

THE RECONSTRUCTION OF SOUTHERN DEBTORS

Bankruptcy after the Civil War



ELIZABETH LEE THOMPSON

Reconstruction Of Southern Debtors

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Reconstruction Of Southern Debtors:

The Reconstruction of Southern Debtors Elizabeth Lee Thompson, 2004 Based on a careful empirical study of nearly four thousand cases filed in three southern federal districts this book focuses on how the Bankruptcy Act of 1867 helped shape the course and outcome of Reconstruction Although passed by a Republican dominated Congress that was commonly viewed as punitive toward the post Civil War South the Bankruptcy Act was a great benefit to southerners In this first study of the operation of the 1867 Act Elizabeth Lee Thompson challenges previous works which maintain that nineteenth century southerners uniformly opposed federal bankruptcy laws as threatening extensions of federal power To the contrary Thompson finds that southerners faced with the war's devastation were more likely to file for bankruptcy than debtors in other parts of the country The Act thus was the major piece of federal economic legislation that benefited southerners during Reconstruction Thompson determines that because the vast majority of the Bankruptcy Act's southern beneficiaries were propertied white men the legislation served to stabilize and entrench the postwar economic and thus social and political power of the sector that included those who were recently leading secessionists and Confederates Their participation in a federal process through federal tribunals during an era of intense white southern opposition to policies emanating from Washington reveals the complex interaction of states rights ideology and self interest However Thompson shows white southerners ultimately sacrificed neither in relation to the Bankruptcy Act After thousands had received economic relief through the statute and the number of filings had slowed to a trickle southern congressmen supported the Act's repeal in 1878

The Political Development of American Debt Relief Emily Zackin, Chloe N. Thurston, 2024-06-21 This book is about why debt relief was a salient political issue for so long and why it then ceased to be one It is also about the United States constitutional tradition and the contradictions it embodies Tracing the geographic sectoral and racial politics of debt relief over time and examining the roles that social movements interest groups and constitutional interpretation played Emily Zackin and Chloe N Thurston show how the politics of debt relief has interacted with race and other social hierarchies that have conditioned both state action and debtors opportunities to mobilize Although the twentieth and early twenty first century saw the erosion of debt protection history reminds us that Americans once mounted large scale grassroots campaigns for debt relief These activists made radical claims about economic justice and they reshaped constitutional law and the American state

Reconstructions Thomas J. Brown, 2008-09-23 The pivotal era of Reconstruction has inspired an outstanding historical literature In the half century after W E B DuBois published *Black Reconstruction in America* 1935 a host of thoughtful and energetic authors helped to dismantle racist stereotypes about the aftermath of emancipation and Union victory in the Civil War The resolution of long running interpretive debates shifted the issues at stake in Reconstruction scholarship but the topic has remained a vital venue for original exploration of the American past In *Reconstructions* New Perspectives on the Postbellum United States eight rising historians survey the latest generation of

work and point to promising directions for future research They show that the field is opening out to address a wider range of adjustments to the experiences and effects of Civil War Increased interest in cultural history now enriches understandings traditionally centered on social and political history Attention to gender has joined a focus on labor as a powerful strategy for analyzing negotiations over private and public authority The contributors suggest that Reconstruction historiography might further thrive by strengthening connections to such subjects as western history legal history and diplomatic history and by redefining the chronological boundaries of the postwar period The essays provide more than a variety of attractive vantage points for fresh examination of a major phase of American history By identifying the most exciting recent approaches to a theme previously studied so ably the collection illuminates the creative process in scholarly historical literature **The**

Southern Middle Class in the Long Nineteenth Century Jonathan Daniel Wells, Jennifer R. Green, 2011-12-12 The Southern Middle Class in the Long Nineteenth Century provides a series of provocative essays reflecting innovative original research on professional and commercial interests in a region often seen as composed of just two classes planters and slaves This study shows however that the active middle class devoted to cultural and economic modernization of the region worked in tandem with its northern counterpart and independently to bring reforms to the South *Global Perspectives on Industrial Transformation in the American South* Michele Gillespie, 2005 Covering the late colonial age to World War I and beyond this collection of essays places the economic history of the American South in an international light by establishing useful comparisons with the larger Atlantic and world economy In an attempt to dispel long lasting myths about the South the essays analyze the economic evolution of the South since the slave era From this perspective the conception of a backward wholly agricultural antebellum South occupied only by wealthy planters poor whites and contented slaves has finally given way to one of economic and social dynamism as well as regional prosperity In a coherent and cohesive progression of subjects these essays show that the South had been deeply enmeshed in the Atlantic economy since the colonial period and after the Civil War retained distinctive needs that caused increasing departure from the course northerners adopted on matters of political economy This comparative approach also helps explain the motivations behind the political choices made by the South as an eminently export oriented region This book shows that the South was not slower to develop with respect to industrialization than either the majority of the northern states especially in the West or the countries of Western Europe In fact the apparently disappointing performance of the New South's economy appears to be the result of more pervasive and largely uncontrollable trends that affected the national as well as the international economy *Global Perspectives on Industrial Transformation in the American South* makes an important contribution to the economic history of the South and to recent efforts to place American history in a more international context Litigating Across the Color Line Melissa Lambert Milewski, 2018 In a largely previously untold story from 1865 to 1950 black litigants throughout the South took on white southerners in civil suits Drawing on almost a thousand cases Milewski shows how African

Americans negotiated the southern legal system and won suits against whites after the Civil War and before the Civil Rights struggle Counting the Cost of Freedom Amanda Laury Kleintop, 2025-08-19 During the Civil War the US government abolished slavery without reimbursing enslavers diminishing the white South's wealth by nearly 50 percent After the Confederacy's defeat white Southerners demanded federal compensation for the financial value of formerly enslaved people and fought for other policies that would recognize abolition's costs during Reconstruction As Amanda Laury Kleintop shows their persistence eventually led to the creation of Section 4 of the Fourteenth Amendment which abolished the right to profit from property in people Surprisingly former Confederates responded by using Lost Cause history making to obscure the fact that they had demanded financial redress in the first place The largely successful efforts of white Southerners to erase this history continues to generate false understandings today Kleintop draws from an impressive array of archival sources to uncover this lost history In doing so she demonstrates how this legal battle also undermined efforts by formerly enslaved people to receive reparations for themselves and their descendants a debate that persists in today's national dialogue

Moments of Despair David Silkenat, 2011 During the Civil War era black and white North Carolinians were forced to fundamentally reinterpret the morality of suicide divorce and debt as these experiences became pressing issues throughout the region and nation In Moments of Despair David **A House Divided** Jonathan Wells, 2016-11-10 Consolidating one of the most complex and multi-faceted eras in American History this new edition of Jonathan Wells's *A House Divided* unifies the broad and varied scholarship on the American Civil War Amassing a variety of research this accessible and readable text introduces readers to both the war and the Reconstruction period and how Americans lived during this time of great upheaval in the country's history Designed for a variety of subjects and teaching styles this text not only looks at the Civil War from a historical perspective but also analyzes its ramifications on the United States and American identities through the present day This second edition has been updated throughout incorporating new scholarship from recent studies on the Civil War era and includes additional photographs and maps now incorporated throughout the text updated bibliographies and a supplementary companion website *The Southern Historian*, 2005 *Signposts* Sally E. Hadden, Patricia Hagler Minter, 2013-04-01 In *Signposts* Sally E. Hadden and Patricia Hagler Minter have assembled seventeen essays by both established and rising scholars that showcase new directions in southern legal history across a wide range of topics time periods and locales The essays will inspire today's scholars to dig even more deeply into the southern legal heritage in much the same way that David Bodenhamer and James Ely's seminal 1984 work *Ambivalent Legacy* inspired an earlier generation to take up the study of southern legal history Contributors to *Signposts* explore a wide range of subjects related to southern constitutional and legal thought including real and personal property civil rights higher education gender secession reapportionment prohibition lynching legal institutions such as the grand jury and conflicts between bench and bar A number of the essayists are concerned with transatlantic connections to southern law and with marginalized groups such as women

and native peoples Taken together the essays in Signposts show us that understanding how law changes over time is essential to understanding the history of the South Contributors Alfred L Brophy Lisa Lindquist Dorr Laura F Edwards James W Ely Jr Tim Alan Garrison Sally E Hadden Roman J Hoyos Thomas N Ingersoll Jessica K Lowe Patricia Hagler Minter Cynthia Nicoletti Susan Richbourg Parker Christopher W Schmidt Jennifer M Spear Christopher R Waldrep Peter Wallenstein Charles L Zelden *Civil Wars, Civil Beings, and Civil Rights in Alabama's Black Belt* Bertis D. English, 2020-10-06

Reconstruction politics and race relations between freed blacks and the white establishment in Perry County Alabama In his fascinating in depth study Bertis D English analyzes why Perry County situated in the heart of a violence prone subregion of Alabama enjoyed more peaceful race relations and less bloodshed than several neighboring counties Choosing an atypical locality as central to his study English raises questions about factors affecting ethnic disturbances in the Black Belt and elsewhere in Alabama He also uses Perry County which he deems an anomalous county to caution against the tendency of some scholars to make sweeping generalizations about entire regions and subregions English contends Perry County was a relatively tranquil place with a set of extremely influential African American businessmen clergy politicians and other leaders during Reconstruction Together with egalitarian or opportunistic white citizens they headed a successful campaign for black agency and biracial cooperation that few counties in Alabama matched English also illustrates how a significant number of educational institutions a high density of African American residents and an unusually organized and informed African American population were essential factors in forming Perry County s character He likewise traces the development of religion in Perry the nineteenth century Baptist capital of Alabama and the emergence of civil rights in Perry an underemphasized center of activism during the twentieth century This well researched and comprehensive volume illuminates Perry County s history from the various perspectives of its black interracial and white inhabitants amplifying their own voices in a novel way The narrative includes rich personal details about ordinary and affluent people both free and unfree creating a distinctive resource that will be useful to scholars as well as a reference that will serve the needs of students and general readers **South Carolina Historical Magazine** ,2007 *The Contract Clause* James W. Ely, Jr., 2016-10-28

Few provisions of the American Constitution have had such a tumultuous history as the contract clause Prompted by efforts in a number of states to interfere with debtor creditor relationships after the Revolution the clause Article I Section 10 reads that no state shall pass any Law impairing the Obligation of Contracts Honoring contractual commitments in the framers view would serve the public interest to encourage commerce and economic growth How the contract clause has fared as chronicled in this book by James W Ely Jr tells us a great deal about the shifting concerns and assumptions of Americans Its history provides a window on matters central to American constitutional history including the protection of economic rights the growth of judicial review and the role of federalism Under the leadership of Chief Justice John Marshall the Supreme Court construed the provision expansively and it rapidly became the primary vehicle for federal

judicial review of state legislation before the adoption of the Fourteenth Amendment Indeed the contract clause was one of the most litigated provisions of the Constitution throughout the nineteenth century and its history reflects the impact of wars economic distress and political currents on reading the Constitution Ely shows how over time the courts carved out several malleable exceptions to the constitutional protection of contracts most notably the notion of an inalienable police power thus weakening the contract clause and enhancing state regulatory authority His study documents the near fatal blow dealt to the provision by New Deal constitutionalism when the perceived need for governmental intervention in the economy superseded the economic rights of individuals Though the 1970s saw a modest revival of interest in the contract clause the criteria for invoking it remain uncertain And yet as state and local governments try to trim the benefits of public sector employees the provision has once again figured prominently in litigation In this book James Ely gives us a timely analytical lens for understanding these contemporary challenges as well as the critical historical significance of the contract clause

The South in the Building of the Nation: Economic history, 1865-1909, ed. by J. C. Ballagh Franklin Lafayette Riley, Julian Alvin Carroll Chandler, James Curtis Ballagh, John Bell Henneman, Edwin Mims, Thomas Edward Watson, Samuel Chiles Mitchell, Joseph Walker McSpadden, 1909

In a Bad State David Schleicher, 2023-04-21 An authoritative review of the long history of federal responses to state and local budget crises from Alexander Hamilton through the COVID 19 pandemic that reveals what is at stake when a state or city can't pay its debts and provides policy solutions to an intractable American problem What should the federal government do if a state like Illinois or a city like Chicago can't pay its debts From Alexander Hamilton's plan to assume state debts to Congress's efforts to respond to the COVID 19 pandemic many of the most important political disputes in American history have involved federal government responses to state or local fiscal crises In a Bad State provides the first comprehensive historical and theoretical analysis of how the federal government has addressed subnational debt crises Tracing the long history of state and local borrowing David Schleicher argues that federal officials want to achieve three things when a state or city nears default prevent macroeconomic distress encourage lending to states and cities to build infrastructure and avoid creating incentives for reckless future state budgeting But whether they demand state austerity permit state defaults or provide bailouts and all have been tried federal officials can only achieve two of these three goals at best Rather than imagining that there is a single easy federal solution Schleicher suggests some ways the federal government could ameliorate the problem by conditioning federal aid on future state fiscal responsibility spreading losses across governments and interests and building resilience against crises into federal spending and tax policy Authoritative and accessible In a Bad State offers a guide to understanding the pressing fiscal problems that local state and federal officials face and to the policy options they possess for responding to crises

Interstate Commerce Commission Reports United States. Interstate Commerce Commission, 1942

Moody's Manual of Investments and Security Rating Service, 1926

The Life/Death Rhythms of Capitalist Regimes - Debt Before Dishonour Will Slatyer, 2015-02-20 Life Death

Rhythms of Capitalist Regimes Debt before Dishonour explores the cyclical theory of cultural development with particular attention paid to the introduction of democratic forms of government in the British Empire and the United States republic. The cyclical theory allows a forecast of the fading of the dominance of the United States as an imperial power. Similar to cultural survival of the loss of dominance experienced by the British Empire after the Great War the United States will survive in a new form. Which superpower will take over the reins remains to be seen but the likely contender is the Peoples Republic of China. This conclusion and the timing will allow long term planning by corporations and governments. In the age of political correctness it is unlikely that readers will experience any such forecasts by government bodies. Throughout history societies have used and abused debt revolted and warred over debt and have forbidden usury. But the modern financial world as we know it simply cannot exist without usury. Since the 1400s modern governments have found new ways to expand debt to produce modern economies which are still subject to the age old basic principle of debt that it needs to be repaid or dire consequences ensue. Those who cannot remember the past are condemned to repeat it. George Santayana 1863 1952

The Federal Courts Peter Charles Hoffer, William James Hoffer, N. E. H. Hull, 2016. There are moments in American history when all eyes are focused on a federal court when its bench speaks for millions of Americans and when its decision changes the course of history. More often the story of the federal judiciary is simply a tale of hard work of finding order in the chaotic system of state and federal law local custom and contentious lawyering. The Federal Courts is a story of all of these courts and the judges and justices who served on them of the case law they made and of the acts of Congress and the administrative organs that shaped the courts. But even more importantly this is a story of the courts development and their vital part in America's history. Peter Charles Hoffer William James Hull Hoffer and N E H Hull's retelling of that history is framed the three key features that shape the federal courts narrative the separation of powers the federal system in which both the national and state governments are sovereign and the widest circle the democratic republican framework of American self government. The federal judiciary is not elective and its principal judges serve during good behavior rather than at the pleasure of Congress the President or the electorate. But the independence that lifetime tenure theoretically confers did not and does not isolate the judiciary from political currents partisan quarrels and public opinion. Many vital political issues came to the federal courts and the courts decisions in turn shaped American politics. The federal courts while the least democratic branch in theory have proved in some ways and at various times to be the most democratic open to ordinary people seeking redress for example. Litigation in the federal courts reflects the changing aspirations and values of America's many peoples. The Federal Courts is an essential account of the branch that provides what Massachusetts Supreme Judicial Court Judge Oliver Wendell Holmes Jr called a magic mirror wherein we see reflected our own lives.

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