KANSAS JUDICIAL COUNCIL BULLETIN

DECEMBER, 1941 PART 4—FIFTEENTH ANNUAL REPORT

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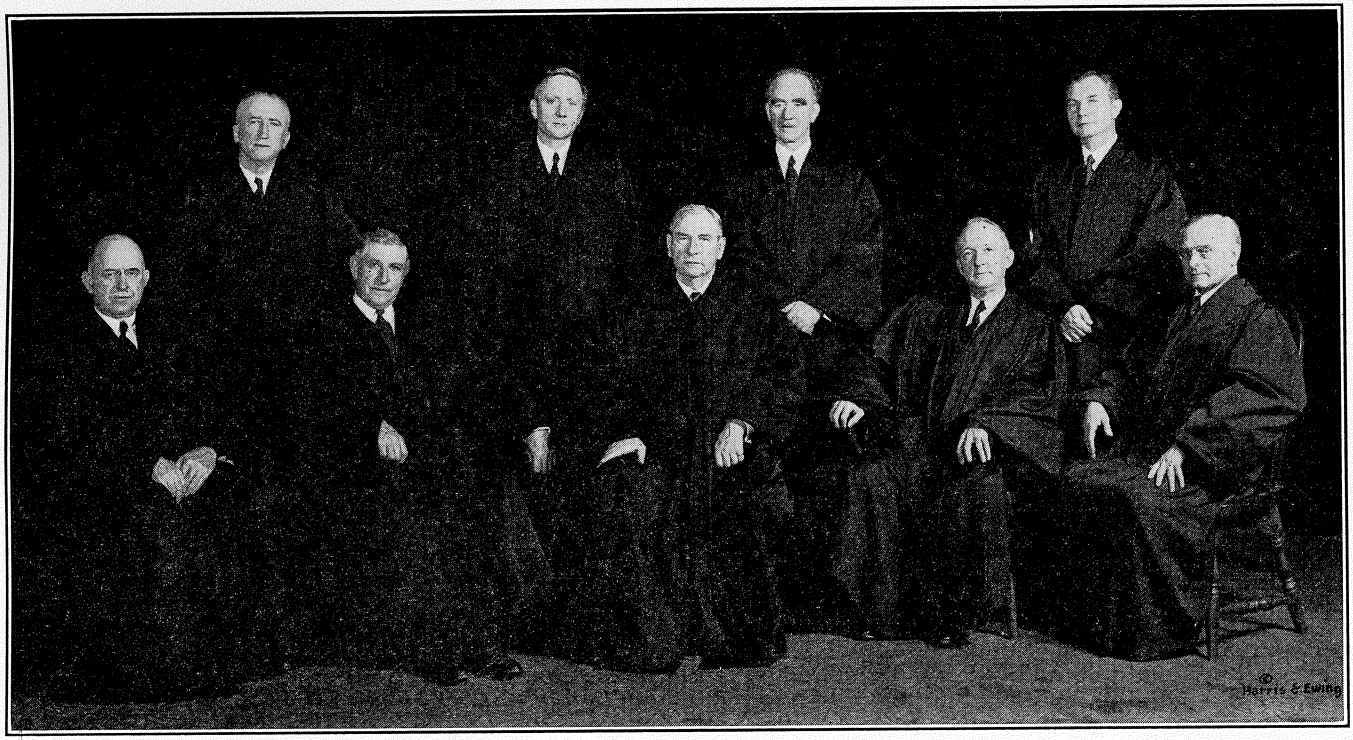
COÖPERATING WITH THE—
KANSAS STATE BAR ASSOCIATION,
SOUTHWESTERN KANSAS BAR ASSOCIATION,
NORTHWESTERN KANSAS BAR ASSOCIATION,
NORTH CENTRAL KANSAS BAR ASSOCIATION,
LOCAL BAR ASSOCIATIONS OF KANSAS,
JUDGES OF STATE COURTS AND THEIR ASSOCIATIONS,
COURT OFFICIALS AND THEIR ASSOCIATIONS,
THE LEGISLATIVE COUNCIL,
MEMBERS OF THE PRESS,
OTHER ORGANIZATIONS, and leading citizens generally throughout the state.

For the improvement of our Judicial System and its more efficient functioning.

TABLE OF CONTENTS

PAGE
Supreme Court of the United States 232
Foreword 233
"MOTION DAYS" for 1941 1942 236

THE UNITED STATES SUPREME COURT



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Front row, left to right: Associate Justices Stanley Forman Reed, Owen J. Roberts, Chief Justice Harlan Fiske Stone, Associate Justices Hugo Lafayette Black, and Felix Frankfurter. Back row, left to right: Associate Justices James F. Byrnes, William Orville Douglas, Frank Murphy and Robert H. Jackson.

FOREWORD

In the last few months there have been a number of changes in the membership of the Supreme Court of the United States. The picture opposite is very recent and shows the court as now constituted.

THE PRESENT BULLETIN

For the past two years the BULLETIN showing the motion days of the various district courts has been sent out in mimeographed form, but believing it would be more convenient for the use of the bench and bar we have printed this issue.

THANK YOU

We thank each judge and clerk for the splendid coöperation we have received this year.

The reports received following the year ending June 30, 1940, were the first in the history of the Judicial Council which were complete, that is in which each clerk of the district court and each probate judge made his report so that the information furnished could be included in the BULLETIN. This year both judges and clerks not only sent complete, and in most cases accurate reports, but the majority of these reports reached us soon after July 1. In previous years some of the reports were not received until late in August or early in September, with the result that completion of our reports and the printing of the BULLETIN was delayed. The improvement is gratifying to the Council. This year also the district judges, as well as the probate judges and clerks of the district court, were prompt in their examination of summaries sent them so that final summaries might be made. In past years reports or summaries were received so late that at times it was necessary to change reports which had already been set in type, adding not only to the burden of the work but to the cost of printing. This year but few minor changes were made and the report of them reached us early enough that the changes could be made before a copy went to the printer. Our allowance for printing is limited by legislative appropriation, rising costs of printing and material cannot be ignored and the promptness of the reporting officials has assisted us greatly, and that promptness is appreciated.

OTHER COMMENT

In our October BULLETIN, pages 142 to 149, we condensed a good deal of information pertaining to district courts. In the future we want to condense other reports as much as possible without omitting any information of value to the readers of the BULLETIN. In order that we may be more fully advised as to the wisdom of further condensing the reports, the Council will appreciate suggestions from judges, clerks and others interested in the judicial work, as to data that might be of interest which has not been previously shown, or data that is now being printed but which could be either eliminated or condensed. The desire of the Council is to make the reports not only comply with the statutory provisions, but to be as helpful and informational to the bench and bar as is possible.

SUGGESTION

In the past some of the judges and district clerks have asked for blanks months before reports are due from them. They enter cases as they are closed and on July 1 their reports on cases closed are completed, thus saving a good deal of work at the end of the fiscal year. We will be glad to mail blanks to any official who desires to commence work early on his reports.

County.	County seat.	Judge.	Clerk.	No. Jud. Dist.	Jan.	Feb.	Mar.	Apr.	May.	June.	Sept.	Oct.	Nov.	Dec.
Allen	Iola	Wallace H. Anderson,	Jessie M. Fry	37	7 *13*	4 11 18 25	4	1 8 15 22 29	6 *12*	3	2 *8*	7 14 21 28	4	2 9 16 ....
Anderson	Garnett	Hugh Means	Mrs. Nina C. Kennedy,	4	2	7	*2*	3	2	*8*	11	*12*	7	11
Atchison	Atchison	Lawrence F. Day	Hal Waisner	2	3 10 17 24 31	7 14 21 28	7 14 21 28	4 11 18 25	2 9 16 23	6 13 20 27	5 12 19 26	3 10 17 24 31	7 14 21 28	5 12 19 26 .....
Barber	Medicine Lodge	Clark A. Wallace	Edith Myers	24	8	*9*	6	*27*	15	11	11	*26*	6	10
Barton§	Great Bend	Robert Garvin	Jack Morrison, Jr.	20*	5b	2b	*3b*	6b	4b	*2b*	2b	5b	*17b*	3b
Bourbon	Fort Scott	Harry W. Fisher	Amy Armstrong	6	2 9 16 23 30	6 13 20 27	6 13 20 27	3 10 17 24	1 8 15 22 29	5 12 19 26	4 11 18 25	2 9 16 23 30	6 13 20 27	4 11 18 25 .....
Brown	Hiawatha	C. W. Ryan	H. N. Zimmerman	22	27	24	24	28	26	16	29	27	24	22
Butler	El Dorado	Carl Ackarman Geo. J. Benson.	Harry R. Martin	13	10	2	*2*	4	5	*8*	5	3	*9*	9
Chase	Cottonwood Falls,	Joe S. Rolston, Jr	Mildred Speer	5	30	27	27	24	29	26	25	30	27	28
Chautauqua	Sedan	Carl Ackarman Geo. J. Benson.	Mrs. Farrel Miller	13	17	4	17	*6*	9	3	*8*	14	6	*7*
Cherokee	Columbus	V. J. Bowersock	Lois Mason	11										
Columbus div.	.....	.....	.....	.....	6	3	3	7	5	2	8	6	3	8
Galena division,	.....	.....	.....	.....	8	5	5	9	7	4	10	8	5	10

COUNTY.	County seat.	Judge.	Clerk.	No. Jud. Dist.	Jan.	Feb.	Mar	Apr	May.	June.	Sept.	Oct.	Nov.	Dec.
Cheyenne	St. Francis	E. E. Kite	Chas. N. Roberts	17	24	14	23	*6*	*25*	4c 1:30 to 6 p. m.	19	9	30	*7*
Clark	Ashland	Karl Miller	Hope Grimes	31	15b	12b	12b	16b	14b	11b	10b	8b	5b	17b
Clay	Clay Center	Edgar C. Bennett	Hazel K. Chestnut	21	8	6	*2*	9	7	*1*	10	8	*2*	2
Cloud	Concordia	Chas. A. Walsh	Lawrence Johnston	12	*5*	3	3	*6*	5	2	*28*	20	17	21
Coffey	Burlington	Joe Rolston, Jr	Harry V. Phillips	5	26	23	30	27	25	29	28	26	30	28
Comanche	Coldwater	Karl Miller	Jessie Chamness	31	14d	11d	11d	15d	13d	10d	9d	7d	4d	16d
Cowley	Winfield	Stewart S. Bloss	W. L. Cooper	19	*5* 19	2 16	*2* 16	6 20	4 18	*1* 15	8 21	*5* 19	2 16	7 21
Crawford	Girard	L. M. Ressler	Jean Bell	38										
Girard div					*12*	2	2	*6*	4	1	7	*5*	9	7
Pittsburg div					19	*16*	16	20	*11*	15	21	19	*16*	21
Decatur	Oberlin	E. E. Kite	Violet Spiers	17	22	17 *23*	12	17	*11*	3	17	5 *12*	10	8
Dickinson	Abilene	C. M. Clark	Seth Barter, Jr	8	*5a*	13a	2c	18c	*18a*	1c	*14a*	16a	9c	19a
Doniphan	Troy	C. W. Ryan	Beulah M. Swiggett	22	29	26	26	30	28	18	30	29	25	23
Douglas	Lawrence	Hugh Means	John Callahan	4	3	*2*	7	4	*4*	6	12	10	*2*	12
Edwards	Kinsley	Lorin T. Peters	C. E. Burke	33	5e	2e *9e*	2e	6e	*4b*	1e	7e	5e *26e*	2e	1e
Elk	Howard	Carl Ackarman Geo. J. Benson.	Mrs. Ethel Grimmell	13	*5*	5	16	7	*4*	1	*21*	6	5	2
Ellis	Hays	C. A. Spencer	Fred E. Beiker	23	19	*2*	10	14	*18*	22	15	*19*	23	15
Ellsworth	Ellsworth	Roy A. Smith	J. M. Wilson	30	26	14	5	27	14	9	2	12	6	3

COUNTY.	County seat.	Judge.	Clerk.	No. Jud. Dist.	Jan.	Feb.	Mar.	Apr.	May.	June.	Sept.	Oct.	Nov.	Dec
Finney	Garden City	Fred J. Evans	Mrs. M. A. Carter	32	*12f*	19f	20f	16f	*11f*	18f	*28f*	22f	19f	17f
Ford	Dodge City	Karl Miller	Elta J. Riley	31	17b	14b	14b	18b	16b	13b	12b	10b	7b	19b
Franklin	Ottawa	Hugh Means	Christina Woke	4	*5*	6	6	*6*	1	5	*14*	9	6	5
Geary	Junction City	C. M. Clark	Geo. J. Webster	8	5c	13c	*2*	18	18c	*1*	14c	16c	*9*	19c
Gove	Gove	C. A. Spencer	W. S. Powers	23	20	11	*16*	27	25	*15*	17	12	*16*	17
Graham	Hill City	W. K. Skinner	Ben Summers	34	10	*2*	10	16	*11*	4	*21*	3	13	2
Grant	Ulysses	F. O. Rindom	Jewell Rowland	39	6d	3d	3b	*13b*	5d	9d	5d	6d	4d	*7b*
Gray	Cimarron	Karl Miller	Maurice Johnson	31	13d	10d	10d	14d	12d	9d	8d	6d	3d	15d
Greeley	Tribune	Fred J. Evans	Walter T. Singleton	32	15	*9*	18	17	22	23	17	*19*	18	15
Greenwood	Eureka	Carl Ackarman Geo. J. Benson.	Mrs. Alma Long	13	*19*	3	14	11	*18*	6	9	*12*	3	5
Hamilton	Syracuse	Fred J. Evans	Amelia J. Minor	32	14f	*23f*	19f	20f	20f	17f	16f	*26f*	20f	16f
Harper	Anthony	Clark A. Wallace	Jay B. Pearl	24	*12*	5	5	*13*	14	*15*	10	*12*	5	9
Harvey	Newton	Kenneth G. Speir	Lloyd L. McMullen	9	8 22	*9* 12 26	..... 12 26	9 23	7 *11* 28	4 25	10 24	8 12	*9* 28	10 ....
Haskell	Sublette	F. O. Rindom	Edith M. Yarbrough	39	6b	3b	*9b*	1b	5b	9b	*21b*	6b	4b	1b
Hodgeman	Jetmore	Lorin T. Peters	Fred R. Wilson	33	5a	2a *23a*	2a	6a	4a *18a*	1a	7a	5a	2a *9a*	1a .....
Jackson	Holton	Lloyde Morris	Elfa Rudy	36	*12*	6	6	9	*4*	5	3	*5*	6	3
Jefferson	Oskaloosa	Lloyde Morris	Nona Crosby	36	16	2	*2*	10	8	*1*	4	9	*2*	4
Jewell	Mankato	W. R. Mitchell	Bernice Howard	15	9	7	*2*	17	15	*1*	25	16	*9*	4

COUNTY.	County seat.	Judge.	Clerk.	No. Jud. Dist.	Jan.	Feb.	Mar.	Apr.	May.	June.	Sept.	Oct.	Nov.	Dec.
Johnson	Olathe	G. A. Roberds	Violet J. Paris	10	*5*	16	9	6	*4*	15	*1*	19	16	14
Kearny	Lakin	Fred J. Evans	Mrs. Ella Smith	32	13f	16f	*9f*	18f	21f	16f	21f	17f	*9f*	12f
Kingman	Kingman	Clark A. Wallace	Mrs. Nell H. Walter	24	10	7	*23*	11	16	*1*	*28*	10	7	*14*
Kiowa	Greensburg	Karl Miller	Herbert Miller	31	14b	11b	11b	15b	13b	10b	9b	7b	4b	16b
Labette	Oswego	L. E. Goodrich	Oren Gray	16										
Oswego div.					23	27	27	24	29	26	25	30	27	18
Parsons div.					12	16	23	20	25	15	14	19	16	14
Lane	Dighton	Fred J. Evans	Bessie E. Mickel	32	16f	17f	*23f*	21f	18f	20f	22f	16f	*23f*	18f
Leavenworth	Leavenworth	J. H. Wendorff	Minnie Courtney	1	3	7	7	4	2	6	5	3	7	5
					17	21	21	18	16	20	19	17	21	19
Lincoln	Lincoln	Roy A. Smith	E. D. Harlowe	30	8	16	6	10	18	11	3	9	9	4
Linn	Mound City	Harry W. Fisher	Will Bayless	6	6	3	3	7	5	2	1	6	3	1
					20	17	17	21	19	16	15	20	17	15
Logan	Russell Springs	C. A. Spencer	A. W. Rogge	23	21	12	11	*6*	16	29	*7*	13	13	*7*
Lyon	Emporia	Joe Rolston, Jr.	Maude Evans	5	28	25	25	29	27	24	30	28	25	30
Marion	Marion	C. M. Clark	Ira I. Skibbe	8	17	*2*	14	13	*4*	20	1	*5*	2	26
Marshall	Marysville	Edgar C. Bennett	Wallace J. Koppes	21	9	*2*	6	10	*4*	5	11	*5*	5	3
McPherson	McPherson	Kenneth G. Speir	Donald S. Clark	9	9	13	*9*	10	8	1	11	9	13	*7*
					23	27	13	24	29	5	25	23	27	11
							27			26				
Meade	Meade	Karl Miller	Ethel Copenhaver	31	15d	12d	12d	16d	14d	11d	10d	8d	5d	17d
Miami	Paola	G. A. Roberds	Ethel J. Hunt	10	12	*2*	16	13	11	*1*	4	*5*	9	21
										22				

COUNTY.	County seat.	Judge.	Clerk.	No. Jud. Dist.	Jan.	Feb.	Mar.	Apr.	May.	June.	Sept.	Oct.	Nov.	Dec.
Mitchell	Beloit	W. R. Mitchell	Herbert Shaeffer	15	*12*	6	5	*20*	14	4	*28*	15	13	3
Montgomery	Independence	Jos. W. Holdren	John L. Wright	14										
Independ. div.					3	7	7	4	2	6	5	3	7	5
Coffeyville div.					17	21	21	18	16	20	19	17	21	19
Morris	Council Grove	C. M. Clark	Inez Featherston	8	17c	14	13	*6*	16	*15*	1c	17	2c	*7*
Morton	Richfield	F. O. Rindom	Kathleen Crawford	39	7d	*9b*	4b	2b	6d	10d	*8b*	7d	5d	2b
Nemaha	Seneca	C. W. Ryan	Mrs. Ella Schmeideler,	22	26	23	23	27	25	15	28	26	23	21
Neosho	Erie	J. T. Cooper	Mrs. Mae Dalton	7	7	4	4	1	6	3	2	7	4	2
Ness	Ness City	Lorin T. Peters	Laura M. Jackson	33	7a	4a	4a	8a	12a	3a	9a	7a	4a	3a
							9a				*14a*			*14a*
Norton	Norton	E. E. Kite	Pearl Thompson	17	5	18	10	*20*	6	2	*7*	7	11	10
					12						16			
					21									
Osage	Lyndon	A. K. Stavely	Alvah Phelon	35	2	6	*10*	3	1	*9*	4	2	*10*	4
Osborne	Osborne	W. R. Mitchell	Alva Anderson	15	8	*2*	6	16	*11*	5	24	*19*	12d	2
Ottawa	Minneapolis	Roy A. Smith	A. H. Finley	30	12	10	4	13	11	8	4	26	7	5
Pawnee	Larned	Lorin T. Peters	Rose Mason	33	6a	3a	3a	7a	11d	2a	8a	6a	3a	2a
					26a			*13a*				*12a*		
Phillips	Phillipsburg	E. E. Kite	Floyd Keesee	17	20	*2*	11	18	*4*	1	15	6	12	9
						19					*21*			
Pottawatomie	Westmoreland	Lloyd Morris	Chas. S. Smith	36	15	5	5	*7*	7	4	*1*	8	5	*1*
Pratt	Pratt	Clark A. Wallace	Jas. Miller	24	9	6	*9*	10	*18*	12	*14*	9	*9*	11
Rawlins	Atwood	E. E. Kite	H. A. White	17	23	16	9	16	*18*	4	18	8	*9*	11
							16			9 to 12 a. m.			16	

COUNTY.	County seat.	Judge.	Clerk.	No. Jud. Dist.	Jan.	Feb.	Mar.	Apr.	May.	June.	Sept.	Oct.	Nov.	Dec.
Reno	Hutchinson	Franklin B. Hettinger	G. R. Williams	40	3 10 17 24 31	7 14 21 28	7 14 21 28	4 11 18 25	2 9 16 23	6 13 20 27	5 12 19 26	3 10 17 24 31	7 14 21 28	5 12 19 ....
Republic	Belleville	Chas. A. Walsh	Warren Scott	13	6	*2*	4	7	*4*	3	29	*19*	18	22
Rice‡	Lyons	Robt. Garvin	John W. Spring	20	*6*	6	6	*7*	1	5	*1*	2	6	4
Riley	Manhattan	Edgar C. Bennett	J. F. Musil	21	*5*	5	5	*6*	8	4	*8*†	9	6	1
Rooks	Stockton	Wm. K. Skinner	Geo. F. Crane	34	*12*	21	9	15	*4*	3	*7*	12	12	1
Rush	La Crosse	Lorin T. Peters	Mrs. Lydia Yost	33	6d *12d*	3d	3d *23d*	7d	11a	2d	8d *28d*	6d	3d	2d .....
Russell	Russell	C. A. Spencer	Geo. W. Brandt	23	*5*	9	9	13	*4*	8	14	*5*	9	14
Saline	Salina	Roy A. Smith	O. Howard Ford	30	9	9	9	11	12	10	1	8	5	2
Scott	Scott City	Fred J. Evans	Nellie Scheuerman	32	19f	18f	16f	*13f*	19f	22f	19f	15f	16f	*14f*
Sedgwick	Wichita	.....	L. J. Leland	18										
1st division	.....	Ross McCormick	.....	.....	3	7	7	4	2	6	5	3	7	5
2d division	.....	R. L. NeSmith	.....	.....	17	21	21	18	16	20	19	17	21	19
3d division	.....	Grover Pierpont	.....	.....	10	14	14	11	9	13	12	10	14	12
4th division	.....	I. N. Williams	.....	.....	24	28	28	25	23	27	26	24	28	26
Seward	Liberal	F. O. Rindom	H. W. Lane	39	*12b*	21b	21b	*20b*	25b	20b	19b	*12b*	21b	19b
Shawnee	Topeka	.....	Leah B. Willcuts	3										
1st division	.....	Geo. A. Kline	.....	.....	10 31	21	14	4 25	16	6 27	19	10 31	21	12 .....
2d division	.....	Paul L. Heinz	.....	.....	17	7 28	21	11	2 23	13	5 26	 17	7 28	19 .....
3d division	.....	Dean McElhenny	.....	.....	3	14	7	18	9	20	12	3	14	5
NOTE 3.					24	.....	28	.....	30	.....	.....	24	.....	26

COUNTY.	County seat.	Judge.	Clerk.	No. Jud. Dist.	Jan.	Feb.	Mar.	Apr.	May.	June.	Sept.	Oct.	Nov.	Dec.
Sheridan	Hoxie	W. K. Skinner	Violet F. Pratt	34	9	*23*	11	17	*18*	5	17	*5*	14	3
Sherman	Goodland	W. K. Skinner	Sylvia Riley	34	7	19	12	*6*	2	*8*	19	1	*16*	5
Smith	Smith Center	W. R. Mitchell	Zelma Williams	15	7	5	*23*	15	13	*22*	23	14	12a	*7*
Stafford (Court convenes	St. John at 10 A. M. except	Robt. Garvin when jury appears, wh	Gertrude Bartle en it convenes at 9 A. M.)	20	3b	*3b*	7b	4b	*5b*	6b	5b	*6b*	7b	5b
Stanton	Johnson	F. O. Rindom	W. W. Felts	39	7b	*23b*	3d	1d	6b	10b	*14b*	7b	5b	1d
Stevens	Hugoton	F. O. Rindom	J. F. Fulkerson	39	*26b*	4b	*23b*	2d	7b	11b	5b	*26b*	6b	2d
Sumner	Wellington	Wendell Ready	Ruth(Winger)Goodrum,	25	*6*	5	5	2	*5*	4	*15*	1	5	3
Thomas	Colby	W. K. Skinner	N. C. Knudson	34	8	20	*16*	18	*25*	6	18	2	*2*	4
Trego	Wakeeney	C. A. Spencer	D. E. Cypher	23	10	10	*2*	15	9	*1*	16	14	*2*	16
Wabaunsee	Alma	A. K. Stavely	Mrs. Eva Dorman	35	6	*3*	3	7	*5*	2	1	*6*	3	1
Wallace	Sharon Springs	C. A. Spencer	Mrs. Ida Ward	23	22	13	12	*20*	26	30	*21*	30	14	*21*
Washington	Washington	Chas. A. Walsh	Mrs. Alta Hennon	12	7	4	*2*	8	6	*1*	30	21	*16*	23
Wichita	Leoti	Fred J. Evans	Mrs. Daisy Dickey	32	20f	20f	17f	*27f*	23f	19f	18f	14f	17f	*21f*
Wilson	Fredonia	J. T. Cooper	Leslie V. York	7	*6*	5	5	*7*	7	4	*1*	1	5	3
Woodson	Yates Center	Wallace H. Anderson,	Myra Drummond	37	6	3 10 17 24	3 *10*	7 14 21 28	5	2 *9*	1	6 13 20 27	3 *10*	1 8 15 .....

MOTION DAYS IN DISTRICT COURTS—1942—CONCLUDED

COUNTY.	County seat.	Judge.	Clerk.	No. Jud. Dist.	Jan.	Feb.	Mar.	Apr.	May.	June.	Sept.	Oct.	Nov.	Dec.
Wyandotte	Kansas City		Jos. F. Reardon	29										
1st division		E. L. Fischer			3	7	7	4	2	6	5	3	7	5
2d division		Willard M. Benton			10	14	14	11	9	13	12	10	14	12
3d division		Harvey J. Emerson			17	21	21	18	16	20	19	17	21	19
4th division		Russell C. Hardy			24	28	28	25	23	27	26	24	28	26
NOTE 4.														

a—9:00 a. m. b—10:00 a. m. c—1:30 p. m. d—2:00 p. m. e—1:00 p. m. f—10:00 a. m. mountain time.

NOTE 1.—Italicized dates indicate the first day of a regular term of court.

NOTE 2.—During the months of July and August, in the judicial districts having two or more divisions, one or more judges hold court for the hearing of matters needing prompt attention, and in all judicial districts some provision is made for the hearing of urgent matters. The days for such hearings are not stated in the above schedule.* Parties interested should take the matter up with the judge or clerk of the court with respect to time of hearing.

* Cowley County.—July 6 and 20, August 3 and 17.

* Norton County.—August 31, motion and set cases.

NOTE 3.—In Shawnee county the schedule continues through July and August as follows: In Division 1 (Judge Geo. A. Kline) July 18 and August 8 and 29; in Division 2 (Judge Paul L. Heinz) July 4 and 25 and August 15; in Division 3 (Judge Dean McElhenny) July 11 and August 1 and 22.

NOTE 4.—The four divisions of the court in Wyandotte county work with three jury divisions and one "law division," which is rotated among the judges. Thursday of each week is Motion Day in the "law division." Except as modified by the work of the "law division," the Motion Days are the same as shown in the above tabulation.

† Riley County. First day of term, delayed one day because statutory first day falls on a legal holiday.

‡ In Rice county court convenes at 10 a. m. except when jury appears, when court convenes at 9 a. m.

§ In Barton county court convenes at 10 a. m. except when jury appears, when court will convene at 9 a. m.

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