

NEW!

Slavery in America and the World: History, Culture & Law

Paul Finkelman, General Editor



INCLUDES MORE THAN 1,000 BOOKS AND PAMPHLETS!

This HeinOnline collection brings together, for the first time, all essential legal materials on slavery in the United States and the English-speaking world. This includes every statute passed by every colony and state on slavery, every federal statute dealing with slavery, and all reported state and federal cases on slavery. Our cases go into the 20th century, because long after slavery was ended, there were still court cases based on issues emanating from it. To give one example, as late as 1901 Chief Justice Oliver Wendell Holmes, Jr. of the Massachusetts Supreme Judicial Court had to decide if a man, both of whose parents had been slaves, could be the legitimate heir of his father, because under southern law, slaves could never be legally married.

The library has hundreds of pamphlets and books written about slavery—defending it, attacking it or simply analyzing it, including an expansive slavery collection of mostly pre-Civil War materials from the Buffalo Erie County Public Library. The cooperation of this institution was central to developing this collection. We have also gathered every English-language legal commentary on slavery published before 1920, which includes many essays and articles in obscure, hard-to-find journals in the United States and elsewhere. We have provided more than 1,000 books and pamphlets on slavery from the 18th and 19th centuries. We have also included many modern histories of slavery. Within this library is a section containing all modern law review articles on the subject. This library will continue to grow, not only from new scholarship but also from historical material that we will continue to locate and add to the collection.

-Paul Finkelman, General Editor

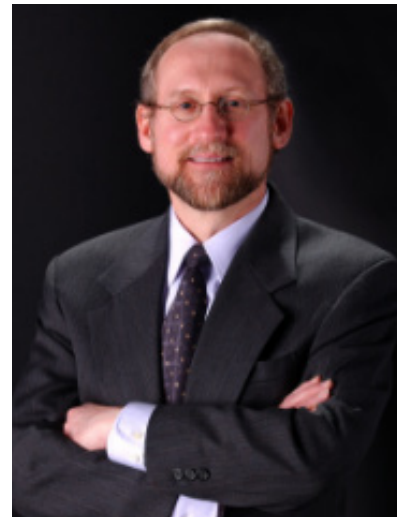
Slavery in America and the World: History, Culture & Law

About the Editor

Paul Finkelman is a specialist in American legal history, constitutional law, and race and the law. He is the author of more than 200 scholarly articles and 40 books, and his pieces have appeared in the *New York Times*, the *Washington Post*, *USA Today*, and on *Huffington Post*. His book, *Slavery in the Courtroom*, received the Joseph L. Andrews Award from the American Association of Law Libraries in 1986.

He is an expert in topics such as constitutional history and constitutional law, the legal history of slavery, civil liberties, freedom of religion, the law of slavery civil liberties, and has written extensively on Thomas Jefferson and Abraham Lincoln.

Finkelman has been cited by the Supreme Court for his scholarship on racial equality and affirmative action, religious monuments in public spaces, public prayer and the Second Amendment, and he appeared as the chief expert witness in the Alabama Ten Commandments monument Case and the law suit over the ownership of Barry Bonds' 73rd home run ball.



A Special Note from the Editor

In 1974 I began a doctoral dissertation on slavery and law. I spent months sitting in the University of Chicago Law Library looking at volumes of printed reports, trying to find every slave case decided by a northern court (there were hundreds and hundreds of them). I searched for obscure statutes from the 18th and early 19th centuries. I looked for law review articles in such long-forgotten journals as the *Monthly Law Reporter* and the *Western Legal Observer*. If only **Slavery in America and the World: History, Culture & Law** had existed then! I would still have had to read and analyze everything. I would have had to frame my search questions carefully. But my search for source materials would have taken months instead of nearly two years. With this library, future scholars can spend more time reading and analyzing the sources, and much less time looking for them.

-Paul Finkelman, General Editor

Special Thank You

We would like to send a special thank you to the Buffalo & Erie County Public Library for its significant contribution to the content of **Slavery in America and the World: History, Culture & Law**.

Buffalo & Erie County Public Library Publications



More than 650 titles in this collection came from the Buffalo & Erie County Public Library.

Titles include:

- Appeal from the Judgments of Great Britain respecting the United States of America (1819)
- Documentary History of Slavery in the United States (1851)
- Free Speech (1861)
- History of Abraham Lincoln, and the Overthrow of Slavery (1866)
- Lincoln, the Constitutional Lawyer (1932)
- Political History of Secession to the Beginning of the American Civil War (1914)
- Slavery and Anti-Slavery; a History of the Great Struggle in Both Hemispheres; with a View of the Slavery Question in the United States (1852)
- And more!



Importance of the collection:

For the last half century, scholars in the United States and elsewhere have focused enormous attention on the impact of slavery on the development of the modern world. Scholars in many disciplines agree that, to a greater or lesser extent, the modern industrial economy was in part (some would say in large part) a result of the system of Atlantic slavery that began in the 1450s and ended in the 1880s. Historians have of course long been interested in slavery. But today slavery scholars are found in law schools, business schools, public policy schools, and medical schools. In universities we find slavery scholars (and courses on slavery) in various departments including economics, political science, literature, sociology, anthropology, fine arts, art history, and archeology. Movies, television programs, best-selling novels, and museum exhibits illustrate how slavery has become a fixture in American popular culture. Universities have sponsored scholarly investigations into whether their history was tied to human bondage. Slavery comes up in political debate over issues of flying the Confederate flag, building monuments, and reparations.

Slavery in America and the World: History, Culture & Law

What's Included:

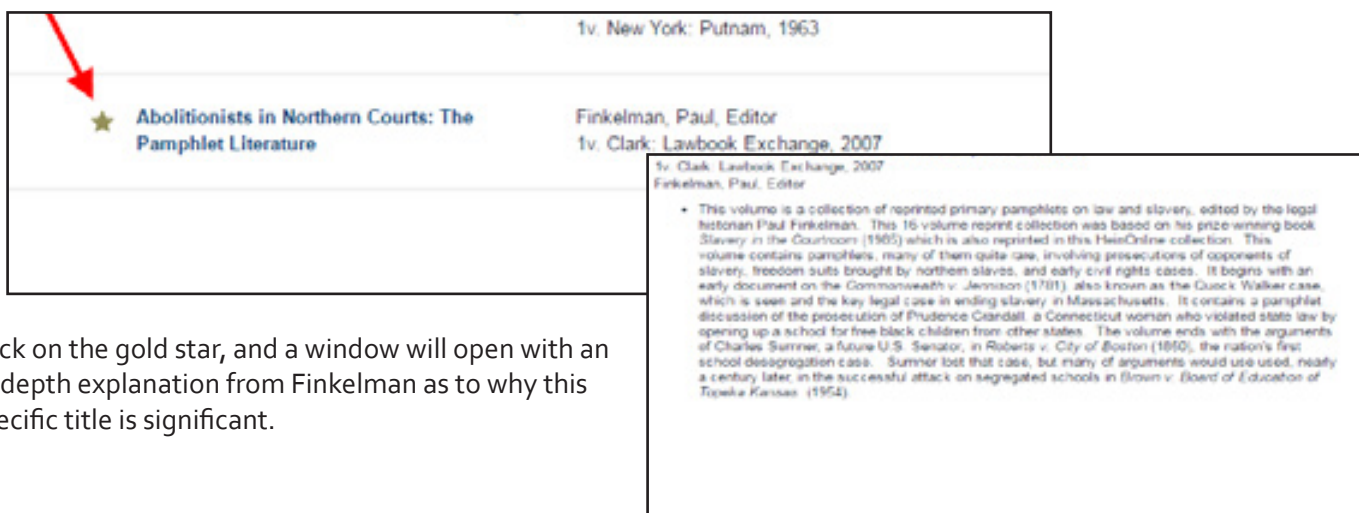
1. Editor's Picks & Featured Titles
2. Quick Finder Tool
3. Customized Browse & Search Options
4. UNC Press Publications

FEATURES OF THE COLLECTION:

Editor's Picks

While browsing **Slavery in America and the World: History, Culture & Law**, you'll notice gold stars next to some of the titles. We call them "Editor's Picks." Paul Finkelman, the general editor, has chosen what he thinks are the most important titles to be found in this collection.

**HUNDREDS
OF BOOKS
STILL IN
PRODUCTION**



1v. New York: Putnam, 1963

★ Abolitionists in Northern Courts: The Pamphlet Literature

Finkelman, Paul, Editor
1v. Clark: Lawbook Exchange, 2007

1v. Clark: Lawbook Exchange, 2007
Finkelman, Paul, Editor

- This volume is a collection of reprinted primary pamphlets on law and slavery, edited by the legal historian Paul Finkelman. This 16-volume reprint collection was based on his prize-winning book *Slavery in the Courtroom* (1965) which is also reprinted in this HeinOnline collection. This volume contains pamphlets, many of them quite rare, involving prosecutions of opponents of slavery, freedom suits brought by northern slaves, and early civil rights cases. It begins with an early document on the Commonwealth v. Jennison (1781), also known as the Quock Walker case, which is seen as the key legal case in ending slavery in Massachusetts. It contains a pamphlet discussion of the prosecution of Prudence Crandall, a Connecticut woman who violated state law by opening up a school for free black children from other states. The volume ends with the arguments of Charles Sumner, a future U.S. Senator, in *Roberts v. City of Boston* (1850), the nation's first school desegregation case. Sumner lost that case, but many of arguments would use used, nearly a century later, in the successful attack on segregated schools in *Brown v. Board of Education of Topeka Kansas* (1954).

Click on the gold star, and a window will open with an in-depth explanation from Finkelman as to why this specific title is significant.

Some Editor's Picks:

- Address on Secession: Delivered in South Carolina in the Year 1851
- Appeal in Favor of That Class of Americans Called Africans
- Black Code of the District of Columbia, in Force September 1st, 1848
- The Constitution: A Pro-Slavery Compact: Selections from the Madison Papers, &c.
- Extracts from the American Slave Code
- Historical Sketch of Slavery from the Earliest Periods
- Judicial Cases Concerning American Slavery and the Negro
- Recollections of a Busy Life: Including Reminiscences of American Politics and Politicians, From the opening of the Missouri Contest to the Downfall of Slavery
- Slavery in the Courtroom: An Annotated Bibliography of American Cases
- Some Recollections of Our Antislavery Conflict
- Uncle Tom's Cabin; or, Life among the Lowly
- Unconstitutionality of Slavery
- Virginia Colonial Decisions

Featured Titles:

Judicial Cases Concerning American Slavery and the Negro

Edited by: Helen Tunnicliff Catterall & James J. Hayden

This title links to more than 4,500 cases!

The history of American slavery is one of the most important chapters in the chronicle of the United States. It was an institution that for two centuries formed a principal basis of economic and social life throughout large parts of the country. It is however perceived that this chapter of American history is very insufficiently documented. The reports found in this title seek to describe any instance or complication or situation that could arise from the institution of slavery in a country such as the United States.



Slavery, Race and the American Legal System 1700-1872

By: Paul Finkelman

The sixteen volumes of this title are divided into seven separate series and aim to illuminate how the legal system supported slavery. Each series deals with a particular legal issue connected to slavery. Some raise major constitutional issues; others illustrate the day-to-day nature of slavery and the law. The materials include the only known reports of some cases, lawyers arguments in others, and pamphlet editions of judicial opinions. They illustrate the way both supporters and opponents of slavery use the legal system-and print media-to support their position. Overall the materials help provide a better understanding of the intersection between bondage and liberty, between law and slavery.



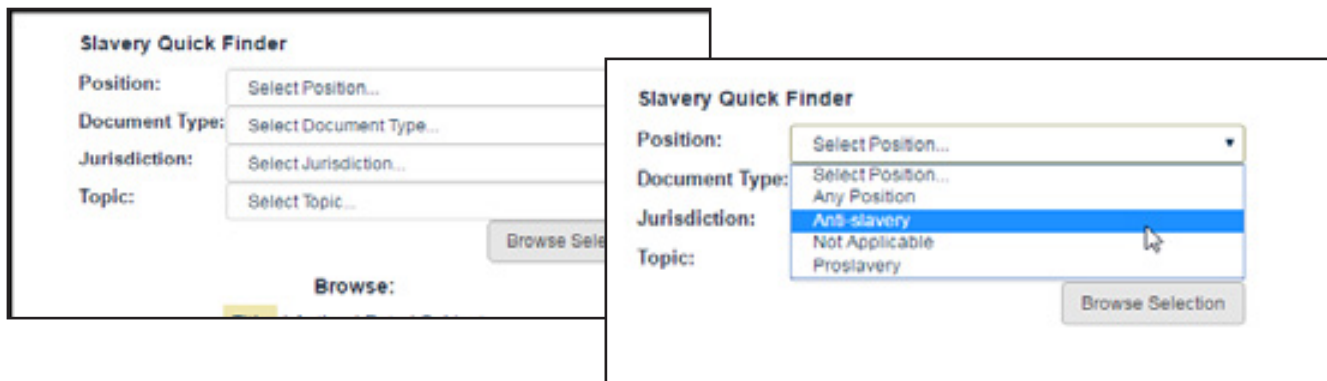
More featured titles:

- Alton Trials: of Winthrop S. Gilman, Who was Indicted with Enoch Long... [et al.] for the Crime of Riot... Written out from Notes of the Trial, Taken at the Time by a Member of the Bar of the Alton Municipal Court: also, the Trial of John Solomon... [et al.] Indicted... for a Riot Committed in Alton... (1838)
- American Slave Code in Theory and Practice; Its Distinctive Features Shown by Its Statutes, Judicial Decisions, & Illustrative Facts (1853)
- Fettered Freedom: Civil Liberties and the Slavery Controversy, 1830-1860 (1949)
- Imperfect Union: Slavery, Federalism, and Comity (1981)
- Missouri's Jubilee: Speech of Thomas C. Fletcher, Governor of Missouri, Delivered in the State Capitol on the Occasion of the Reception by the Legislature of the News of the Passage of the Convention Ordinance Abolishing Slavery in Missouri (1865)
- Reclamation of Fugitives from Service: An Argument for the Defendant, Submitted to the Supreme Court of the United States, at the December Term, 1846 in the Case of Wharton Jones vs. John Vanzandt (1847)
- Wells' National Hand-Book: Embracing Numerous Invaluable Documents Connected with the Political History of America (1856)
- And more!

Slavery in America and the World: History, Culture & Law

Slavery Quick Finder Tool

Our editorial staff carefully reviewed all titles selected for this collection and assigned each one a position on slavery, document type, jurisdiction, and topic. Use the Slavery Quick Finder tool to search for titles based on this specific criteria.



Browsing and Search options found in the Slavery Quick Finder Tool:

Position:

- Any Position
- Anti-slavery
- Proslavery
- Not Applicable

Jurisdiction:

- British Empire - Non GB
- Europe
- Great Britain
- North America
- South America
- United States
- United States - Northern
- United States - Southern
- World

Document Type:

- Bibliographies/Catalogs
- Biography
- Book Reviews
- Cases and Trials
- Debates
- Histories of Slavery (1890-1945)
- Histories of Slavery (post WWII)
- Histories of Slavery (pre-1890)
- Legal Documents - Cases
- Legal Documents - Constitutions
- Legal Documents - Government Reports
- Legal Documents - Statutes
- Letters
- Literature/Novels
- Newspaper/Periodical
- Pamphlets
- Poems & Songs
- Proceedings of Conferences and Conventions
- Reminiscences & Autobiographies
- Reports of Organizations
- Sermons
- Slave Narratives
- Speeches
- Travelers Observations of Slavery
- Treatises

Topics include:

- 4th of July
- Abolition of Slavery and Emancipation
- Abolitionist Movements and Anti-Slavery
- Abraham Lincoln
- African Slave Trade (AST)
- Black Authors
- Civil War
- Colonization
- Fugitive Slave Act
- John Brown
- Missouri Compromise
- Politics and Law
- Race
- Religion
- Secession
- Slave Trade - U.S. Domestic
- Southern Opposition to Slavery
- U.S. Constitution
- Underground railroad

Categorizations in the Collection

You can browse the material by Periodicals, Slavery Statutes, Bibliography, Judicial Cases, UNC Press Publications and Scholarly Articles & Other Relevant Documents.



Periodicals

Browse more than 15 periodicals that encompass various topics related to Slavery and the Law and include:

- African Observer: A Monthly Journal, Containing Essays and Documents Illustrative of the General Character, and Moral and Political Effects, of Negro Slavery
- American Anti-Slavery Almanac
- Quarterly Anti-Slavery Magazine
- Slave's Friend
- And more!

Slavery Statutes

Sorted by state, and including the United States as a whole, this section includes slavery acts back to the 1600's. In the future this will include all of the free states as well. States include:

- Alabama
- Arkansas
- Delaware
- Florida
- Georgia
- Kentucky
- Louisiana
- Maryland
- Missouri
- Mississippi
- North Carolina
- South Carolina
- Tennessee
- Texas
- Virginia

Bibliography

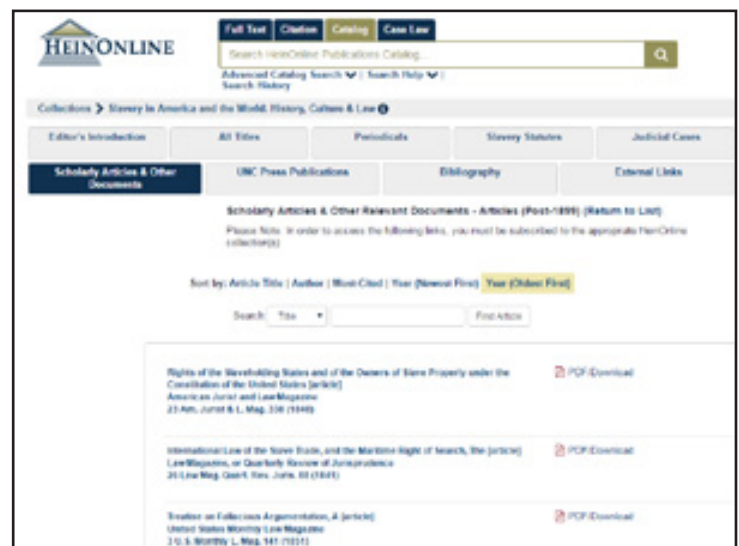
Includes more than 500 select titles of importance to slavery and the law research. Each entry includes links to resources for finding the titles in your organization or a nearby library.

Judicial Cases

This subcollection includes *Judicial Cases concerning American Slavery and the Negro (1926-1937)* as well as all slavery cases from 1800-1879 derived from *Federal Cases Comprising Cases Argued and Determined in the Circuit and District Courts of the United States from the Earliest Times to the Beginning of the Federal Reporter, Arranged Alphabetically by the Titles of the Cases, and Numbered Consecutively (1894-1897)*. Also includes U.S. Supreme Court Slavery Cases from 1786 to 1880.

Scholarly Articles & Other Relevant Documents

This section includes articles, book reviews, cases, judges, law and statutes, and more. You can also find links to these documents when found throughout HeinOnline related to slavery.



Slavery in America and the World: History, Culture & Law

UNC Press Publications

Slavery in America and the World: History, Culture & Law features more than 50 publications from the University of North Carolina Press's slavery collection.

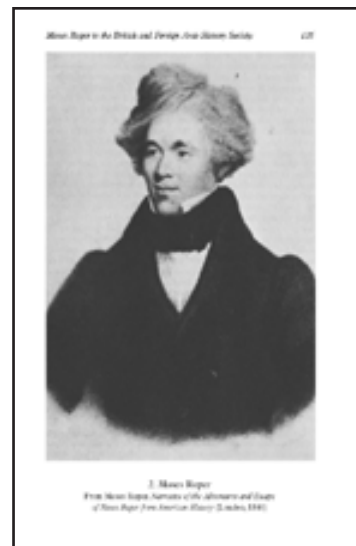
Includes:

Black Abolitionist Papers

Edited by: C. Peter Ripley et al.

The Black Abolitionist Papers Project began in 1976 with the mission to collection and publish the documentary record of black Americans involved in the movement to end slavery in the United States from 1830 to 1865. The project was conceived from an understanding that broad spans of Afro-American history have eluded scholarly attention because the necessary research materials are not readily available. Many personal papers, business records, newspapers, and other documentary sources simply have not survived. Materials that have endured are often inaccessible to scholars and an interested public because they have not been systematically identified and collected.

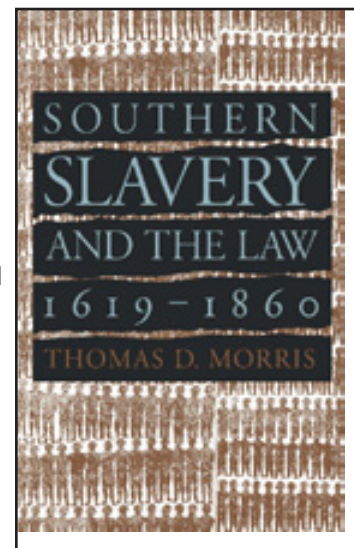
The first steps of the Project were to identify, locate and microfilm 14,000 documents. Then, about 10% of the total titles were reproduced in the five-volume print set, along with written history, to tell the ambitious history of a generation of black Americans and their involvement in an international reform movement that spanned thirty-five years in the United States, the British Isles, and Canada. The written history - the volume introduction, the headnotes that precede each document, and the document footnotes - helps provide a more complete rendition by highlighting these representative documents' key elements and themes.



Southern Slavery and the Law, 1619-1860

By: Thomas D. Morris

This volume is the first comprehensive history of the evolving relationship between American slavery and the law from colonial times to the Civil War. As Thomas Morris clearly shows, racial slavery came to the English colonies as an institution without strict legal definitions or guidelines. Specifically, he demonstrates that there was no coherent body of law that dealt solely with slaves. Instead, more general legal rules concerning inheritance, mortgages, and transfers of property coexisted with laws pertaining only to slaves. According to Morris, southern lawmakers and judges struggled to reconcile a social order based on slavery with existing English common law (or, in Louisiana, with continental civil law.) Because much was left to local interpretation, laws varied between and even within states. In addition, legal doctrine often differed from local practice. And, as Morris reveals, in the decades leading up to the Civil War, tensions mounted between the legal culture of racial slavery and the competing demands of capitalism and evangelical Christianity.



For more information about this collection, please contact your sales representative, or contact our Marketing department at marketing@wshein.com or 800-828-7571.

To Register: <http://home.heinonline.org/access-registration/>



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