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# The Reluctant PILLAR

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*New York  
and the Adoption of the  
Federal Constitution*

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EDITED BY STEPHEN L. SCHECHTER

# Reluctant Pillar New York And The Adoption Of The Federal Constitution

**Walter Stahr**



## **Reluctant Pillar New York And The Adoption Of The Federal Constitution:**

**The Reluctant Pillar** Stephen L. Schechter, 1985      John Jay Walter Stahr, 2012-09-13 From the New York Times bestselling author of Seward and Stanton comes the definitive biography of John Jay Wonderful Walter Isaacson New York Times bestselling author of Leonardo da Vinci John Jay is central to the early history of the American Republic Drawing on substantial new material renowned biographer Walter Stahr has written a full and highly readable portrait of both the public and private man one of the most prominent figures of the late eighteenth and early nineteenth centuries The greatest founders such as Washington and Jefferson have kept even the greatest of the second tier of the nation's founding generation in the shadows But now John Jay arguably the most important of this second group has found an admiring skilled student in Stahr Since the last biography of Jay appeared 60 years ago a mountain of new knowledge about the early nation has piled up and Stahr uses it all with confidence and critical detachment Jay had a remarkable career He was president of the Continental Congress secretary of foreign affairs a negotiator of the treaty that won the United States its independence in 1783 one of three authors of The Federalist Papers first chief justice of the Supreme Court and governor of his native New York Stahr places Jay once again in the company of America's greatest statesmen where he unquestionably belongs Publishers Weekly Even handed Riveting on the matter of negotiating tactics as practiced by Adams Jay and Franklin The Economist Stahr has not only given us a meticulous study of the life of John Jay but one very much in the spirit of the man Thorough fair consistently intelligent and presented with the most scrupulous accuracy Let us hope that this book helps to retrieve Jay from the relative obscurity to which he has been unfairly consigned Ron Chernow author of Alexander Hamilton

*George Clinton* John P. Kaminski, 1993-04 The first biography in over half a century of New York's first governor and vice president under Jefferson and Madison George Clinton analyzes the public career of this pivotal founder who has remained lost to history      *The Framers' Coup* Michael J. Klarman, 2016-09-16 Americans revere their Constitution However most of us are unaware how tumultuous and improbable the drafting and ratification processes were As Benjamin Franklin keenly observed any assembly of men bring with them all their prejudices their passions their errors of opinion their local interests and their selfish views One need not deny that the Framers had good intentions in order to believe that they also had interests Based on prodigious research and told largely through the voices of the participants Michael Klarman's *The Framers Coup* narrates how the Framers clashing interests shaped the Constitution and American history itself The Philadelphia convention could easily have been a failure and the risk of collapse was always present Had the convention dissolved any number of adverse outcomes could have resulted including civil war or a reversion to monarchy Not only does Klarman capture the knife's edge atmosphere of the convention he populates his narrative with riveting and colorful stories the rebellion of debtor farmers in Massachusetts George Washington's uncertainty about whether to attend Gunning Bedford's threat to turn to a European prince if the small states were denied equal representation in the Senate slave states threats

to take their marbles and go home if denied representation for their slaves Hamilton's quasi monarchist speech to the convention and Patrick Henry's herculean efforts to defeat the Constitution in Virginia through demagoguery and conspiracy theories The Framers Coup is more than a compendium of great stories however and the powerful arguments that feature throughout will reshape our understanding of the nation's founding Simply put the Constitutional Convention almost didn't happen and once it happened it almost failed And even after the convention succeeded the Constitution it produced almost failed to be ratified Just as importantly the Constitution was hardly the product of philosophical reflections by brilliant disinterested statesmen but rather ordinary interest group politics Multiple conflicting interests had a say from creditors and debtors to city dwellers and backwoodsmen The upper class overwhelmingly supported the Constitution many working class colonists were more dubious Slave states and nonslave states had different perspectives on how well the Constitution served their interests Ultimately both the Constitution's content and its ratification process raise troubling questions about democratic legitimacy The Federalists were eager to avoid full fledged democratic deliberation over the Constitution and the document that was ratified was stacked in favor of their preferences And in terms of substance the Constitution was a significant departure from the more democratic state constitutions of the 1770s Definitive and authoritative The Framers Coup explains why the Framers preferred such a constitution and how they managed to persuade the country to adopt it We have lived with the consequences both positive and negative ever since

**New York in the Age of the Constitution, 1775-1800** Paul A. Gilje (ed), William Pencak, 1992 The seven essays in this collection originally presented at a New York Historical Society Conference examine ways in which the epic political events associated with the founding of the United States affected the lives of New Yorkers

Triumvirate Bruce Chadwick, 2009-05-01 From noted historian Bruce Chadwick acclaimed as a writer incapable of dull storytelling Triumvirate is the dramatic story of the uniting of a nation and the unlikely alliance at the heart of it all When the smoke cleared from Revolutionary War battlefields independent minded Americans turned against each other Strong individuals with wildly different personalities Alexander Hamilton James Madison and John Jay joined forces to convince wary Americans and thirteen headstrong states to unite as one Together they wrote the startlingly original Federalist Papers not as an exercise in governmental philosophy but instead aimed at overcoming the common man's fears Their relentless efforts laid the groundwork for ratifying the Constitution against rampant opposition United by an intense love for their emerging nation Hamilton Madison and Jay forged its legacy in pen and ink Dr Chadwick tells an exciting story His analysis will provoke further debate about this momentous period in American history Dr Paul Clemens the Chairman of the Rutgers University Department of History PRAISE FOR TRIUMVIRATE The author effectively details the fierce debates in Massachusetts Virginia and New York and the serpentine political machinations that helped bring about the birth of a nation Not just a history lesson but an examination of the fundamental ideas that gave birth to the United States Kirkus Reviews Chadwick tells an exciting story His analysis will

provoke further debate about this momentous period in American history Dr Paul Clemens Rutgers University If you think you know how America's founding document came about think again In this remarkable new book Bruce Chadwick reminds us of the three extraordinary men who worked state by state individual by individual to ensure passage of the Constitution It is a fascinating tale well told Terry Golway author of Washington's General and Ronald Reagan's America PRAISE FOR BRUCE CHADWICK A writer incapable of dull storytelling Kirkus Reviews Chadwick vividly brings to life a time of turmoil and hope in a book that should endure as a fine example of historical journalism Willard Sterne Randall author of George Washington A Life

**An Anti-Federalist Constitution** Michael J. Faber, 2022-10-04 What would an Anti Federalist Constitution look like Because we view the Constitution through the lens of the Federalists who came to control the narrative we tend to forget those who opposed its ratification And yet the Anti Federalist arguments so critical to an understanding of the Constitution's origins and meaning resonate throughout American history By reconstructing these arguments and tracing their development through the ratification debates Michael J Faber presents an alternative perspective on constitutional history Telling in a sense the other side of the story of the Constitution his book offers key insights into the ideas that helped to form the nation's founding document and that continue to inform American politics and public life Faber identifies three distinct strands of political thought that eventually came together in a clear and coherent Anti Federalism position 1 the individual and the potential for governmental tyranny 2 power specifically the states as defenders of the people and 3 democratic principles and popular sovereignty After clarifying and elaborating these separate strands of thought and analyzing a well known proponent of each Faber goes on to tell the story of the resistance to the Constitution focusing on ideas but also following and explaining events and strategies Finally he produces a counterfactual Anti Federalist Constitution summing up the Anti Federalist position as it might have emerged had the opposition drafted the document How would such a constitution have worked in practice A close consideration reveals the legacy of the Anti Federalists in early American history in the US Constitution and its role in the nation's political life

*Explicit and Authentic Acts* David E. Kyvig, 2016-03-14 In time for the 225th anniversary of the Bill of Rights David Kyvig completed an Afterword to his landmark study of the process of amending the US Constitution The Afterword discusses the many amendments such those requiring a balanced federal budget or limiting the terms of members of Congress that have been proposed since the book was originally published and why they failed of passage At a time when prominent scholars and other public figures have called for a constitutional convention to write a new constitution arguing that our current system of governance is unsustainable Kyvig reminds us of the high hurdles the founders created to amending the constitution and how they have served the country well preventing the amendment process from being used by one faction to serve the passions of the moment In his farewell address President Washington reminded his audience that the Constitution till changed by an explicit and authentic act of the whole people is sacredly obligatory upon all He regarded the Constitution as a binding document worthy of devout allegiance

but also believed that it contains a clear and appropriate procedure for its own reform David Kyvig's illuminating study provides the most complete and insightful history of that amendment process and its fundamental importance for American political life Over the course of the past two centuries more than 10 000 amendments have been proposed by the method stipulated in Article V of the Constitution Amazingly only 33 have garnered the required two thirds approval from both houses of Congress and only 27 were ultimately ratified into law by the states Despite their small number those amendments have revolutionized American government while simultaneously legitimizing and preserving its continued existence Indeed they have dramatically altered the relationship between state and federal authority as well as between government and private citizens Kyvig reexamines the creation and operation of Article V illuminating the process and substance of each major successful and failed effort to change the formal structure duties and limits of the federal government He analyzes in detail the Founders' intentions the periods of great amendment activity during the 1790s 1860s 1910s and 1960s and the considerable consequences of amendment failure involving slavery alcohol prohibition child labor New Deal programs school prayer equal rights for women abortion balanced budgets term limits and flag desecration

**The Two New Yorks** Gerald Benjamin, Charles Brecher, 1988-12-15 Over the past eight years a marked shift in the national political mood has substantially reduced the federal government's involvement in ameliorating urban problems and enhanced the prominence of state and local governments in the domestic policy arena Many states and big cities have been forced to reassess their traditionally vexed relationships Nowhere has this drama been played out more stormily than in New York In *The Two New Yorks* experts from government the academy and the non profit sector examine aspects of an interaction that has a major impact on the performance of state and city institutions The analyses presented here explore current state city strategies for handling such troubling policy areas as education health care and housing Attention is also given to important contextual factors such as economic and demographic trends and to structural features such as the political framework relationships with the national government and the system of public finance Despite its uniquely large scope the drama of the new New Yorks parallels or presages issues faced by virtually all large cities and their states This unprecedented study makes a vital contribution in an era of declining federal aid and pressing urban need

*Jefferson and Hamilton* John Ferling, 2014-10-07 One of America's foremost historians brilliantly brings to life the fierce struggle both public and ultimately bitterly personal between Thomas Jefferson and Alexander Hamilton two rivals whose opposing visions of what the United States should be continue to shape our country to this day

**More Lasting Than Brass** Peter H. Judd, 2004 Skillfully joining genealogy with history this volume chronicles and illuminates in accessible narrative the whole lives of members of a single strand of family through seven generations

**New York State: Peoples, Places, and Priorities** Joanne Reitano, 2015-08-11 The state of New York is virtually a nation unto itself Long one of the most populous states and home of the country's most dynamic city New York is geographically strategic economically prominent socially diverse culturally innovative and politically influential

These characteristics have made New York distinctive in our nation's history. In *New York State Peoples Places and Priorities* Joanne Reitano brings the history of this great state alive for readers. Clear and accessible, the book features primary documents and illustrations in each chapter, encouraging engagement with historical sources and issues. Timelines for every chapter, along with lists of recommended reading and websites, themes of labor, liberty, lifestyles, land, and leadership, running throughout the text. Coverage from the colonial period up through the present day, including the Great Recession and Andrew Cuomo's governorship. Highly readable and up to date. *New York State Peoples Places and Priorities* is a vital resource for anyone studying, teaching, or just interested in the history of the Empire State.

*The Republic in Print* Trish Loughran, 2007

In *The Republic in Print*, Trish Loughran challenges a dominant narrative about nationalism, the idea that print culture produces nations. Focusing on the years between 1770 and 1870, Loughran develops two richly detailed and provocative arguments. First, she argues that it was the lack of national infrastructure, rather than a tightly connected print network, that enabled the nation to be imagined between 1776 and 1790. She then describes how the increasingly connected book market of the 1830s, 1840s, and 1850s worked to exacerbate regional differences in ways that contributed to secession and civil war. Drawing on a range of literary, historical, and archival materials, *The Republic in Print* is a refreshing and original cultural history of the early American nation-state.

**Founding the Republic** John J. Patrick, 1995-09-26

This important library and classroom tool will make it easy for students to research and debate the core political ideas and issues of the founding period. The profound arguments regarding republicanism, federalism, constitutionalism, and individual rights come to life here, contextualized with introductory explanations to stimulate analysis and appraisal of the positions. Unique to this collection are documents relating to the establishment of constitutional governments in the original 13 states, debate over the Bill of Rights, and documents reflecting a variety of alternative voices, including letters and petitions from women and African American and Native American leaders. This presents a broader picture of the issues that confronted those who framed our government than has ever before been available. An advisory board of distinguished historians and teachers assisted Patrick with the selection of documents. This collection shows how the founding fathers arrived at consensus from the many conflicting viewpoints that characterized the debate on founding our extraordinary constitutional republic. The political debates on independence and original state constitutions are connected systematically to the subsequent debates on the ratification of the Federal Constitution and the Bill of Rights. Political grievances of dispossessed groups, such as women, African Americans, and Native Americans, are connected to core ideas of the founding documents, such as the Declaration of Independence. Letters, petitions, sermons, court proceedings, Thomas Jefferson's notes, a selection of Federalist and anti-Federalist papers, even the Northwest Ordinance, are among the documents included. The work is organized topically into seven parts, each which is prefaced by an introductory essay which presents the main theme, ideas, and issues, and establishes a context for the documents that follow. Each document is preceded by an explanatory headnote which includes questions to

guide the reader's analysis and appraisal of the primary source. Each part ends with a select bibliography. A chronology of major events concludes the work. This collection is a basic research and debate tool that will be invaluable to school and public libraries and secondary school classrooms.

**Genealogical and Biographical Notes**, 2005      **Ratifying the Constitution** Michael Allen Gillespie, Michael Lienesch, 1989 How the United States Constitution was ratified by Delaware Pennsylvania New Jersey Georgia Connecticut Massachusetts Maryland South Carolina New Hampshire Virginia New York State North Carolina Rhode Island      *Original Intent and the Framers' Constitution* Leonard W. Levy, 2000-08-15 For more than two hundred years a debate has raged between those who believe that jurists should follow the original intentions of the Founding Fathers and those who argue that the Constitution is a living document subject to interpretation by each succeeding generation. The controversy has flared anew in our own time as a facet of the battle between conservatives and liberals. In *Original Intent and the Framers' Constitution* the distinguished constitutional scholar Leonard Levy cuts through the Gordian Knot of claim and counterclaim with an argument that is clear, logical, and compelling. Rejecting the views of both left and right, he evaluates the doctrine of original intent by examining the sources of constitutional law and landmark cases. Finally, he finds no evidence for grounding the law in original intent. Judicial activism, the constant reinterpretation of the Constitution, he sees as inevitable.

*Year Book of the Dutchess County Historical Society* Dutchess County Historical Society, 1986      **The Bill of Rights and the States** Patrick T. Conley, 1992 Fourteen individual state essays elucidate the complexities of local and regional interests that shaped the debate over individual rights and the eventual adoption of the Bill of Rights.

**Memory and Authority** Jack M. Balkin, 2024-02-27 From one of the nation's preeminent constitutional scholars, a sweeping rethinking of the uses of history in constitutional interpretation. Fights over history are at the heart of most important constitutional disputes in America. The Supreme Court's current embrace of originalism is only the most recent example of how lawyers and judges try to use history to establish authority for their positions. Jack M. Balkin argues that fights over constitutional interpretation are often fights over collective memory. Lawyers and judges construct and erase memory to lend authority to their present-day views; they make the past speak their values so they can then claim to follow it. The seemingly opposed camps of originalism and living constitutionalism are actually mirror images of a single phenomenon: how lawyers use history to adapt an ancient constitution to a constantly changing world. Balkin shows how lawyers and judges channel history through standard forms of legal argument that shape how they use history and even what they see in history. He explains how lawyers and judges invoke history selectively to construct authority for their claims and undermine the authority of opposing views. And he elucidates the perpetual quarrel between historians and lawyers, showing how the two can best join issue in legal disputes. This book is a sweeping rethinking of the uses of history in constitutional interpretation.



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