Research Guide: Utah Legal History Articles & Books
These resources are available at the Utah State Law Library unless otherwise indicated

Constitution

   A history of the constitutional convention of 1895 and of the Cache Valley men who were involved in the process.

   Master's thesis, Utah State University


   Attorney Curtis' opinion regarding the "Constitutional validity of certain clauses in the proposed State Constitution for Utah relating to polygamy and bigamy." – from the first paragraph.

*The Danger of Statehood: the Great and Increasing Burden it Will be to Taxpayers: Read, Ponder and Reflect Before You Vote for the Constitution* (Salt Lake City 1895).

   Chapters in this volume are intended to be lessons, and include:
   A Century Ago – 1895; The State of Deseret; Governors of the Territory of Utah; The Signers of the Utah Constitution; Statehood Celebrations; Woman's Place in the Constitution; Utah's Neighboring States Receive Statehood; The New State of Utah.

*Delegate Charles Nettleton Strevell Recalls the Constitutional Convention*, 20 Beehive History 25 (1994)


This book “tells the story of how marriage became the central social and spiritual issue of constitutional conflict in the second half of the nineteenth century” – Preface.


Martin B. Hickman, *The Utah Constitution: Retrospect and Prospect*


Doctoral dissertation, University of Utah.

Law Library has a copy of the Table of Contents and first pages of each chapter.


*Judicial Article Has Broad Support*, [Utah Bar] News 3 (November 1984)

Encourages attorneys to vote for the revised judicial article.


*Louis Laville Coray Worked to Preserve Utah’s Constitution*, 20 Beehive History 30 (1994)


Miriam B. Murphy, *Delegates from Distant Counties Sacrificed to Attend Convention*, 20 Beehive History 16 (1994)

Miriam B. Murphy, *Utah’s Unique Declaration of Rights*, 20 Beehive History 13 (1994)


An essay discussing the proposed constitution of 1887.


Edward Snow helped frame Utah’s constitution, served in the state senate and tackled tax reform.


Compilation of copies of the texts of the seven Utah constitutions.


President of the 1895 Constitutional Convention.


Jean Bickmore White, *Woman’s Place is in the Constitution: the Struggle for Equal Rights in Utah in 1895*, 42 Utah Hist. Q. 344 (Fall 1974).


**Courts & Law Practice**


Tom Busselberg, *Loss of Couple Felt in County,* State, Davis County Clipper A3 (June 21, 2012)
   Pat Bartholomew, Utah Supreme Court clerk. Includes photograph.


*Celebrate Law Day with a Tour of the New Court of Appeals,* Utah Bar Letter 5 (April 1987)
   An invitation to an open house of the newly created Court of Appeals.

Mari Cheney, *Services for Attorneys at the Utah State Law Library,* 23 Utah Bar J. 26 (March-April 2010)


J. Allan Crockett, *An Appreciation of Lee Cummings,* 2 Utah Bar J. 3 (Summer 1974)
   Leland M. Cummings served as Clerk of the Utah Supreme Court from 1927 to 1974.

J. Allan Crockett, *The Supreme Court of Utah,* 13 Utah Bar J. 17 (Spring-Summer 1985)

Dan Becker Received Kenneth Palmer Distinguished Service Award, 23 E-SJI News 3 (Aug. 2013)

Daniel Becker Takes Over as Court Administrator September 25, 6 Off the Record 1 (October 1995)

Paul Vance, fourth district court trial court executive. Includes photograph.


Ken Driggs, *Lorenzo Snow’s Appellate Court Victory*, 58 Utah Hist. Q. 81 (1990)


Elizabeth D. Gee, *Justice for All or for the “Elect?”: The Utah County Probate Court, 1855-72*, 48 Utah Hist. Q. 129 (1980)

*Gender Bias in Utah’s Courts?* Utah Bar Letter 9 (June/July 1987)

Announcement of the creation of the gender bias task force.


An interim report of the work of the Utah Task Force on Gender and Justice.


*History of the Bench and Bar in Utah*. Interstate Press Association Publisher, 1913.

Includes obituaries and biographies of lawyers and judges, and some photos. A complete list of obituaries and biographies is provided at the end of this guide.

*History of Mormon Lawyers Seminar (1978 – 2013)*

Four volume set of student papers from Prof. James Backmans' History of Mormon Lawyers seminar class.

Volume 1

- Kenneth L. Cannon II, “Mountain Common Law”: Extralegal Punishment of Seducers in Early Utah in Historical Perspective
- Elizabeth D. Gee, Territorial Justice on Trial: An Analysis of Potential Religious Prejudice by the Utah Territorial Supreme Court, 1876-1895
- Jeanne Grow, Stewart L. Grow: Potter at the Wheel of the History of Mormon Lawyers
Volume 1 Part 2

- Michael C. Austin, Life History of Hyrum Smith and Lexia Curtis Harris: With an Emphasis on Their Accomplishments in the Field of Law
- James H. Backman & Stanley J. Preston, Early Utah Territory and State Lawyers
- Jim Christensen, A Biographical History of Mormon Women Lawyers
- Richard Christenson, Albert “H” Christenson and His Lawyer Lineage
- Jaques Henri Clemente, Matthew Cowley’s Record as a Mormon Lawyer
- Daniel Deschamps, The J. Reuben Clark Law Scholl: A Style of Its Own?
- Russell L. Mahan, The History of the County Attorneys of Garfield County
- Fay E. Reber, The Trials of John D. Lee
- David E. Silvester, The Young Family in the Law
- David L. Watson, Orval Hafen: Southern Utah Lawyer

Volume 2

- Erin Bradley, Women of the Charter Class (Elizabeth Berntsen Sherlock, Sharon Elwell, Linda Goold, Catherine Hardy Andersen, Sheila McCleve, Susan Meyer Barber, Margaret Rose Nelson, Sherril Rigby Guyon, Jan Roberts and Cheryl Russell)
- Keerthi Deep Burre, Polygamy in Other Societies and in the Mormon Society
- Jacqueline Deaton, Alexander Doniphan and His Role in the Formation of Caldwell and Daviess Counties
- ‘Alisi K. Langi, Michael Goldsmith: A Biographical Sketch
- Sarah Matthews, Mothers in Law (Sarah Matthews, Catherine Bramble, Klea Harris, Annette Jarvis and D. Carolina Nunez)
- Rob McMillen, Oral History of the Life and Law Career of Gerald Williams
- Natalia Martins Merino, Disbarment at the Lord’s University (Mark K. Singer)
- David Read, Be Ye Wise as Serpents: A Brief History of the General Counsel to The Church of Jesus Christ for Latter-day Saints (Franklins S. Richards, Wilford “Bill” W. Kirton, Jr., and Oscar W. McConkie, Jr.)
- Rebecca Rygg, JD/MPA Alumni: Careers and Perspectives (David Cook, Janene Eller-Smith, Derek Miller and Nathan Catchpole)
- Ta’afili I. Sagapolutele, David Dominguez: A Christian Soldier
- Reed Willis, Representing Underdogs (Edwin Jones, Thomas Kane, Jim Parkinson and Adam Ford)
- Jordan L. Zendejas, The Story of My Father (Edouardo A. Zendejas)
- Carl S. Hawkins, Presentation at History of Mormon Lawyers Seminar, Feb. 2, 2009
- William “Bill” Orton, Presentation at History of Mormon Lawyers Seminar, March 16, 2009

Volume 3

- Cade Buck, The BYU J. Reuben Clark Law School’s LL.M. Program – A Short History and a Focus on a Sample of the Foreign Students Who Studied Here
- Scot Clark Bayles, Calvin Donald Bayles: A Biography
- Glenn Germany, Paul Warner: A Life of Faith and Trust
• Daniel Kiefer, Larry EchoHawk: Momon, Indian, Democrat
• Brent Huntley, Howard W. Hunter: A Model for Latter-day Saint Attorneys to Follow
• Rachel Konishi, Dallin H. Oaks, Finding Faith in the Law
• Jeff Sanchez, Steve Young: A Brief Biographical Statement from a Legal Perspective
• Landon Sullivan, Mitt Romney
• Blake Tengberg, Steve Hill: An Example of Success, Friendship, and Faith

Volume 4
• Nathan Archibald, Far From Home (Walter “Wally” Asbrey Taylor)
• Erika Backlund, Binkies, Boy Scouts and Billables: How Mormon Attorneys Balance Their Home, Church and Work Lives (Kelly Peterson, Susan Griffith, Barbara Ochoa, Kasey Borlik, and D.Carolina Nunez)
• Ian Camp, A Brief Biography of David V. Sanderson
• Sydnee Christensen, Robert M. Kerr, Jr.: A Life of Learning, A Legacy of Giving
• Cory S. Clements, James H. Backman: Disruptive Innovator of Legal Education
• Tyler Cobabe, Marion George Romney: An Overview of His Life with a Focus on His Friendship with J. Reuben Clark, Jr.
• Jeremy Hindman, Bringing a Church Out of Darkness: How LDS Attorneys and Graduates of J. Reuben Clark Law School Have Helped Improve the Reputation of the LDS Church (J. Reuben Clark, Jr., Dallin H. Oaks, Rex E. Lee, and Mitt Romney)
• Jessica Johnston, Charting Their Own Path: The Latter-day Saint Female Lawyer
• Anna Miles, Morris K. Udall
• Blake Richards, Franklin S. Richards
• Travis Robertson, Richard C. Howe: A Life of Service
• Michael Joe Silva, Keith N. Hamilton: Black Mormon Pioneer
• Stacie Steward & Kristen Olsen, Pioneers Who Paved the Way: A Look at Some of Utah’s First Women Lawyers (Cora Georgiana Snow Carleton, Phoebe Wilson Cousins, Rebecca Garelick, Reva Zilpha Beck Bosone, Dorothy Seeley Merrill Brothers, Donna Vivienne Seare Adams, Virginia Frances Searee, Mary Alice Meagher Arentz, Katherine C. Meagher Ivers, Dorothea Merrill Dryer, Mary John Condas Lehmer, Mildred (Mimi) Bird Mortensen, Jacque Benson Bell, Mary Jane Carter Due, Irene Warr)
• Brigham L. Udall, From St. Johns to Chicago: Rex E. Lee’s Early Life
• Patrick Utley, Biography of Judge Thomas B. Griffith
• Daniel Vazquez, Old Enough to be My Father: Starting Law School and Legal Practice Later in Life (Robert Avery, Johnny Turner and Sandra N. Dredge)
• David White, Rethinking the Law School Value Proposition: Next Steps for J. Reuben Clark Law School Leadership to Understand, Enhance and Improve its Talent Brand

Volume 5
• Katrina Bagley Brown, Balancing Motherhood and the Law: A Collection of Biographies of Women Who Gave Birth While Attending the J. Reuben Clark Law School
• Victoria Carlton, Rick Lee Carlton: The Biography of a Blessed Man
• Bruce Donn Cassity, From Humble Beginnings Come Great Things: Donn Edward Cassity
- Angela D. Lane, Alexander Doniphan, The Great Missourian Hero: An Analysis of Character in Action
- Brad Masters, Reynolds v. United States
- Elizabeth Avery Lambert Palmer, Richard Needham Woodruff Lambert: To Do Justly, and To Love Mercy, and To Walk Humbly with Thy God
- Daniel Price, The Accidental Lawyer: Barnard N. Madsen
- Darek Purcell, Service and Stupid Criminals: The Life of Woodruff J. Deem
- Su’e Tervola, Dean Carl Hernandez III: A Lifetime of Serving by the Spirit
- Scott Washenko, Career Choices and Paths of JD/MBA Graduates


J.A. Howell, *History of the District Court Holden in Weber County (Prior to Statehood)*, 8 Utah Bar Bull. 75 (July-Aug. 1938)

Joseph E. Jackson, *It's Time to Say Thanks*, 2 Off the Record 8 (January 1991)
  Remembering the juvenile justice system as it was in 1977, and how the court operates today (that is, in 1991).

Norman H. Jackson, *The Fifth Anniversary of the Utah Court of Appeals*, 5 Utah Bar J. 18 (April 1992)

Norman H. Jackson, *Tenth Anniversary of the Utah Court of Appeals*, 10 Utah Bar J. 19 (March 1997)


  Short article about the reorganization of the juvenile court by Governor Bamberger.

  Master’s Thesis, Brigham Young University.
  Law Library does not have a copy, but does have a table of contents.


  Corrie Keller, first district trial court executive.
Pamela Manson, *Administrator Retiring After 40 Years in Justice System*, Salt Lake Tribune (December 8, 2010)
   Myron March, deputy state court administrator. Includes photograph.


   Chronicles the developments in the state court system since the creation of the Utah Judicial Council.

   Master’s Thesis, Utah State University.
   Law Library does not have a copy.

   Article about new justices Richard C. Howe and Dallin Oaks, and the supreme court generally. Law Library does not have this article.

John Nebeker, *Early Justice in Utah*, 3 Utah Hist. Q. 87 (1930)

   Justice Oaks proposes a plan for an intermediate appellate court.

Obituary: Ross and Patricia Bartholomew, Salt Lake Tribune (June 20 and 21, 2012).
   Pat Bartholomew, Utah Supreme Court clerk. Includes photograph.

Gregory K. Orme, *The Utah Court of Appeals – Twenty Years Later*, 20 Utah Bar Journal 9 (May-June 2007)

   A paper read before the Cache Valley Historical Society at its meeting in Logan, Utah, November 24, 1954 by Judge Jesse P. Rich.

*Robes for the Justices: Editorial from the Salt Lake Telegram*, 8 Utah Bar Bull. 36 (March-April 1938)
   Editorial on the decision of the Utah supreme court justices to begin wearing robes on the bench.


*Ron Gibson New State Court Administrator*, 3 Off the Record 1 (July 1992)

*Seven Judges Appointed to Utah’s New Court of Appeals*, Utah Bar Letter 6 (December 1986)
Supreme Court Clerk Retires, Utah Bar Letter 4 (June 1974)
Lee Cummings, clerk of the supreme court since 1928, retires in 1974.

Lee Suskin, A Case Study: Reengineering Utah’s Courts Through the Lens of the Principles for Judicial Administration (2012).

Don V. Tibbs, An Affair with a Flag, 61 Utah Hist. Q. 280 (1993)
Judge Tibbs’ recollection of the case of Cram v. Cram.

Two court employees honored for their service. Herald Journal (October 1, 2015)
Corrie Keller and David Cooley.

Utah State Bar, Recommendations of the Utah State Bar Concerning Adoption of Unified Court Advisory Committee (1972).

Utah State Bulletin Discontinues Printing of Supreme Court Opinions, [Utah Bar] News 9 (February 1985)

Blog entry about when Utah’s supreme court justices first began wearing robes on the bench.

See also Utah Supreme Court Minute Book 13 at 486-487 (March 21, 1938) and Proceedings of the Seventh Annual Meeting of the Utah State Bar 20 (1937).

Jessica Van Buren, Update: The Utah State Law Library, 20 Utah Bar J. 46 (May-June 2007)

William C. Vickrey and Timothy M. Shea, House Bill 100 and the Utah Court of Appeals: A Blueprint for Judicial Reform, 13 Utah Bar J. 1 (Fall-Winter 1985)

Includes biographical information about the first 56 minority members of the Utah State Bar (1936-1980):

Utah’s First Hundred Women Attorneys 1872-1076: A Celebration of Women in the Profession (1997)
Includes biographical information:


Carma Wadley, *Court Jewels: Buildings are Symbols of Local Government and Civic Pride*, Deseret News (July 13, 2009)

Carma Wadley, *Courthouses Reflect History*, Deseret News, (July 13, 2009)

Cache County courthouse.

Ray Wahl, *Court Remembers a Juvenile Court Giant*, Court News (Aug. 2014)

Michael Phillips, Deputy Juvenile Court Administrator.

Michael J. Wilkins, *Keepers of the Flame*, 13 Utah Bar J. 34 (December 2000)

Remarks delivered at the Utah Bar Foundation’s Annual Luncheon. Topics include the history of the state constitution, court decisions and judicial independence.


General


Reprint of the unpublished copies of the “minutes” of the seventh session (1857-1858) of the territorial assembly held by the Utah State Archives. The journals weren’t published contemporaneously because of the impending arrival of Johnston’s Army sent to quell the purported Mormon rebellion against federal authority.

Leland Hargrave Creer, *Utah and the Nation*, 7 University of Washington Publications in the Social Sciences (July, 1929)

Study of the relations between the federal government and Utah between 1846 and 1861. Chapters: The Birth and Growth of Mormonism; The Great Basin Before the Coming of the Mormons; The Mormon Battalion; The State of Deseret; The Establishment of the Territory; The Administration of Brigham Young; An Impending Crisis; The Utah War; Investigation and Reconciliation; Federal Indian Policy; The Mountain Meadows Massacre; Utah and the Overland Mail.

Law Library has a copy of the detailed table of contents; held by the Utah State Library.


A history of the death penalty in Utah, with profiles of those executed.

A *Last Laugh: Lawyers Take Final Slap*, 3 Utah Bar Bull. 1 (May 1933)

A blistering criticism of the delay and expense related to the publication of the Revised Laws of Utah 1933.

*Memories of Many Years Ago: Bulletin Reprints Legislative Personnel*, 3 Utah Bar Bull. 137 (Sept.-Oct. 1933)

Lists of legislators from the 1896 and 1897 legislatures, which were not printed in the session laws.

*More Comment on the 1933 Revision: Date for Availability of Code Now October*, 3 Utah Bar Bull. 108 (Jul-Aug 1933)

An update on the delayed publication of the 1933 revised laws.


Statehood

Charles C. Richards Played a Major Role in Utah’s Statehood Drive, 21 Beehive History 23 (1995)

George D. Clyde, *Utah After Statehood*, 32 Utah Hist. Q. 3 (1964)


Exhibit material funded by a grant from the Utah Statehood Centennial Commission.

S. George Ellsworth, *Utah’s Struggle for Statehood*, 31 Utah Hist. Q. 60 (1963)
  Reprinted from *History of the Bench and Bar of Utah*.

  Law Library does not have a copy.

Chad M. Orton, "We Will Admit You as a State": *William H. Hooper, Utah and the Secession Crisis*, 80 Utah Hist. Q. 208 (2012)


Linda Thatcher, “Well done, thou good and faithful servants”: *Cache County and Statehood*, 20 Beehive History 18 (1994)


**Women**

  Law Library does not have a copy.

*Gender Bias in Utah’s Courts?* Utah Bar Letter 9 (June/July 1987)
  Announcement of the creation of the gender bias task force.

  An interim report of the work of the Utah Task Force on Gender and Justice.

  Report of an event honoring Utah’s first 100 women lawyers.


Law Library does not have a copy.


Law Library does not have a copy.

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**History of the Bench and Bar in Utah.** Interstate Press Association Publisher, 1913.

Obituaries:

Biographical: