



1944

## An Appreciation

O. B. Herigstad

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This Committee prepared a draft of a proposed "Administrative Procedure Act." The proposed bill is printed in 30 A.B.A.J. (Jan. 1944) 7-16 and 44-48. A revised draft was then prepared, which was approved by the House of Delegates on February 28, 1944. This revised draft is published in 30 A.B.A.J. (April 1944) 226-230. Not all but many of the proposals, and recommendations of as stated in the "Final Report of the Attorney General's Committee" have been incorporated in this new draft. There is one serious omission. Both the minority members and the majority members of the Attorney General's Committee had agreed that there should be created an Office of Federal Administrative Procedure. Even with this limitation, this proposed bill is an improvement upon the original Federal Administrative Court Bill and that of the Walter-Logan Bill.

The proposed bill drafted by the Administrative Law Committee of the American Bar Association has been introduced in the Congress. It has the label of the McCarran Bill (S 2030) in the Senate and in the House it is known as the Sumner Bill (HR 5081). Every lawyer in the state of North Dakota should, with interest, read the annual reports of the Special Committee on Administrative Law of the American Bar Association as printed in the annual American Bar Association Reports from 1933 to date. Copies of the McCarran-Sumner Bill may be secured from our members in the Congress. As members of a profession, lawyers should personally become acquainted with the growth and development of administrative procedure. The importance of the McCarran-Sumner Bill should not be underestimated. David A. Simmons, President of the American Bar Association, asserts that it is the most important thing before the American Bar Association this year. When properly self-instructed, lawyers of this state may come to the conclusion that the McCarran-Sumner Bill embraces a workable procedure, and is the proper step forward in administrative law." By means of the local and the state bar associations, lawyers should vote upon the merits of this Bill and report the results with recommendations to Carl M. McFarland, Chairman, Special Committee on Administrative Law, 1002 Hill Building, Washington, D. C.

O. H. THORMODSGARD—Dean.

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#### AN APPRECIATION

By O. B. Herigstad

In the passing of Wm. G. Owens our Association has sustained a great loss. During the two years as president I was privileged to work shoulder to shoulder with Bill in performing the important tasks that confronted our Association during these trying times. He always took a deep interest in the affairs of the Association. His advice and counsel was always timely and good. He performed cheerfully and well all tasks assigned to him. As Vice President he was truly a right hand man to the President.

He was also very much interested in the affairs of the American Bar Association. .. While Vice President he attended its annual meeting in Chicago in the fall of 1943 and derived much information and inspiration from it as was shown by the excellent report he made of this meeting which was published in the November 1943 issue of Bar Briefs.

When Bill was elected President at our Minot meeting last fall he achieved one of his life's ambitions. He appreciated deeply the honor conferred upon him by his brother attorneys. He made an able leader of our Bar and I regret very much that he was not spared to us a little longer so he could have served out his term.

Not only was Bill an able lawyer, and a splendid head of our organization but also a fine gentleman and a loveable character. He had endeared himself to all who knew him. We shall miss him. May his memory be an inspiration to us all.

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FRANKLIN D. ROOSEVELT

By Halvor L. Halvorson

His election to the Presidency was Providential for our Country. We needed a man with his courage, and deep understanding of human nature, to lead us during the trying years of the thirties.

His tremendous magnetism, his wonderful ability to convey his thoughts thru the spoken word, and his wise counsel, were not mere accidents.

It is true that he had an inherent instinct thru which he could sense the pulse of the Nation; but he also had the background, obtained thru the study and practice of law; his previous connection as Assistant Secretary of the Navy; three times Governor of the great State of New York; and continuous study of our government, supplemented his courage and determination, to better the conditions of the human family in the Nation, and in the World.

Washington served us in the crisis of National beginnings.

Lincoln served us in the days of Civil War and strife. It seems hardly possible that any other men could have accomplished what they did.

And still Providence gave us Franklin Delano Roosevelt, who met successfully, issues no less critical, and with a courage, wisdom and understanding which to me, seems unparalleled in history!

Now that he has passed away, and Partisanship, petty animosities and personal jealousies have disappeared, I wonder if the entire Nation would not applaud the innovations which he undertook as necessary in a progressive and virile democracy.

Under his leadership, Labor, the most essential element of the Nation, was given a new, forward looking viewpoint.