

Southern Rights

Political Prisoners and
the Myth of Confederate
Constitutionalism

Mark E. Neely Jr.

Southern Rights Political Prisoners And The Myth Of Confederate Constitutionalism

Laura F. Edwards



Southern Rights Political Prisoners And The Myth Of Confederate Constitutionalism:

Southern Rights Mark E. Neely, 1999 During the civil war that followed not a day would pass when Confederate military prisons did not contain political prisoners BOOK JACKET *A Legal History of the Civil War and Reconstruction* Laura F. Edwards, 2015-01-26 This book provides a succinct and accessible account of the critical role of legal and constitutional issues of the American Civil War **The Complete American Constitutionalism** Mark A. Graber, Howard Gillman, 2015 Presentation de l'auteur The Complete American Constitutionalism is designed to be the comprehensive treatment and source for debates on the American constitutional experience It provides the analysis resources and materials both domestic and foreign readers must understand with regards to the practice of constitutionalism in the United States This first part to Volume Five of the series covers The Constitution of the Confederate States The authors offer a comprehensive analysis of the constitution of the Confederate States during the American Civil War Confederate constitutionalism presents the paradox of a society constitutionally committed to human and white supremacy whose constitutional materials rarely dwell on human bondage and racism The foundational texts of Confederate constitutionalism maintain that racial slavery was at the core of secession and southern nationality This volume provides the various speeches ordinances and declarations cases and a host of other sources accompanied by detailed historical commentary **The Power of Habeas Corpus in America** Anthony Gregory, 2013-04-15 This book tells the story of habeas corpus from medieval England to modern America crediting the rocky history to the writ's very nature as a government power The book weighs in on habeas's historical controversies addressing the writ's role in the power struggle between the federal government and the states and the proper scope of federal habeas for state prisoners and for wartime detainees from the Civil War and World War II to the War on Terror **Themes of the American Civil War** Susan-Mary Grant, Brian Holden-Reid, 2009-09-10 Themes of the American Civil War offers a timely and useful guide to this vast topic for a new generation of students The volume provides a broad ranging assessment of the causes complexities and consequences of America's most destructive conflict to date The essays written by top scholars in the field and reworked for this new edition explore how and in what ways differing interpretations of the war have arisen and explains clearly why the American Civil War remains a subject of enduring interest It includes chapters covering four broad areas including The Political Front The Military Front The Race Front and The Ideological Front Additions to the second edition include a new introduction added to the current introduction by James McPherson a chapter on gender as well as information on the remembrance of the war historical memory The addition of several maps a timeline and an appendix listing further reading battlefield statistics and battle regiment general names focuses the book squarely at undergraduates in both the US and abroad **The Politics of Faith During the Civil War** Timothy L. Wesley, 2013-05-13 In The Politics of Faith during the Civil War Timothy L. Wesley examines the engagement of both northern and southern preachers in politics during the American Civil War revealing an era of denominational governmental and public scrutiny of religious leaders

Controversial ministers risked ostracism within the local community censure from church leaders and arrests by provost marshals or local police In contested areas of the Upper Confederacy and Border Union ministers occasionally faced deadly violence for what they said or would not say from their pulpits Even silence on political issues did not guarantee a preacher s security as both sides arrested clergymen who defied the dictates of civil and military authorities by refusing to declare their loyalty in sermons or to pray for the designated nation army or president The generation that fought the Civil War lived in arguably the most sacralized culture in the history of the United States The participation of church members in the public arena meant that ministers wielded great authority Wesley outlines the scope of that influence and considers conversely the feared outcomes of its abuse By treating ministers as both individual men of conscience and leaders of religious communities Wesley reveals that the reticence of otherwise loyal ministers to bring politics into the pulpit often grew not out of partisan concerns but out of doctrinal historical and local factors The Politics of Faith during the Civil War sheds new light on the political motivations of homefront clergymen during wartime revealing how and why the Civil War stands as the nation s first concerted campaign to check the ministry s freedom of religious expression

Journal of the Civil War Era William A. Blair, 2012-03-01 The Journal of the Civil War Era Volume 2 Number 1 March 2012 TABLE OF CONTENTS Forum The Future of Civil War Era Studies Stephen Berry Michael T Bernath Seth Rockman Barton A Myers Anne Marshall Lisa M Brady Judith Giesberg Jim Downs Articles Jacqueline G Campbell The Unmeaning Twaddle about Order 28 Ben Butler and Confederate Women in Occupied New Orleans David C Williard Executions Justice and Reconciliation in North Carolina s Western Piedmont 1865 67 Matthew C Hulbert Constructing Guerrilla Memory John Newman Edwards and Missouri s Irregular Lost Cause Book Reviews Books Received Professional Notes Kathi Kern Linda Levstik Teaching the New Departure the United States vs Susan B Anthony Notes on Contributors The Journal of the Civil War Era takes advantage of the flowering of research on the many issues raised by the sectional crisis war Reconstruction and memory of the conflict while bringing fresh understanding to the struggles that defined the period and by extension the course of American history in the nineteenth century

Lincoln and the Triumph of the Nation Mark E. Neely, 2011 The Civil War placed the U S Constitution under unprecedented and to this day still unmatched strain Neely examines for the first time in one book the U S Constitution and its often overlooked cousin the Confederate Constitution and the ways the documents shaped the struggle for national survival

Weirding the War Stephen William Berry, 2011 It is well that war is so terrible Robert E Lee reportedly said or we would grow too fond of it The essays collected here make the case that we have grown too fond of it and therefore we must make the war ter rible again Taking a freakonomics approach to Civil War studies each contributor uses a seemingly unusual story incident or phenomenon to cast new light on the nature of the war itself Collectively the essays remind us that war is always about damage even at its most heroic and even when certain people and things deserve to be damaged Here then is not only the grandness of the Civil War but its more than occasional littleness Here are those who profited by the war

and those who lost by it and not just those who lost all save their honor but those who lost their honor too Here are the cowards the coxcombs the belles the deserters and the scavengers who hung back and so survived even thrived Here are dark topics like torture hunger and amputation Here in short is war **The American Civil War** Ethan S.

Rafuse,2017-11-28 The largest and most destructive military conflict between the Napoleonic Wars and the First World War the American Civil War has inspired some of the best and most intriguing scholarship in the field of United States history This volume offers some of the most important work on the war to appear in the past few decades and offers compelling information and insights into subjects ranging from the organization of armies historiography the use of intelligence and the challenges faced by civil and military leaders in the course of America s bloodiest war *A Sphinx on the American Land* Peter Kolchin,2003-04-01 One reason that the South attracts so much interest is that its history inevitably involves big questions continuity versus change slavery and freedom the meaning of race the formation of national identity the struggle between local and centralized authority Because these issues are central to human experience southern history properly conceived is of more than regional interest In *A Sphinx on the American Land* Peter Kolchin explores three comparative frameworks for the study of the nineteenth century South in an effort to nudge the subject away from provincialism and toward the kind of global concerns that are already transforming it into one of the most innovative fields of historical research The volume opens with a comparison between the South and the North or what Kolchin terms the un South This basic context he explains provides an essential backdrop for understanding the South how one conceptualizes southernness has meaning only in terms of what it is not Turning to the cohesion and variations among what he calls the many Souths Kolchin reminds us that there has never been one South or archetypal southerner Internal distinctions whether geographic class religious or racial ultimately raise the question of whether one can properly speak of the South at all Finally Kolchin explores parallels between the South and regions outside the United States or other Souths He considers a number of ways in which the South can be studied in a broad international setting paying particular attention to the similarities and differences between the emancipation of southern slaves and Russian serfs In an eloquent afterword he ponders the nature and importance of comparative history Kolchin examines how scholars have approached each of his comparative frameworks and how they might do so in the future making *A Sphinx on the American Land* at once a work of history and of historiography Illustrating the ways in which southern history is also American history and world history this elegant profound volume proves Kolchin to be one of the stellar southern historians of his generation [When Democracy Breaks](#) Archon Fung,David Moss,Odd Arne Westad,2024 This is an open access title available under the terms of a CC BY NC ND 4.0 International licence It is free to read on the Oxford Academic platform and offered as a free PDF download from OUP and selected open access locations Democracy is often described in two opposite ways as either wonderfully resilient or dangerously fragile Both characterizations can be correct depending on the context *When Democracy Breaks* aims to deepen

our understanding of what separates democratic resilience from democratic fragility by focusing on the latter. The volume's collaborators, experts in the history and politics of the societies covered in their chapters, explore eleven episodes of democratic breakdown from ancient Athens to Weimar Germany to present-day Russia, Turkey, and Venezuela. Strikingly, in every case, various forms of democratic erosion long preceded the final democratic breakdown. Although no single causal factor emerges as decisive, linking together all of the episodes, some important commonalities, including extreme political polarization, explicitly anti-democratic political actors, and significant political violence, stand out across the cases. Moreover, the notion of democratic culture, while admittedly difficult to define and even more difficult to measure, may play a role in all of them. Throughout the volume, the contributors show, again and again, that the written rules of democracy are insufficient to protect against tyranny. While each case of democratic decay is unique, the patterns that emerge shed much light on the continuing struggle to sustain modern democracies and to assess and respond to the threats they face.

Lincoln Reshapes the Presidency Charles M. Hubbard, 2003. How Abraham Lincoln redefined the presidency.

Sister States, Enemy States Kent Dollar, Larry Whiteaker, W. Calvin Dickinson, 2009-07-17. The fifteenth and sixteenth states to join the United States of America, Kentucky and Tennessee, were cut from a common cloth, the rich region of the Ohio River Valley. Abounding with mountainous regions and fertile farmlands, these two slaveholding states were as closely tied to one another, both culturally and economically, as they were to the rest of the South. Yet when the Civil War erupted, Tennessee chose to secede while Kentucky remained part of the Union. The residents of Kentucky and Tennessee felt the full impact of the fighting as warring armies crossed back and forth across their borders. Due to Kentucky's strategic location, both the Union and the Confederacy sought to control it throughout the war, while Tennessee was second only to Virginia in the number of battles fought on its soil. Additionally, loyalties in each state were closely divided between the Union and the Confederacy, making wartime governance and personal relationships complex.

In *Sister States, Enemy States: The Civil War in Kentucky and Tennessee*, editors Kent T. Dollar, Larry H. Whiteaker, and W. Calvin Dickinson explore how the war affected these two crucial states and how they helped change the course of the war. Essays by prominent Civil War historians, including Benjamin Franklin Cooling, Marion Lucas Tracy McKenzie, and Kenneth Noe, add new depth to aspects of the war not addressed elsewhere. The collection opens by recounting each state's debate over secession, detailing the divided loyalties in each, as well as the overt conflict that simmered in East Tennessee. The editors also spotlight the war's overlooked participants, including common soldiers, women, refugees, African American soldiers, and guerrilla combatants. The book concludes by analyzing the difficulties these states experienced in putting the war behind them. The stories of Kentucky and Tennessee are a vital part of the larger narrative of the Civil War. *Sister States, Enemy States* offers fresh insights into the struggle that left a lasting mark on Kentuckians and Tennesseans, just as it left its mark on the nation.

The Battlefield and Beyond Clayton E. Jewett, 2012-05-16. In *The Battlefield and Beyond*, leading Civil War historians explore a tragic part of our nation's history.

though the lenses of race gender leadership politics and memory The essays in this strong collection shed new light on the defining issues of the Civil War era Orville Vernon Burton Leonne M Hudson and Daniel E Sutherland delve into the master slave relationship the role of blacks in the army and the nature of southern violence Herman Hattaway Paul D Escott and Judith F Gentry offer innovative perspectives on the influential leadership of President Jefferson Davis Lieutenant General Stephen D Lee and General Edmund Kirby Smith Other contributors consider politicians and the public Michael J Connolly and Clayton E Jewett investigate how despotism contributed to Confederate defeat David E Kyvig and Alan M Kraut examine the war s impact on the Constitution and racial relationships with Jews and Bertram Wyatt Brown Kenneth Nivison and Emory M Thomas discuss the critical function of memory in our understanding of Lincoln s assassination The essays in *The Battlefield and Beyond* consider the fundamental issue of the Confederacy s failure and military defeat but also expose our nation s continuing struggles with race individual rights terrorism and the economy Collectively this distinguished group of historians reveals that 150 years after the nation s most defining conflict its consequences still resonate

Government and the American Economy Price V. Fishback, 2008-09-15 The American economy has provided a level of well being that has consistently ranked at or near the top of the international ladder A key source of this success has been widespread participation in political and economic processes In *The Government and the American Economy* leading economic historians chronicle the significance of America s open access society and the roles played by government in its unrivaled success story America s democratic experiment the authors show allowed individuals and interest groups to shape the structure and policies of government which in turn have fostered economic success and innovation by emphasizing private property rights the rule of law and protections of individual freedom In response to new demands for infrastructure America s federal structure hastened development by promoting the primacy of states cities and national governments More recently the economic reach of American government expanded dramatically as the populace accepted stronger limits on its economic freedoms in exchange for the increased security provided by regulation an expanded welfare state and a stronger national defense

The Civil War and the Transformation of American Citizenship Paul D. Quigley, 2018-06-04 The meanings and practices of American citizenship were as contested during the Civil War era as they are today By examining a variety of perspectives from prominent lawmakers in Washington D C to enslaved women from black firemen in southern cities to Confederate migr s in Latin America *The Civil War and the Transformation of American Citizenship* offers a wide ranging exploration of citizenship s metamorphoses amid the extended crises of war and emancipation Americans in the antebellum era considered citizenship at its most basic level as a legal status acquired through birth or naturalization and one that offered certain rights in exchange for specific obligations Yet throughout the Civil War period the boundaries and consequences of what it meant to be a citizen remained in flux At the beginning of the war Confederates relinquished their status as U S citizens only to be mostly reabsorbed as full American citizens in its aftermath The Reconstruction years also

saw African American men acquire at least in theory the core rights of citizenship As these changes swept across the nation Americans debated the parameters of citizenship the possibility of adopting or rejecting citizenship at will and the relative importance of political privileges economic opportunity and cultural belonging Ongoing inequities between races and genders over the course of the Civil War and in the years that followed further shaped these contentious debates The Civil War and the Transformation of American Citizenship reveals how war Emancipation and Reconstruction forced the country to rethink the concept of citizenship not only in legal and constitutional terms but also within the context of the lives of everyday Americans from imprisoned Confederates to former slaves Erasing the Invisible Hand Warren J.

Samuels,2011-09-12 This book examines the use principally in economics of the concept of the invisible hand centering on Adam Smith It interprets the concept as ideology knowledge and a linguistic phenomenon It shows how the principal Chicago School interpretation misperceives and distorts what Smith believed on the economic role of government The essays further show how Smith was silent as to his intended meaning using the term to set minds at rest how the claim that the invisible hand is the foundational concept of economics is repudiated by numerous leading economic theorists that several dozen identities given the invisible hand renders the term ambiguous and inconclusive that no such thing as an invisible hand exists and that calling something an invisible hand adds nothing to knowledge Finally the essays show that the leading doctrines purporting to claim an invisible hand for the case for capitalism cannot invoke the term but that other nonnormative invisible hand processes are still useful tools *The Oxford Companion to American Law* Kermit L. Hall,David S. Clark,James W.

Ely,Joel B. Grossman,N. E. H. Hull,2002-05-02 A landmark in legal publishing The Oxford Companion to the Supreme Court is a now classic text many of whose entries are regularly cited by scholars as the definitive statement on any particular subject In the tradition of that work editor in chief Kermit L Hall offers up The Oxford Companion to American Law a one volume A Z encyclopedia that covers topics ranging from aging and the law wiretapping and electronic eavesdropping the Salem Witch Trials and Plessy vs Ferguson The Companion takes as its starting point the insight that law is embedded in society and that to understand American law one must necessarily ask questions about the relationship between it and the social order now and in the past The volume assumes that American law in all its richness and complexity cannot be understood in isolation as simply the business of the Supreme Court or as a list of common law doctrines Hence the volume takes seriously issues involving laws role in structuring decisions about governance the significance of state and local law and legal institutions and the place of American law in a comparative international perspective Nearly 500 entries are included written by over 300 expert contributors Intended for the working lawyer or judge the high school student working on a term paper or the general adult reader interested in the topic the Companion is the authoritative reference work on the subject of American law

Virginians and Their Histories Brent Tarter,2020-05-26 Histories of Virginia have traditionally traced the same significant but narrow lines overlooking whole swathes of human experience crucial to an understanding of the

commonwealth With Virginians and Their Histories Brent Tarter presents a fresh new interpretive narrative that incorporates the experiences of all residents of Virginia from the earliest times to the first decades of the twenty first century affording readers the most comprehensive and wide ranging account of Virginia s story Tarter draws on primary resources for every decade of the Old Dominion s English language history as well as a wealth of recent scholarship that illuminates in new ways how demographic changes economic growth social and cultural changes and religious sensibilities and gender relationships have affected the manner in which Virginians have lived Virginians and Their Histories interweaves the experiences of Virginians of different racial and ethnic backgrounds and classes representing a variety of eras and regions to understand what they separately and jointly created and how they responded to economic political and social changes on a national and even global level That large context is essential for properly understanding the influences of Virginians on and the responses of Virginians to the constantly changing world in which they have lived This groundbreaking work of scholarship generously illustrated and engagingly written will become the definitive account for general readers and all students of Virginia s diverse and vibrant history

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