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April 5, 1933.

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Hon. C. Guy Cutlip,
Judge of the Superior Court,
Seminole, Okla.

Dear Judge:

I find that I did not leave with you that portion of my brief dealing with the question of laches in the case of Harjo v. Johnston et al, and I am herewith enclosing same to you.

Last night I read with a great deal of pleasure your monograph on "The History of Law", and I was delighted with it. It is an able and well prepared paper. It showed wide reading, extensive research and deep study. I was struck also with the philosophy of it, which I considered not generally recognized but absolutely sound. For example, the lesson which you draw from Confucius' teachings between the true function of legislation and that of education is one which our legislators, both state and national, should learn, namely, that what is personal to one's self, his habits, personal conduct and deportment is the subject of education, while only one's relation to and dealings with others, his intercourse with society, is the proper subject of legislation. Our legislators, both state and national, in fact a large majority of our people, have failed and are failing to distinguish between the proper function of legislation and that of education, and they have been and yet are trying to accomplish by legislation a great deal that can never be successfully done except through education; and, as you properly pointed out, the logical effect of such habitual attempts is to breed a contempt for the law.

I was also struck with your statement that early training at a good mother's knee will accomplish what a paternalistic government cannot do, the formation of good character; and that around the family hearthstone loving parents may inculcate into youthful minds laws of good conduct and uprightness of character that will be of greater benefit to society than all the law-making bodies that ever sat; and that so long as the home sends forth properly trained children, government is safe and its paternalism not needed. I believe that every person who has a proper conception of his social relations and obligations will bear testimony to the truth

Hon. Guy C. Cutlip

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of that statement. I was raised in such a home, and I know that such principles of right conduct as have actuated me, a proper conception of my social relations and obligations, were learned right there, and have had a greater influence and effect upon my conduct than all the laws would have that the legislatures could pass. And, it is generally true that, wherever you find a man indifferent to the rights of others, negligent of his obligations to his fellowmen and to society, I believe that, if an investigation were made, it would be found that that man did not have the training around the family hearthstone which you mention. It is the disposition and character of a people which make a government; and, when the majority of our families cease to have hearthstones and to give proper training there, then mere laws themselves will not avail to make us into a successful government or to keep us such.

I derived a great deal of pleasure and profit from your article, and I am carefully preserving the copy of it which you gave me. I appreciate it very much.

With kindest regards,

Very truly yours,

L. A. Richardson

DAR/HDB
Encl.