

THE DEVELOPMENT OF AMERICAN NATIONALITY

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REVISED



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The Development Of American Nationality

Carl Russell Fish



The Development Of American Nationality:

A Short History of the American People: The development of American nationality, by C.R. Fish ,1919 The Development of American Citizenship, 1608-1870 James H. Kettner,2014-01-01 he concept of citizenship that achieved full legal form and force in mid nineteenth century America had English roots in the sense that it was the product of a theoretical and legal development that extended over three hundred years This prize winning volume describes and explains the process by which the circumstances of life in the New World transformed the quasi medieval ideas of seventeenth century English jurists about subjectship community sovereignty and allegiance into a wholly new doctrine of volitional allegiance The central British idea was that subjectship involved a personal relationship with the king a relationship based upon the laws of nature and hence perpetual and immutable The conceptual analogue of the subject king relationship was the natural bond between parent and child Across the Atlantic divergent ideas were taking hold Colonial societies adopted naturalization policies that were suited to practical needs regardless of doctrinal consistency Americans continued to value their status as subjects and to affirm their allegiance to the king but they also moved toward a new understanding of the ties that bind individuals to the community English judges of the seventeenth and eighteenth centuries assumed that the essential purpose of naturalization was to make the alien legally the same as a native that is to make his allegiance natural personal and perpetual In the colonies this reasoning was being reversed Americans took the model of naturalization as their starting point for defining all political allegiance as the result of a legal contract resting on consent This as yet barely articulated difference between the American and English definition of citizenship was formulated with precision in the course of the American Revolution Amidst the conflict and confusion of that time Americans sought to define principles of membership that adequately encompassed their ideals of individual liberty and community security The idea that all obligation rested on individual volition and consent shaped their response to the claims of Parliament and king legitimized their withdrawal from the British empire controlled their reaction to the loyalists and underwrote their creation of independent governments This new concept of citizenship left many questions unanswered however The newly emergent principles clashed with deep seated prejudices including the traditional exclusion of Indians and Negroes from membership in the sovereign community It was only the triumph of the Union in the Civil War that allowed Congress to affirm the quality of native and naturalized citizens to state unequivocally the primacy of the national over state citizenship to write black citizenship into the Constitution and to recognize the volitional character of the status of citizen by formally adopting the principle of expatriation The Development of American Nationality Carl Russell Fish,1919 *The Development of American Nationality* Carl Russell Fish,1916 **The Development of American Nationality** Carl Russell Fish,2015-10-27 This work has been selected by scholars as being culturally important and is part of the knowledge base of civilization as we know it This work was reproduced from the original artifact and remains as true to the original work as possible Therefore you will see the original

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The Development of American Nationality Carl Russell Fish, 2012-09 In Two Volumes Volume 1 The Foundations Of American Nationality Volume 2 The Development Of American Nationality

The Development of American Nationality (Classic Reprint) Carl Russell Fish, 2017-09-16

Excerpt from *The Development of American Nationality* The authors hope that this Short History of the American People may serve the purposes of two classes of readers They have aimed in the first instance to provide for college undergraduates pursuing an introductory course in American history a general manual which will embody in some measure at least the enlarged knowledge and the new points of View made possible by the results of research in recent years They believe also that this history will meet the requirements of the general reader who desires a comprehensive view of the subject within reasonable compass For the student and the general reader alike it is hoped that the bibliographical notes may point the way to more extended studies About the Publisher Forgotten Books publishes hundreds of thousands of rare and classic books Find more at www.forgottenbooks.com This book is a reproduction of an important historical work Forgotten Books uses state of the art technology to digitally reconstruct the work preserving the original format whilst repairing imperfections present in the aged copy In rare cases an imperfection in the original such as a blemish or missing page may be replicated in our edition We do however repair the vast majority of imperfections successfully any imperfections that remain are intentionally left to preserve the state of such historical works

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Frontiers of Equality in the Development of EU and US Citizenship Jeremy B. Bierbach, 2017-02-09 This book provides a framework for comparing EU citizenship and US citizenship as standards of equality If we wish to understand the legal development of the citizenship of the European Union and its relationship to the nationalities of the member states it is helpful to examine the history of United States citizenship and in particular to elaborate a theory of duplex citizenships found in federal orders In such a citizenship each person's citizenship is necessarily layered with the citizenship or nationality of a member state The question this book answers is how does federal citizenship as a claim to equality affect the relationship between the member state and its national or citizen Because the book places equality not allegiance to a sovereign at the center of its analysis of citizenship it manages to escape traditional analyses of the EU that measure it by the standard of a sovereign state The text presents a coherent account of the development of EU

citizenship and EU civil rights for those who wish to understand their continuing development in the case law of the Court of Justice of the European Union Scholars and legal practitioners of EU law will find novel insights in this book into how EU citizenship works in order to be able to grasp the direction in which it will continue to develop And it may be of great interest to American scholars of law and political science who wish to understand one aspect of how the EU works as a constitutional order not merely as an order of international law by comparison to their own history Jeremy Bierbach is an attorney at Franssen Advocaten in Amsterdam He holds a Ph D in European constitutional law from the University of Amsterdam the Netherlands

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