; on July 2,

1953 denial by the Attorney General of this request. In September-November 1953 further, but unsuccessful, efforts to obtain Harvard's consent to a court test. In December 1953 filing of suits by 10 petitioners in Supreme Judicial Court of Massachusetts asking review of Attorney General's decision; oral argument of these suits in October 1954. On February 1, 1954 Prof. R. A. Howard becomes Director of the Arboretum, succeeding Prof. Karl Sax.

MATERIAL ON THE ARNOLD ARBORETUM CONTROVERSY . . .

The following material is available on request to the Executive Secretary:

- (1) A Statement by Grenville Clark (member of the Harvard Corporation 1931-'50) dated December 3, 1953. [A brief review of the controversy; leaflet 4 pp.]
- (2) Letters to the Harvard Alumni Bulletin from the Harvard Corporation and Messrs. Ellery Sedgwick, John S. Ames and Grenville Clark dated December 12, 1953 and March 18, 1954. [An exchange of arguments pro and con; leaflet 9 pp.]
- (3) The Harvard-M.I.T. Case. [Reprint of an Article by Hon. Nathan Matthews in the Harvard Graduates' Magazine of March 1918 on the 1917 decision of the Supreme Judicial Court of Massachusetts relative to Gordon McKay's bequest for engineering education; interesting because of similarities between the McKay case and the Arboretum controversy; pamphlet 11 pp.]
- (4) Statement of March 18, 1954 by the Board of Directors of the Association for the Arnold Arboretum, Inc. [Description of the purposes of the Association and main issues; leaflet 3 pp.]
- (5) A Report to the members of the Association for the Arnold Arboretum, Inc. dated August 5, 1954. [A report by the Board of Directors of the Association reviewing the Association's activities and policies; leaflet 3 pp.]
- (6) Brief of Messrs. Robert G. Dodge, J. W. Farley, Harold S. Davis, John M. Woolsey, Jr., and Endicott Peabody as attorneys for the petitioners in *John S. Ames and others vs. the Attorney General in the Supreme Judicial Court of Massachusetts*; also the record before the court in this case. [These are documents in the suits brought by a

group of 10 petitioners to review the decision of the Attorney General of Massachusetts denying leave to bring a test suit on the question whether Harvard's plan is illegal as a breach of trust. The brief is a booklet of 143 pp. and the record a booklet of 67 pp.]

(7) A leaflet giving the names and addresses of the members of the Association for the Arnold Arboretum as of November 30, 1954.

(8) This leaflet, containing statement of purposes and program of the Association for the Arnold Arboretum and list of Directors and Officers.

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I wish to become a member of the Association for the Arnold Arboretum, Inc. and enclose (will send later) the \$2 membership dues for 1954.5

Name _____

Address _____

(Please draw checks to E. Peabody, Treasurer)

I suggest the following names for membership in the Association:

(OVER)