



1977

Memorials

North Dakota Law Review

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Recommended Citation

North Dakota Law Review (1977) "Memorials," *North Dakota Law Review*. Vol. 54 : No. 1 , Article 7.
Available at: <https://commons.und.edu/ndlr/vol54/iss1/7>

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Memorials



WALTER O. BURK

Williston, North Dakota

Funeral services for Walter O. Burk, 75, prominent Williston lawyer, were held Saturday, January 15, 1977, at 2:00 p. m. in Our Redeemer's Lutheran Church, Williston, North Dakota. The Rev. Tenner Thompson and the Rev. W. H. Rudnik officiated and interment was in the Riverview Cemetery. Mr. Burk died Tuesday, January 11, 1977, in the Mercy Hospital.

Walter O. Burk was born January 2, 1902, in Cheney, Minnesota, to Richard and Ellen Burk.

In October of 1906, he moved with his family to North Dakota, and they homesteaded in Connor Township, about 36 miles south of Belfield.

He attended a rural school there and graduated from Bowman High School. He taught in a country school for a year and then enrolled at the University of North Dakota in Grand Forks.

In 1925 he graduated from UND with a bachelor of arts degree and in 1927 he received his juris doctor degree from the UND Law School.

Burk spearheaded many campaigns for Williston taxpayers and was a promoter of citizens rights.

In 1928 he and the late Congressman Usher L. Burdick formed a law partnership in Williston.

Burk had served as a state's attorney, a one term Williston mayor and carried out five terms as a Democrat in the North Dakota State Legislature. For six years he was the Williston city attorney.

He was an activist in the Lewis and Clark Irrigation Project. He also testified before Congress in opposition to the Garrison Dam Project.

Burk was influential in starting Williston's meatpacking industry. He and his son established the packing and slaughtering facility, which after several ownership changes is now known as Williston Packing Company.

Besides his law practice, Burk had interests in farming and ranching east of Williston.

He was married to Caroline K. Kennedy on September 14, 1927, at Williston.

His activities included work with the scouting program, and membership in the Order of the Coif and the Williams County Bar Association.

Survivors include his widow; one brother, Donald Burk, Bowman, North Dakota; three sons, Willard and David, both of Williston, and Daniel of Okmulgee, Okla., and eight grandchildren.

He was preceded in death by his parents, one son and one brother.

JOHN E. DeMOTS

Formerly of Minot, North Dakota

John E. DeMots, about 62 years of age, of Evanston, Illinois, formerly of Minot, North Dakota, died Wednesday, September 22, 1976. His funeral was held in Evanston, Illinois.

Mr. DeMots practiced law for a period of approximately eight years before entering the business field.

Mr. DeMots, son of Mr. and Mrs. E. G. DeMots, Minot, was born at New London, Minnesota. He came to Minot with his parents in 1918, and was graduated from Minot High School. While attending the University of Notre Dame, South Bend, Ind., he performed major basketball achievements, served as freshman basketball coach, and was editor of the law school quarterly. Mr. DeMots was graduated from Notre Dame, magna cum laude, in 1938, with the degrees of bachelor of arts and bachelor of laws. He was a member of the North Dakota and Illinois Bar Associations.

He began full-time work with International Harvester as a zone collector at the Minot district office in July 1938. Subsequently, he became a dairy equipment salesman and on January 1, 1942, was promoted to zone sales manager.

He was transferred to West Pullman Works of International Harvester, near Chicago, in May, 1942, and worked there during World War II on materials priorities. When the material control department of the general office was formed, in 1944, as part of the supply and inventory function, Mr. DeMots was transferred to materials control as a supervisor. He was appointed staff assistant on March 1, 1950. More currently, he had been employed in the legal department of International Harvester.

Survivors include his wife; children; parents; and sister, Mrs. Thomas Duffy, Hillsboro, California.

W. T. DILLENBERG

Napoleon, North Dakota

W. T. "Fritz" Dillenberg, 47, Logan County Abstractor and local attorney, died of an apparent heart attack in his office Thursday, December 23, 1976. Mr. Dillenberg's secretary was in the office at the time and immediately summoned the Napoleon Ambulance Service, but efforts to revive him were unsuccessful.

Funeral services were held December 27, at Trinity Lutheran Church, with Fr. Joseph Mentel and Rev. Edward Hiller officiating. Burial was in Ft. Snelling National Cemetery in St. Paul, Minnesota.

Born August 22, 1929, in Wahpeton, North Dakota, he was the son of Stephen and Anne Dillenberg. He graduated from Wahpeton High School in 1948 and entered the U. S. Air Force that year, serving until 1952. He then attended the University of North Dakota in Grand Forks until graduating in 1959 with a law degree. He worked for the Farmers Insurance Group in Montana and Utah prior to coming to Napoleon in 1969 where he purchased a law firm and the abstract business.

He married Joan Barsness on February 7, 1955, in Grand Forks. He was a past commander of Barry-Hoof American Legion Post No. 72 at Napoleon, past president and president director of the Napoleon Country Club, and served as Logan County Justice. At the time of his death, he was president of the Napoleon Lions Club.

He is survived by his wife, Joan, and two sons, Mark and Paul, both at home. Also surviving are three sisters, Mrs. Larry (Dorothy) Gerlach, St. Paul, Minnesota; Mrs. Howard (Susan) Lee, San Jose, California; Mrs. Larry (Anne) Gau, Charlestown, S. C.; three brothers, Norbert, Moorhead, Minnesota; Hilbert, Des Moines, Iowa; Cyril, Crookston, Minnesota.

LYLE E. HUSEBY

Fargo, North Dakota

Lyle E. Huseby, Fargo, died Tuesday, June 7, 1977, at the age of 60.

Born December 26, 1916, at Grand Forks, Mr. Huseby attended three years of high school before moving to Fargo and graduating from Fargo Central.

Mr. Huseby attended North Dakota State University in Fargo for

a year before transferring to UND, from which he graduated with a law degree in 1940.

He practiced law in Grand Forks until January 1942, when he enlisted in the Navy. Discharge from military service came February 1, 1946.

Opening a law office in Fargo in 1946, Mr. Huseby began a career that saw him elected Cass County states attorney to a two-year term starting January 1, 1955. Three two-year re-election terms came to a halt at the end of 1962 when he switched back to full-time private practice.

Before going into public office here, Mr. Huseby fine-tuned his political party activities, which he described as a hobby started while in college. He carried college GOP leadership from Grand Forks County to Cass County, becoming the chairman of the county Young Republicans in 1947. In subsequent years, he served as secretary of the senior part of the county GOP organization.

Mr. Huseby was elected commander of the Fargo chapter of the Disabled American Veterans. Also that year, he was named the state representative on the United Nations League of Lawyers.

He also served as president of the Cass County Bar Association and the North Dakota States Attorney Association.

Mr. Huseby lectured at Moorhead State University on communications law and at NDSU on basic criminal procedures. He told his classes that if he were a news reporter he could be concerned about "the eating away" of the Bill of Rights, which guarantees that "Congress shall make no law abridging the freedom of speech or the press".

Survivors include his wife, Helen, at 1510 South River Road, Fargo; three sons, Lincoln, 1518 6th St. S., Fargo; Cody and Custer, at home; two daughters, Heather Huseby, Grand Forks, and Mrs. Mark (Robin) Johnson, Grand Forks. His mother, Mrs. Vivian Huseby, lives at 101 2nd St. S., Fargo. There is also a grandchild.

ALBERT I. JOHNSON

Fargo, North Dakota

The funeral for Albert I. Johnson, 83, of 1124 5th St. N., Fargo, North Dakota, former vice consul of Norway for North Dakota, was held at 11:00 o'clock A.M., Thursday, December 23, 1976, in First Lutheran Church, Fargo. He died December 20, 1976.

He was born November 24, 1893, on a farm near Dazey, North

Dakota. He graduated from Concordia Academy in Moorhead in 1911 and received his B.A. from St. Olaf College, Northfield, Minnesota, in 1915.

He was a high school teacher and coach for 10 years at Thief River Falls, Minnesota, Hannaford, North Dakota, and North St. Paul, Minnesota, and farmed for a time. He also served in the Army in Germany and France during World War I.

Mr. Johnson received a bachelor of law degree from the St. Paul College of Law in 1929, and came to Fargo in 1930 to form a law partnership with P. B. Garberg, then U. S. district attorney.

Mr. Johnson was named Norwegian vice consul in 1938 and held that position until he resigned in 1966. The post of vice consul is honorary and unsalaried, but Johnson performed a wide variety of diplomatic chores. His most important task, he once said, was to assist people living in Norway who are heirs to North Dakota estates. When someone in North Dakota dies, the vice consul notifies heirs in Norway. He then watches the probate proceedings and obtains an official certificate of heirship. For his efforts, he received a commission on inheritance cases. Mr. Johnson estimated that he had sent more than \$4 million to Norway during his 28 years as vice consul, handling more than 800 inheritance cases.

Mr. Johnson's other duties as Norwegian vice consul included the channelling of money from Norwegian estates to American heirs, the location of people who may once have lived in North Dakota, the arrangement of service of papers on state residents who had a divorce action or paternity suit pending in Norway, and the protection of the interests of Norwegian citizens living in North Dakota.

He was decorated by the King of Norway with King Haakon's medal in 1947 and with the Knight of the First Class, Order of St. Olaf, in 1951.

In 1958 he ran for mayor of Fargo, being defeated by Herschel Lashkowitz.

He served as president of the Concordia College Board of Regents and was president of St. Luke's Hospital, Fargo, from 1933 to 1951.

He married Alma Peterson on December 31, 1919, at Pelican Rapids, Minnesota. She died in 1971. Later that year he married Mrs. Mae Haraldson in Council Bluffs, Iowa.

She survives, along with a son and two daughters, Robert, Washington, D.C., who has been a member and executive secretary of the National Security Council and who was a member of the Policy Planning Council of the Department of State with responsibility for East Asian policy from 1962 to 1967; Mrs. Arne (Ruth) Sovik, Geneva, Switzerland; and Mrs. Randolph (Rebecca) Lukens, Hamilton, Ohio; a sister, Mrs. Louis (Ellen) Larson, Hannaford; and 11 grandchildren.

V. WAYNE MARSH

Formerly of Minot, North Dakota

V. Wayne Marsh, 56, Thousand Oaks, California, former Minot attorney, died October 3, 1976. His funeral was October 7, 1976, at First Presbyterian Church, Minot. Burial was at Rosehill Memorial Park. Military rites were by William G. Carroll Post, Minot American Legion.

Mr. Marsh was born November 29, 1919, in Minot, and was reared there and at Des Lacs, North Dakota. He attended Minot State College prior to serving in the Navy during World War II. He was discharged as a lieutenant commander.

Following graduation from the University of North Dakota Law School, Mr. Marsh practiced law in Mohall, North Dakota. In 1953, he established a law practice in Minot. He later moved to California where he operated a tax consulting firm in the Redondo Beach and Los Angeles area. He also was employed by the California Forest Service Department as a fire fighter-pilot.

Mr. Marsh was a member of the Presbyterian Church, Elks Lodge and American Legion at Minot.

Survivors include his wife, Shirley, Thousand Oaks; son, Robert W., Redondo Beach; daughter, Mrs. Pamela Jo Tucker, Long Beach, California; mother, Mrs. Josephine Melhus, Minot; brother, Robert R. Marsh, North Highlands, California; three stepdaughters, Mrs. Renee Williams, Mrs. Darla Casper and Tamra Marsh, all in California; three stepsons, Mitchell and Craig, both in California, and William Robert Curry, stationed with the military service in Germany; and two stepsisters, Mrs. G. W. Mahoney, New Hope, Minnesota, and Mrs. Delores Bedgood, Portland, Oregon.

THOMAS A. O'SHEA

East Grand Forks, Minnesota

Services for Thomas A. O'Shea, 59, rural East Grand Forks, who died Sunday, October 10, 1976, at a Fargo hospital, were held at 2:00 p. m. Thursday, October 14, 1976, at Sacred Heart Catholic Church. Rev. Donald Krebs officiated, and burial was at Fort Snelling National Cemetery on October 15, 1976.

Mr. O'Shea was born November 12, 1916, at Pittsburgh, Pa. In 1939 he was graduated from Dubuque University, and from 1943 to 1946 he served in the Coast Guard. From 1946 to 1950, he was a spe-

cial agent for the FBI. Mr. O'Shea moved to Grand Forks in 1955, and was married to Armona J. Davidson on August 13, 1955. He practiced law in Grand Forks between 1961 and 1966 following his graduation from the University of North Dakota Law School. Since 1966 he had been a special investigator in the FBI.

Mr. O'Shea was a member of Sacred Heart Catholic Church, the VFW, the FBI Special Agents Association, and the North Dakota and Grand Forks County Bar Associations.

Survivors include his wife, and two sisters, Mrs. John (Mary) Toomey and Mrs. David (Margaret) O'Connor, Pittsburgh, Pa.

Honorary pallbearers were members of the North Dakota and Grand Forks County Bar Associations.

HARRY MALCOLM PIPPIN

Williston, North Dakota

Harry Malcolm Pippin, 48, prominent Williston attorney, 1201 East Hillcourt, died in his sleep of an apparent heart attack at 6:15 A.M., December 23, 1976.

He had undergone double bypass heart surgery in Tulsa, Okla., in December 1973.

Surviving him are his widow, Hilda; two daughters, Lesli and Leone; one son, Malcolm; and his mother, Mrs. Ruth Houston, all living in Williston.

Harry M. Pippin was born in Bismarck on December 19, 1928, the only son of Harry Malcolm Pippin and Ruth Pippin of Halliday, North Dakota.

He attended schools in Halliday and after graduating from Halliday High School attended the University of North Dakota and Dickinson State College where he graduated with a B.S. degree in education in 1953.

From 1951 through 1952, he was on active duty with the U. S. Army Medical Service in Korea.

He received his professional education at the University of North Dakota Law School, graduating with a juris doctor degree in 1956.

While at UND, he was editor-in-chief of the North Dakota Law Review and active in the Order of the Coif and Phi Alpha Delta fraternities.

Pippin came to Williston in 1956 to join the Williston law firm of Bjella, Jestrab, Neff & Pippin. He was still in active law practice with this firm at the time of his death.

Professionally, he was a member of the State Bar Association,

which he served as secretary-treasurer from 1961-63; Unauthorized Practice of Law Committee, which he chaired from 1965-67, and the Williams County and American Junior Bar Association. He was state chairman of the latter.

Other professional associations included active membership in the American Trial Lawyers Association (state committeeman 1971); chairmanship of the North Dakota No-Fault Insurance Committee; member and past president of the N.D. Lung Association; active membership in the Rotary Club of Williston (president 1970); member of the Continuing Legal Education Committee; Law School Foundation member; American Judicature Society member, and member of the National Association of Criminal Defense Lawyers.

He was at the time of his death president of the North Dakota Trial Lawyers Association, the Williams County School Reorganization Committee, and was a past president of the Williams County Bar Association.

He was a district governor of Toastmasters International and active socially and fraternally in the Williston Elks Lodge, Masonic bodies and the Sundowners Motorcycle Club.

Members of his law firm expressed their deep regret at his passing. The following persons with whom Pippin worked in the course of his legal practice here made the following statements on learning of his death.

District Judge Eugene A. Burdick said as follows: "Harry was a brilliant student of the law and an unusually able trial lawyer. He had a zest for the good life and pursued his recreational activities with his family and friends with the same fervor he applied to his profession. The Bar of North Dakota is diminished by his untimely passing."

Mark Stenehjelm, president of the Williams County Bar Association, said as follows: "Harry has been a longtime member and past president of the county bar and has always been held in high esteem by his fellow attorneys both in North Dakota and Montana. The community will miss him."

Douglas Nyquist, president of the Williston Rotary Club, said as follows: "Harry has been active in all facets of the Rotary Club here since 1959. He carried the classification of general law until becoming senior active and was president of the club in 1970. His humor and sincerity will be sorely missed."

Dean Winkjer, Williston attorney and state legislator, said as follows: "Harry Pippin was a highly-skilled advocate of peoples' rights and an intense practitioner of his chosen profession. He will be missed by those who depended upon him and those who worked with him."

Gary Rustad, assistant states attorney for Williams County, said as follows: "Pippin was the most experienced and effective criminal

defense lawyer this office ever worked with. He was a fierce competitor and we respected him for it."

Ray Atol, Williston Police Chief, said as follows: "Harry was one of the most prominent defense attorneys in the area. We spent a lot of time in court together. He was certainly respected by all law enforcement personnel even though he was on the opposing side of the courtroom."

LYNN W. SCHWOEBEL

New Rockford, North Dakota

Lynn W. Schwoebel died on Tuesday, February 22, 1977, at New Rockford, North Dakota at the age of 80 years.

Funeral services were held at 2:00 o'clock p. m. at the First Congregational Church of New Rockford, North Dakota, on February 25, 1977.

Mr. Schwoebel was born February 29, 1896, in New Rockford, and was reared in Eddy County. He earned a law degree from the University of North Dakota at Grand Forks in 1919 and was admitted to the North Dakota Bar Association the same year.

He began his banking career as a cashier at Farmers and Merchants Bank in New Rockford. In 1922 he went to work at the First State Bank of New Rockford as a cashier. He was a director at First State, and vice president when he retired in 1965.

Mr. Schwoebel was mayor of New Rockford for 12 years and served on the school board for seventeen years, nine of them as president. He served on a committee for construction of New Rockford City Hospital, and was trustee and board chairman at First Congregational Church in New Rockford.

Mr. Schwoebel was a charter member of the New Rockford Kiwanis Club, and served terms as secretary and president. He was a past lieutenant governor of Kiwanis International and a member of Kiwanis Legion of Honor. In 1955 he was president of the North Dakota League of Municipalities and was also past president of the North Dakota State Fair Association.

Mr. Schwoebel was a life member of the Grand Forks Scottish Rite of Free Masonry and a member of Century Lodge No. 60 at New Rockford.

He married Mabelle Mortenson November 15, 1927, at New Rockford.

Survivors include his wife, one daughter and two sons, Lyle of Boise, Idaho; Richard, Albuquerque, N.M.; Mrs. Lowell (Rosemary) Linderman of Austin, Minnesota, and eight grandchildren.

Burial was at Prairie Home Cemetery, New Rockford, North Dakota.

PHILIP VOGEL

Fargo, North Dakota

April 5, 1977 marks the date of the death of a well-known Fargo attorney, Philip V. Vogel, 67, senior partner of the law firm Vogel, Vogel, Brantner and Kelly. In over 40 years of law practice, he established an area-wide reputation for honesty, astute decision-making, community involvement and technical excellence that began his life work.

Philip Vogel was born in Perham, Minnesota, on December 5, 1909, where he received his early education. He attended the University of Minnesota and was married to Barbara Ince, and then graduated from the University of North Dakota Law School with Order of the Coif Honors in 1934. Following graduation he practiced law in Fargo with his older brother, Charles J. Vogel, and then by himself after Charles Vogel was appointed U. S. District Court Judge for North Dakota in 1941. In 1944, Philip Vogel then joined his younger brother, Mart R. Vogel, and the late Charles Wattam in law practice, where he remained until his death.

Regarded as a lawyer's lawyer, Philip Vogel successfully argued a landmark case before the U. S. Supreme Court (*Dick v. New York Life Insurance Company*, 359 U.S. 437 (1959)). He had wide-ranging talents which were utilized in a great variety of legal work. He was perhaps best known as a tax lawyer, although he also specialized in labor law, medical malpractice litigation, estate planning, and corporate matters. He had many business and professional associations through the years.

Mr. Vogel was active in civic affairs, serving on the Fargo School Board and other civic groups. He also served as President of the Cass County Bar Association and was later appointed to the State Bar Board.

His many interests, in addition to law, included reading, antique collecting, sports (particularly baseball), carpentry, the arts, and above all, spending time at his lake cottage at Little Pine Lake near Perham with his family.

He is survived by his widow, Barbara, at home; his brothers, Judge Charles V. Vogel and Mart Vogel; a sister, Mrs. Tena Hagenbaugh of Los Angeles, California; two daughters, Mrs. Robert (Judith) Johnson, Jr., Minneapolis, Minnesota, and Mrs. Raymond (Nancy) Lamb, rural Fargo, and six grandchildren.

BENCH

and

BAR

