

MEMORIAL EXERCISES

FOR DECEASED MEMBERS

of the

RAMSEY COUNTY BAR

ASSOCIATION



Held at the

COURTHOUSE

Saturday, April 1, 1961

RAMSEY COUNTY BAR ASSOCIATION
ANNUAL MEMORIAL EXERCISES

Court House, Saturday, April 1, 1961, 10:00 A. M.

On Saturday, April 1, 1961, Memorial Exercises in honor of those members of the Ramsey County Bar who died during the past year were held in the Court House.

STATE OF MINNESOTA, COUNTY OF RAMSEY.
District Court, Second Judicial District.

Present: Judge John B. Sanborn of the United States Circuit Court of Appeals; Judge Edward J. Devitt of the United States District Court; Justices Martin A. Nelson, William P. Murphy and James C. Otis of the Minnesota Supreme Court; Judges Clayton Parks, Albin S. Pearson, Arthur A. Stewart, Ronald E. Hachey, John W. Graff and Archie Gingold of the Ramsey County District Court; Carlton McNally, retired judge of the Ramsey County District Court; Judge Andrew A. Glenn of the Ramsey County Probate Court; Judges Edward D. Mulally, J. Jerome Plunkett and Leonard J. Keyes of the St. Paul Municipal Court; and Judge Jerome E. Franke of the Roseville Municipal Court.

Also present: Officers and members of the Ramsey County Bar Association and families and friends of deceased members of the Bar.

Judge Parks: Ladies and gentlemen, these proceedings are under the auspices of the Ramsey County Bar Association, and the Court at this time recognizes Mr. Richard Kyle, President of the Ramsey County Bar.

Mr. Kyle: May it please the Court, since we met here a year ago nine of our brethren of the Bench and Bar have passed away. In accordance with our long established custom memorials for our departed friends will be

presented under the direction, of Mr. Peter J. Maloney, a member of the Legal History and Biography Committee of the Ramsey County Bar Association. I request the Court to recognize Mr. Maloney, who will introduce those who will present the memorials.

Judge Parks: The Court recognizes Mr. Maloney.

Mr. Maloney: May it please the Court, Your Honors, ladies and gentlemen, and members of the Association. As we do every year, we meet now to honor the deceased members who have died during the past year. We are fortunate this year in that we have only nine, whereas last year we had twenty. The members who died during the past year are:

MR. RAYMOND F. BERG
HONORABLE MARSHALL F. HURLEY
MR., SAMUEL LIPSCHULTZ
MR. WILBUR S. LYCAN, JR.
MR. ROY A. MacDONALD
MR. ALBERT J. MUELLER
MR. JAMES PATRICK RYAN
MR. STEPHEN I. SCHMITT
MR. FREDERICK G. STUTZ

Memorials have been prepared for each of these members.

The memorial for Mr. Raymond F. Berg has been prepared by a committee consisting of Mr. Terence J. Slattery, Louis E. Torinus and Mr. John E. Smith and will be presented by Mr. Slattery. Mr. Slattery read the memorial for Mr. Berg.

Raymond F. Berg was born in St. Paul, Minnesota, on October 10, 1887, the son of Adolph and Hanna Berg. He received his elementary and high school education in the public schools of St. Paul and attended the St. Paul College of Law.

Mr. Berg was admitted to the bar in the State of Minnesota in 1923 and joined the law department of Great Northern Railway Company as Assistant Attorney on October 1, 1926 following service in other departments of the Railway Company beginning in 1902. Following successive promotions he was appointed as Assistant General Counsel on September 1, 1950 and retained that position until his retirement on July 1, 1954. During his long service in Great Northern's legal department he worked mostly with problems of corporate organization and procedure. In this specialized field he attained great proficiency and his knowledge and his recollection of precedents were not only impressive but generously shared with his associates.

Mr. Berg married Jennie Swanson of St. Paul on October 27, 1908. To them were born a son, Robert R. of Denver, Colorado, and a daughter, Mrs. Phyllis Sandberg of Houston, Texas. Mr. Berg died on May 15, 1960, at which time he resided at 1585 Highland Parkway, St. Paul, and was survived by his wife, his two children and his brother Carl of St. Paul.

Mr. Berg's life was devoted to his profession and his family. He found enjoyment in athletics, particularly tennis, and in outdoor recreation. He had a wide circle of friends who deeply mourned his passing.

Respectfully submitted,
TERENCE J. SLATTERY
LOUIS E. TORINUS
JOHN C. SMITH

Mr. Maloney: The memorial for the Hon. Marshall F. Hurley has been prepared by a committee consisting of the Honorable John W. Graff, Rudolph E. Low and Louis P. Sheahan. The memorial will be presented by Mr. Sheahan.

Mr. Sheahan read the memorial for Judge Hurley.

This Honorable District Court, in accordance with its traditions, has appointed this appropriate day next preceding Easter Sunday for the presentation and filing of memorials in commemoration of the worthy members of the Bench and Bar of Ramsey County who, during the next preceding calendar year, were summoned by Almighty God, from this transitory mortal life to that of immortality and eternal reward.

This Committee, comprised of the Honorable John W. Graff, Rudolph E. Low and Louis P. Sheahan, has been honored by the grant of authority for the presentation for filing in behalf of the Ramsey County Bar Association, of this Memorial in commemoration of the Honorable Marshall F. Hurley, who was summoned, by Almighty God, from this life, on the 13th day of May, 1960, when he was a member of this Honorable District Court and had demonstrated, in the conduct of the duties of said high office, his extraordinarily high equipment and ability for the effective performance of the arduous and vitally essential judicial work in the service and dispensation of justice under law attached to the post of District Judge.

He was born, at the City of Saint Paul, on the 13th day of February, 1908 and died there during his fifty-third year on the 13th day of May, 1960, survived by his wife, Catherine C. Hurley, and two sons born of their marriage, Marshall F. Hurley, Jr., now a Mounds View High School teacher, and John Hurley, now a senior student at Cretin High School, all residing in the City of Saint Paul. His father was the Honorable Joseph J. Hurley, who served with distinction as a member of the Minnesota State Legislature and who, throughout his career, attained considerable prominence in civic and business fields of endeavor. His parents were most solicitous that he obtain adequate education of a nature calculated

for special service and inspired his successful pursuit of a sound and carefully selected educational foundation which adequately equipped him for the successful work of lawyer and judge. He attended and was graduated from St. Mark's Parochial School, St. Thomas Military Academy, St. Thomas College and the University, of Minnesota, where he received his L.L.B. degree in the year 1931, the same year as that of his admission to the Minnesota Bar.

He engaged in the private practice of law at the City of Saint Paul from the year 1931 until the year 1940, during which period of time, he was identified with the prominent law firm of Walsh, Jackson, Walsh and Yackel. He entered the office of Corporation Counsel of the City of Saint Paul in August of 1940 and served therein continuously thereafter as Assistant Corporation Counsel until August of 1954 when he was elevated to the office of Corporation Counsel, which post he retained until February 20, 1959, when he became Judge of this Honorable District Court pursuant to his appointment to such high office by the then Governor of the State of Minnesota.

He was an avid student of the law and throughout his career as lawyer and judge demonstrated his possession of a comprehensive knowledge of law and extraordinarily high proficiency in legal service. Throughout his career in the field of municipal government, he demonstrated and possessed a merited reputation which attained national scope for high caliber and proficiency in the field of municipal law, as evidenced by his election as President of the National Institute of Municipal Law Officers, which high office he occupied when he became District Judge.

He possessed excellent presence, considerable personal magnetism and a rare degree of humility. His resonant voice, erudition and personal charm made him an effective advocate in the trial of cases and a much sought for public speaker. He merited and possessed an excellent reputation for forthrightness and high quality as lawyer and judge, and his work in the field of the law was undeviatingly characterized by high proficiency and zealous effort for the security and dispensation of justice under law.

The Minnesota Bar and its judiciary, in common with the citizenry of Ramsey County, sustained a considerable and incalculable loss by reason of the death of the Honorable Marshall F. Hurley.

Respectfully submitted by the Committee,
HONORABLE JOHN W. GRAFF
RUDOLPH E. LOW
LOUIS P. SHEAHAN

Mr. Maloney: The members of the Ramsey County District Court, of which Judge Hurley was a member, have requested the Association for permission to submit a memorial on behalf of the Court. The Association is privileged at this time to ask the Honorable John W. Graff to present that memorial.

Judge Graff read the memorial for Judge Hurley.

The District Court for the Second Judicial District wishes to avail itself of the opportunity to pay tribute to Judge Hurley in addition to that which has been presented by the bar.

One year ago Judge Hurley sat here with his fellow judges. Today at these memorial services and in the void created by his absence, we deem it fitting and appropriate to speak of him, to recall the pleasant companionship we had with him, to recollect the helpful association we had with him and to reflect upon the treasured memories we have of him.

Judge Hurley became a member of this District Court on February 20, 1959, and was such member continuously until his untimely passing on May 13, 1960.

Judge Hurley brought to this court a charming and pleasing personality, a ready wit, a courteous and kindly attitude, a respect for the dignity of all mankind, a wealth of legal learning and experience and a deep and

intense desire to achieve justice under the law. Judge Hurley also brought to this court a disdain for sham and hypocrisy, a dislike of senseless bickering and captious pettifogging. He applied these admirable qualities to his appointed judicial tasks. Lawyers and litigants found a kindly and understanding judge and one who was considerate of all with whom he came in contact.

Judge Hurley in his judicial work displayed the courage to do what was right even though it was unpopular; he cared not who was right but was concerned only with what was right. His judgments and decisions were well reasoned, logical and perspective. He was a judge who possessed the utmost integrity and one who was dedicated to the cause of justice.

Judge Hurley exemplified the four qualifications which Socrates named as those which should be possessed by a judge: to hear courteously, to answer wisely, to consider soberly and to decide impartially.

In our judges' meetings and other associations Judge Hurley was a delightful colleague. He never shirked his responsibilities and was anxious to, and did, cooperate fully in all our endeavors. He met our mutual problems with a reservoir of common sense, with a store of legal learning and yet with a spirited sense of humor.

We are poorer through the loss of Judge Hurley, but we are also richer because of the opportunity we had to be associated with him. Judge Hurley has left our midst and his name now joins the long list of able and conscientious jurists who have served this court in the past. We will always cherish the memory of Judge Hurley as a most able, conscientious, patient and outstanding colleague.

JOHN W. GRAFF

Mr. Maloney: The memorial for Mr. Samuel Lipschultz has been prepared by a committee consisting of Mr. Milton H. Altman, Mr. James A. Geraghty and Mr. Judd S. Mulally and will be read by Mr. Geraghty.

Mr. Geraghty read the memorial for Mr. Lipschultz.

Samuel Lipschultz was born in St. Paul on October 11, 1894. He was the son of Esrael and Frema Lipschultz, being the second of twelve children. In his early days he sold newspapers in downtown St. Paul and many were the interesting stories that he would tell about that period of his life. He attended Humboldt High School and graduated from the St. Paul College of Law in 1918 and was admitted to the bar of the State of Minnesota in that year. He served in France with the allied Expeditionary Forces and upon his return commenced the practice of law with the firm of Morphy, Bradford and Cummins and later left that firm and commenced practice by himself. In 1948 he formed the firm which at the time of his death on December 1, 1960, was Lipschultz, Altman, Geraghty & Mulally.

In 1922 he married Ruth Edelstein and they had two children, William and Marice, who is now Mrs. Jerome Halper.

Sam, as he was known to his many friends, was admired by all who knew him, not only for his knowledge of the law which was exceptional but for his great kindness. He was always ready to give a helping hand, whether by way of advice, often freely given, or by his charities, which were numerous.

So many times after Sam died those who were closely associated with him would have persons say to them "He was my best friend."

Sam was a member of many organizations including Osman Temple of the Shriners, he was a Past Exalted Ruler of the Elks, a charter member of Post 8 of the American Legion, Jewish War Veterans, and Veterans of Foreign Wars. He was also a member of Hillcrest Country Club, and the St. Paul Athletic Club. He was a director of Mount Zion Temple.

During his years in the practice of law, Sam handled many types of matters and tried numerous cases in both the State and Federal Courts. He was a great advocate and stories are still told of his skill and fearlessness in the trial of cases. In his later years, he was not as active in the court room and concentrated more on the corporate practice. At the time of his death, he was a director and general counsel of The American National Bank of Saint Paul, a trustee of the Otto Bremer Foundation, and an officer and director of the Otto Bremer Company.

Sam was active in civic affairs, giving many hours of his time as a member of the Ramsey County Civil Service Board and Chairman of the Minnesota Selective Service Board of Appeals.

Men of Sam's stature and integrity appear but too seldom and with his passing he leaves a vacancy in the hearts of his family, his associates and all who knew him.

Respectfully submitted,
JAMES H. GERAGHTY, Chairman
MILTON H. ALTMAN
JUDD S. MULALLY

Mr. Maloney: The memorial for Mr. Wilbur S. Lycan, Jr., has been prepared by a committee consisting of Mr. Henry H. Cowie, Jr., Mr. Frank S. Farrell and Mr. Earl F. Requa. The memorial will be presented by Mr. Requa.

Mr. Requa read the memorial for Mr. Lycan.

Mr. Wilbur S. Lycan, Jr., the only child of Wilbur S. and Margaret Hart Lycan, was born in Minneapolis, Minnesota, on November 21, 1920. He was reared in Bemidji, Minnesota, and attended St. Phillips and Bemidji High School, graduating in 1938. He entered the University of Minnesota in the Fall of 1938 and received his Bachelor of Science degree in 1942.

Shortly after the outbreak of World War II, Bill, as he was known to his many friends, volunteered for active duty with the United States Navy. He was assigned to Notre Dame University for officers training and on May 1, 1943, was commissioned an Ensign. Following his graduation, he served as skipper on a subchaser in the Atlantic. Upon completion of this tour of duty, he was given command of a patrol craft in the Pacific. He had a fine war record and when released from active duty, was a Lieutenant in the United States Naval Reserves.

Following the end of the war, Bill returned to the Law School at the University of Minnesota where he received his Bachelor of Laws degree in 1947. Upon graduation, he was admitted to the Bar and joined the firm of Brenner, Bouchard, Lycan & Schnell in Minneapolis, engaging in the general practice of law with an emphasis on the trial of cases. In December, 1950, he joined the Law Department of the Northern Pacific Railway Company as Attorney. In 1952, he was promoted to General Attorney and in 1953 to Assistant General Solicitor, which position he held at the date of his untimely death in an automobile accident on November 12, 1960.

During Bill's career with the railroad, he was engaged chiefly in matters involving litigation and defended many substantial suits against the railroad. During this same period, he also took a very active interest in

the National Association of Railroad Trial Counsel. In addition, he was admitted to practice before the Interstate Commerce Commission and handled matters of importance for the railroad before the Commission.

While at the University, Bill joined and was elected President of Alpha Delta Phi and upon entering Law School, he became a member of Phi Delta Phi legal fraternity. Bill was a member of the Saint Paul Athletic Club, the Ramsey County Bar Association, the Minnesota State Bar Association and the American Bar Association. He was also active for many years in Big Brothers.

On June 4, 1946, he married Virginia Riley of St. Cloud, Minnesota. In addition to his wife, he is survived by four children, Virginia Hart, Spence Timothy, Nancy Katherine and Thomas William and by his father and mother who live in Bemidji, Minnesota.

Bill Lycan was a splendid, able, resourceful trial lawyer. The success which he enjoyed in defending the railroad in the most difficult personal injury cases was noteworthy. But Bill was much more than an outstanding lawyer. He was an unusually talented musician who enjoyed nothing more than to gather friends of like interests and talents around him and have a good old-fashioned "Jam Session." He also loved to swim, played an excellent game of golf and greatly enjoyed sailing at White Bear. He was a natural athlete and a born competitor.

Bill had a host of friends. His fine sense of humor was always present, and he was able to see the lighter side of even the most trying situations. Few people enjoyed life more than he or possessed a deeper affection for their fellow men. We who have known and worked with Bill miss him greatly, but through his family and his many friends, he lives on.

Respectfully submitted,
EARL F. REQUA
FRANK S. FARRELL
HENRY H. COWIE, JR.

Mr. Maloney: The memorial for Mr. Roy A. MacDonald has been prepared by the committee consisting of the Honorable Harry H. Peterson, the Honorable Arthur A. Stewart and Mr. O. A. Blanchard. The memorial will be read by Judge Peterson.

Judge Peterson read the memorial for Mr. MacDonald.

Roy A. MacDonald, a member of the Bar of this Court for over forty-five years, died August 8th, 1960. Mr. MacDonald was born in Lake City, Minnesota April 11th, 1889. He attended the St. Paul College of Law and was admitted to the bar March 17th, 1915. He was appointed Assistant County Attorney in 1917 and served in that capacity for about ten years, during which time he handled the civil business of the County Attorney's office and acted as advisor to the County Board and the County Officials. He resigned from that office and commenced private practice in association with the late Harry P. Churchill. In addition to his private practice Mr. MacDonald acted as Special Assistant County Attorney in charge of the collection of personal property taxes. After Mr. Churchill's death Mr. MacDonald officed for a considerable period of time with Lewis L. Anderson, Arthur A. Stewart, and the late Patrick J. Ryan. At the time of his death he maintained offices in the First National Bank Building.

Mr. MacDonald confined his practice largely to so-called office practice. He had an enviable record as counselor in business matters. He seldom appeared in court in contested litigation.

Mr. MacDonald had a lively interest in political affairs, but confined his activities to managing campaigns for others. He successfully managed the Ramsey County campaign for the election of August Andresen in the election at which all congressmen for Minnesota were elected at large. He also managed many of the campaigns for the re-election of Judges in this district.

He was an active Mason, and served as Master of Ancient Landmark Lodge of this city. He firmly believed in the principles of Masonry and earnestly tried to apply those principles to his daily living.

Several years before his death Mr. MacDonald sustained a serious injury to his hip, which materially disabled him for the balance of his life.

Early in his youth Mr. MacDonald decided that he would be a total abstainer from alcoholic liquors, and it is indicative of his strength of character that he never during his life time strayed from this resolution. He was one of the very few men we have known who during a long and active professional business career could truthfully say he had never tasted an alcoholic beverage.

Mr. MacDonald was an excellent lawyer, a fine citizen and a good friend. Those of us who knew him well, and that includes most of the lawyers and Judges, miss his friendly greeting, his dry wit, and his genial companionship.

Mr. MacDonald is survived by his widow, Bernadine MacDonald, and three daughters, Jean MacDonald of Los Angeles, Mrs. Geraldine George, St. Paul, and Mrs. Joan Bailey of St. Paul.

Respectfully submitted,
ARTHUR A. STEWART
O. A. BLANCHARD
HARRY H. PETERSON

Mr. Maloney: The memorial for Mr. Albert J. Mueller has been prepared by a committee consisting of Mr. Frank J. Danz, the Honorable Harold J. O'Loughlin and Mr. Richard B. Ryan. The memorial will be presented by Mr. Danz.

Mr. Danz read the memorial for Mr. Mueller.

Albert J. Mueller was a lifetime resident of, and a practitioner for many years in the City of Saint Paul. He was born on May 20, 1886 and attended both Catholic and Public Schools here. His legal education was secured at the University of Minnesota from which he graduated in 1910. He was admitted to practice in the same year.

His first association was with Mr. Humphrey Barton. Later he opened his own office in the First National Bank Building and in 1931 was joined by Francis X. Buchmeier. This association continued until 1935 when he became a member of the firm of Edgerton, Dohs, Mueller & Edgerton, who officed in the Anchor Building. Within the next two years both the elder Mr. Edgerton and Mr. Dohs passed away and after the death of the latter, he again opened his own office in the First National Bank Building where he continued in active practice until the date of his death, October 23, 1960.

He did not, however, during a long and active life, limit his activities solely to the practice of law. In 1914 he became Swiss Consul and Legal Adviser to the Swiss Government for the State of Minnesota. This continued until the office was consolidated with the Swiss Consulate in Chicago.

He was an active member of the Minnesota State and Ramsey County Bar Associations, the Lawyers Guild of St. Thomas More, the Swiss Chamber of Commerce of Chicago, the Catholic Aid Association, St. Peter and St. Clemens Society, the Junior Pioneer Association and St. Luke's Men's Club. He was a past President of both latter organizations. In a word, he was a devout man—a man of deeply religious principles.

In June of 1960 the Minnesota State Bar Association conferred upon him the honor of the title of Senior Counsellor. It seems appropriate at this time to quote from the Certificate:

"This was in recognition of more than fifty years of honorable service at the Bar of Minnesota and continued interest in the advancement of the profession of law as an active member, of the Minnesota State Bar Association. He was an inspiring example of devotion and fidelity to the duties and obligations of an attorney and counsellor at law—of leadership and unselfish participation in the public affairs of his community, state and nation, and to those commendable personal qualities that characterize those who best exemplify the high ideals of the profession of the Bar as officers of the Courts in the administration of justice."

He leaves behind him his widow Blanche, his daughter Evelyn and in the memories of those who knew him in the practice of his chosen profession an indelible impression of an old-fashioned lawyer in the best sense of the word—the epitome of honor, a meticulous, technical, perfectionist learned in the law and last, but not least, a kindly man.

Respectfully submitted,
FRANK J. DANZ
HAROLD J. O'LOUGHLIN
RICHARD B. RYAN

Mr. Maloney: The memorial for Mr. James Patrick Ryan has been prepared by a committee consisting of Mr. A. D. Kennedy, Jr., Mr. Thomas J. Lyons and Mr. William C. Meier. The memorial will be presented by Mr. Kennedy.

Mr. Kennedy read the memorial for Mr. Ryan.

James Patrick Ryan was born at St. Paul, Minnesota, on June 28, 1924, the second of six children born to Dr. Mark E. and Isabel Perry Ryan.

He was educated at Nativity Grade School, Cretin High School and was graduated from Central High School in St. Paul. He was in attendance at St. John's University, at Collegeville, Minnesota, when World War II overtook him. Jim enlisted in the United States Marine Corps and served as a tailgunner in a single engine torpedo bomber. He flew over seventy combat missions in the Pacific theater of operations. The last campaigns in which he served were Iwo Jima and Okinawa.

Immediately upon his return from service he entered the University of Minnesota and obtained his Bachelor of Science degree in law. Thereafter, he attended the St. Paul College of Law where he received his LLB in 1950.

He married Patricia Ann Quain on December 27, 1947. At the time of his death on November 8, 1960, he left surviving him his wife and nine children, Mary Elizabeth, James Patrick, Jr., Michael Joseph, Timothy Mark, Kathleen Ann, Margaret Mary, Dennis John, Colleen Mary and Maureen Therese.

At the time of graduation from Law School in 1950, Jim was working at Toro Manufacturing Company and he continued there until 1952, at which time he was employed by the United States government as a special agent for the Office of Price Stabilization and later as an attorney with the Veterans' Administration until November of 1953 when he joined the Legal Department of Minnesota Mining & Manufacturing Company. Jim worked in the 3M Legal Department until his untimely

death in November of 1960. During this seven year period, he handled all types of legal work.

Jim had a limitless vitality and a zest for life. He particularly liked people and was easily able to understand them, a trait which he demonstrated in his everyday practice of law. His application of law was keen, realistic and practical. He was, in the true sense, a successful counselor, but his chief legacy to his family and friends was not of material wealth or legal renown, although he attained a good measure of both at his age.

His chief gift to us is the memory of him as a man. He edified all of us around him, both religious and layman, by his attitude toward his illness and impending death. It was one of complete resignation and absolute fearlessness based in part on an innate courage but principally on the religious principles to which he subscribed and by which he lived his life. He would not tolerate the use of the word "premature" in connection with his death but instead considered himself fortunate to be given time to prepare himself for his eternity. He never thought of questioning the wisdom of God's plan for him, and he inculcated this love for God and resignation to His will on the minds of his wife and those of his children old enough to understand. Such a legacy can never be exhausted.

Respectfully submitted,
THOMAS J. LYONS
A. D. KENNEDY, JR.
WILLIAM C. MEIER

Mr. Maloney: The memorial for Mr. Stephen I. Schmitt has been prepared by a committee consisting of Mr. John Christopherson, Mr. Frank C. Hodgson and Mr. Michael J. Galvin, and will be presented by Mr. Galvin.

Mr. Galvin read the memorial for Mr. Schmitt.

MAY IT PLEASE THE COURT:

Stephen Schmitt was born on September 2, 1894 at Cannon Falls, Minnesota, the eldest son of John and Catherine Schmitt. He received his preparatory education at Rose Creek High School and St. John's University. Thereafter he was employed by Cast Stone Company in St. Paul as job representative and procurement officer, and during such employment he attended the St. Paul College of Law from which he graduated in 1917 and was admitted to the Minnesota bar. Promptly thereafter he served in the American Expeditionary Forces in World War I. Upon his discharge from military service he engaged in the practice of law in the Endicott Building in St. Paul, where he continued to practice until his death.

He was married to Georgena Daly on July 26, 1928, who survives him, and he died on July 26, 1960 on the 32nd anniversary of his marriage.

Steve was a fine man and a sound lawyer, devoted to his clients, diligent and thorough in his work. He was carefully meticulous. He acquired an excellent clientele, mostly men and corporations of substantial means, among which were large suppliers of building materials, and through experience and application Steve became recognized as an authority on the law of mechanics liens.

Although austere by nature and strict and uncompromising to himself when his own work was involved, he graciously assisted other lawyers and freely gave advice and counsel. He was active in the bar associations in which he had membership, was Treasurer of the Minnesota Bar from 1942 to 1948, a member of its Board of Governors, and was President of the Ramsey County Bar Association in 1949.

His family had a background of religious service, and Steve himself was sincerely religious and possessed great moral and physical strength. His charities were performed in private for he disliked publicity. He loved sports. In his youth he played baseball on the St. John's College team, played tennis, and in later years was devoted to golf at which he worked as earnestly as he practiced law. He was a collector of antiques, and visited numerous cities in the United States and Canada in quest of unusual rugs, furniture and rare china.

Steve was a member of Nativity Roman Catholic Church, of the American, Minnesota and Ramsey County Bar Associations, the St. Paul Athletic Club, and the Town and Country Club. Besides his widow, he leaves surviving his daughters Jacqueline Savolainen and Suzanne Bolger, two grandchildren, his sister Lillian Schmitt, and his brothers Reverend Father Nicholas Schmitt, Col. Edward Schmitt, and Albert M. Schmitt.

The fine example lived by Stephen Schmitt will be long remembered by those who knew him and his memory deeply cherished.

Respectfully submitted,
FRANK C. HODGSON
M. J. GALVIN
JOHN CHRISTOPHERSON

Mr. Maloney: The memorial for Mr. Frederick G. Stutz has been prepared by a committee consisting of Mr. E. S. Holmgren, Mr. E. O. Lansrud and Mr. J. Neil Morton. Mr. Morton will present the memorial.

Mr. Morton read the memorial for Mr. Stutz.

Frederick George Stutz was born at Washington, D.C. on August 8, 1874, the son of George and Adelaide Parker Stutz. He attended the public schools of the District of Columbia and received his legal education at George Washington University. He served in the Spanish American war in the Cuban Expeditionary Force. At the time of his separation from active service in 1898 he was an acting Captain.

He married Helen S. Stetson of Washington, D.C. on June 20, 1900, and at that time established his family home at Saint Paul, Minnesota.

On January 9, 1899, following a brief period of law practice in the District of Columbia, he joined the editorial staff of West Publishing Company. He continued in its employ for forty years in various capacities. At the time of his retirement on January 9, 1939 he was advertising manager and editor of the legal magazine, *The Docket*. He was a member of the Minnesota Bar, the District of Columbia Bar, and an honorary member of the Georgia Bar. During his association with West Publishing Company he maintained close relationships with the Bar as a member of the Ramsey County, Minnesota and American Bar Associations. He attended the international Bar meeting in London in 1924. He also compiled the military statutes of the State of Minnesota.

During most of his adult life he was associated with the military establishment. In 1918 he organized the Minnesota Home Guard (later the National Guard) in which for many, years he held the rank of Colonel. Because of this association he was usually known as "Colonel" to his friends even after he earned a higher rank. In World War II he was recalled to reorganize the Minnesota National Guard, retiring in 1945 with the rank of Brigadier General.

In politics he was a Democrat. In the 1920s he was active in party matters, including attendance as a Minnesota delegate at the Chicago Convention of 1928 which nominated Alfred E. Smith. He was also identified with various civic organizations, a member of the Association of Commerce, a past president of the Foreign Policy Association, a past president of the Town Criers Club, a member of the Minnesota Club. He was an Episcopalian, a member of the Church of St. John the Evangelist.

General Stutz died on January 22, 1960 in his 86th year, survived by his wife, his three children, Charles F. Stutz, Helen S. Martin and Mary S. Plowman, five grandchildren, and several great-grandchildren. He was laid to rest with military honors at Fort Snelling.

Although General Stutz survived most of his contemporaries, his interests and his talent for friendship extended to those many years his junior. It will be remembered that he served his profession and his country with honor and distinction. His friends of his own and succeeding generations cherish his memory for his personal qualities which they hold in affectionate regard.

Respectfully submitted,
J. NEIL MORTON
E. S. HOLMGIREN
EARL O. LANSRUD

Mr. Maloney: If the Court please, that completes the reading of memorials. The St. Paul Legal Ledger has again this year, as in the past, told us that they would print these memorials in a pamphlet form, and the Association now moves the Court for an order directing the Clerk of this Court to spread these memorials upon the permanent minutes of this court and to mail to the surviving spouse or next of kin of each member memorialized here today a printed copy of the memorials when they are prepared.

Judge Parks: The motion is granted, and the Clerk is directed to spread these memorials upon the permanent minutes of this court and to send a copy of each to the families involved. The court wishes at this time to thank those in attendance, and especially the judges of other courts who have come here on this occasion to pay their respects with us. This Court stands adjourned.

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Posted MLHP: May 29, 2016