



Roots of the Republic

*American
Founding Documents
Interpreted*

EDITED BY STEPHEN L. SCHECHTER

Roots Of The Republic American Founding Documents Interpreted

David J. Silverman



Roots Of The Republic American Founding Documents Interpreted:

Roots of the Republic Stephen L. Schechter, 1991-11-01 *Roots of the Republic* shows how the Constitution was a product not simply of the Constitutional Convention in 1787 but of a legal and philosophical tradition almost two centuries old The editors have selected eighteen key documents in the development of that tradition and reproduced them with essays that explain what they mean why they were written and why they are important today Each key document is accompanied by an interpretive essay written by a contemporary scholar These essays focus on the importance of each frame of government and include commentaries on why they are meaningful today Intended to help readers learn how to read and understand these documents the book is also a handy reference and a strong introduction to the development of political thought and the debates surrounding the formation of the state governments and the federal union

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American Constitutionalism Heard Round the World, 1776-1989 George Athan Billias, 2011-12 Winner of the 2010 Book Award from the New England Historical Association American constitutionalism represents this country's greatest gift to human freedom yet its story remains largely untold For over two hundred years its ideals ideas and institutions influenced different peoples in different lands at different times American constitutionalism and the revolutionary republican documents on which it is based affected countless countries by helping them develop their own constitutional democracies Western constitutionalism of which America was a part along with Britain and France reached a major turning point in global

history in 1989 when the forces of democracy exceeded the forces of autocracy for the first time Historian George Athan Billias traces the spread of American constitutionalism from Europe Latin America and the Caribbean region to Asia and Africa beginning chronologically with the American Revolution and the fateful shot heard round the world and ending with the conclusion of the Cold War in 1989 The American model contributed significantly by spearheading the drive to greater democracy throughout the Western world and Billias s landmark study tells a story that will change the way readers view the important role American constitutionalism played during this era Civics 105 Roger L. Kemp,2021-08-18 This volume contains all of the official documents that have formed America s original government over the years including how it has expanded the laws of the nation This volume has been broken down into three sections for reference purposes These include those documents approved before the U S Constitution those documents that were approved after it was adopted and a few recent significant documents that were approved in later years by the U S Congress The documents approved before the U S Constitution was adopted included the Mayflower Compact the Fundamental Order of Connecticut the first state that had an approved State Constitution the Declaration and Resolves of the First Continental Congress the Declaration of the Causes and Necessity of Taking Up Arms and the Virginia Declaration of Rights Then came the nation s Declaration of Independence the Constitution of Massachusetts the Articles of Confederation and the Constitution of the United States as well as the Bill of Rights Over the years Other Amendments to the Constitution of the United States followed including America s Civil Rights Act and the Voting Rights Act All of these documents are included in this volume as well as a chapter on the future of America s democratic form of government **Intergovernmental Perspective** ,1987 Each issue concentrates on a different topic *The Island at the Center of the World* Russell Shorto,2005-04-12 In a riveting groundbreaking narrative Russell Shorto tells the story of New Netherland the Dutch colony which pre dated the Pilgrims and established ideals of tolerance and individual rights that shaped American history UPDATED EDITION WITH A NEW PREFACE AND POSTSCRIPT Astonishing A book that will permanently alter the way we regard our collective past The New York Times When the British wrested New Amsterdam from the Dutch in 1664 the truth about its thriving polyglot society began to disappear into myths about an island purchased for 24 dollars and a cartoonish peg legged governor But the story of the Dutch colony of New Netherland was merely lost not destroyed 12 000 pages of its records recently declared a national treasure are now being translated Russell Shorto draws on this remarkable archive in *The Island at the Center of the World* which has been hailed by The New York Times as a book that will permanently alter the way we regard our collective past The Dutch colony pre dated the original thirteen colonies yet it seems strikingly familiar Its capital was cosmopolitan and multi ethnic and its citizens valued free trade individual rights and religious freedom Their champion was a progressive young lawyer named Adriaen van der Donck who emerges in these pages as a forgotten American patriot and whose political vision brought him into conflict with Peter Stuyvesant the autocratic director of the Dutch colony The struggle between these two strong willed men laid the

foundation for New York City and helped shape American culture *The Island at the Center of the World* uncovers a lost world and offers a surprising new perspective on our own

An Equitable Framework for Humanitarian Intervention Ciarán Burke, 2013-05-09 This book aims to resolve the dilemma regarding whether armed intervention as a response to gross human rights violations is ever legally justified without Security Council authorisation Thus far international lawyers have been caught between giving a negative answer on the basis of the UN Charter's rules positivists and a turn to ethics declaring intervention legitimate on moral grounds while eschewing legal analysis moralists In this volume a third solution is proposed The idea is presented that many equitable principles may qualify as general principles of law recognised by civilised nations one of the three principal sources of international law though a category that is often overlooked a conclusion based upon detailed research of both national legal systems and international law These principles having normative force in international law are then used to craft an equitable framework for humanitarian intervention It is argued that the dynamics of their operation allow them to interact with the Charter and customary law in order to fill gaps in the existing legal structure and soften the rigours of strict law in certain circumstances It is posited that many of the moralists' arguments are justified albeit based upon firm legal principles rather than ethical theory The equitable framework proposed is designed to provide an answer to the question of how humanitarian intervention may be integrated into the legal realm Certainly this will not mean an end to controversies regarding concrete cases of humanitarian intervention However it will enable the framing of such controversies in legal terms rather than as a choice between the law and morality has potential to become one of the most important books in public international law of the decade or in a generation Martin Scheinin

Professor of Public International Law European University Institute Florence **Felony Disenfranchisement in America**

Katherine Irene Pettus, 2013-04-01 State felony disenfranchisement laws that date back to Reconstruction fracture the American electorate into those who are citizens in the fullest sense of the term in Aristotle's words and those who deprived of political voice still have the status of slaves The existence of this invisible constituency approximately 5.8 million or 2.5% of the national voting population who live alongside the ruling enfranchised electorate is one of the scandals of our generation In this second edition of *Felony Disenfranchisement in America* Katherine Irene Pettus draws on philosophy history law and punishment theory to make the compelling argument that state disenfranchisement policies have collective moral and political significance that transcends the personal tragedy of being legally deprived of full citizenship status Pettus argues that the war on drugs mass incarceration and racially unbalanced disenfranchisement rates distort and disfigure the body politic as a whole and undermine the legitimacy of the domestic and foreign policies promulgated by our elected representatives

Early New England David A. Weir, 2005 The idea of covenant was at the heart of early New England society In this singular book David Weir explores the origins and development of covenant thought in America by analyzing the town and church documents written and signed by seventeenth century New Englanders Unmatched in the breadth of its

scope this study takes into account all of the surviving covenants in all of the New England colonies Weir's comprehensive survey of seventeenth century covenants leads to a more complex picture of early New England than what emerges from looking at only a few famous civil covenants like the Mayflower Compact His work shows covenant theology being transformed into a covenantal vision for society but also reveals the stress and strains on church state relationships that eventually led to more secularized colonial governments in eighteenth century New England He concludes that New England colonial society was much more English and much less American than has often been thought and that the New England colonies substantially mirrored religious and social change in Old England The Gods of Prophetstown Adam

Jortner, 2012-01-05 An original readable narrative of the 1811 Battle of Tippecanoe and the role of religion in the history of the American West **Developing Frontier Cities** Harvey Lithwick, Yehuda Gradus, 2013-04-17 The Unique Nature of Frontier Cities and their Development Challenge Harvey Lithwick and Yehuda Gradus The advent of government downsizing and globalization has led to enormous competitive pressures as well as the opening of new opportunities How cities in remote frontier areas might cope with what for them might appear to be a devastating challenge is the subject of this book Our concern is with frontier cities in particular In our earlier study *Frontiers in Regional Development* Rowman and Littlefield 1996 we examined the distinction between frontiers and peripheries The terms are often used interchangeably but we believe that in fact both in scholarly works and in popular usage very different connotations are conveyed by these concepts Frontiers evoke a strong positive image of sparsely settled territories offering challenges adventure unspoiled natural landscapes and a different and for many an attractive life style Frontiers are lands of opportunity Peripheries conjure up negative images of inaccessibility inadequate services and political and economic marginality They are places to escape from rather than frontiers which is where people escape to Peripheries are places of and for losers **Liberty, State & Union** Luigi Marco Bassani, 2010 Examines the political ideals of Thomas Jefferson discussing his views on the rights of man and state's rights and describing the political theory that guided Jefferson's decisions as the nation's third president

America in Quotations Howard J. Langer, 2002-02-28 This is history from the inside out What did Americans say about the great events in their own lifetimes This book is a grassroots look at the country as real people tell the story of America in their own voices Quotations from more than 350 individuals are taken from speeches interviews editorials letters jokes songs and eyewitness accounts represent American thought from the ground up This compendium includes the words of everyone from politicians and generals to Native Americans ethnic minorities women labor representatives and slaves The book is divided into 18 traditional historical periods from the pre Columbus explorers to the terrorist attacks of September 11 2001 We hear the voices of Jefferson Lincoln Teddy and FDR but also of Joe McCarthy Huey Long and Susan B Anthony We hear American law in action through watersheds like *Brown v the Board of Education* the *Scopes* case the prosecution of Sacco and Vanzetti and the Salem witch trials Then there are the grace notes the forgotten but significant stories a black woman

beaten and humiliated for encouraging others to vote the G I who overthrew a German bunker at Normandy the last letter of a Union soldier soon to die in battle Their words are woven into American history remembered and illuminated in this kaleidoscopic collection

Subjects and Sovereign Hannah Weiss Muller, 2017-06-30 In the aftermath of the Seven Years War when a variety of conquered and ceded territories became part of an expanding British Empire crucial struggles emerged about what it meant to be a British subject Individuals in Grenada Quebec Minorca Gibraltar and Bengal debated the meanings and rights of subjecthood with many capitalizing on legal ambiguities and local exigencies to secure access to political and economic benefits Inhabitants and colonial administrators transformed subjecthood into a shared language practice and opportunity as individuals proclaimed their allegiance to the crown and laid claim to a corresponding set of protections Approaching subjecthood as a protean and porous concept rather than an immutable legal status Subjects and Sovereign demonstrates that it was precisely subjecthood's fluidity and imprecision that rendered it so useful to a remarkably diverse group of individuals In this book Hannah Weiss Muller reexamines the traditional bond between subjects and sovereign and argues that this relationship endured as a powerful site for claims making throughout the eighteenth century Muller analyzes both legal understandings of subjecthood as well as the popular tradition of declaring rights in order to demonstrate why subjects believed they were entitled to make requests of their sovereign She reconsiders narratives of upheaval during the Age of Revolution and insists on the relevance and utility of existing structures of state and sovereign Emphasizing the stories of subjects who successfully leveraged their loyalty and negotiated their status she also explores how and why subjecthood remained an organizing and contested principle of the eighteenth century British Empire By placing the relationship between subjects and sovereign at the heart of her analysis Muller offers a new perspective on a familiar period and suggests that imperial integration was as much about flexible and expansive conceptions of belonging as it was about shared economic political and intellectual networks

Damnable Heresy David M. Powers, 2015-01-19 Misunderstandings between races hostilities between cultures Anxiety from living in a time of war in one's own land Being accused of profiteering when food was scarce Unruly residents in a remote frontier community Charged with speaking the unspeakable and publishing the unprintable All of this can be found in the life of one man William Pynchon the Puritan entrepreneur and founder of Springfield Massachusetts in 1636 Two things in particular stand out in Pynchon's pioneering life he enjoyed extraordinary and uniquely positive relationships with Native peoples and he wrote the first book banned and burned in Boston Now for the first time this book provides a comprehensive account of Pynchon's story beginning in England through his New England adventures to his return home Discover the fabric of his times and the roles Pynchon played in the Puritan venture in Old England and New England

Baby Ninth Amendments Anthony B. Sanders, 2023-05-09 Listing every right that a constitution should protect is hard American constitution drafters often list a few famous rights such as freedom of speech protection against unreasonable searches and seizures and free exercise of religion plus a handful of others However

we do not need to enumerate every liberty because there is another way to protect them an etcetera clause It states that there are other rights beyond those specifically listed The enumeration in the Constitution of certain rights shall not be construed to deny or disparage others retained by the people Yet scholars are divided on whether the Ninth Amendment itself actually does protect unenumerated rights and the Supreme Court has almost entirely ignored it Regardless of what the Ninth Amendment means two thirds of state constitutions have equivalent provisions or Baby Ninth Amendments worded similarly to the Ninth Amendment This book is the story of how the Baby Ninths came to be and what they mean Unlike the controversy surrounding the Ninth Amendment the meaning of the Baby Ninths is straightforward they protect individual rights that are not otherwise enumerated They are an etcetera etcetera at the end of a bill of rights This book argues that state judges should do their duty and live up to their own constitutions to protect the rights retained by the people that these etcetera clauses are designed to guarantee The fact that Americans have adopted these provisions so many times in so many states demonstrates that unenumerated rights are not only protected by state constitutions but that they are popular Unenumerated rights are not a weird exception to American constitutional law They are at the center of it We should start treating constitutions accordingly

Faith and Boundaries David J. Silverman, 2005-04-04 It was indeed possible for Indians and Europeans to live peacefully in early America and for Indians to survive as distinct communities Faith and Boundaries uses the story of Martha's Vineyard Wampanoags to examine how On an island marked by centralized English authority missionary commitment and an Indian majority the Wampanoags adaptation to English culture especially Christianity checked violence while safeguarding their land community and ironically even customs Yet the colonists exploitation of Indian land and labor exposed the limits of Christian fellowship and thus hardened racial division The Wampanoags learned about race through this rising bar of civilization every time they met demands to reform colonists moved the bar higher until it rested on biological difference Under the right circumstances like those on Martha's Vineyard religion could bridge wide difference between the peoples of early America but its transcendent power was limited by the divisiveness of race

The Western Delaware Indian Nation, 1730-1795 Richard S. Grimes, 2017-10-16 During the early eighteenth century three phratries or tribes Turtle Turkey and Wolf of Delaware Indians left their traditional homeland in the Delaware River watershed and moved west to the Allegheny Valley of western Pennsylvania and eventually across the Ohio River into the Muskingum River valley As newcomers to the colonial American borderlands these bands of Delawares detached themselves from their past in the east developed a sense of common cause and created for themselves a new regional identity in western Pennsylvania The Western Delaware Indian Nation 1730 1795 Warriors and Diplomats is a case study of the western Delaware Indian experience offering critical insight into the dynamics of Native American migrations to new environments and the process of reconstructing social and political systems to adjust to new circumstances The Ohio backcountry brought to center stage the masculine activities of hunting trade war making diplomacy and was instrumental in

the transformation of Delaware society and with that change the advance of a western Delaware nation This nation however was forged in a time of insecurity as it faced the turmoil of imperial conflict during the Seven Years War and the backcountry racial violence brought about by the American Revolution The stress of factionalism in the council house among Delaware leaders such as Tamaqua White Eyes Killbuck and Captain Pipe constantly undermined the stability of a lasting political western Delaware nation This narrative of western Delaware nationhood is a story of the fight for independence and regional unity and the futile effort to create and maintain an enduring nation In the end the western Delaware nation became fragmented and forced as in the past to journey west in search of a new beginning The Western Delaware Indian Nation 1730 1795 Warriors and Diplomats is an account of an Indian people and their dramatic and arduous struggle for autonomy identity political union and a permanent homeland *Lustful Maidens and Ascetic Kings* Roy C. Amore, Larry D. Shinn, 1981-03-26 Includes stories about family and social roles and lay and monastic values

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