

# **Gender Remade**

**Citizenship, Suffrage, and  
Public Power in the New Northwest,  
1879–1912**

Sandra F. VanBurkleo



# Gender Remade Citizenship Northwest Historical

**Robert Daniel Rubin**



## **Gender Remade Citizenship Northwest Historical:**

*Gender Remade* Sandra F. VanBurkleo, 2015-12-18 *Gender Remade* explores a little known experiment in gender equality in Washington Territory in the 1870s and 1880s Building on path breaking innovations in marital and civil equality lawmakers extended a long list of political rights and obligations to both men and women including the right to serve on juries and hold public office As the territory moved toward statehood however jury duty and constitutional co sovereignty proved to be particularly controversial in the end modernization and national integration brought disastrous losses for women until 1910 when political rights were partially restored Losses to women s sovereignty were profound and enduring a finding that points not to rights and powers but to constitutionalism and the power of social practice as Americans struggled to establish gender equality *Gender Remade* is a significant contribution to the understudied legal history of the American West especially the role that legal culture played in transitioning from territory to statehood **A Companion to American**

**Women's History** Nancy A. Hewitt, Anne M. Valk, 2020-10-21 The most important collection of essays on American Women s History This collection incorporates the most influential and groundbreaking scholarship in the area of American women s history featuring twenty three original essays on critical themes and topics It assesses the past thirty years of scholarship capturing the ways that women s historians confront issues of race class gender and sexuality This second edition updates essays related to Indigenous women slavery the American Revolution Civil War the West activism labor popular culture civil rights and feminism It also includes a discussion of laws capitalism gender identity and transgender experience welfare reproductive politics oral history as well as an exploration of the perspectives of free Blacks and migrants and refugees Spanning from the 15th through the 21st centuries chapters show how historians of women gender and sexuality have challenged established chronologies and advanced new understandings of America s political economic intellectual and social history This edition also features a new essay on the history of women s suffrage to coincide with the 100th anniversary of passage of the 19th Amendment as well as a new article that carries issues of women gender and sexuality into the 21st century Includes twenty three original essays by leading scholars in American women s gender and sexuality history Highlights the most recent scholarship on the key debates and future directions of this popular and contemporary field Substantially updates the first edition with new authors and topics that represent the expanding fields of women gender and sexuality Engages issues of race ethnicity region and class as they shape and are shaped by women s and gender history Covers the breadth of American Women s history including Native women colonial law and religion slavery and freedom women s activism work and welfare culture and capitalism the state feminism digital and oral history and more *A Companion to American Women s History Second Edition* is an ideal book for advanced undergraduates and graduate students studying American U S women s history history of gender and sexuality and African American women s history It will also appeal to scholars of these areas at all levels as well as public historians working in museums archives and historic sites **Thomas**

**Jefferson, Legal History, and the Art of Recollection** Matthew Crow, 2017-03-17 Through his discussion of Thomas Jefferson historian Matthew Crow offers a new perspective on constitutional transformation in early American history

**Before Dred Scott** Anne Twitty, 2016-10-31 Before Dred Scott draws on the freedom suits filed in the St Louis Circuit Court to construct a groundbreaking history of slavery and legal culture within the American Confluence a vast region where the Ohio Mississippi and Missouri Rivers converge Formally divided between slave and free territories and states the American Confluence was nevertheless a site where the borders between slavery and freedom like the borders within the region itself were fluid Such ambiguity produced a radical indeterminacy of status which in turn gave rise to a distinctive legal culture made manifest by the prosecution of hundreds of freedom suits including the case that ultimately culminated in the landmark United States Supreme Court decision in Dred Scott vs Sandford Challenging dominant trends in legal history Before Dred Scott argues that this distinctive legal culture above all was defined by ordinary people s remarkable understanding of and appreciation for formal law

**Slavery and Sacred Texts** Jordan T. Watkins, 2021-07-01 In the decades before the Civil War Americans appealed to the nation s sacred religious and legal texts the Bible and the Constitution to address the slavery crisis The ensuing political debates over slavery deepened interpreters emphasis on historical readings of the sacred texts and in turn these readings began to highlight the unbridgeable historical distances that separated nineteenth century Americans from biblical and founding pasts While many Americans continued to adhere to a belief in the Bible s timeless teachings and the Constitution s enduring principles some antislavery readers including Theodore Parker Frederick Douglass and Abraham Lincoln used historical distance to reinterpret and use the sacred texts as antislavery documents By using the debate over American slavery as a case study Jordan T Watkins traces the development of American historical consciousness in antebellum America showing how a growing emphasis on historical readings of the Bible and the Constitution gave rise to a sense of historical distance

*Disparate Regimes* Brendan A. Shanahan, 2025 Historians have well described how US immigration policy increasingly fell under the purview of federal law and national politics in the mid to late nineteenth century It is far less understood that the rights of noncitizen immigrants in the country remained primarily contested in the realms of state politics and law until the mid to late twentieth century Such state level political debates often centered on whether noncitizen immigrants should vote count as part of the polity for the purposes of state legislative representation work in public and publicly funded employment or obtain professional licensure Enacted state alienage laws were rarely self executing and immigrants and their allies regularly challenged nativist restrictions in court on the job by appealing to lawmakers and the public and even via diplomacy Battles over the passage implementation and constitutionality of such policies at times aligned with and sometimes clashed against contemporaneous efforts to expand rights to marginalized Americans particularly US born women Often considered separately or treated as topics of marginal importance *Disparate Regimes* underscores the centrality of nativist state politics and alienage policies to the history of

American immigration and citizenship from the late nineteenth to the mid twentieth centuries It argues that the proliferation of these debates and laws produced veritable disparate regimes of citizenship rights in the American political economy on a state by state basis It further illustrates how nativist state politics and alienage policies helped to invent and concretize the idea that citizenship rights meant citizen only rights in law practice and popular perception in the United States *The Jurisprudence of Style* Justin Desautels-Stein,2018-02-22 Offers a structuralist critique of the relationship between pragmatism and liberalism in American legal thought **Judicial Review and American Conservatism** Robert Daniel Rubin,2017-03-20 The Christian Right of the 1980s forged its political identity largely in response to what it perceived as liberal judicial activism Robert Daniel Rubin tells this story as it played out in Mobile Alabama There a community conflict pitted a group of conservative evangelicals a sympathetic federal judge and a handful of conservative intellectuals against a religious agnostic opposed to prayer in schools and a school system accused of promoting a religion called secular humanism The twists in the Mobile conflict speak to the changes and continuities that marked the relationship of 1980s religious conservatism to democracy the courts and the Constitution By alternately focusing its gaze on the local conflict and related events in Washington DC this book weaves a captivating narrative Historians political scientists and constitutional lawyers will find in Rubin s study a challenging new perspective on the history of the Christian Right in the United States

**Owning Ideas** Oren Bracha,2016-12 This book examines the development of the concept of intellectual property in the United States during the nineteenth century **The Foundations of the Modern Philippine State** Leia Castañeda Anastacio,2016-08-22 The US occupation of the Philippine Islands in 1898 began a foundational period of the modern Philippine state With the adoption of the 1935 Philippine Constitution the legal conventions for ultimate independence were in place In this time American officials and their Filipino elite collaborators established a representative progressive yet limited colonial government that would modernize the Philippine Islands through colonial democracy and developmental capitalism Examining constitutional discourse in American and Philippine government records academic literature newspaper and personal accounts *The Foundations of the Modern Philippine State* concludes that the promise of America s liberal empire was negated by the imperative of insulating American authority from Filipino political demands Premised on Filipino incapacity the colonial constitution weakened the safeguards that shielded liberty from power and unleashed liberalism s latent tyrannical potential in the name of civilization This forged a constitutional despotism that haunts the Islands to this day **Conjugal Misconduct** William Kuby,2018-03 Examines the experiences of couples in controversial unions and the legal and cultural backlash against contested marital arrangements in twentieth century America Will appeal to readers studying marriage law gender sexuality class and race in the US and those seeking historical insight into the recent debates over the definition of marriage **The Forgotten Emancipator** Rebecca E. Zietlow,2018 Zietlow explores the ideological origins of Reconstruction and the constitutional changes in this era through the life of James Mitchell Ashley

**The Constitutional Origins of the American Civil War** Michael F. Conlin, 2019-07-18 Demonstrates the crucial role that the Constitution played in the coming of the Civil War

**Injury Impoverished** Nate Holdren, 2020-04-09 Combining archival research critical theory and gender and disability analysis Nate Holdren argues that Progressive Era reform to employee injury law created new employment discrimination against disabled people and a new injury culture that treated employees and their injuries instrumentally

Pierson v. Post, The Hunt for the Fox Angela Fernandez, 2018-09-27 The 1805 New York foxhunting case Pierson v Post has long been used in American property law classrooms to introduce law students to the concept of first possession by asking how one establishes possession of a wild animal In this book Angela Fernandez retells the history of the famous fox case from its origins as a squabble between two wealthy young men on the South Fork of Long Island through its appeal to the New York Supreme Court and entry into legal treatises law school casebooks and law journal articles where it still occupies a central place Fernandez argues that the dissent is best understood as an example of legal solemn foolery Yet it has been treated by legal professionals the lawyers of its day and subsequent legal academics in such a serious way demonstrating how the solemn and the silly can occupy two sides of the same coin in American legal history

**The Deviant Prison** Ashley T. Rubin, 2021-02-04 Early nineteenth century American prisons followed one of two dominant models the Auburn system in which prisoners performed factory style labor by day and were placed in solitary confinement at night and the Pennsylvania system where prisoners faced 24 hour solitary confinement for the duration of their sentences By the close of the Civil War the majority of prisons in the United States had adopted the Auburn system the only exception was Philadelphia s Eastern State Penitentiary making it the subject of much criticism and a fascinating outlier Using the Eastern State Penitentiary as a case study The Deviant Prison brings to light anxieties and other challenges of nineteenth century prison administration that helped embed our prison system as we know it today Drawing on organizational theory and providing a rich account of prison life the institution and key actors Ashley T Rubin examines why Eastern s administrators clung to what was increasingly viewed as an outdated and inhuman model of prison and what their commitment tells us about penal reform in an era when prisons were still new and carefully scrutinized

**Oliver Wendell Holmes** Catharine Pierce Wells, 2020-01-02 Challenges much of the conventional wisdom about Holmes exploring his identity through his nineteenth century social and intellectual context

*The Turn to Process* Kunal M. Parker, 2023-11-16 In The Turn to Process Kunal M Parker explores the massive reorientation of American legal political and economic thinking between 1870 and 1970 Over this period American conceptions of law democracy and markets went from being oriented around truths ends and foundations to being oriented around methods processes and techniques No longer viewed as founded in justice and morality law became a way of doing things centered around legal procedure Shedding its foundations in the people democracy became a technique of governance consisting of an endless process of interacting groups Liberating themselves from the truths of labor markets and market actors became intellectual and political techniques without

necessary grounding in the reality of human behavior Contrasting nineteenth and twentieth century legal political and economic thought this book situates this transformation in the philosophical crisis of modernism and the rise of the administrative state     **'To Save the People from Themselves'** Robert J. Steinfeld,2021-09-30 A far reaching re interpretation of the origins of American judicial review     **Thresholds of Accusation** George Pavlich,2023-09-28 Examines pretrial rituals of accusation that enabled colonial law and order to support possessive settler colonialism across western Canada

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