

ROUTLEDGE REVIVALS

The Mining Law

A Study in Perpetual Motion

John D. Leschy



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Mining Law A Study In Perpetual Motion

**United States. Congress. Senate.
Committee on Energy and Natural
Resources**



Mining Law A Study In Perpetual Motion:

The Mining Law John D. Leshy, 1987 In this highly entertaining as well as profoundly scholarly study of the 1872 Mining Law John Leshy has produced both a legal treatise and a history of the West written from the vantage point of mineral exploration and production The Mining Law illuminates some of the more obscure corners of Western history federal land and resource policy and the relationships among various branches of government in making and carrying out policy For more than a century the mining of hard rock minerals in the United States has been carried out under this law which was written to promote mineral development in the age of the pick and shovel prospector It is the last important survivor of the great laws undergirding the westward expansion The Mining Law has never been changed to reflect modern mining technologies or newer social values that question whether mineral extraction is the best use of the land and its resources From its enactment the Mining Law's inadequacies have given rise to illegal abuse litigation and patchwork regulation by federal agencies and judge made law Leshy explains how the law has survived by a combination of executive and judicial manipulation in the face of legislative paralysis Today as concern mounts about economic efficiency government regulation environmental protection the rebuilding of the nation's industrial base and competing uses of the land and its resources the argument for reform of the law becomes compelling The present law not only obstructs the very mineral development it was designed to promote it may no longer be in the national interest Certainly any future attempts to rewrite or amend the Law will start off with Leshy's exposition and analysis of its origins operation and implementation and his detailed examination of the issues surrounding the law its interpretation by courts and administrative agencies and the attempts to adapt the law to changing conditions and social goals Assessing the prospect for reform in today's political climate he suggests arrangements regarding the law's reform that might be concluded by industry small operators and environmental protection advocates as well as creative measures that might be taken by Congress the president and the courts

The Mining Law John D. Leshy, 2015-09-16 Originally published in 1987 John D Leshy presents this scholarly study of the 1872 Mining Law as a legal treatise and history of mining in the West from the point of view of mineral exploration and production This mining law governed the United States mining practice yet had never been changed The Mining Law attempts to highlight the role of policy and government as well as the more obscure elements of the law which complicated mining practice in the eighties This title will be of interest to students of Environmental Studies and policy makers

Mining Laws of 1872 and 1989 United States. Congress. Senate. Committee on Energy and Natural Resources. Subcommittee on Mineral Resources Development and Production, 1989

Oil Shale Mining Claims Conversion Act United States. Congress. Senate. Committee on Energy and Natural Resources. Subcommittee on Mineral Resources Development and Production, 1988

The Law of Energy Underground Donald N. Zillman, Aileen McHarg, Adrian Bradbrook, Lila Barrera-Hernandez, 2014-03-27 While energy has been extracted from the ground for two centuries recent years have seen

transformative changes to how easy it is to access underground energy resources This book investigates the key challenges and legal consequences of recent developments in the use of the subsurface as a source of energy It provides a comprehensive analysis of the new technologies that have made this possible such as the extraction of unconventional oil and gas resources through horizontal drilling and hydraulic fracturing also known as fracking Further developments include the expanded use of geothermal energy which has the potential to become a major renewable energy source The subsurface can also be utilised for long term disposal or storage of environmentally harmful by products of energy use such as carbon capture and storage CCS and disposal of spent nuclear fuel and other nuclear waste Successful development of these technologies could enhance the use of fossil and nuclear energy by reducing the harm caused by the release of greenhouse gases and harmful radiation The authors bring together a wide variety of expertise and knowledge to examine the legal implications of the development and control of these underground activities They provide an invaluable understanding of the legal frameworks applicable to the extraction of underground energy both at the international level and in a number of important national jurisdictions Importantly the book analyses the different regulatory responses to these developments across five continents and assesses in detail the environmental impact of new energy extraction technologies **The**

Evolution of Resource Property Rights Anthony Scott, 2008-03-27 Individuals rights to use natural resources have long existed This book traces the historical development of these rights and looks at how individuals rights have evolved Each chapter focuses on a single natural resource property right noting the impact of technology the role of the common law courts and the increasing role of government **The Mountains That Remade America** Craig H. Jones, 2020-02-25 From ski towns to national parks fresh fruit to environmental lawsuits the Sierra Nevada has changed the way Americans live Whether and where there was gold to be mined redefined land mineral and water laws Where rain falls and where it doesn't determines whose fruit grows on trees and whose appears on slot machines All this emerges from the geology of the range and how it changed history and in so doing changed the country The Mountains That Remade America combines geology with history to show how the particular forces and conditions that created the Sierra Nevada have effected broad outcomes and influenced daily life in the United States in the past and how they continue to do so today Drawing connections between events in historical geology and contemporary society Craig H Jones makes geological science accessible and shows the vast impact this mountain range has had on the American West *Western Public Lands And Environmental Politics* Charles Davis, 2018-05-04 First Published in 2018 An explanation of changes in US Congress policies that affect the management of rangeland timber energy mineral and wilderness resources in the West of the country The contributors examine policy decisions within the context of political economic and demographic forces **International Mineral Economics** Werner R. Gocht, Half Zantop, Roderick G. Eggert, 2012-12-06 International Mineral Economics provides an integrated overview of the concepts important for mineral exploration mine valuation mineral market analysis and international mineral policies The

treatment is interdisciplinary drawing on the fields of economics geology business and mining engineering Part I Economic Geology and Mineral Development examines the technical concepts important for understanding the geology of ore deposits the methods of exploration and deposit evaluation and the activities of mining and mineral processing Part II Mineral Economics focuses on the economic and related concepts important for understanding mineral development the evaluation of exploration and mining projects and mineral markets and market models Finally Part III International Mineral Policies reviews and traces the historical development of the policies of international organizations the industrialized countries and the developing countries

Finders Keepers? Terence Daintith, 2010 First Published in 2010 Routledge is an imprint of Taylor Francis an informa company

Copper for America Charles K. Hyde, 2016-03-04 This comprehensive history of copper mining tells the full story of the industry that produces one of America's most important metals The first inclusive account of U S copper in one volume Copper for America relates the discovery and development of America's major copper producing areas the eastern United States Tennessee Michigan Montana Arizona New Mexico Nevada Utah and Alaska from colonial times to the present Starting with the predominance of New England and the Middle Atlantic states in the early nineteenth century Copper for America traces the industry's migration to Michigan in mid century and to Montana Arizona and other western states in the late nineteenth century The book also examines the U S copper industry's decline in the twentieth century studying the effects of strong competition from foreign copper industries and unforeseen changes in the national and global copper markets An extensively documented chronicle of the rise and fall of individual mines companies and regions Copper for America will prove an essential resource for economic and business historians historians of technology and mining and western historians

Westward Expansion Ray Allen Billington, Martin Ridge, 2001-08 Sets out the remarkable story of the American frontier which became almost from the beginning an archetypal narrative of the new American nation's successful expansion

Mining Law Reform United States. Congress. Senate. Committee on Energy and Natural Resources, 2009

The Evolution of Natural Resources Law and Policy Lawrence J. MacDonnell, Sarah F. Bates, 2010 Natural resources law is a dynamic field of practice with a rich history that reaches back several centuries The authors look at current challenges and offer ideas about the future while demonstrating that the federal government's role continues to be a complex one as markets and private actors become more visible participants in the current policy arena

Part I provides foundational analyses of the law while the second part reviews thematic issues in the area

To Live or Die in Arizona Elizabeth Bruening Lewis, 2012-03-19 A wholly unexpected medical diagnosis tells Abby Taylor that her life the somewhat lonely yet satisfying life of a single 40 something professor of Old English at Vassar College can never be the same Attractive well liked highly esteemed in her field Abby has always stood up determinately to the buffets of fate But now she finds herself runningrunning both from the past with its personal tragedies and from the disease that threatens her future with failing kidneys and impending dialysis She runs as the deer from the mountain lion or the elk from the hunter a blind

reaction triggered by the instinct for survival However a person can run just so long and Flagstaff Arizona seems to Abby like as good a place as any to live for the summer An intriguing man and a darling corgi dog add to the appeal A great climate breathtaking scenery and hardly the crime capital of northern Arizona as Abby reassures her sister Or is it A stolen classic Alfa Romeo ominous doings in the forest eco warriors on the loose and ultimately the death of a close friend suggest otherwise From the moment of diagnosis Abby has known that she would have to fight to maintain her sense of self in the face of the major life changes demanded by her disease but will she also have to fight for life itself Will she live or die in Arizona

Our Common Ground John D. Leshy, 2022-02-08 The little known story of how the U S government came to hold nearly one third of the nation's land and manage it primarily for recreation education and conservation A much needed chronicle of how the American people decided wisely and democratically that nearly a third of the nation's land surface should remain in our collective ownership and be managed for our common good Dayton Duncan author of The National Parks America's Best Idea America's public lands include more than 600 million acres of forests plains mountains wetlands deserts and shorelines In this book John Leshy a leading expert in public lands policy discusses the key political decisions that led to this beginning at the very founding of the nation He traces the emergence of a bipartisan political consensus in favor of the national government holding these vast land areas primarily for recreation education and conservation of biodiversity and cultural resources That consensus remains strong and continues to shape American identity Such a success story of the political system is a bright spot in an era of cynicism about government This book is essential reading for anyone who cares about public lands and it is particularly timely as the world grapples with the challenges of climate change and biodiversity loss

Regulation and Economic Analysis R.L. Gordon, 2013-03-09 Regulation and Economic Analysis A Critique Over Two Centuries argues that long experience with the practice of regulation creates a broad anti intervention consensus among economists This consensus is based on comparison of real intervention to real markets rather than an ideological preconception It is shown that economic theory can support all possible positions on intervention Much theory is too abstract to support any policy position many arguments about how intervention might help contain qualifications expressing doubts about whether the potential can be realized many theories illustrate the drawbacks of intervention The vast literature on these issues concentrates either on specific cases or polemics that exaggerate both sides of the argument Regulation and Economic Analysis seeks to show the depth of the discontent develop interpretations of economic theory that follow from skepticism about statism and provide selected illustrations The discussion begins with examination of general equilibrium theory and proceeds to discuss market failure with stress on monopoly and particularly what is deemed excessive concern with predatory behavior International trade issues transaction costs property rights economic theories of government the role of special institutions such as contracts the defects of macroeconomic and equity arguments for regulating individual markets environmental economics and the defects of public land management policies

are examined The American West at Risk Howard G. Wilshire, Jane E. Nielson, Richard W. Hazlett, 2008-06-05 The American West at Risk summarizes the dominant human generated environmental challenges facing the 11 contiguous arid western United States The importance of this story is that protecting lands and soil also protects air and water quality and water supplies which are critical support for our lives and our health *Crisis of the Wasteful Nation* Ian Tyrrell, 2015-01-19 Long before people were going green and toting reusable bags the Progressive generation of the early 1900s was calling for the conservation of resources sustainable foresting practices and restrictions on hunting Industrial commodities such as wood water soil coal and oil as well as improvements in human health and the protection of nature in an aesthetic sense were collectively seen for the first time as central to the country's economic well being moral integrity and international power One of the key drivers in the rise of the conservation movement was Theodore Roosevelt who even as he slaughtered animals as a hunter fought to protect the country's natural resources In *Crisis of the Wasteful Nation* Ian Tyrrell gives us a cohesive picture of Roosevelt's engagement with the natural world along with a compelling portrait of how Americans used, wasted and worried about natural resources in a time of burgeoning empire Countering traditional narratives that cast conservation as a purely domestic issue Tyrrell shows that the movement had global significance playing a key role in domestic security and in defining American interests around the world Tyrrell goes beyond Roosevelt to encompass other conservation advocates and policy makers particularly those engaged with shaping the nation's economic and social policies policies built on an understanding of the importance of crucial natural resources *Crisis of the Wasteful Nation* is a sweeping transnational work that blends environmental economic and imperial history into a cohesive tale of America's fraught relationships with raw materials other countries and the animal kingdom **Constructing Culture and Power in Latin America** Daniel H. Levine, 1993 A notable collection of complementary essays largely culled from the pages of *Comparative studies in society and history* examine the ways in which power exerted by capital markets peasants women elites and States and culture expressed in official policy institutions and communal life h

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