



RANCOR & RECONCILIATION
in Medieval England



PAUL R. HYAMS



Rancor And Reconciliation In Medieval England

Stephen Cummins, Laura Kounine



Rancor And Reconciliation In Medieval England:

Rancor and Reconciliation in Medieval England Paul R. Hyams, 2018-10-18 Duels and bloodfeuds have long been regarded as essentially Continental phenomena counter to the staid and orderly British ways of settling differences In this surprising work of social and legal history Paul R Hyams reveals a post Conquest England not all that different from the realms across the Channel Drawing on a wide range of texts and the long history of argument about these texts Hyams shatters the myth of English exceptionalism the notion that while feud and vengeance prevailed in the lands of the Franks England had advanced beyond such anarchic barbarism by the time of the Conquest and forged a centralized political and legal system This book provides support for the notion that feud and vengeance flourished in England long beyond the Conquest and that this fact obliges us to reconsider the genealogies of both common law and the English monarchy Moving back and forth between a broad overview of 300 years of legal history and the details of specific disputes Hyams attends to the demands of individuals who believed that they had been aggrieved and sought remedy He shows how individuals perceived particular acts of violence and responded to them These reactions in turn sparked central efforts to manage disputes and thereby establish law and order Respectable litigation however never eclipsed the danger of direct action often violent and physical

The Secular Clergy in England, 1066-1216 Hugh M. Thomas, 2014 The secular clergy priests and other clerics outside of monastic orders were among the most influential and powerful groups in European society during the central Middle Ages The secular clergy got their title from the Latin word for world saeculum and secular clerics kept the Church running in the world beyond the cloister wall with responsibility for the bulk of pastoral care and ecclesiastical administration This gave them enormous religious influence although they were considered too worldly by many contemporary moralists trying for instance to oppose the elimination of clerical marriage and concubinage Although their worldliness created many tensions it also gave the secular clergy much worldly influence Contemporaries treated elite secular clerics as equivalent to knights and some were as wealthy as minor barons Secular clerics had a huge role in the rise of royal bureaucracy one of the key historical developments of the period They were instrumental to the intellectual and cultural flowering of the twelfth century the rise of the schools the creation of the book trade and the invention of universities They performed music produced literature in a variety of genres and languages and patronized art and architecture Indeed this volume argues that they contributed more than any other group to the Twelfth Century Renaissance Yet the secular clergy as a group have received almost no attention from scholars unlike monks nuns or secular nobles In *The Secular Clergy in England 1066 1216* Hugh Thomas aims to correct this deficiency through a major study of the secular clergy below the level of bishop in England from 1066 to 1216

Excommunication in Thirteenth-Century England Felicity Hill, 2022-05-12 Excommunication was the medieval church's most severe sanction used against people at all levels of society It was a spiritual social and legal penalty Excommunication in Thirteenth Century England offers a fresh perspective on

medieval excommunication by taking a multi dimensional approach to discussion of the sanction Using England as a case study Felicity Hill analyzes the intentions behind excommunication how it was perceived and received at both national and local level the effects it had upon individuals and society The study is structured thematically to argue that our understanding of excommunication should be shaped by how it was received within the community as well as the intentions of canon law and clerics Challenging past assumptions about the inefficacy of excommunication Hill argues that the sanction remained a useful weapon for the clerical elite bringing into dialogue a wide range of source material allows effectiveness to be judged within a broader context The complexity of political communication and action are revealed through public conflicting accepted and rejected excommunications Excommunication could be manipulated to great effect in political conflicts and was an important means by which political events were communicated down the social strata of medieval society Through its exploration of excommunication the book reveals much about medieval cursing pastoral care fears about the afterlife social ostracism shame and reputation and mass communication

Disputing Strategies in Medieval Scandinavia ,2013-09-25 In Scandinavia the study of disputes is still a relatively new topic The papers offered here discuss how conflicts were handled in Scandinavian societies in the Middle Ages before the emergence of strong centralized states What strategies did people use to contest power property rights honour and other kinds of material or symbolic assets Seven essays by Scandinavian scholars are supplemented by contributions from Stephen White John Hudson and Gerd Althoff to provide a new baseline for discussing both the strategies pursued in the political game and those used to settle local disputes Using practice and process as key analytical concepts these authors explore formal law and litigation in conjunction with non formal legal proceedings such as out of court mediation rituals emotional posturing and feuding Their insights place the Northern medieval world in a European context of dispute studies With introductory sections on social structure sources materials and the historiography of Scandinavian dispute studies Contributors are Gerd Althoff Catharina Andersson Kim Esmark Lars Ivar Hansen Lars Hermanson John Hudson Au ur G Magn sd ttir Hans Jacob Orning Helle Vogt and Stephen D White

Identity and Insurgency in the Late Middle Ages Linda Clark,2006 The most crucial issues in current research are debated in the latest volume in the series The essays collected here provide fresh insight into a range of important topics across the period They discuss religion both orthodox as revealed by the lives of anchoresses living in Norwich and heretical as practised by lollards living in Coventry politics exploring the motivations of individuals seeking election to parliament and how the way Cade s Rebellion was recorded by contemporaries affected its subsequent perception law whether it may be deduced from manorial court rolls that lawyers were employed by peasants and an examination of the process of peace making in feuds on the Scottish border national ethnic and political identity in the British Isles social ranking and chivalry in particular knighthood in Scotland and verse a consideration of the poem Lydgate addressed to Thomas Chaucer and the occasion of its composition Contributors JACKSON W ARMSTRONG JACQUELYN FERNHOLTZ TONY GOODMAN DAVID

GRUMMITT CAROLE HILL MAUREEN JURKOWSKI JENNI NUTTALL SIMON PAYLING ANDREA RUDDICK KATIE STEVENSON MATTHEW TOMPKINS

Law and Order in Anglo-Saxon England Tom Lambert, 2017-02-23 Law and Order in Anglo Saxon England explores English legal culture and practice across the Anglo Saxon period beginning with the essentially pre Christian laws enshrined in writing by King thelberht of Kent in c 600 and working forward to the Norman Conquest of 1066 It attempts to escape the traditional retrospective assumptions of legal history focused on the late twelfth century Common Law and to establish a new interpretative framework for the subject more sensitive to contemporary cultural assumptions and practical realities The focus of the volume is on the maintenance of order what constituted good order what forms of wrongdoing were threatening to it what roles kings lords communities and individuals were expected to play in maintaining it and how that worked in practice Its core argument is that the Anglo Saxons had a coherent stable and enduring legal order that lacks modern analogies it was neither state like nor stateless and needs to be understood on its own terms rather than as a variant or hybrid of these models Tom Lambert elucidates a distinctively early medieval understanding of the tension between the interests of individuals and communities and a vision of how that tension ought to be managed that strikingly treats strongly libertarian and communitarian features as complementary Potentially violent honour focused feuding was an integral aspect of legitimate legal practice throughout the period but so too was fearsome punishment for forms of wrongdoing judged socially threatening Law and Order in Anglo Saxon England charts the development of kings involvement in law in terms both of their authority to legislate and their ability to influence local practice presenting a picture of increasingly ambitious and effective royal legal innovation that relied more on the cooperation of local communal assemblies than kings sparse and patchy network of administrative officials

Capital and Corporal Punishment in Anglo-Saxon England Jay Paul Gates, Nicole Marafioti, 2014 Anglo Saxon authorities often punished lawbreakers with harsh corporal penalties such as execution mutilation and imprisonment Despite their severity however these penalties were not arbitrary exercises of power Rather they were informed by nuanced philosophies of punishment which sought to resolve conflict keep the peace and enforce Christian morality The ten essays in this volume engage legal literary historical and archaeological evidence to investigate the role of punishment in Anglo Saxon society Three dominant themes emerge in the collection First is the shift from a culture of retributive feud to a system of top down punishment in which penalties were imposed by an authority figure responsible for keeping the peace Second is the use of spectacular punishment to enhance royal standing as Anglo Saxon kings sought to centralize and legitimize their power Third is the intersection of secular punishment and penitential practice as Christian authorities tempered penalties for material crime with concern for the souls of the condemned Together these studies demonstrate that in Anglo Saxon England capital and corporal punishments were considered necessary legitimate and righteous methods of social control Jay Paul Gates is Assistant Professor at John Jay College of Criminal Justice in The City University of New York Nicole Marafioti is Assistant

Professor of History and co director of the Medieval and Renaissance Studies Program at Trinity University in San Antonio Texas Contributors Valerie Allen Jo Buckberry Daniela Fruscione Jay Paul Gates Stefan Jurasinski Nicole Marafioti Daniel O Gorman Lisi Oliver Andrew Rabin Daniel Thomas *The Origin Legends of Early Medieval Britain and Ireland* Lindy Brady,2022-08-04 The inhabitants of early medieval Britain and Ireland shared the knowledge that the region held four peoples and the awareness that they must have originally come from elsewhere The Origin Legends of Early Medieval Britain and Ireland studies these peoples origin stories an important genre that has shaped national identity and collective history from the early medieval period to the present day These multilingual texts share many common features that repay their study as a genre but have previously been isolated as four disparate traditions and used to argue for the long roots of current nationalisms Yet they were not written or read in isolation during the medieval period Individual narratives were in constant development written and rewritten to respond to other texts This book argues that insular origin legends developed together to flesh out the history of the insular region as a whole *Emotion, Violence, Vengeance and Law in the Middle Ages* ,2018-05-01 Contributions to this Festschrift for the renowned American legal and literary scholar William Ian Miller reflect the extraordinary intellectual range of the honorand who is equally at home discussing legal history Icelandic sagas English literature anger and violence and contemporary popular culture Professor Miller s colleagues and former students including distinguished academic lawyers historians and literary scholars from the United States Canada and Europe break important new ground by bringing little known sources to a wider audience and by shedding new light on familiar sources through innovative modes of analysis Contributors are Stuart Airlie Theodore M Andersson Nora Bartlett Robert Bartlett Jordan Corrente Beck Carol J Clover Lauren DesRosiers William Eves John Hudson Elizabeth Papp Kamali Kimberley Joy Knight Simon MacLean M W McHaffie Eva Miller Hans Jacob Orning Jamie Page Susanne Pohl Zucker Amanda Strick Helle Vogt Mark D West and Stephen D White **Introduction to English Legal History** John Baker,2019-03-26 Fully revised and updated this classic text provides the authoritative introduction to the history of the English common law The book traces the development of the principal features of English legal institutions and doctrines from Anglo Saxon times to the present and combined with Baker and Milsom s *Sources of Legal History* offers invaluable insights into the development of the common law of persons obligations and property and also of criminal and public law It is an essential reference point for all lawyers historians and students seeking to understand the evolution of English law over a millennium The book provides an introduction to the main characteristics institutions and doctrines of English law over the longer term particularly the evolution of the common law before the extensive statutory changes and regulatory regimes of the last two centuries It explores how legal change was brought about in the common law and how judges and lawyers managed to square evolution with respect for inherited wisdom **Magna Carta** David Carpenter,2015-01-15 David Carpenter deserves to replace Sir James Holt as the standard authority and an unfailingly readable one too Ferdinand Mount TLS An invaluable new

commentary Jill Leopore New Yorker With a new commentary by David Carpenter No free man shall be seized or imprisoned or stripped of his rights or possessions or outlawed or exiled or deprived of his standing in any other way nor will we proceed with force against him or send others to do so except by the lawful judgment of his equals or by the law of the land Magna Carta forced on King John in 1215 by rebellion is one of the most famous documents in world history It asserts a fundamental principle that the ruler is subject to the law Alongside a new text and translation of the Charter David Carpenter s commentary draws on new discoveries to give an entirely fresh account of Magna Carta s text origins survival and enforcement showing how it quickly gained a central place in English political life It also uses Magna Carta as a lens through which to view thirteenth century society focusing on women and peasants as well as barons and knights The book is a landmark in Magna Carta studies 2015 is the 800th anniversary of Magna Carta s creation an event which will be marked with exhibitions commemorations and debates in all the countries over whose constitutions and legal assumptions the shadow of Magna Carta hangs *Forging the Kingdom* Judith A. Green, 2017-05-27 Between the imperial coronation of Edgar in 973 and the death of Henry II in 1189 English society was transformed This lively and wide ranging study explores social and political change in England across this period and examines the reasons for such developments as well as the many continuities By putting the events of 1066 firmly in the middle of her account Judith Green casts new light on the significance of the Norman Conquest She analyses the changing ways that kings lords and churchmen exercised power especially through the building of massive stone cathedrals and numerous castles and highlights the importance of London as the capital city The book also explores themes such as changes in warfare the decline of slavery and the integration of the North and South West as well as concepts such as state nationalism and patriarchy **Cultures of Conflict Resolution in Early Modern Europe** Stephen Cummins, Laura Kounine, 2017-05-15 Disputes discord and reconciliation were fundamental parts of the fabric of communal living in early modern Europe This edited volume presents essays on the cultural codes of conflict and its resolution in this period under three broad themes peacemaking as practice the nature of mediation and arbitration and the role of criminal law in conflicts Through an exploration of conflict and peacemaking this volume provides innovative accounts of state formation community and religion in the early modern period *The Chivalric Turn* David Crouch, 2019-06-06 The Chivalric Turn examines the medieval obsession with defining and practising superior conduct and the social consequences that followed from it Historians since the seventeenth century have tended to understand medieval conduct through the eyes of the writers of the Enlightenment viewing superior conduct as knightly behaviour and categorising it as chivalry Using for the first time the full range of the considerable twelfth and thirteenth century literature on conduct in the European vernaculars and in Latin The Chivalric Turn describes and defines what superior lay conduct was in European society before chivalry and maps how and why chivalry emerged and redefined superior conduct in the last generation of the twelfth century The emergence of chivalry was only one part of a major social change because it changed

how people understood the concept of nobility which had consequences for the medieval understanding of gender social class violence and the limits of law **Discourses of Anger in the Early Modern Period** Karl A.E. Enenkel, Anita

Traninger, 2015-09-01 Early modern anger is informed by fundamental paradoxes qualified as a sin since the Middle Ages it was still attributed a valuable function in the service of restoring social order at the same time the fight against one's own anger was perceived as exceedingly difficult And while it was seen as essential for the defence of an individual's social position it was at the same time considered a self-destructive force The contributions in this volume converge in the aim of mapping out the discursive networks in which anger featured and how they all generated their own version assessment and semantics of anger These discourses include philosophy and theology poetry medicine law political theory and art

Contributors David M Barbee Maria Berbara Tam's Demeter Jan Frans van Dijkhuizen Betl Dilmac Karl Enenkel Tilman Haug Michael Krewet Johannes F Lehmann John Nassichuk Jan Papy Christian Peters Bernd Roling Paolo Santangelo

Barbara Sasse Tateo Anita Traninger Jakob Willis and Zeynep Yel e Seeking Sanctuary Shannon McSheffrey, 2017-06-23

Seeking Sanctuary explores a curious aspect of premodern English law the right of felons to shelter in a church or ecclesiastical precinct remaining safe from arrest and trial in the king's courts This is the first volume in more than a century to examine sanctuary in England in the fifteenth and sixteenth centuries Looking anew at this subject challenges the prevailing assumptions in the scholarship that this medieval practice had become outmoded and little used by the fifteenth and sixteenth centuries Although for decades after 1400 sanctuary seeking was indeed fairly rare the evidence in the legal records shows the numbers of felons seeing refuge in churches began to climb again in the late fifteenth century and reached its peak in the period between 1525 and 1535 Sanctuary was not so much a medieval practice accidentally surviving into the early modern era as it was an organism that had continued to evolve and adapt to new environments and indeed flourished in its adapted state Sanctuary suited the early Tudor regime it intersected with rapidly developing ideas about jurisdiction and provided a means of mitigating the harsh capital penalties of the English law of felony that was useful not only to felons but also to the crown and the political elite Sanctuary's resurgence after 1480 means we need to rethink how sanctuary worked and to reconsider more broadly the intersections of culture law politics and religion in the years between 1400 and 1550

Vengeance in the Middle Ages Paul R. Hyams, 2016-03-03 This volume aims to balance the traditional literature available on medieval feuding with an exploration of other aspects of vengeance and culture in the Middle Ages A diverse assortment of interdisciplinary essays from scholars in Europe and North America contest or enlarge traditional approaches to and interpretations of vengeance in the Middle Ages Each essay attempts to clarify the multifaceted experience of vengeance within a specific medieval context a particular region a particular text a particular social movement By asking what relationship a distinct factor like authorship or religion has with the concept of vengeance each author points towards the breadth of meanings of medieval vengeance and to the heart of the deeper and broader questions that spur scholarly

interest in the subject Geographically the essays in the volume highlight Western Europe particularly the Anglo Norman world Scotland Ireland Spain and Portugal Thematically the essays are concerned with heroic cultures of vengeance vengeance as a legal and political tool Christian justification and expression of vengeance literature and the distinction between discourse and reality and the emotions of vengeance Methodologically these interdisciplinary studies incorporate tools borrowed from anthropology the study of emotion and modern social and literary theories This volume is aimed at professional scholars and graduate students within the broad field of medieval studies including the subfields of history literature and religious studies and is intended to inspire further research on medieval vengeance However this collection will also prove interesting to non medievalists interested in the history of emotion the justification of human conflict and the concept of feud and its applicability to specific historical periods

Religion, Politics and Society in Britain 1066-1272 Henry Mayr-Harting, 2014-04-04 The period from 1066 to 1272 from the Norman Conquest to the death of Henry III was one of enormous political change in England and of innovation in the Church as a whole Religion Politics and Society 1066 1272 charts the many ways in which a constantly changing religious culture impacted on a social and political system which was itself dominated by clerics from the parish to the kingdom Examining the various ways in which churchmen saw their relation to secular power Henry Mayr Harting introduces many of the great personalities of the time such as Thomas Becket and Robert Grosseteste At the same time he shows how religion itself changed over the course of two centuries in response to changing social conditions how rising population fuelled the economic activities of the monasteries and how parish reform demanded a more educated clergy and by this increased the social prestige of the Church Written by an acknowledged master in the field this magisterial account will be an unmissable read for all students of Norman and Plantagenet England and of the history of the medieval Church as a political social and spiritual force

Staufen and Plantagenets Alheydis Plassmann, Dominik Büschken, 2019-01-21 This volume focuses on phenomena structures and constellations of power and rule in the 12th century from a comparative perspective Comparing England and the Empire is a promising research project because the Staufen and the Plantagenets ruled over more than one kingdom and claimed hegemony Therefore the divergence between legality and the demands of ruling over diverse lordships can be explored The examples of extended royal rule in different constellations treated by international authors show how the practice of power and the structures of rule based on legitimate claims diverge

Magna Carta Katherine F. Drew, 2004-09-30 With the advent of Magna Carta royal power fell under written secular law and individual liberties were codified Representative government common law and key trial rights such as habeas corpus grew out of these landmark documents Magna Carta Magna Carta is the name later given to a document signed by king John of England under pressure from the barons and other notables of England in the summer of 1215 at a meadow called Runnymede which is on the river Thames between London and Windsor This remarkable document resulted from an aristocratic rebellion against the crown sparked by king John s abusive use of his customary

rights as lord of England Though the rebellion began with the barons who benefited most from John s concessions success was ensured by John s alienation of the church and the rising merchant class symbolized by the City of London But remarkable as the original agreement was it acquired its elevated position in the legal and constitutional history of England as much from what men thought it said as from what its provisions actually contained Magna Carta was actually issued several times during the 12th century often with substantial revisions Entangled in dynastic wars at home and in France and carrying on Crusades in the Holy Land English kings required tremendous amounts of money to finance their armies and pay for the increasingly centralized government Unsurprisingly sentiments of rebellion grew stronger and stronger among the landed barons and wealthy merchants as royal demands for their money grew heavier and heavier Thematically oriented chapters help readers differentiate fact from fiction regarding this pivotal charter in the history of human freedom Furthermore the pivotal roles played by the Church of the landed barons and of the emerging merchants in England s towns in extracting the concessions from the crown are discussed in broad yet detailed strokes Chapters on Magna Carta s profound influence on common law and the development of representative government follow Fifteen biographies of key figures like Henry II Pope Innocent III William the Conqueror and Eleanor of Aquitaine enhance the narrative chapters as do the extensive extracts of the Coronation Oath of Henry I Magna Carta of 1215 and 1225 the Charter of the Forest of 1225 and the final Confirmation of the Charters from 1297 Glossary annotated timeline maps bibliography and index are included

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