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Memorial Addresses

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68.	Mr. Edward B. Oberto, 326 E. & C. Bldg.....	Denver,	Colorado
69.	Mr. Harry B. Osborne, 825 W. Quincy Ave.....	Denver,	Colorado
70.	Mr. James Churchill Owen, 720 Emerson St.....	Denver,	Colorado
71.	Mr. Wesley A. Peterson, 2031 Gaylord St.....	Denver,	Colorado
72.	Mr. Paul A. Philbin, 80 W. Archer Pl.....	Denver,	Colorado
73.	Mr. Thomas K. Price, 2114 Marion St.....	Denver,	Colorado
74.	Mr. Kenneth Edgar Reynolds, 1747 Williams St.....	Denver,	Colorado
75.	Mr. Thomas Ryan, 618 14th St.....	Denver,	Colorado
76.	Mr. J. F. Schneider, 4402 Decatur St.....	Denver,	Colorado
77.	Mr. John Aaron Scotney, 3039 W. Denver Pl.....	Denver,	Colorado
78.	Mr. George Scruggs, 3155 W. 35th Ave.....	Denver,	Colorado
79.	Mr. Charles W. Smiley.....	Brush,	Colorado
80.	Mr. Colin Allsebrook Smith, 1300 Penn. Ave.....	Boulder,	Colorado
81.	Mr. Graham Susman, 1323 Lipan St.....	Denver,	Colorado
82.	Mr. John Glenn Sutton, 1241 Ogden St.....	Denver,	Colorado
83.	Mr. Leslie E. Talkington, 2440 Elliott St.....	Denver,	Colorado
84.	Mr. Franklin A. Thayer, 1485 Detroit St.....	Denver,	Colorado
85.	Mr. Lewis Harley Tiley, 1565 Race St.....	Denver,	Colorado
86.	Mr. Ira P. Trotter, 1043 Pleasant St.....	Boulder,	Colorado
87.	Mr. Martin Ferdinand Trued, 4545 W. 32nd Ave.....	Denver,	Colorado
88.	Mr. Merritt D. Vondy, 4913 W. 34th Ave.....	Denver,	Colorado
89.	Mr. Harold B. Wagner, 4410 W. 6th Ave.....	Denver,	Colorado
90.	Mr. Gordon Franklin Walter, 1013 University Ave.....	Boulder,	Colorado
91.	Mr. Hyman Everett Weinberg, 1424 Fillmore St.....	Denver,	Colorado
92.	Mr. John T. Weiss, 4276 Grove St.....	Denver,	Colorado
93.	Mr. Benjamin Addison Woodcock, 1416 14th Ave.....	Denver,	Colorado
94.	Mr. Kenneth Mendum Wormwood, 1733 E. 22nd Ave.....	Denver,	Colorado
95.	Mr. Charles C. Young, 1338 Marion St.....	Denver,	Colorado
96.	Mr. Oscar Leonard Zweibel, 1425 King St.....	Denver,	Colorado

Memorial Addresses

(Editor's Note:—In the July issue of the Record we published the memorial addresses relating to deceased members of our Association who were also members of the American Bar Association.

In this issue, we publish the remaining five memorial addresses delivered at the Annual Memorial Meeting, June 7, 1926.)

EDWARD L. SHANNON

by GEORGE C. MANLY

Edward L. Shannon was born in Sharonville, Ohio, on December 28, 1865, the son of a Methodist preacher. He received his collegiate training at the Ohio Wesleyan University, at Delaware, Ohio, graduating in June, 1890. He read considerable law during his Senior year at college. His brother, Rev. John Reid Shannon, was at that time pastor of the Grace Methodist Episcopal Church in Denver, and Edward resided with him while pursuing his law studies.

He became a student-clerk in the office of Manly and Moore, in the then newly completed Ernest and Cranmer Building, and devoted himself rigorously to his studies. He had the knack of utilizing small periods of time, when not otherwise engaged, for study; and

the strength of will to hold himself to his studies in the evenings. He made notes and systematically reviewed his work. He did much collateral reading, especially in the history of English law; and developed real scholarship in the law.

He was admitted to the bar of Colorado in 1893, and soon embarked in business for himself. At first his practice was general, and in litigated cases he was always carefully prepared, both on the facts and the law, and with a complete method for the presentation of the whole case, to which he clung with fidelity. He had no great love for that branch of the profession, and as his business grew he found opportunity to specialize in other lines. He was an authority on the law of real property, and a skillful examiner of titles. Accuracy and thoroughness were a passion with him, and he be-

lieved that it was the office and function of the lawyer to handle all matters relating to realty transactions and probate matters so that they would stand the test of the years.

He was faithful to his clients' interests, and his skill drew to him a desirable clientele, and he managed the business affairs of all with conservative judgment and success. About the office he was punctual, methodical, precise, and effective.

He was by nature quiet and dignified; strangers frequently thought him reserved, or perhaps austere. But with his intimates there was no such feeling. With them he was companionable and fun loving. He was a member of the Beta Theta Pi college fraternity, and through life his most intimate friends were among the members of that society. He was a loyal alumnus and kept up his interest in the undergraduate members, and was their counsellor and friend.

He married Miss Grace Evans, who was a graduate of the Ohio Wesleyan University, and the daughter of Hon. James C. Evans of Fort Collins, Colorado, who served his district as Senator in several General Assemblies.

Mr. Shannon was a true "son of the parsonage" and carried the training of the parsonage through life. As an officer in the Warren Methodist Episcopal Church he was interested and active in the multitude of financial, administrative and social activities which are essential in building up a metropolitan church, out of a small congregation. He was always interested in the progress of the University of Denver; and was a trustee in the Iliff School of Theology.

As a legal craftsman his work was well done. His life demonstrated how valuable a citizen the lawyer may be. His unflinching courtesy and charity of opinion in his intercourse with the bench and bar won him respect, while he walked among us. Now that he has gone on before we pay this slight tribute to a gallant gentleman, a brave spirit and a true friend.

WILLIAM WALTER DALE

by CHAS. J. MUNZ

As time rolls by, we assemble once a year to pay tributes of respect to members of our profession who have passed into the Great Unknown.

One of our most distinguished

brothers, William Walter Dale, answered the summons of the grim reaper on August 25, 1925.

His life was long and useful. Born in Pennsylvania, he came to Colorado after his admission to the Bar in his native State. He was a man of fine attainments, a graduate from Lafayette College and the Columbia Law School.

Shortly after his arrival, he was admitted to the Bar of this State, where success, eminence and prominence characterized his career. He was a lawyer of no mean ability; and possessed those qualities which characterize a careful, painstaking lawyer. All questions and problems submitted to him were carefully considered in the most scrutinizing manner, and when he reached his conclusions he had rightly solved the problem. While he was slow to engage in litigation, whenever he was convinced he was right and justice could not be obtained without going into Court, he did not hesitate to do so.

His early training well fitted him for the practice of the Law, and combined with his habits of careful preparation, he was always found ready and able to enter upon the trial of a law suit, and he never imposed upon the Court by his lack of preparation nor for the same reason jeopardized the interests of his clients.

The results of his work were indeed gratifying, not only to his clients, but resulted in success to himself.

He differed widely from most men who succeed in the practice of the law; quiet, gentle and unassuming, yet possessed of such sterling qualities as seldom if ever characterize a man—he believed sincerely in brotherly love, relief, truth, temperance, fortitude, prudence and justice, and never failed to practice these virtues.

From the time he came to the State of Colorado, he took an active part in various activities of life. He was an ardent member of the Presbyterian Church where he gave much of his time and financial aid. He believed in fraternities and was associated with the best in the City. He believed that every citizen should take an active part in the government of the Country, and for that reason he was deeply interested in all questions of a public nature, and did not hesitate to support his political opinions with his efforts and money.

The results of his extraordinary life

were a large and satisfied clientele and a successful business which enabled him to accumulate a competency far greater than that which is the lot of most men, especially those of our profession—he was so situated that when ill-health compelled him to retire from the activities of his profession, he could do so without anxiety as to his livelihood.

His life, character and habits might well be emulated by those young men who are embarking upon the untried seas of the practice of the law. Sobriety, industry, economy and frugality were the guiding stars of his life, and through long hours of toil, characterized by honest and fair treatment of his clients, he fought his way to an enviable place in our profession.

In my opinion he had the proper conception of the duties of a lawyer—first of all, services to those who came to him for assistance, with a reasonable compensation to himself for work well and beneficially performed.

What a contrast with one whose only conception of our profession is that which brings disgrace upon us as lawyers. More men of the character of William Walter Dale would bring our profession to a standard which would command the respect of all. By virtue of the acts of men who assumed to be lawyers, our profession has been rightly and severely criticized. It ought to be the aim and effort of every lawyer and judge, young or old, to render the best service, fearlessly, honestly and courageously, in the discharge of their duties.

Lawyers owe a special duty to the State. By virtue of our qualifications we should become leaders in civic matters and assist in securing the best possible results in the administration of governmental affairs and unless we wish to make this contribution to society, we should not be permitted to complain when the affairs of State are not administered to our satisfaction. However, I have sometimes been forced to the conclusion that many lawyers have not a proper conception of human rights as contrasted with property rights, and are too often governed in their efforts in governmental matters by influences not commendable.

The man whose memory we cherish to-day at all times stood for righteousness and justice.

He left surviving his most estimable wife, Gertrude Orahood Dale, who is

the daughter of our Honored and Lamented Brother Harper M. Orahood. He is also survived by his beautiful, charming and accomplished daughter, Marion Dale Etter, of whom he was more than proud.

In his death the State lost an ideal citizen, the community a good neighbor, the home a kind and loving husband and father, and our profession an able member.

We are reminded by the passing of our brother that the shadows of our lives are being cast far toward the East, and that the sun of our lives is slowly but surely seeking its resting place in the West. Therefore, let us emulate his good work so that it may be justly said of us, as it has been said of him, that his life was worth while.

EDWARD IRVING THAYER

by W. M. BOND

Edward Irving Thayer was born in Boston, Massachusetts, July 25, 1879, and died in Pasadena, California, September 11, 1925. He was descended from an old and prominent Massachusetts family. His parents moved to Colorado when he was two years old and he spent practically all of his life in this State.

Edward Irving Thayer was a graduate of The Leland Stanford University and also of The Harvard University Post Graduate Law School. He possessed great legal and business ability and his fine legal education, with this ability, developed in him a most able, finished and well trained lawyer, as well as an experienced business adviser and counsellor. His legal career in Denver began with the law firm of Dorsey & Hodges and later he was with Hughes & Dorsey, of which firm he was one of the partners at the time of his death.

His evident ability and experience created in his clients and business associates a feeling of the greatest confidence and always they came to rely implicitly upon his judgment and legal direction, and by reason of his intimate and extended experience he became almost indispensable to the several large business interests which were for many years intrusted to his care. He possessed the ability of making strong, lasting friendships and particularly was this so with his business associates. I think his most marked characteristic was the quickness with

which he could survey and grasp a complicated, mixed legal and business situation and then mark out and follow with immediate action the correct course to a satisfactory, successful termination. He gave unsparingly of his talents, strength and ability and only moderated his efforts when his health became so impaired that he was unable to continue a practice which made such heavy demands upon him.

He was a member of this Association, of the Colorado Bar Association and of the Denver Country Club. He was also a member of one of the larger national law fraternities, the name of which I do not at this time recall.

Surviving him are his widow, Mrs. Agnes Thayer, and three children; a daughter, Virginia, and two sons, Irving and Randall. He is also survived by his father, Frank S. Thayer, his mother, Julia A. Thayer, and by a brother, Harold Thayer.

The milestones of life are sometimes the great sadnesses which have come to us. Such a milestone in my own career is the personal loss in Edward Thayer's death and one of my most cherished memories our great friendship.

HUGH O'NEILL

By GUSTAVE J. ORNAUER

Hugh O'Neill, the son of Hughlin Carey O'Neill, a stalwart captain of the British Artillery was born June 21, 1872, in the Province of Victoria, Australia. His parents died when he was a very young child and relatives reared him. Hugh received his early education in the Portland Grammar School of Australia and in 1890 entered the Melbourne University where he entered upon an especially planned group of eight year course study and acquired first honors in his graduate and post-graduate studies. The degrees of Doctor of Literature, Doctor of Philosophy and Doctor of Laws were conferred upon him.

Leaving the University of Melbourne with one of the most brilliant records of that institution he was prepared to enter the practice of law in Australia as a Barrister when his oculist advised that his eyes would never withstand the strain of a career at the Bar, and as a result he entered the field of journalism. Rapid progress was made by Mr. O'Neill as a writer of editorials and in 1905 he came to America where

his endeavors were promptly recognized by the leading newspapers of the Atlantic Coast. His contributions to the World's Work, Saturday Evening Post, Cosmopolitan and McClure's Magazine bespeak his ability as an able author and thinker.

Coming to Denver Mr. O'Neill soon became one of the leading characters in the Western newspaper world. His pen, when he was editorial writer did much to clarify important issues and his followers were legion.

In October, 1915, he married Lydia Salvana, who survives him. Also a son and daughter by a former marriage.

Ten years ago Mr. O'Neill was admitted to the practice of law in the Supreme Court of Colorado. Shortly thereafter losing the sight of both eyes he struggled on with the aid of his splendid wife, his constant companion in the court room, at his desk, on the street and in fact and not fiction she was his light and vision, a true wife, a real woman and of most rare character. A tribute to Hugh O'Neill is the reflected glory in part at least of Lydia Salvana O'Neill.

Altho comparatively new in the legal profession, laboring under the most adverse conditions, Mr. O'Neill had made rapid strides toward recognition.

Mr. O'Neill became a member of the Denver Bar Association on February 15, 1924, and continued the practice of law and of writing of fiction until the fall of 1925 when on October 8, 1925, he passed away from the effect of ether Pneumonia contracted during a surgical operation. He was buried on October 11, 1925, at Mt. Olivet Cemetery.

Student of high attainments from his early youth, journalist of national fame since he came to America from Australia in 1906, a good lawyer, even tho he was stricken with blindness after he took up the profession in 1916, Mr. O'Neill left a record in the fields he entered that is a permanent impression in recent literary history.

THEODORE H. THOMAS

By J. MCD. LIVESAY

Mr. Chairman and Members of The Denver Bar Association:

Theodore H. Thomas was born in Augusta, Bracken County, Kentucky, February 2nd, 1852, and departed this life in Denver, Colorado, April 14th,

1926, something over 74 years of age. His early life was passed upon a farm and he received his education in the schools of Augusta and Augusta college. When about 17 years of age he went to New York City, where he became a clerk in a mercantile house. He learned stenography and became official reporter of the District Court of Newark, New Jersey, and while engaged in this work studied law and was admitted to the bar in Brown County, Ohio, in 1875, and in that year, with his twin brother, Thornton H., opened a law office in St. Louis, Missouri, and practiced law under the name of Thomas & Thomas. In 1880 he removed to Gunnison City, Colorado, where he practiced law. In 1884 he was nominated by acclamation by the Republican convention for the office of Attorney General of the State, and was elected, and removed to Denver, where he resided until his death.

While holding the office of Attorney General several important matters were handled by him. He argued before the Supreme Court of the United States the case involving the title to the Capitol building site (the two blocks upon which our State Capitol is situated), and won the case. He drew the contract for the building of the State Capitol and attended to all the legal matters connected therewith. The legislature of 1885 employed 175 clerks, most of them by resolution; Thomas rendered an opinion that the employment was illegal; the Supreme Court sustained him in his opinion, as Attorney General, and thus saved the State more than fifty thousand dollars. In 1896 he was elected State Senator.

The deceased leaves a brother, Thornton H. Thomas, a practicing and well known attorney, of Denver; and four sisters, residents of other states; his wife passed away about three years ago. He was prominent in Masonic circles.

I knew Mr. Thomas for many years; not intimately; pretty well, as I know others.

Theodore H. Thomas was an able attorney, an affectionate husband, a good neighbor, citizen and man.

He took an active part in politics years ago, but the fact that he was a State Senator is not conclusive evidence of towering ability or greatness. I, myself, was once—47 years ago—a member of our State legislature, and I have been trying to forget it ever since.

Man is an animal, but a superior one. He and the lower animals are very much alike in structure, in action, in many respects. The chief difference is in the something called "mind." That of man is far superior in most respects.

There are many interesting things—I would say all things—in our world and outside of it—a piece of rock, a flower, a toad's eye, a dog, a horse, other planets and suns—some dead and others in the process of formation. But, to me, the most sublime (the most wonderful, if you please) is the mind of man. It enables him, through boundless space, to measure the distance to, the course, velocity, weight and material of the other planets and suns; to soar through the sky like the proud and defiant eagle; listen to the inconceivably small electron, which no human eye can ever see, circling with incredible velocity around its affinity and smashing electron outlaws; to talk to his fellow man, through the illimitable air, around the world, in the twinkling of an eye.

But in and of the power and wonder of the mind of man "a pure mind is the most august possession"—the polestar of life. The mind can make man a god or a devil. About the best epitaph that can be written is; He was true to himself.

It is absolutely futile, a waste of time, stupid, trying to solve the source of life—the First Great Cause—and whether man lives again. The all-important question is: HOW TO LIVE HERE AND NOW. And we are advancing in that line. More people are thinking for themselves today than ever before. Ignorance, the mother of hysterical incantation, supplication, exhortation and teaching of fakirs, is being beaten down—it may be slowly but surely. Science, the incubator of civilization, is marching irresistibly onward and upward. The people of the world today know much more than when I was a boy, and have much more of the necessaries, comforts and luxuries of life. I do not know that we have much cause for complaint when nowadays we can buy an automobile on the installment plan by paying 8 cents per day and get a liberal education by reading 15 minutes a day.

Some one wrote some 2000 years ago: "Man born of woman is of few days and full of trouble." I would have written: Man born of woman is of few

days and full of trouble and pleasure. I do not care much for a person with a habitual long, doleful or sour face. Theodore Thomas was not of such.

As said long ago: Death is as natural and reasonable as Birth, and there is no more occasion for tears and sorrow on the death of a person than at the birth; but because of association.

" 'Tis hard to part when friends are dear;

Perhaps 'twill cost a sigh, a tear."

We tread our daily routine of life; but, from time to time, we recall our former friend, his kindness and helpfulness to others, and our memory of him will continue until "our turn" comes.

And now, from the stage of human action, in this old and familiar court room, in our mind's eye, now, brother Thomas, all hail! and—farewell!

Committee Appointments 1926-1927

The President announces the re-appointment of Albert J. Gould, Jr., as Secretary-Treasurer and the appointment of the following committees for the ensuing year:

1. EXECUTIVE

Ex-Officio

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Henry W. Toll
James A. Marsh

Appointive

Charles C. Butler
Wilbur F. Denious
William E. Hutton
Stanley T. Wallbank

2. JUDICIARY

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Philip Hornbein
Jesse H. Sherman
Edwin H. Park

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Thomas R. Woodrow
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4. PROFESSIONAL ETHICS

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Richard H. Hart
Lawrence Lewis
R. H. Walker

5. BAR ORGANIZATION

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Floyd F. Walpole
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Franklin B. Goudy

7. LIBRARY

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