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**VOTERS' PAMPHLET**

Containing Statements in behalf of

Candidates for Nomination for

**Nonpartisan Judiciary Offices**

at the

**PRIMARY ELECTION, MAY 19, 1950**



Compiled and distributed by

**EARL T. NEWBRY**

Secretary of State

Pursuant to Sections 81-2502—81-2505, O. C. L. A.

BAKER, BENTON, CLATSOP, COLUMBIA, COOS, CROOK, CURRY, DES-  
CHUTES, DOUGLAS, GILLIAM, GRANT, HARNEY, HOOD RIVER, JACK-  
SON, JEFFERSON, JOSEPHINE, KLAMATH, LAKE, LANE, LINCOLN,  
LINN, MALHEUR, MARION, MORROW, POLK, SHERMAN, TILLAMOOK,  
UMATILLA, UNION, WALLOWA, WASCO, WASHINGTON, WHEELER  
AND YAMHILL COUNTIES.

## **FOREWORD**

The law requires that this pamphlet be mailed to voters who are registered other than as Republicans or Democrats. Such electors are authorized to vote the separate Nonpartisan ballot only, at the Primary Election. None but registered members of the two major political parties may vote the general nominating ballots at the May 19th election since such election, except as it concerns nonpartisan offices, is strictly a Republican and Democratic Primary.

**The pamphlet is mailed only to registered voters whose names have been furnished to the secretary of state by the county clerks of the several counties.**

EARL T. NEWBRY,  
Secretary of State.

## AUSTIN DUNN

**Candidate for Nomination for Judge of the Supreme Court, Position No. 3  
(Nonpartisan Judiciary Ballot)**



State Senator Austin Dunn will bring to the Supreme Court of the State of Oregon an abundance of energy . . . a background of public service and a lifetime spent in Oregon . . . education in Oregon schools.

Seldom has a candidate aspired to the Highest Bench in the state with such a wide knowledge of legal matters, background of service and the human common touch with his fellow being.

Educated in Eastern Oregon College of Education (Eastern Oregon Normal) Dunn studied law and received his degree at the University of Oregon where he worked his way through the law school.

With a fine background and full life of service ahead, Dunn will give to the Supreme Court all the energy of a man in his prime. Service in the state legislature; member of Oregon and Washington Bar Associations; Baker County Bar Association; first vice president of the Oregon State Elks; state senator for Baker County from 1947 to 1949; and service in the Lions Club, Farm Bureau and Grange, attest to his ability, his experience and his background.

The Oregon Voter had this to say about Dunn in its February 18, 1950, issue: "AUSTIN DUNN, 40, BAKER LAWYER, DEMOCRAT: EXCELLENT REPUTATION IN PROFESSION: ABLE IN PRESENTATION: COURAGEOUS."

It's seldom that a man of this stature seeks this high Court position before retirement age. Dunn offers the state his ablest years.

Dunn will bring to the Supreme Court a person who is familiar with all of Oregon; has personal insight of its people and problems, and an overall knowledge of law that will make him an able, a hard working and studious Justice of Oregon's Supreme Court.

**NONPARTISAN COMMITTEE FOR DUNN FOR JUSTICE OF THE  
SUPREME COURT**

**GEORGE T. SCOTT, Vice-President**

(This information furnished by Nonpartisan committee for Dunn for Justice of the Supreme Court)

**ROBERT F. MAGUIRE**

**Candidate for Nomination for Judge of the Supreme Court, Position No. 3  
(Nonpartisan Judiciary Ballot)**



The State of Oregon has an opportunity to secure for public service one of its foremost lawyers who has attained a position of national recognition and standing—Robert F. Maguire. He is a candidate for Position No. 3 on the Oregon Supreme Court on the judicial non-partisan ticket to be voted for by both Republicans and Democrats.

Voters are entitled to know the plain facts and background about candidates, and the following is submitted about Mr. Maguire:

He was born in modest circumstances in Toledo, Ohio, and by his own efforts educated himself in shorthand and bookkeeping and then secured a civil service clerkship in Washington, D. C. This enabled him to go to law school at night where, in 1909, he was graduated from Georgetown University and immediately came to Oregon.

After odd jobs, he secured work as a combined stenographer and law clerk with the pioneer legal firm of Colvig and Reames in Medford. A year later, after marrying, he moved to Portland and was appointed Assistant United States District Attorney, and a little later served two years as Mult-

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(This information furnished by Committee for Maguire for Supreme Court)

nomah County Chief Deputy District Attorney. After that he entered into a law partnership with the late Judge Littlefield, and then, with the late Judge John Winter, formed the legal firm of Winter and Maguire.

Mr. Maguire is now a member of the firm of Maguire, Shields, Morrison, and Bailey. Since 1917 he has been Standing Master in Chancery, which is a position supplemental to the Federal Court. He was first President of the Oregon State Bar, and for three years a member of its Board of Governors. He was a member of the Board of Governors of the American Bar Association and was Chairman of its Committee on Labor, Employment, and Social Security.

In recognition of his outstanding career and services to the State and National Bar Associations, President Truman in 1947 appointed Mr. Maguire to be a judge of the Nazi War Crimes Trials in Nurnberg, Germany. He was one of four western men to be so honored, and for eighteen months at sacrifice of his private law practice, presided over the longest criminal trial in Nurnberg.

Mr. Maguire has a wife and four children. One son was a flier during World War II and his son-in-law was killed in the fighting at New Guinea.

At the time of his appointment to the Nurnberg Court, the Oregon Journal, Portland, in an editorial stated in part:

"Robert F. (Bob) Maguire, outstanding Oregon attorney, received a call from Washington, asking him to accept an appointment as a judge at the Nurnberg war crimes trials. Thus Oregon has been twice honored, Justice James T. Brand of the state supreme court having received a similar appointment.

"While the appointment was unexpected insofar as Maguire is concerned, it came as no surprise to his friends in Oregon and in the National Bar Association. They regard it as a suitable recognition for his talents . . ."

Mr. Maguire believes that: "The function of a judge is to be free of bias and pre-conceived opinions in order that his judicial actions shall be wholly impartial and devoted to the proper and fair administration of justice. A judge should realize that it is the legislature and the people who enact laws and that it is his duty merely to construe and apply them—wholly without regard to his personal feelings or beliefs. The law must not be a game to be won by the skilled players. In court, the rich, the poor, the powerful and the weak must be judged solely on the merits of their case. The judge must know neither friend nor foe, must not recognize either position, race, color or religion. When judging men he should not forget the weaknesses and frailties of human nature, and should not lose sight of the fact that mercy and understanding are just as important as knowledge of the law. Such is the kind of judge you and I want; if elected that is the kind of judge I will try to be."

Seldom are Oregon voters offered the services of such an outstanding professional man as Mr. Maguire: —outstanding in national reputation and life-long integrity and effectiveness in the practice of law.

COMMITTEE FOR MAGUIRE FOR SUPREME COURT

F. LEO SMITH, Chairman

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(This information furnished by Committee for Maguire for Supreme Court)

**WALTER L. TOOZE**

**Candidate for Nomination for Judge of the Supreme Court, Position No. 3  
(Nonpartisan Judiciary Ballot)**



Native Oregonian, born in Marion County, Feb. 24, 1887.

Educated in Grade School of Woodburn, Ore.; Mt. Angel College; Bishop Scott Academy in Portland; graduated in law at University of Michigan in 1908. Practiced law at Dallas, Ore., 1908 to 1917; at McMinnville, Ore., 1919 to 1928; in Portland from Nov. 1928 until election as Circuit Judge in Multnomah County.

Served as District Attorney and Attorney for State Land Board in Polk County; City Attorney of Dallas and Falls City. In 1922, was Special Assistant Attorney General of the United States. Elected Circuit Judge in 1942, and re-elected in 1948, and is now Presiding Judge in Multnomah County.

Volunteered for service in United States Army in May, 1917, serving during World War I until discharged in July 1919, as a Captain of Infantry. Member of 91st Division Post No. 52, American Legion, and Voiture Locale No. 25, 40 and 8. Member of American, State, and County Bar Associations, and American Judicature Society; Delta Theta Phi Law Fraternity. Also several civic clubs and fraternal organizations. A Methodist. Married, and with his family resides at No. 257 S. W. Marconi Avenue, Portland.

**TOOZE FOR SUPREME COURT COMMITTEE**  
**ROBERT A. HUDSON, Chairman**  
**LEO J. HANLEY, Secretary**

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(This information furnished by Tooze for Supreme Court Committee)

## WALTER L. TOOZE

### Candidate for Nomination for Judge of the Supreme Court, Position No. 3 (Nonpartisan Judiciary Ballot)

#### TO THE VOTERS OF OREGON:

Appreciating the importance of electing to Judicial office men of ability who possess courage, a judicial temperament, and who are mentally alert, we are glad to recommend Judge Walter L. Tooze for election to the Supreme Court.

Judge Tooze has had long experience as a lawyer and judge. During his eight years of service as a Circuit Judge, he has demonstrated exceptional ability.

During World War II, Judge Tooze, himself a veteran of World War I, served for four years as Chairman of the War Work Committee of the Oregon State Bar. This committee was charged with the duty of furnishing free legal services to members of the armed forces and their dependents, and with the patriotic cooperation of every lawyer in Oregon, was able to make an outstanding record.

Judge Tooze also took an active part in setting up the Youth Guidance Program of the Fraternal Order of Eagles, acting as Chairman for one year.

If he is elected to the Supreme Court, it is our opinion that Judge Tooze will serve with honor and distinction.

We take the liberty of quoting briefly from some opinions written by Judge Tooze, and from some editorial comments:

#### IMPORTANCE OF THE CHURCH

"Is not the church the greatest stabilizing influence in the world today? Does it not stand between us and absolute chaos? \* \* \* No higher public policy could or does prevail than to give every encouragement to the church and its works."

#### LABOR'S RIGHTS

"Due to our national and state laws, labor has attained a dignity and independence in this country not known in any other part of the world. These rights were not acquired easily, but came about after years of struggle. They must be protected to the fullest extent consistent with the public welfare."

#### JUSTICE TO THE INDIVIDUAL

"This court would prefer to err on the side of justice to the individual and a protection of his constitutional rights than to err in upholding the supposed collective social right at a sacrifice of individual freedom."

#### NO SECOND CLASS CITIZENS

"Judge Tooze said: 'There is no such thing as second class citizens in this land of ours. All men are equal before the law, regardless of race, color, creed, or social standing, and it is in the courts of justice that that standard of equality must be preserved.' It was a just judge who \* \* \* dealt wisely with a situation where the law falls short of justice." Editorial, Oregon Journal.

#### A SANE THINKER

"Judge Tooze is a sane thinker and has always been noted for his blunt expression of his views, let the chips fall where they may." Editorial, Corvallis Gazette-Times.

## SAFEGUARDING PERSONAL LIBERTIES

"Circuit Judge Walter Tooze's ruling invalidating Portland's 'after hours' ordinance as a violation of the constitutional freedoms of citizens \* \* \* is a timely reminder: that laws \* \* \* are made for the protection of the public, and to safeguard, not to take away the freedom which Americans cherish." Editorial, Morning Oregonian.

## EQUALITY OF RIGHTS

"The laws and even the government may be changed if the people will, but basic principles will not be changed, and one to which Judge Tooze points—the rights of each citizen must be exercised with due regard for the rights of every other citizen, because the rights of all are equal"—stands among these basic principles. Let such a decision stand as a landmark on the American Way." Editorial, Oregon Journal.

Respectfully submitted,

ROBERT A. HUDSON, Portland	B. A. GREEN, Portland
LELAND F. HESS, Portland	CLARENCE E. BRIGGS, Bend
LEO J. HANLEY, Portland	DON STANSELL, Medford
LEON N. LEFEBVRE, Portland	MILDRED GIANINI, Portland
JACK HENRY, Klamath Falls	H. E. BARKER, Salem
FRANK M. PHELPS, Portland	GEORGE BROWN, Portland
ELEANOR T. MacMILLAN, Portland	CHESTER C. DUSTEN, Beaverton
DR. J. J. ROSENBERG, Portland	MANLEY WILSON, St. Helens
MERLE S. WEST, Klamath Falls	TIM SULLIVAN, Klamath Falls
RAY B. COMPTON, Roseburg	JAMES LOWMAN, Portland
ELTON WATKINS, Portland	MAX GARDNER, Eugene
JOE E. DUNNE, Portland	RUTH ROSE RICHARDSON, Portland
MRS. ETHEL STEARNS, Portland	land
LOUISE MacKENZIE, Astoria	THOMAS J. CARSON, The Dalles
MRS. ERNEST JACHETTA, Portland	WM. B. HAWKINS, Portland
JEAN LAGERQUIST LEWIS, Portland	FRANK M. MADDEN, Portland
land	A. K. ZIMMERMAN, Portland
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HELEN NORMAN DICKSON, Portland	MRS. GORDON FARRY, Portland
land	PETER W. WELCH, Portland
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MRS. LEE DAVENPORT, Portland	EDWIN D. HICKS, Portland
MRS. FRANK REID, Eugene	MRS. FLORENCE A. RUNYON, Portland
MRS. LELA LAMBERT, Oak Grove	land
RALPH ADAMS, Bend	MRS. MARION HESS, Portland
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land	C. G. SCHNEIDER, Gresham
LENORA ANTHONY, Portland	RAY KELL, Portland
MRS. WADE F. COMPTON, Portland	JAMES LANDYE, Portland
GLENN JACK, Oregon City	R. D. LYTLE, Vale
MRS. JOHN T. PIPER, Portland	BEATRICE STEVENS, Portland
FRANCIS E. STURGIS, Hillsboro	ULYSSES G. PLUMMER, JR., Portland
W. H. (BILL) WAY, Portland	land

( This information furnished by Tooze for Supreme Court Committee)