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Practicing Law in Frontier California

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Practicing Law In Frontier California

Gordon Morris Bakken



Practicing Law In Frontier California:

Practicing Law in Frontier California Gordon Morris Bakken, 2006-03-01 In *Practicing Law in Frontier California* Gordon Morris Bakken combines collective biography with an analysis of the function of the bar in a rapidly changing socioeconomic setting Drawing on manuscript collections Bakken considers hundreds of men and women who came to California to practice law during the gold rush and later their reasons for coming their training and their usefulness to clients during a period of rapid population growth and social turmoil He shows how law practice changed over the decades with the establishment of large firms and bar associations how the state s boom and bust economy made debt collection the lawyer s bread and butter and how personal injury and criminal cases and questions of property rights were handled In Bakken s book frontier lawyers become complex human beings contributing to and protecting the social and economic fabric of society expanding their public roles even as their professional expertise becomes more narrowly specialized

Practicing Law in Frontier California Gordon Morris Bakken, 1991-01-01 In *Practicing Law in Frontier California* Gordon Morris Bakken combines collective biography with an analysis of the function of the bar in a rapidly changing socioeconomic setting Drawing on manuscript collections Bakken considers hundreds of men and women who came to California to practice law during the gold rush and later their reasons for coming their training and their usefulness to clients during a period of rapid population growth and social turmoil He shows how law practice changed over the decades with the establishment of large firms and bar associations how the state s boom and bust economy made debt collection the lawyer s bread and butter and how personal injury and criminal cases and questions of property rights were handled In Bakken s book frontier lawyers become complex human beings contributing to and protecting the social and economic fabric of society expanding their public roles even as their professional expertise becomes more narrowly specialized

The Development of Law in Frontier California Gordon Morris Bakken, 1985 This is a thought provoking exploration of the development of civil law in California from 1850 to 1890 Focusing upon contract landlord and tenant mortgage tort and admiralty law Bakken argues that the formulation of the law generally responded to socioeconomic forces He also asserts that on the operational level the law s reach was limited by ambiguities judicial inexactitude and mistakes made by the bar Essentially the broad policy goals of frontier law worked to stimulate marketplace forces by facilitating certain transactions Entrepreneurs often received the aid of the developing law but were frustrated by it at other times Bakken scrutinizes the role of judges legislators lawyers and laymen in contributing to this process Finally he demonstrates that the law was less certain and the policy considerations less clear when the law actually functioned on an operational level in society

Law in the Western United States Gordon Morris Bakken, 2000 In this volume Gordon Morris Bakken traces the distinctive development of western legal history The contributors essays provide succinct descriptions of major cases legislation and individual western states constitutional provisions that are unique in the American legal system To assist the reader the volume is organized by subject including

natural resources municipal authority business regulation American Indian sovereignty and water rights women and Mormons Contributors are Roy H Andes Dana Blakemore Richard Griswold del Castillo Susan Badger Doyle James W Ely Jr Brenda Gail Farrington Dale D Goble Neil Greenwood Vanessa Gunther Louise A Halper Claudia Hess Kenneth Hough Paul Kens Shenandoah Grant Lynd Thomas C Mackey Nicholas George Malavis Timothy Miller Danelle Moon Andrew P Morriss Keith Pacholl Laurie Caroline Pintar Michael A Powell Ion Puschilla Emily Rader Peter L Reich John Phillip Reid Lucy E Salyer Susan Sanchez Janet Schmelzer Howard Shorr Paul Reed Spitzzeri John Joseph Stanley Donald L Stelluto Jr Timothy A Strand Imre Sutton Nancy J Taniguchi and Lonnie Wilson

A History of American Law Lawrence Meir Friedman, 2019
Renowned legal historian Lawrence Friedman presents an accessible and authoritative history of American law from the colonial era to the present day This fully revised fourth edition incorporates the latest research to bring this classic work into the twenty first century In addition to looking closely at timely issues like race relations the book covers the changing configurations of commercial law criminal law family law and the law of property Friedman furthermore interrogates the vicissitudes of the legal profession and legal education The underlying theory of this eminently readable book is that the law is the product of society In this way we can view the history of the legal system through a sociological prism as it has evolved over the years

California. Court of Appeal (2nd Appellate District). Records and Briefs California (State)., Received document entitled APPLICATION FOR LEAVE TO FILE AMICUS CURIAE

Rebels at the Bar Jill Norgren, 2016-05
In *Rebels at the Bar* prize winning legal historian Jill Norgren recounts the life stories of a small group of nineteenth century women who were among the first female attorneys in the United States Beginning in the late 1860s these determined rebels pursued the radical ambition of entering the then all male profession of law They were motivated by a love of learning They believed in fair play and equal opportunity They desired recognition as professionals and the ability to earn a good living *Rebels at the Bar* expands our understanding of both women s rights and the history of the legal profession in the nineteenth century It focuses on the female renegades who trained in law and then like men fought considerable odds to create successful professional lives In this engaging and beautifully written book Norgren shares her subjects faith in the art of the possible In so doing she ensures their place in history

Encyclopedia of Immigration and Migration in the American West Gordon Morris Bakken, Alexandra Kindell, 2006-02-24
To read some sample entries or to view the Readers Guide click on Sample Chapters Additional Materials in the left column under About This Book Immigration from foreign countries was a small part of the peopling of the American West but an important aspect in building western infrastructure cities and neighborhoods The *Encyclopedia of Immigration and Migration in the American West* provides much more than ethnic groups crossing the plains landing at ports or crossing borders this two volume work makes the history of the American West an important part of the American experience Through sweeping entries focused biographies community histories economic enterprise analysis and demographic studies this *Encyclopedia* presents the tapestry of the West and its population during

various periods of migration The two volumes examine the settling of the West and include coverage of movements of American Indians African Americans and the often forgotten role of women in the West s development Key Features Represents many of the American Indian tribes and bands that constitute our native heritage in an attempt to reintegrate the significance of their migrations with those of later arrivals Examines how African Americans and countless other ethnic groups moved west for new opportunities to better their lives Looks at specific economic opportunities such as mineral exploration and the development of instant cities Provides specific entries on immigration law to give readers a sense of how immigration and migration have been involved in the public sphere Includes biographies of certain individuals who represent the ordinary as well as extraordinary efforts it took to populate the region Key Themes American Indians Biographies Cities and Towns Economic Change and War Ethnic and Racial Groups Immigration Laws and Policies Libraries Natural Resources Events and Laws The Way West The Encyclopedia of Immigration and Migration in the American West brings new insight on this region stimulates research ideas and invites scholars to raise new questions It is a must have reference for any academic library

In Cold Storage James W. Hewitt, 2015-07 In 1973 the small southwest Nebraska railroad town of McCook became the unlikely scene of a grisly murder More than forty years later author James W Hewitt returns to the scene and unearths new details about what happened After pieces of Edwin and Wilma Hoyt s dismembered bodies were found floating on the surface of a nearby lake authorities charged McCook resident Harold Nokes and his wife Ena with murder Harold pleaded guilty to murder and Ena pleaded guilty to two counts of wrongful disposal of a dead body but the full story of why and how he murdered the Hoyts has never been told Hewitt interviews law enforcement officers members of the victims family weapons experts and forensic psychiatrists and delves into newspaper reports and court documents from the time Most significant Harold granted Hewitt his first and only interview in which the convicted murderer changed several parts of his 1974 confession In Cold Storage takes readers through the evidence including salacious details of sex and intrigue between the Hoyts and the Nokeses and draws new conclusions about what really happened between the two families on that fateful September night

Called to Justice Warren K. Urbom, 2012-10-01 Early in his judicial career U S District Judge Warren K Urbom was assigned a yearlong string of criminal trials arising from a seventy one day armed standoff between the American Indian Movement and federal law enforcement at Wounded Knee South Dakota In Called to Justice Urbom provides the first behind the scenes look at what quickly became one of the most significant series of federal trials of the twentieth century Yet Wounded Knee was only one set of monumental cases Urbom presided over during his years on the bench a set that in turn forms but one chapter in a remarkable life story Urbom s memoir begins on a small farm in Nebraska during the dustbowl 1930s From making it through the Great Depression and drought to serving in World War II working summers for his father s dirt moving business and going to school on the G I Bill Urbom s experiences constitute a classic American story of making the most of opportunity inspiration and a little luck Urbom gives a candid account of his time as a trial lawyer and

his early plans to become a minister and of the effect both had on his judicial career His story offers a rare inside view of what it means to be a federal judge the nuts and bolts of conducting trials weighing evidence and making decisions but also considers the questions of law and morality all within the framework of a life well lived and richly recounted *Sunflower Justice* R. Alton Lee, 2014-03-01 Until recently American legal historiography focused almost solely on national government Although much of Kansas law reflects U S law the state court s arbitrary powers over labor management conflicts yellow dog contracts civil rights gender issues and domestic relations set precedents that reverberated around the country *Sunflower Justice* is a pioneering work that presents the history of a state through the use of its supreme court decisions as evidence R Alton Lee traces Kansas s legal history through 150 years of records shedding light on the state s political economic and social history in this groundbreaking overview of Kansas legal cases and judicial biographies Beginning with the territorial justices and continuing through the late twentieth century R Alton Lee covers the dispossession of Native Americans land the growth and impact of labor unions antimonopoly cases against railroad and mining companies a nine year state ban on the movie *Birth of a Nation* and implications and effects of desegregation as well as the shooting of Dr George Tiller for performing legal abortions Because judicial decisions are not made in a vacuum Lee presents each of the justices in the context of the era and their personal experiences before examining how their decisions shaped Kansas political economic social and legal history *The World of the American West* Gordon Morris Bakken, 2016-12-12 Addressing everything from the details of everyday life to recreation and warfare this two volume work examines the social political intellectual and material culture of the American Old West from the California Gold Rush of 1849 to the end of the 19th century What was life really like for ordinary people in the Old West What did they eat wear and think How did they raise their children How did they interact with government What did they do for fun This encyclopedia provides readers with an engaging and detailed portrayal of the Old West through the examination of social cultural and material history Supported by the most current research the multivolume set explores various aspects of social history family politics religion economics and recreation to illuminate aspects of a society s emotional life interactions opinions views beliefs intimate relationships and connections between the individual and the greater world Readers will be exposed to both objective reality and subjective views of a particular culture as a result they can create a cohesive accurate impression of life in the Old West during the second half of the 1800s "Let No Guilty Man Escape" Roger Harold Tuller, 2001 *Let No Guilty Man Escape* the first new Parker biography in four decades corrects this simplistic image by presenting Parker s unique brand of frontier justice within the legal and political context of his time Using primary documents from the National Archives Missouri court records and other sources not included by previous biographers Roger H Tuller demonstrates that Parker was an ambitious attorney who used the law to advance his own career Parker rose from a frontier Missouri lawyer to become a congressional representative and when Reconstructionist era politics denied him continued progress he sought the judicial appointment for which he is most

remembered BOOK JACKET **Encyclopedia of Women in the American West** Gordon Moris Bakken, Brenda Farrington, 2003-06-26 American women have followed their manifest destiny since the 1800 s moving West to homestead found businesses author novels and write poetry practice medicine and law preach and perform missionary work become educators artists judges civil rights activists and many other important roles spurred on by their strength spirit and determination *The Mining Law of 1872* Gordon Morris Bakken, 2011-09-16 History has left us a classic image of western mining in the grizzly forty niner squatting by a clear stream sifting through gravel to reveal gold What this slice of Western Americana does not reveal however is thousands of miners doing the same their gravel washing downstream causing the water to grow dark with debris while trout choke to death and wash ashore Instead of the havoc wreaked upon the western landscape we are told stories of American enterprise ingenuity and fortune The General Mining Act of 1872 which declared all valuable mineral deposits on public lands to be free and open to exploration and purchase has had a controversial impact on the western environment as under the protection of federal law various twentieth century entrepreneurs have manipulated it in order to dump waste cut timber create resorts and engage in a host of other activities damaging to the environment In this in depth analysis legal historian Gordon Morris Bakken traces the roots of the mining law and details the way its unintended consequences have shaped western legal thought from Nome to Tombstone and how it has informed much of the lore of the settlement of the West Provincial Lives Timothy R. Mahoney, 1999-01-28 Provincial Lives tells the story of the development of a regional middle class in the antebellum Middle West It traces the efforts of waves of Americans to transmit their social structures behavior and values to the West and construct a distinctive regional middle class culture on the urban frontier Intertwining local regional and national history with social immigration gender and urban history Mahoney examines how a succession of settlers from good society farmers entrepreneurs professionals and genteel men and women from the urban East interacted with accommodated and compromised with those already there to construct a middle class society **Great Land Rush and the Making of the Modern World, 1650-1900** John C. Weaver, 2003-04-24 He also underscores the tragic history of the indigenous peoples of these regions and shows how they came to lose possession of their land to newly formed governments made up of Europeans with European interests at heart Weaver shows that the enormous efforts involved in defining and registering large numbers of newly carved out parcels of property for reallocation during the Great Land Rush were instrumental in the emergence of much stronger concepts of property rights and argues that this period was marked by a complete disregard for previous notions of restraint on dreams of unlimited material possibility Today while the traditional forms of colonization that marked the Great Land Rush are no longer practiced by the European powers and their progeny in the new world the legacy of this period can be seen in the western powers insatiable thirst for economic growth including newer forms of economic colonization of underdeveloped countries and a continuing evolution of the concepts of property rights including the development and increasing growth in importance of intellectual

property rights **Still a Hollow Hope** Anthony D Cooling,2022-09-29 Federalism still matters Imperfect Victories
Mark R. Scherer,1999-01-01 The Omaha Tribe of Nebraska has borne more than its fair share of the burden created by the federal government's wildly vacillating Indian policy Mark R Scherer's *Imperfect Victories* provides a detailed examination of the Omahas' tenacious efforts to overcome the damaging effects of shifting directions in federal policy during the last fifty years The Omahas' struggles are particularly significant because the tribe often bore the initial impact of experimental legislation that would later be implemented nationally Scherer details the disastrous consequences of postwar federal legislation that transferred control over Indian affairs to state authorities as a precursor to the wholesale termination of Indian tribalism The legislation brought jurisdictional turmoil to the Omaha reservation and placed the Omahas in chronic conflict with local law enforcement agencies As the tribe fought to become the first Indian group in the nation to escape the effects of that law through retrocession they waged equally notable struggles for the redress of past wrongs with the Indian Claims Commission and in the federal courts Scherer demonstrates that the Omahas' successes in those campaigns have been at best imperfect victories coming only after years of hardship and failing to eliminate many underlying tensions and problems **Industrial Cowboys** David Igler,2001 This text uses the example of Henry Miller and Charles Lux two San Francisco butchers who turned themselves into landed industrialists to illuminate the industrial and environmental transformation of the American West

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