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Marriage on the Border Allison Dorothy Fredette,2020-04-21 Not quite the Cotton Kingdom or the free labor North, the nineteenth-century border South was a land in between. Here, the era's clashing values—slavery and freedom, city and country, industry and agriculture—met and melded. In factories and plantations along the Ohio River, a unique regional identity emerged: one rooted in kinship, tolerance, and compromise. Border families articulated these hybrid values in both the legislative hall and the home. While many defended patriarchal households as an essential part of slaveholding culture, communities on the border pressed for increased mutuality between husbands and wives. Drawing on court records, personal correspondence, and prescriptive literature, Marriage on the Border: Love, Mutuality, and Divorce in the Upper South during the Civil War follows border southerners into their homes through blissful betrothal and turbulent divorce. Allison Dorothy Fredette examines how changing divorce laws in the border regions of Kentucky and West Virginia reveal surprisingly progressive marriages throughout the antebellum and postwar Upper South. Although many states feared that loosening marriage's gender hierarchy threatened slavery's racial hierarchy, border couples redefined traditionally permanent marriages as consensual contracts—complete with rules and escape clauses. Men and women on the border built marriages on mutual affection, and when that affection faded, filed for divorce at unprecedented rates. Highlighting the tenuous relationship between racial and gendered rhetoric throughout the nineteenth century, Marriage on the Border offers a fresh perspective on the institution of marriage and its impact on the social fabric of the United States.

Let's Civilize the Marriage Laws Richard Donland Kathrens,1913

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<u>A Treatise on the Law of Marriage, Divorce, Separation, and Domestic Relations: Domestic relations</u> James Schouler,1921 Woman and the Law George James Bayles,1901

Family Law in America Sanford N. Katz, 2014-09-12 For many years family law was viewed as a study of the regulation of clearly defined relationships of husband and wife and parent and child. In the case of husband and wife, it was through formal legal procedures or informal arrangements called marriage. In the case of parent and child it was either through biology or adoption. Equally defined were the stages by which these relationships were established, maintained, and terminated. However, by the close of the twentieth century, basic questions about who should be officially designated a family member and by what procedure were being raised both in the legislature and in litigation. In addition, conventional models that had defined domestic relations such as marriage. divorce, and adoption were either being expanded to include contemporary patterns of living arrangements and the current reality, or new models were being constructed. In Family Law in America, Professor Sanford N. Katz examines the present state of family law in America. Themes include the tension between individual autonomy and governmental regulation in all aspects of family law, the extent to which relationships established before marriage are being regulated, and how marriage is being redefined to take into account equality of the sexes, and the legal recognition of same-sex marriage in some jurisdictions. It demonstrates how the definition of marriage as a partnership in which the individual spouse's rights are recognized has resulted in protection of the vulnerable spouse. It also examines fault and no-fault divorce procedures and the extent to which these procedures reflect social realities. This volume describes state intervention into the parent and child relationship and how this is reflected in the reexamination of the privacy of the family unit. It concludes with a discussion of the conventional model of adoption of children and how new assisted reproductive technologies are having an impact on family formation, particularly adoption, to take into account new family forms. This second edition captures recent developments affecting family law in America, including the transformation of the institution of marriage from being a relationship between a man and a woman to encompassing same-sex marriage. Also, this new edition features timely material with insights into adoption that take into account developments in assisted reproduction technologies and the discussion of sexual abuse of children by clergy.

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