

# FRAMING AMERICAN DIVORCE

From the  
Revolutionary  
Generation  
to the  
Victorians

N O R M A B A S C H



# Framing American Divorce From The Revolutionary Generation To The Victorians

**Carolyn Strange**



## **Framing American Divorce From The Revolutionary Generation To The Victorians:**

**Framing American Divorce** Norma Basch, 1999-02-01 Divorce has become one of the most widely discussed issues in America In this innovative exploration of the phenomenon of divorce in American society Norma Basch uses a variety of analytic perspectives to enrich our understanding of the meaning of divorce during the formative years of both the nation and its law roughly 1770 to 1870 She provides a fascinating thoughtful look at divorce as a legal action as an individual experience and as a cultural symbol in its era of institutionalization and traces the powerful legacy of the first American divorce experiences for us today Using a unique methodology Basch fragments her story into three discrete but chronologically overlapping perspectives In Part I Rules she analyzes the changing legal and legislative aspects of divorce and the public response to them Part II Mediations focuses on individual cases and presents a close up analysis of the way ordinary women and men tested the law in the courts And Part III Representations charts the spiraling imagery of divorce through various fiction and non fiction narratives that made their way into American popular culture during the nineteenth century The composite picture that emerges in Framing American Divorce is a vividly untidy one that exposes the gulf between legal and moral abstractions and everyday practices Divorce Basch argues was always a focal point of conflict between the autonomy of women and the authority of men Tracing the legal social and cultural experience of divorce allows Basch to provide a searching exploration of the limits of nineteenth century ideals of domesticity romantic love and marriage and their legacy for us today She brings her findings up to date with a provocative discussion of the current debate over fault or no fault divorce

**Approaches to Discourses of Marriage** Laura L. Paterson, Georgina Turner, 2023-09-26 How do people talk about marriage Who gets to do the talking When why where and how do these things change From the experiences of women forced to marry as children to those of older women who never married from investigations of cross border marriage applications to Christian pastors sermons on divorce from oppositional media discussions of same sex marriage to pro marriage equality protest signs this collection presents research from across the globe addressing the often shifting context specific ways that we talk about marriage Developed from the work of the UK based Discourses of Marriage Research Group and a two day conference drawing together scholars interested in talk of marriage and related topics this interdisciplinary volume brings together linguists psychologists and film makers and draws on data from the UK Germany Taiwan the US Belgium and Turkey It is intended both as a survey of some contemporary trends in research on marriage and as a foundation for further research The chapters in this book except for chapters 1 and 7 were originally published as a special issue of the journal Critical Discourse Studies This volume comes with a new introduction

**Edith Wharton in**

**Context** Laura Rattray, 2012-10-08 This collection of essays examines the various social cultural and historical contexts surrounding Edith Wharton s popular and prolific literary career

**Everyday Crimes** Kelly A Ryan, 2019-08-06 The narratives of slaves wives and servants who resisted social and domestic violence in the nineteenth century In the early

nineteenth century Peter Wheeler a slave to Gideon Morehouse in New York protested Master I won t stand this after Morehouse beat Wheeler s hands with a whip Wheeler ran for safety but Morehouse followed him with a shotgun and fired several times Wheeler sought help from people in the town but his eventual escape from slavery was the only way to fully secure his safety Everyday Crimes tells the story of legally and socially dependent people like Wheeler free and enslaved African Americans married white women and servants who resisted violence in Massachusetts and New York despite lacking formal protection through the legal system These dependents found ways to fight back against their abusers through various resistance strategies Individuals made it clear that they wouldn t stand the abuse Developing relationships with neighbors and justices of the peace making their complaints known within their communities and occasionally resorting to violence were among their tactics In bearing their scars and telling their stories these victims of abuse put a human face on the civil rights issues related to legal and social dependency and claimed the rights of individuals to live without fear of violence

Mr. Jefferson's Hammer Robert M. Owens,2011-12-04 Often remembered as the president who died shortly after taking office William Henry Harrison remains misunderstood by most Americans Before becoming the ninth president of the United States in 1841 Harrison was instrumental in shaping the early years of westward expansion Robert M Owens now explores that era through the lens of Harrison s career providing a new synthesis of his role in the political development of Indiana Territory and in shaping Indian policy in the Old Northwest Owens traces Harrison s political career as secretary of the Northwest Territory territorial delegate to Congress and governor of Indiana Territory as well as his military leadership and involvement with Indian relations Thomas Jefferson who was president during the first decade of the nineteenth century found in Harrison the ideal agent to carry out his administration s ruthless campaign to extinguish Indian land titles More than a study of the man Mr Jefferson s Hammer is a cultural biography of his fellow settlers telling how this first generation of post Revolutionary Americans realized their vision of progress and expansionism It surveys the military political and social world of the early Ohio Valley and shows that Harrison s attitudes and behavior reflected his Virginia background and its eighteenth century notions as much as his frontier milieu To this day we live with the echoes of Harrison s proclamations the boundaries set by his treaties and the ramifications of his actions Mr Jefferson s Hammer offers a much needed reappraisal of Harrison s impact on the nation s development and key lessons for understanding American sentiments in the early republic

*Sapphic Slashers* Lisa Duggan,2000 Retells and analyzes lesbian love murder stories from the 1890s to the 1930s to show how narratives of sex and violence were used to privatize populations and cultures substituting a rhetoric of moral pedagogy for democratic debate **Polygamy** Sarah M. S. Pearsall,2019-08-20 A groundbreaking examination of polygamy showing that monogamy was not the only form marriage took in early America Today we tend to think of polygamy as an unnatural marital arrangement characteristic of fringe sects or uncivilized peoples Historian Sarah Pearsall shows us that polygamy s surprising history encompasses numerous colonies indigenous communities and segments of the American nation Polygamy

as well as the fight against it illuminates many touchstones of American history the Pueblo Revolt and other uprisings against the Spanish Catholic missions in New France New England settlements and King Philip's War the entrenchment of African slavery in the Chesapeake the Atlantic Enlightenment the American Revolution missions and settlement in the West and the rise of Mormonism Pearsall expertly opens up broader questions about monogamy's emergence as the only marital option tracing the impact of colonial events on property theology feminism imperialism and the regulation of sexuality She shows that heterosexual monogamy was never the only model of marriage in North America

**Culture, Capitalism, and Democracy in the New America** Richard Harvey Brown, 2008-10-01 The United States is in transit from an industrial to a postindustrial society from a modern to postmodern culture and from a national to a global economy In this book Richard Harvey Brown asks how we can distinguish the uniquely American elements of these changes from more global influences His answer focuses on the ways in which economic imperatives give shape to the shifting experience of being American Drawing on a wide knowledge of American history and literature the latest social science and contemporary social issues Brown investigates continuity and change in American race relations politics religion conception of selfhood families and the arts He paints a vivid picture of contemporary America showing how postmodernism is perceived and felt by individuals and focusing attention on the strengths and limitations of American democracy

Discretionary Justice Carolyn Strange, 2016-12-20 The pardon is an act of mercy tied to the divine right of kings Why did New York retain this mode of discretionary justice after the Revolution And how did governors use of this prerogative change with the advent of the penitentiary and the introduction of parole This book answers these questions by mining previously unexplored evidence held in official pardon registers clemency files prisoner aid association reports and parole records This is the first book to analyze the histories of mercy and parole through the same lens as related but distinct forms of discretionary decision making It draws on governors public papers and private correspondence to probe their approach to clemency and it uses qualitative and quantitative methods to profile petitions for mercy highlighting controversial cases that stirred public debate Political pressure to render the use of discretion more certain and less personal grew stronger over the nineteenth century peaking during constitutional conventions and reaching its height in the Progressive Era Yet New York's legislators left the power to pardon in the governor's hands where it remains today Unlike previous works that portray parole as the successor to the pardon this book shows that reliance upon and faith in discretion has proven remarkably resilient even in the state that led the world toward penal modernity

Jews on the Frontier Shari Rabin, 2019-12-15 Winner 2017 National Jewish Book Award in American Jewish Studies presented by the Jewish Book Council Finalist 2017 Sami Rohr Prize for Jewish Literature presented by the Jewish Book Council An engaging history of how Jews forged their own religious culture on the American frontier Jews on the Frontier offers a religious history that begins in an unexpected place on the road Shari Rabin recounts the journey of Jewish people as they left Eastern cities and ventured into the American West and South during the nineteenth

century It brings to life the successes and obstacles of these travels from the unprecedented economic opportunities to the anonymity and loneliness that complicated the many legal obligations of traditional Jewish life Without government supported communities or reliable authorities where could one procure kosher meat Alone in the American wilderness how could one find nine co religionists for a minyan prayer quorum Without identity documents how could one really know that someone was Jewish Rabin argues that Jewish mobility during this time was pivotal to the development of American Judaism In the absence of key institutions like synagogues or charitable organizations which had played such a pivotal role in assimilating East Coast immigrants ordinary Jews on the frontier created religious life from scratch expanding and transforming Jewish thought and practice Jews on the Frontier vividly recounts the story of a neglected era in American Jewish history offering a new interpretation of American religions rooted not in congregations or denominations but in the politics and experiences of being on the move This book shows that by focusing on everyday people we gain a more complete view of how American religion has taken shape This book follows a group of dynamic and diverse individuals as they searched for resources for stability certainty and identity in a nation where there was little to be found

**The World of the Civil War** Lisa . Tendrich Frank,2015-07-28 Covering everything from the arts to food and drink religion social customs and technology this two volume set provides an in depth accessible look at the social cultural economic and political aspects of the American Civil War The American Civil War caused dramatic changes in every aspect of life and society affecting combatants and noncombatants at all levels of the socioeconomic scale The World of the Civil War A Daily Life Encyclopedia offers an accessible and reliable reference for the major topics that defined American life during the nation s most tumultuous era Taking a blended approach to history this book covers the military and political history of the era and examines the social and human experiences of the war thereby offering a comprehensive look at the Civil War era s most significant events people places and experiences The thematic organization of this encyclopedia helps readers to more readily explore related topics The subject matter explored in some 250 entries includes religious beliefs and practices rites of passage soldiers lives and experiences rural and urban life social structure of the Civil War era aristocrats landowners and slaves men s and women s roles and responsibilities holidays festivals and other celebrations tools machinery and inventions and justice and punishment Readers will come away with an understanding of many aspects of daily life during the Civil War era and gain appreciation for the vast differences between life today and 150 years ago

**Women In Utah History** Patricia Lyn Scott,Linda Thatcher,2005-11-30 A project of the Utah Women s History Association and cosponsored by the Utah State Historical Society Paradigm or Paradox provides the first thorough survey of the complicated history of all Utah women Some of the finest historians studying Utah examine the spectrum of significant social and cultural topics in the state s history that particularly have involved or affected women The contents are as follows A Comparison of Utah Mormon Polygamous and Monogamous Women Jessie L Embry and Lois Kelley Innovation and Accommodation the Legal Status of

Women in Territorial Utah 1847-96 Lisa Madsen Pearson and Carol Cornwall Madsen Conflict and Contributions Women in Utah Churches 1847-1920 John Sillito Utah's Ethnic Women Helen Z Papanikolas The Professionalization of Utah's Farm Women 1890-1940 Cynthia Sturgis Gainfully Employed Women in Utah Miriam B Murphy From Schoolmarm to State Superintendent The Changing Role of Women in Utah Education 1847-2004 Mary Clark and Patricia Lyn Scott Scholarship Service and Sisterhood Utah Women's Clubs and Associations 1847-1977 Jill Mulvey Derr Women of Letters in Utah Gary Topping Utah Women in the Arts Martha Sontag Bradley Evans Women in Politics Power in the Public Sphere Kathryn L MacKay Utah Women's Life Stages 1850-1940 Jessie L Embry

### **A Cultural History of Marriage in the Age of**

**Enlightenment** Edward Behrend-Martínez, 2021-11-18 Could an institution as sacred and traditional as marriage undergo a revolution? Some people living during the so-called Age of Enlightenment thought so. By marrying for that selfish personal emotion of love rather than to serve religious or family interests, to serve political demands or the demands of the pocketbook, a few but growing number of people revolutionized matrimony around the end of the eighteenth century. Marriage went from being a sacred state instituted by the Church and involving everyone to, for a few intrepid people, a secular contract, a deal struck between two individuals based entirely on their mutual love and affection. Few would claim today that love is not the cornerstone of modern marriage. The easiest argument in favor of any marriage today, no matter how star-crossed the individuals, is that the couple is deeply and hopelessly in love with one another. But that was not always so clear. Before the eighteenth century, very few couples united simply because they shared a mutual attraction and affection for one another. Yet only a century later, most people would come to believe that mutual love and even attraction were necessary for any marriage to succeed. *A Cultural History of Marriage in the Age of Enlightenment* explores the ways that new ideas, cultural ideals, and economic changes big and small reshaped matrimony into the institution that it is today, allowing love to become the ultimate essential ingredient for modern marriages. *A Cultural History of Marriage in the Age of Enlightenment* presents an overview of the period with essays on Courtship and Ritual, Religion, State and Law, Kinship and Social Networks, the Family, Economy, Love and Sex, the Breaking of Vows, and Representations of Marriage.

### **Women and the U.S. Constitution**

Sibyl A. Schwarzenbach, Patricia Smith, 2004-02-18 Women and the U.S. Constitution is about much more than the nineteenth amendment. This provocative volume incorporates law, history, political theory, and philosophy to analyze the U.S. Constitution as a whole in relation to the rights and fate of women. Divided into three parts: History, Interpretation, and Practice, this book views the Constitution as a living document struggling to free itself from the weight of a two-hundred-year-old past and capable of evolving to include women and their concerns. Feminism lacks both a constitutional theory as well as a clearly defined theory of political legitimacy within the framework of democracy. The scholars included here take significant and crucial steps toward these theories. In addition to constitutional issues such as federalism, gender discrimination, basic rights, privacy, and abortion, *Women and the U.S. Constitution* explores other issues of central concern to contemporary women, areas

that strictly speaking are not yet considered a part of constitutional law Women's traditional labor and its unique character and women and the welfare state are two examples of topics treated here from the perspective of their potentially transformative role in the future development of constitutional law

*The Role of the Father in Child Development* Michael E. Lamb, 2004-05-12 New edition of the classic *The Role of the Father in Child Development* The Role of the Father in Child Development Fourth Edition brings together contributions from an international group of experts on the role of fathers in child development Under the auspices of editor Michael Lamb this guide offers a single source reference for the most recent findings and beliefs related to fathers and fatherhood This new and thoroughly updated edition provides the latest material on such topics as The development of father child relationships Gay fathers The effects of divorce on fathers and children Fathers in violent and neglectful families Cross cultural issues of fatherhood Fathers in nonindustrialized cultures The Role of the Father in Child Development Fourth Edition helps mental health professionals bridge scientific theories to application and practice that teach fathers how to positively influence their children's development

**The Family in America** Joseph M. Hawes, Elizabeth F. Shores, 2002-05-22 An incisive multidisciplinary look at the American family over the past 200 years written by respected scholars and researchers Family in America offers two powerful antidotes to popular misconceptions about American family life historical perspective and scientific objectivity When we look back at our early history we discover that the idealized 1950s family characterized by a rising birthrate a stable divorce rate and a declining age of marriage was a historical aberration out of line with long term historical trends Working mothers we learn are not a 20th century invention most families throughout American history have needed more than one breadwinner In the exciting new scholarship described here readers will learn precisely what is new in American family life and what is not and acquire the perspective they need to appreciate both the genuine improvements and the losses that come with change

**Divorced, without Children** Debra D. Castaldo, 2011-02-14 The topic of women divorced at midlife without children is one that has to date been absent from professional and academic literature though these women make up a considerable and growing portion of our population This book explores the experience meaning and impact of divorce at midlife for women without children and provides insights into the unique stressors and issues confronting these individuals so that the practitioner can better anticipate and meet their needs Clinical considerations and case examples will be presented via the narrative stories of women who have experienced this unusual role in a world that is still primarily centered on marriage and mothering This book provides case examples clinical themes treatment recommendations and suggests coping techniques and strategies Castaldo draws heavily upon social constructionist feminist and narrative perspectives as theoretical frameworks for the book as well as the results of her own qualitative research study She suggests new concepts for women's psychological development including an expanded family life cycle to include a normalized stage of mature single adulthood and a developmental process of autonomous competence for women Other critical coping skills include meaning modification role



innovation self nurturing expanded intimacy and attachment and multi diverse industriousness      **Until Choice Do Us Part** Clare Virginia Eby,2022-12-22 For centuries people have been thinking and writing and fiercely debating about the meaning of marriage Just a hundred years ago Progressive era reformers embraced marriage not as a time honored repository for conservative values but as a tool for social change In **Until Choice Do Us Part** Clare Virginia Eby offers a new account of marriage as it appeared in fiction journalism legal decisions scholarly work and private correspondence at the turn into the twentieth century She begins with reformers like sexologist Havelock Ellis anthropologist Elsie Clews Parsons and feminist Charlotte Perkins Gilman who argued that spouses should be class equals joined by private affection not public sanction Then Eby guides us through the stories of three literary couples Upton and Meta Fuller Sinclair Theodore and Sara White Dreiser and Neith Boyce and Hutchins Hapgood who sought to reform marriage in their lives and in their writings with mixed results With this focus on the intimate side of married life Eby views a historical moment that changed the nature of American marriage and that continues to shape marital norms today      **The Mormon Question** Sarah Barringer Gordon,2003-01-14 From the Mormon Church s public announcement of its sanction of polygamy in 1852 until its formal decision to abandon the practice in 1890 people on both sides of the Mormon question debated central questions of constitutional law Did principles of religious freedom and local self government protect Mormons claim to a distinct religiously based legal order Or was polygamy as its opponents claimed a new form of slavery this time for white women in Utah And did constitutional principles dictate that democracy and true liberty were founded on separation of church and state As Sarah Barringer Gordon shows the answers to these questions finally yielded an apparent victory for antipolygamists in the late nineteenth century but only after decades of argument litigation and open conflict Victory came at a price as attention and national resources poured into Utah in the late 1870s and 1880s antipolygamists turned more and more to coercion and punishment in the name of freedom They also left a legacy in constitutional law and political theory that still governs our treatment of religious life Americans are free to believe but they may well not be free to act on their beliefs      **A Companion to Colonial America** Daniel Vickers,2008-04-15 A Companion to Colonial America consists of twenty three original essays by expert historians on the key issues and topics in American colonial history Each essay surveys the scholarship and prevailing interpretations in these key areas discussing the differing arguments and assessing their merits Coverage includes politics religion migration gender ecology and many others

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## **Table of Contents Framing American Divorce From The Revolutionary Generation To The Victorians**

1. Understanding the eBook Framing American Divorce From The Revolutionary Generation To The Victorians
  - The Rise of Digital Reading Framing American Divorce From The Revolutionary Generation To The Victorians
  - Advantages of eBooks Over Traditional Books
2. Identifying Framing American Divorce From The Revolutionary Generation To The Victorians
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an Framing American Divorce From The Revolutionary Generation To The Victorians
  - User-Friendly Interface
4. Exploring eBook Recommendations from Framing American Divorce From The Revolutionary Generation To The Victorians
  - Personalized Recommendations
  - Framing American Divorce From The Revolutionary Generation To The Victorians User Reviews and Ratings
  - Framing American Divorce From The Revolutionary Generation To The Victorians and Bestseller Lists
5. Accessing Framing American Divorce From The Revolutionary Generation To The Victorians Free and Paid eBooks
  - Framing American Divorce From The Revolutionary Generation To The Victorians Public Domain eBooks
  - Framing American Divorce From The Revolutionary Generation To The Victorians eBook Subscription Services
  - Framing American Divorce From The Revolutionary Generation To The Victorians Budget-Friendly Options

6. Navigating Framing American Divorce From The Revolutionary Generation To The Victorians eBook Formats
  - ePub, PDF, MOBI, and More
  - Framing American Divorce From The Revolutionary Generation To The Victorians Compatibility with Devices
  - Framing American Divorce From The Revolutionary Generation To The Victorians Enhanced eBook Features
7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of Framing American Divorce From The Revolutionary Generation To The Victorians
  - Highlighting and Note-Taking Framing American Divorce From The Revolutionary Generation To The Victorians
  - Interactive Elements Framing American Divorce From The Revolutionary Generation To The Victorians
8. Staying Engaged with Framing American Divorce From The Revolutionary Generation To The Victorians
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers Framing American Divorce From The Revolutionary Generation To The Victorians
9. Balancing eBooks and Physical Books Framing American Divorce From The Revolutionary Generation To The Victorians
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection Framing American Divorce From The Revolutionary Generation To The Victorians
10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
11. Cultivating a Reading Routine Framing American Divorce From The Revolutionary Generation To The Victorians
  - Setting Reading Goals Framing American Divorce From The Revolutionary Generation To The Victorians
  - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Framing American Divorce From The Revolutionary Generation To The Victorians
  - Fact-Checking eBook Content of Framing American Divorce From The Revolutionary Generation To The Victorians
  - Distinguishing Credible Sources
13. Promoting Lifelong Learning

- Utilizing eBooks for Skill Development
- Exploring Educational eBooks

### 14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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