Sources of Constitutional Liberty Bibliography

Steven Alan Samson
Liberty University, ssamson@liberty.edu

Follow this and additional works at: http://digitalcommons.liberty.edu/gov_fac_pubs
Part of the Other Social and Behavioral Sciences Commons, Political Science Commons, and the Public Affairs, Public Policy and Public Administration Commons

Recommended Citation
Samson, Steven Alan, "Sources of Constitutional Liberty Bibliography" (1994). Faculty Publications and Presentations. 308.
http://digitalcommons.liberty.edu/gov_fac_pubs/308

This Article is brought to you for free and open access by the Helms School of Government at DigitalCommons@Liberty University. It has been accepted for inclusion in Faculty Publications and Presentations by an authorized administrator of DigitalCommons@Liberty University. For more information, please contact scholarlycommunication@liberty.edu.
1. **Historical Touchstones**

Polybius.

Norman Anonymous, 1100

Bossuet.

Book of Common Prayer.

James VII. Trew Law of Free Monarchies, 1598.

Bacon, Francis.

Grotius, Hugo. Concerning the Law of War and Peace, 1625.


Bay Psalm Book, 1640.

Fuller, Thomas. The Holy State and the Profane State, 1648

Winstanley, Gerrard. A Watch-Word to the City of London, c. 1649.

Hobbes, Thomas. Leviathan.

2. **European Legal and Political Documents, Before 1800** [*Donald Lutz's list*]

Laws of King Alfred, c. 890. [PE, 60-73]

Decretals of Gregory VIII, 1075

Coronation Oath, 1100.

Charter of Liberties Henry I, 1100. [AD, 4-6; PO, 112-13]

First Charter of Stephen, 1135. [AD, 7-8]

Second Charter of Stephen, 1136. [AD, 8-9]
Decretum of Gratian, c. 1150. [PO, 131-32]
Constitutions of Clarendon, 1164. [AD, 11-14]
Assize of Clarendon, 1166. [AD, 14-18; PO, 113]
Decretals of Innocent III, 1199. [PO, 132]
*Magna Carta, 1215. [PO, 117-28; PE, 11-22; AD, 42-52]
First Charter of Henry III, 1216.
Sachsenspiegel, c. 1221.
Golden Bull of Hungary, 1222.
Statute of Mortmain or De Religiosis, 1279. [AD, 71-72]
Writ of Summons to Parliament, 1295. [AD, 82-84]
The Bull "Clericis Laicos," 1296. [AD, 84-86]
Confirmatio Cartarum, 1297. [PE, 30-31; PO, 129-31; AD, 86-88]
Statute of Provisors of Benefices, 1351. [AD, 117-21]
An Act Against Heretical Preaching, 1382. [AD, 145-46]
Statute 8 Henry VI 12, 1429.
Lindwood, Provincial Edict, early 1400s.
Lord Cromwell's Case, King's Bench, 1578. [PO, 169-71]
Matter of Cavendish, Common Pleas, 1587. [PO, 142-45]
Edict of Nantes, 1598.
Darcy v. Allen, King's Bench, 1603. [PO, 145-48]
Dr. Bonham's Case, Common Pleas, 1610. [PO, 171-74]
Case of Prohibitions del roy, 1612. [PO, 163-66]
Day v. Savadge, Common Pleas, 1615. [PO, 175-76]

*Petition of Right, 1628. Edward Coke. [PE, 73-75; PO, 166-69]

Act Abolishing the Star Chamber, 1641. [PE, 138-42]

Debates on the Putney Project, 1647. [MA, 8-22]

Agreement of the People, 1649.

Instrument of Government, 1653.

*Habeas Corpus Act, 1679. [PE, 196-202]

*Bill of Rights, 1689. [PE, 245-50; PO, 179-82]

King v. Earl of Banbury, King's Bench, 1695. [PO, 176-78]

Act of Settlement, 1700-01.

City of London v. Wood, Before Commissioners, on Error, 1701. [PO, 178-79]

3. European Commentaries, Before 1800

Augustine. City of God, Book IV, 4, 426.

John of Salisbury. Policraticus, 1159.

Glanvill, Ranulf. Treatise on the Laws and Customs of the Kingdom of England, 1187-89. [PO, 113-17]

Azo.

Bracton, Henri de. Note Book.

________. Treatise on the Laws and Customs of England, 1250-58. [PO, 128-29]


Luther, Martin. Ninety-Five Theses, 1517.

________. Address to the German Nobility, 1520.
Essay on Christian Liberty.

Bullinger, Heinrich. A Brief Exposition of the One and Eternal Testament or Covenant of God, 1535. [MCC]


Bucer, Martin. De Regno Christi, 1550. [JCR, V]


Althusius, Johannes. Politics, 1603.

Grotius, Hugo. The Rights of War and Peace. [HA2, 252-62]

Truth of the Christian Religion, 1639.


Rutherford, Samuel. Lex Rex, 1644.


Lilburne, John.

Harrington, James. Commonwealth of Oceana, 1656. [MA, 38-44]

Burke, Edmund. Annual Register, 1659-.


Locke, John. Two Treatises on Civil Government, 1689. [ME, 22-38]

Locke, John. Some Thoughts Concerning Education, 1690. [HA1, 398-404]

Locke, John. A Letter Concerning Toleration, 1714. [HA2, 45-50]
Pufendorf, Samuel de. Law of Nature and Nations, 1729. [HA2, 228-38; 267-86]

Montesquieu. The Spirit of the Laws, 1748. [MA, 44-49]


Burke, Edmund. Letter to the Sheriffs of Bristol, 1777.


4. Anglo-American Legal and Political Documents, 1492-1788

Privileges and Prerogatives Granted by Their Catholic Majesties to Christopher Columbus, 1492. [TH, I, 39-40; CO, 1]

Letters Patent to John Cabot, 1496. [TH, I, 46-47; CO, 5-6]

*Letters Patent to Sir Humfrey Gyliberte, 1578. [TH, I, 49-52]

Charter to Sir Walter Raleigh, 1584. [TH, I, 53-57; CO, 6-7]

First Charter of Virginia, 1606. [PE, 39-46; CO, 8-10]

Second Charter of Virginia, 1609. [CO, 10-12]

Articles, Laws, and Orders, Divine, Politic, and Martial for the Colony of Virginia, 1610-11. [See LU2, 57]

Third Charter for Virginia, 1612 [CO, 12-13]

Ordinances for Virginia, 1618. [PE, 52-54; CO, 13-14]

Leyden Agreement, 1618. [CO, 14-15]

Virginia Rules on Conduct and Religion, 1619. [UR, I, 7-9]

Mayflower Compact, 1620. [PE, 60; CO, 15-16]
Charter of the Dutch West India Company, 1621  [TH, I, 59-67]

Great Protestation, 1621.

*Laws and Orders Concluded by the Virginia General Assembly, 1624.  [LU3, 80]

Charter of Massachusetts Bay, 1629.  [PE, 82-96; CO, 16-18]

Charter of Freedoms and Exemptions to Patroons, 1629.  [CO, 19-20]

Cambridge Agreement, 1629.  [CO, 18]

Covenant of Charlestown-Boston Church, 1630.  [LU2, 25]

Charter of Maryland, 1632.  [PE, 105-13; CO, 21-22]

*Pilgrim Code of Law, 1636.  [LU, 65-66]

Providence Agreement, 1637.  [LU, 115]

*Act for the Liberties of the People (Maryland), 1638.  [See LU2, 61]

Fundamental Orders of Connecticut, 1639.  [PE, 120-23; TH, I, 519-23]

*Maryland Act Concerning Religion, 1639.  [LU3, 80]

Plantation Agreement at Providence, 1640.  [CO, 24-26]

Piscataqua River Compact, 1641.  [LU, 187]


Body of Liberties (Massachusetts), 1641.  [PE, 148-61]

Organization of the Government of Rhode Island, 1642.  [LU, 189-93]

Massachusetts School Law of 1642.  [CO, 28-29]

New England Confederation, 1643.  [LU, 207-12; CO, 26-28; HA2, 309-11]

Massachusetts School Law of 1647.  [CO, 29]

Acts and Orders (Rhode Island), 1647.
*Laws and Liberties of Massachusetts, 1647 or 1648. [LU3, 80]
Cambridge Platform, 1648. [LE, 16-25; CO, 29-31]
Maryland Toleration Act, 1649. [CO, 31-32]
*Connecticut Code of Laws, 1550. [LU3, 80]
Instrument of Government, 1653.
Navigation Act, 1660. [CO, 32-34; HA2, 340]
*An Act Concerning Our Liberties, 1661. [CO, 34]
*Charter of Connecticut, 1662. [TH, I, 529-36]
*Charter of Rhode Island and Providence Plantations, 1663. [PE, 169-79; TH, VI, 3211-32]
Navigation Act, 1663. [HA2, 340]
*General Laws and Liberties of Massachusetts, 1672. [LU3, 80]
Concessions and Agreements of West New Jersey, 1677. [PE, 184-88]
Answer to Mr. Solicitor's Objections as to What Is Defective in the Laws of the Colony, 1678. [CO, 34-35]
Concessions to the Province of Pennsylvania, 1681. [CO, 35-36]
*Laws and Liberties of New Hampshire, 1682. [LU3, 80]
*Charter of Liberties (Pennsylvania), 1682. [LU2, 61]
Frame of Government of Pennsylvania, 1682. [PE, 209-21]
*Charter of Liberties and Privileges (New York), 1682. [LU2, 62]
Penn's Plan of Union, 1697. [CO, 39-40]
Woollen Act, 1699. [HA2, 341]
Pennsylvania Charter of Privileges, 1701.  [255-60; CO, 40-42]

South Carolina, Act of December 12, 1712.  [PO, 183]

Hat Act, 1732.  [HA2, 341]

Molasses Act, 1733.  [CO, 42-43; HA2, 341]

Case of John Peter Zenger, 1735.  [UR, I, 21-28; PO, 183-84]

Anderson v. Winston, Jefferson's (Va.) Reports, 1736.

Iron Act, 1750.  [HA2, 341-42]

Albany Plan of Union, 1754.  [CO, 43-45; HA2, 326-29]

Paxton's Case (Otis: Against the Writs of Assistance), 1761.  [UR, I, 35-38; CO, 45-47; PO, 184]

Order-in-Council (Customs Service Reforms), 1763.  [GR, 14-16]

Proclamation of 1763.  [CO, 47-50; GR, 16-18]

Revenue [Sugar] Act, 1764.  [GR, 19-24]

Currency Act, 1764.  [GR, 25-26]

Instructions for the Representatives of Boston, 1764.  [HA2, 362-64]

Massachusetts's Letter to Jasper Mauduit, 1764.  [HA2, 366-67]

A Remonstrance of the Distressed and Bleeding Frontier Inhabitants of the Province of Pennsylvania, 1764.  [CO, 50-52]

New York Petition to the House of Commons (Taxation), 1764.  [GR, 33-39]

Stamp Act, 1765.  [CO, 53-55]

Quartering Act, 1765.  [GR, 43-44; CO, 61-63]

Virginia Stamp Act Resolutions, 1765.  Patrick Henry.  [UR, I, 41; CO, 55-56; HA2, 404]
Massachusetts’s Proposal for a Meeting at New York, 1765. [HA2, 406-07]

Instructions of the Town of Braintree Massachusetts on the Stamp Act, 1765. John Adams. [CO, 56-57]

Memorial of Boston, 1765. [PO, 185; HA2, 417-19]


Proceedings of the Stamp Act Congress, 1765. [HA2, 423-29]

*Resolutions of the Stamp Act Congress, 1765. John Dickinson or John Cruger. [PE, 270-71; UR, I, 42-44; CO, 57-58]

Resolution Entered into by the Merchants of New York, 1765. [HA2, 433-34]

Agreements and Resolutions Entered into by the Merchants and Traders of Philadelphia, 1765. [HA2, 435-37]

Agreement of the Retailers of the City of Philadelphia, 1765. [HA2, 437]

Debate in the House of Commons, 1766. [GR, 68-72]

Petition of the Merchants of London Against the Stamp Act, 1766. [GR, 66-67; CO, 59-60]

Examination of Benjamin Franklin in the House of Commons, 1766. [GR, 72-78]

Northampton County Resolutions on the Stamp Act, 1766. [CO, 59; PO, 185-86]

Declaratory Act, 1766. [UR, I, 45; CO, 60-61]

Revenue [Townshend] Act, 1767. [CO, 63-64]

Act Suspending the New York Assembly, 1767. [HA2, 344]

Massachusetts’s Petition to the King, 1768. [HA2, 464]

Resolves of the Massachusetts House of Representatives, 1768.

Massachusetts’s Letter to Dennys de Berdt, 1768. [HA2, 452-63]

Massachusetts Circular Letter (Samuel Adams), 1768. [CO, 66-67; HA2, 463]
Boston Non-Importation Agreement, 1768. [CO, 67-68]

Resolves of Parliament and Address to the King, 1769. [HA2, 344]

Resolves of the House of Burgesses, 1769. [HA2, 466]

Petition of the Inhabitants of Anson County, NC, 1769. [CO, 68-70]

Statement of the Rights of Colonists, 1772. [NY, II, 11-13]

New York Sons of Liberty Resolutions on Tea, 1773. [CO, 70]

The Intolerable Acts, 1774. [CO, 71-76; HA2, 345-47]

Resolutions on the Boston Port Act (various provinces, town, and counties)

*Appeal to the Inhabitants of Quebec, 1774. [HY, I, 231-39]

Virginia Non-Importation Agreement, 1774. [CO, 80]

Galloway's Plan of Union, 1774. [CO, 81-82]

*Declaration and Resolves of First Continental Congress, 1774. [PE, 286-89; CO, 82-84]

*Rights of the Colonists, 1774. [LU3, 80]

Continental Association, 1774. [CO, 84-87]

Petition of London Merchants for Reconciliation with America, 1775. [CO, 87-89]

*Second Declaration of the Continental Congress, 1775. John Dickinson. [LU3, 80; NY, II, 31-33]

Mecklenburg County Resolutions, 1775. [CO, 98-99]

Declaration of the Causes and Necessity of Taking Up Arms, 1775. [PE, 295-300; CO, 92-95]

Proclamation of Rebellion, 1775. [CO, 96]

American Prohibitory Act, 1775. [JE, 853]
*Virginia Declaration of Rights (and Constitution or Form of Government), 1776.  [PE, 311-312; PO, 187-89]

Resolution for Independence, 1776.  [CO, 100]

*Declaration of Independence, 1776.  [PE, 319-22]

*Pennsylvania Declaration of Rights (and Plan or Frame of Government), 1776.  [PE, 328-31; UR, I, 64-66]

Constitution of New Hampshire, 1776.  [LU2, 101]

Constitution of South Carolina, 1776.

Delaware Declaration of Rights, 1776.  [PE, 338-40]

*Maryland Declaration of Rights (and Constitution, or Form of Government), 1776.  [PE, 346-51]

*North Carolina Declaration of Rights (and Constitution, or Form of Government), 1776.  [LU3, 80]

Resolutions of the Town Meeting of Concord, Massachusetts, 1776.  [KM, 8-9]

Vermont Plan or Frame of Government, 1777.  [PE, 362-66]

Articles of Confederation, 1777, 1781.  [TH, I, 9; UR, I, 69-76]

*Massachusetts Declaration of Rights (and Form of Government), 1780.  [PE, 373-78]

Commonwealth v. Caton, Court of Appeals of Virginia (George Wythe), 1782.  [PO, 191-93]

Treaty of Paris, 1783.  [GR, 418-22]

*New Hampshire Bill of Rights (and Form of Government), 1784.  [PE, 382-86]

Land Ordinance, 1785.  [UR, I, 78-80]

Act for Establishing Religious Freedom (Virginia), 1786.  [UR, I, 83-85]

Trevett v. Weeden, Superior Court of Rhode Island, 1786.  [PO, 194-95]
Proceedings of the State Commissioners at Annapolis, Maryland, 1786. [KM, 19-22]

*Northwest Ordinance, 1787. [PE, 392-97; UR, I, 85-89]

The Virginia Resolutions, 1787. Edmund Randolph. [UR, I, 90-92; KM, 22-25]

New Jersey Plan, 1787. William Paterson. [UR, I, 93-95]


*Constitution of the United States, 1787.

*Ratification Debates and Proposed Amendments, 1788-89. [LU3, 80-81]

5. American Commentaries, 1492-1788

Hakluyt, Richard. A Discourse Concerning Western Planting, c. 1582. [JE, 103-06]

Whitaker, Alexander. Good Newes from Virginia, 1613.


_______. A Description of New England, 1619.

_______. The General History of Virginia, 1624.


Winthrop, John. A Modell of Christian Charity, 1630. [LE, 7-12; MJ, 195-99]

_______. Speech to the General Court, 1635. [MJ, 205-07]

_______. A Defence of an Order of Court Made in the Year 1637. [MJ, 199-202]

_______. A Little Speech on Liberty, 1645. [LE, 13-14]

_______. Journal, 1649.

_________. Limitation of Government, 1646. [MJ, 212-14]
Williams, Roger. The Bloudy Tenent of Persecution, 1644. [MJ, 216-24]
_________. Letter to the Town of Providence, 1655. [MJ, 225]
Shepard, Thomas. A Defence of the Answer made unto the Nine Questions or Positions sent from New-England against the reply thereto by Mr. John Ball. London, 1648. [MJ, 118-22]
A Brief Description of the Colony of Carolina, 1666. [JE, 118-22]
Hubbard, William. The Happiness of a People in the Wisdome of their Rulers Directing And in the Obedience of their Brethren Attending, 1676. [MJ, 247-50]
Penn, William. Some Account of the Province of Pennsilvania, 1681. [JE, 122-28]
Narrative of the Captivity and Restauration of Mrs. Mary Rowlandson, 1682.
Willard, Samuel. The Character of a Good Ruler, 1694. [MJ, 250-56; HA1, 396-97]
Noyes, Nicholas. New Englands Duty and Interest, 1698.
Sewall, Samuel. The Selling of Joseph, 1700.

Mather, Cotton. Magnalia Christi Americana, 1702.

________. Essays to Do Good.


Dummer, Jeremiah. A Defence of the New England Charters, 1721.


Whitefield, George. Britain's Mercies, and Britain's Duties, 1746. [SA, 123-36]

Chauncy, Charles. Civil Magistrates Must Be Just, Ruling in the Feare of God, 1747. [SA, 141-77]


Mayhew, Jonathan. A Discourse Concerning Unlimited Submission, 1750. [NY, II, 6-8]


________. The Latter-Day Glory Is Probably to Begin in America.

John Adams to Nathan Webb, 1755. [ST, III, 198-99]

Cooper, Samuel. The Crisis, 1754.

Checkley, Samuel. The Duty of God's People When Engaged in War, 1755.
Lowell, John. The Advantages of God's Presence with His People in an Expedition Against Their Enemies, 1755.

Davies, Samuel. Religion and Patriotism, 1755.

_______. The Mediatorial Kingdom and Glories of Jesus Christ, 1756. [SA, 183-206]

_______. The Curse of Cowardice, 1758.

Williams, Abraham. An Election Sermon, 1762. [HY, I, 3-18]

Woolman, John. Some Considerations on the Keeping of Negroes, 1762.

Otis, James. The Rights of British Colonies Asserted and Proved, 1764. [GR, 28-33; HA2, 370-91]

Hopkins, Stephen. The Rights of Colonies Examined, 1764. [HY, I, 45-61]

Hutchinson, Thomas. History of Massachusetts Bay, 1764-. [WI, 38-52; ST, III, 50-64]

Pownall, Thomas. The Administration of the Colonies, 1764.


Whately, Thomas. The Regulations Lately Made [Virtual Representation], 1765. [GR, 46-51]

Dulany, Daniel. Considerations on the Propriety of Imposing Taxes in the British Colonies, 1765. [GR, 51-59]


Britannicus Americanus. [Untitled], 1766. [HY, I, 88-91]

Mayhew, Jonathan. The Snare Broken: A Thanksgiving Discourse, 1766. [SA, 235-64]

Downer, Silas. Discourse at the Dedication of the Tree of Liberty, 1768. [HY, I, 98-108]


Woolman, John. True Harmony of Mankind, 1770.


Tucker, John. Election Sermon, 1771. [HY, I, 158-74]

Valerious Policola [Adams, Samuel]. Letter to Boston Gazette, October 28, 1771. [HA2, 469-74]

Candidus [Samuel Adams]. Letters, 1772. [HA2, 469, 73-74]

Social Duties of the Political Kind, 1772. [HY, II, 175-82]

Adams, Samuel. The Rights of Colonists, a List of Violations of Rights and a Letter of Correspondence, 1772. [HA1, 365-70]

Committee of Correspondence, Faneuil Hall, 1772. [See HA2, 478-87]

Letter and Proceedings of the Town of Petersham, 1773. [HA2, 493-97]

Resolutions of the Town of Mendon, 1773. [HA2, 497-500]

Resolutions of Virginia House of Burgesses, 1773. [HA2, 502-03]

Committees of Correspondence Formed, 1773. [HA2, 505-13]

The Palladium of Conscience; or, the Foundation of Religious Liberty, Displayed, asserted, and Established, Agreeable to its true and genuine principles, above the reach of all petty Tyrants, who attempt to Lord it over the Human Mind. Philadelphia: Robert Bell, 1773; reprint ed., New York: Da Capo Press, 1974.

Franklin, Benjamin. Rules By Which a Great Empire May Be Reduced to a Small One, 1773. [NY, II, 16-22]
Howard, Simeon. An Artillery Election Sermon, 1773. [HY, I, 186-208; HA3, 193-205]

Massachusetts Committee of Correspondence to Other Committees, 1773. [HA2, 518-20]

Leonard, Daniel [Massachusettensis]. To All Nations of Men, 1773. [HY, I, 210-16]


Turner, Charles. Thanksgiving Sermon, 1773. [HA3, 22-30]

Backus, Isaac. An Appeal to the Public for Religious Liberty, 1773. [SA, 331-68]

Niles, Nathaniel. Discourses on Liberty [election sermon], 1774. [HY, I, 258-76]

New York Proposes a Continental Congress, 1774. [HA2, 527]

Seabury, Samuel. Letters of a Westchester Farmer, 1774. [LE, 53-58]

Galloway, Joseph. A Plea for Compromise, 1774. [NY, II, 34-38]


Hitchcock, Gad. Thanksgiving Sermon, 1774. [HY, I, 282-304; HA3, 30-43]


Sherwood, Samuel. Scriptural Instruction to Civil Rulers, and All Free-born Subjects, 1774. [SA, 377-407]

Novanglus (John Adams) and Massachusettensis (Daniel Leonard), 1775. [LE, 59-65]

Williams, Samuel. A Discourse on the Love of Our Country, 1775. [See LU2, 71-72]


Rivington, James. A Tory’s Petition to the Continental Congress, 1775. [ST, III, 98-99]
Warren, Joseph. In Solemn Commemoration of the Boston Massacre, 1775. [ST, III, 258-59]

Zubly, John Joachim. A Sermon on American Affairs, 1775. [HA3, 513-22]

Smith, William. A Sermon on the Present Situation, 1775. [See SA, 816]

Henry, Patrick. Liberty or Death Speech, 1775. [NY, II, 47-50]

Langdon, Samuel. Government Corrupted by Vice, and Recovered by Righteousness, 1775. [LE, 66-72; See SA, 942]


Batwell, Daniel. A Sermon Preached at York-Town, 1775. [HA3, 543-47]

Hart, Levi. Liberty Described and Recommended: in a Sermon Preached to the Corporation of Freemen in Farmington. [HY, I, 305-17; see LU2, 73]

Mather, Moses. America’s Appeal to the Impartial World, 1775. [SA, 443-92]


An English Patriot’s Creed, 1775. [HY, I, 318-20]

Paine, Thomas. Common Sense, 1776. [LE, 73-80; UR, I, 49-54; NY, II, 59-63]

Paine, Thomas. The American Crisis, 1776-1783. [NY, II, 64-67]

Braxton, Carter. An Address, 1776. [HY, I. 328-39]

Drayton, William Henry. An Arraignment of George III, 1776. [ST, III, 261-63]


Four Letters on Interesting Subjects, 1776. [HY, I, 368-89]

The People the Best Governors, 1776. [HY, I, 390-400]

Champion, Judah. Christian and Civil Liberty, 1776. [See HY, II, 1354]
Sherwood, Samuel. The Church’s Flight into the Wilderness, 1776. [SA, 497-527]

Witherspoon, John. The Dominion of Providence over the Passions of Men, 1776. [SA, 533-58]

Hopkins, Samuel. A Dialogue Concerning the Slavery of Africans, 1776. [ST, III, 86-88]

Adams, John. Thoughts on Government, 1776. [HY, I, 401-09; UR, I, 55-59]

John to Abigail Adams, July 3, 1776. [ST, III, 201-03]

John Adams to James Sullivan, 1776. [LE, 169-71]

West, Samuel. On the Right to Rebel Against Governors [election sermon], 1776. [HY, I, 410-48]

Worcestriensis. Number IV, 1776. [HY, I, 449-54]

Anonymous. Four Letters on Interesting Subjects, 1776. [KM, 3-8]

Ketelkas, Abraham. God Arising and Pleading His People’s Cause, 1777. [SA, 583-605]

Street, Nicholas. The American States Acting over the Part of the Children of Israel in the Wilderness, 1777.

Adams, Samuel. To His Majesty’s Commissioners, 1778. [ST, III, 92-98]

Parsons, Theophilus. The Essex Result, 1778. [HY, I, 481-522; see LU2, 72]

Payson, Phillips. Election Sermon, 1778. [HY, I, 523-38; HA1, 376-80]

Turgot, Anne Robert Jacques. Letter to Dr. Richard Price, 1778. [NY, II, 72-75]

Observations on the American Revolution, 1779. [HA3, 246-48]

Cooper, Samuel. A Sermon on the Commencement of the Constitution, 1780. [SA, 631-56]


Pownall, Thomas. A Memorial, 1780. [NY, II, 68-71]
Clark, Jonas. Massachusetts Election Day Sermon, 1781. [See HY, II, 1355]

Crevecoeur, J. Hector St. John. Letters from an American Farmer, 1782. [LE, 45-47]

Adams, Zabdiel. An Election Sermon, 1782. [HY, I, 539-64]

Stiles, Ezra. The United States Elevated to Glory and Honor, 1783. [HA1, 380-90; NY, II, 81-82]

Hamilton, Alexander. Resolutions for a General Convention, 1783. [NY, II, 100-05]

Turner, Charles. Due Glory is to be Given to God. A Discourse, 1783. [See CU, 130]


A Moderate Whig [Stephen Case]. Defensive Arms Vindicated, 1783. [SA, 715-70]

Duffield, George. Thanksgiving Sermon, 1783. [SA, 775-88]

McClintock, Samuel. Sermon on the Commencement of the New Constitution, 1784. [SA, 793-813]

Brockway, Thomas. America Saved, or Divine Glory Displayed, 1784.

[Hamilton, Alexander]. Letters from Phocion, 1784. [GR, 445-53]

Tucker, Thomas Tudor. Conciliatory Hints, 1784. [HY, I< 606-60]

Wales, Samuel. The Dangers of Our National Prosperity; and the way to Avoid Them, 1785. [SA, 839-63]


Madison, James. Memorial and Remonstrance Against Religious Assessments, 1785. [HY, I, 632-37]

Letters of Thomas Jefferson, 1785-1826. [LE, 83-84, 97-101, 159]

Thacher, Samuel. Election Sermon, 1786.

Rush, Benjamin. Thoughts on the Mode of Education Proper in a Republic, 1786. [GR, 399-404]

Lathrop, Joseph. Miscellaneous, 1786. [HY, I, 659-74]

Rush, Benjamin. A Plan for the Establishment of Public Schools, 1786. [HY, I, 675-92]

Emmons, Nathaniel. The Dignity of Man, 1787. [SA, 887-907]


Madison, James. Vices of the Political System of the United States, 1787. [GR, 514-19]

Dwight, Timothy. Address of the Genius of Columbia, 1787. [NY, II, 97-99]

Adams, John. Defence of the Constitutions of the United States, 1787. [KI, 51-64]

Thomas Jefferson to James Madison, 1787. [NY, II, 127-30; LE, 138-40]


Theophrastus. A Short History of the Trial by Jury, 1787. [HY, I, 693-98]

Anti-Federalist Dissent in Pennsylvania, 1787. [KE, 27-60]

Bryan, Samuel. Letters of Centinel, 1787. [KE, 1-25; LE, 144-47]

[Winthrop, James]. Letters of Agrippa, 1787-88. [KE, 132-60; LE, 141-43]


[Clinton, George]. Letters of Cato, 1787-88. [KE, 302-22]

[Yates, Robert]. Letters of Brutus, 1787-88. [KM, 301-60; KE, 323-57]

Elbridge Gerry to the Massachusetts General Court, 1787. [KM, 253-55]

Yates, Robert, and John Lansing to George Clinton, 1787. [KM, 258-61]

Mason, George. Objections to the Proposed Federal Constitution, 1787. [KE, 192-95]

Letter of Luther Martin, 1788. [KE, 161-75]

Langdon, Samuel. The Republic of the Israelites an Example to the American States, 1788. [SA, 945-67]


Henry, Patrick. Speech to Virginia Ratifying Convention, 1788. [NY, II, 121-26]

Winchester, Elhanan. A Century Sermon on the Glorious Revolution, 1788. [SA, 973-1000]

6. **American Documents, 1789-**

*Madison's Proposed Amendments, 1789. [LU3, 81]*

*Report of House Committee of Eleven, 1789. [LU3, 81]*

Judiciary Act of 1789. [UR, I, 129-32]


________. Report on Manufacturers, 1790. [LE, 131-37]

Opinion as to the Constitutionality of a National Bank, 1791. Hamilton and Jefferson. [UR, I, 132-40; LE, 156-58]

*Bill of Rights, 1791.

Washington, George. First Inaugural Address.


Virginia and Kentucky Resolutions, 1798. [UR, I, 159-63]

Jefferson's First Inaugural, 1801. [UR, I, 171-74]

Memorandum on the Louisiana Purchase, 1803. [UR, I, 185-87]

Missouri Compromise, 1820.

Monroe Doctrine, 1823. [HA2, 31-32]

Jackson, Andrew. Farewell Address, 1837. [LE, 189-99]

Great Compromise, 1850.

Kansas-Nebraska Act, 1854.

Lincoln's First Inaugural, 1861.

Confederate Constitution of 1861.

Proclamation of Emancipation, 1863.

Gettysburg Address, 1863.

Lincoln’s Second Inaugural, 1865.

Populist Party Platform, 1892. [LE, 356-59]

Wilson's Declaration of War, 1917. [LE, 518-22]

Fourteen Points Address, 1918. [LE, 522-24]

Roosevelt's Four Freedoms Speech, 1941. [LE, 525-28]

7. Cases, 1790-

Chisholm v. Georgia, 1793. [UR, I, 150-52]

Hylton v. United States, 1796. [UR, I, 153-57]

United States v. Isaac Williams: Oliver Ellsworth [BR1, 39]

Wiscart v. Dauchy: Oliver Ellsworth [BR1, 39]
Marbury v. Madison, 1804. [UR, I, 176-82]
McCulloch v. Maryland, 1819.
Eakin v. Raub (Pennsylvania), 1825. [UR, I, 183-85]
American Insurance Co. v. Canter, 1828. [UR, I, 188-91]
Scott v. Sandford, 1857.
Moore v. Strickling, 46 W. Va., 515, 33 SE 274 (1899)

7. Later Commentaries, 1790-

Webster, Noah. Dissertations on the English Language, 1789. [NY, II, 281-88]
Dana, James. The African Slave Trade, 1790. [SA, 1033-55]
Samuel Adams to John Adams, 1790. [NY, II, 91-94]
John Adams to Samuel Adams, 1790. [LE, 103-06]
Wilson, James. Lectures on Law, 1790-1791. [HA2, 221-24]
Coram, Robert. Political Inquiries, etc., 1791. [HY, II, 757-811]
Adams, John. Discourses on Davila, 1791. [NY, II, 85-87]
Tappan, David. Election Sermon, 1792. [SA, 1105-27]
Rice, David. Slavery Inconsistent with Justice and Good Policy, 1792. [HY, II, 858-83]
Hazard, Ebenezer. Historical Collections, 1792-94.
Thacher, Peter. Artillery Election Sermon, 1793. [SA, 1133-47]
Stone, Timothy. Election Sermon, 1792. [HY, II, 839-57; see LU2, 77]

Barlow, Joel. Advice to the Established Orders, 1792. [NY, II, 156-60]


Miller, Samuel. Sermon on the Anniversary of the Independence of America, 1793. [SA, 1153-67]


Edwards, Jonathan, Jr. The Necessity of the Belief in Christianity, 1794. [SA, 1189-1216]

Jack Nips [John Leland]. The Yankee Spy, 1794. [HY, II, 971-89]

Americanus [Hamilton]. Intermeddling, 1794. [HA2, 17-18]


Fobes, Peres. An Election Sermon, 1795. [HY, II, 991-1013]

Winchester, Elhanan. A Plain Political Catechism, 1796. [See SA, 970]

Rush, Jacob. The Nature and Importance of an Oath, 1796. [HY, II, 1015-22]


Thayer, John. A Discourse Delivered at the Roman Catholic Church in Boston, 1798. [SA, 1343-61]

Dwight, Timothy. The Duty of Americans, at the Present Crisis, 1798. [SA, 1367-94]

French, Jonathan. Thanksgiving Sermon, 1798. [HA3, 50-51]
Manning, William. The Key of Liberty, 1798. [See CU, 136]

Maxcy, Jonathan. An Oration, 1799. [HY, II, 1042-54]

Abbot, Abiel. Traits of Resemblance in the People of the United States of America to Ancient Israel, 1799.

Daggett, David. Sun-Beams May Be Extracted from Cucumbers, But the Process Is Tedious, 1799. [See HY, II, 1356]


Dwight, Timothy. The Present Dangers of Infidelity, 1801. {NY, II. 262-72}

Barlow, Joel. To His Fellow Citizens of the United States, 1801. [HY, II, 1099-1125]

An Impartial Citizen. A Dissertation Upon the Constitutional Freedom of the Press, 1801. [HY, II, 1126-69]


Webster, Noah. An Oration on the Anniversary of the Declaration of Independence, 1802. [HY, II, 1220-40]

Wilson, James. On Municipal Law, 1804. [HY, II, 1264-98]


________. The Future of American Literature. [NY, II, 294-304]


Mercy Otis Warren to John Adams, 1807. [ST, III, 124-26]


John Adams to John Taylor, 1814. [LE, 171-73]


Correspondence between John Adams and Thomas Jefferson, 1815. [NY, II, 87-88; 130-33]

John Adams to Jedidiah Morse, 1815. [HA2, 41-44]

Thomas Jefferson to Samuel Kercheval, 1816. [LE, 160-63; NY, II, 134-37]


John Adams to Hezekiah Niles, 1818. [NY, II, 89-90]


Paulding, James Kirke. *A National Literature*, 1820. [NY, II, 305-08]


Kent, James. *Speech Defending the Freeholders Suffrage for the New York Senate*, 1821. [LE, 174-78]


John Adams to Timothy Pickering, 1822. [ST, III, 204-05]


Channing, William Ellery. *Analysis of the Character of Napoleon Bonaparte.*
London: Rainford, 1828. [PR, 112-18]

Wright, Frances. *A Course of Popular Lectures,* 1829. [LE, 233-37]

Story, Joseph. *Inaugural Discourse at Harvard,* 1829. [PR, 484-88]

Randolph, John. *Speech at the Virginia Convention of 1829-1830.* [KI, 131-54]


The Webster-Hayne Debate, 1830.


Calhoun, John C. *Fort Hill Address,* 1831. [LE, 311-17]

Webster, Noah. *History of the United States,* 1833. [HA3, 255-56]


Tocqueville and Beaumont. *On the Penitentiary System,* 1833. [PR, 317-37]

Kennedy, John Pendleton. *Address Delivered Before the American Institute,* 1833. [PR, 10-12]

Greenleaf, Simon. *Inaugural Discourse at Harvard,* 1834. [PR, 489-93]


Sober Thoughts on the State of the Times, 1835.


Parsons, Theophilus. *Harvard Address,* 1835.


Bancroft, George. An Oration on Democracy, 1836. [PR, 544-62]


Lincoln, Abraham. Lyceum Address, 1837. [PR, 382-89]


Calhoun, John C. Speech on the Reception of Abolitionist Petitions, 1837. [LE, 307-10]

Angelina Grimké to Catherine Beecher, 1837. [LE, 259-61]


O'Sullivan, John. The Democratic Principle, 1837. [PR, 590-609]


Cooper, James Fenimore. The American Democrat, 1838. [PR, 456-62]


Calhoun, John C. "On the Veto Power" [KI, 155-80]

Brownson, Orestes. The Laboring Classes, 1840. [LE, 238-44]

Buckingham, James Silk. America, 8 vols., 1841. [PR, 463-65]

Tocqueville, Alexis de. Letter to Arthur de Gobineau, 1843. [KI, 202-07]


Webster, Daniel. Speech in Defense of the Tariff, 1846. [LE, 178-82]

Whitman, Walt. Editorials in the Brooklyn Daily Eagle, 1846-47. [LE, 200-04]


Mann, Horace. Twelfth Annual Report for Massachusetts Board of Education, 1848. [PR, 427-35]

Thoreau, Henry David. Civil Disobedience, 1849. [LE, 245-56]

Webster, Daniel. Seventh of March Speech, 1850.

Webster, Daniel. Works, 1851. [HA2, 12]

Winthrop, Robert. Addresses and Speeches on Various Occasions, 1852.

Douglass, Frederick. Fourth of July Oration, 1852. [LE, 262-71]
Miscellaneous Writings of Joseph Story, 1852. [HA2, 299-300]


Lincoln, Abraham. Speech on the Dred Scott Decision, 1857. [LE, 221-25]

Phillips, S. The Christian Home as it is in the Sphere of Nature and the Church, 1861. [SL, 4-37]


Brownson, Orestes. The American Republic, 1866.

________. "Liberalism and Progress." [KI, 267-91]

Whitman, Walt. Democratic Vistas, 1871. [LE, 204-08]

Curtis, George Ticknor. Constitutional History of the United States.

Anthony, Susan B. Speech in Defense of Equal Suffrage, 1873. [LE, 257-58]

Foljambe, F. W. Annual Election Sermon, 1876. [HA3, 46-54]

Brown, Henry Arnim. Centennial Oration at Valley Forge, 1878. [HA3, 55-68]

George, Henry. Progress and Poverty, 1879. [LE, 361-69]

Sumner, William Graham. What Social Classes Owe to Each Other, 1883. [LE, 323-30]


Schaff, Philip. *Church and State in the United States*, 1888. [HA2, 35-40]


Dabney, Robert L.


Washington, Booker T. *Atlanta Exposition Address*, 1895. [LE, 342-44]


Beveridge, Albert J. *The March of the Flag*, 1898. [LE, 503-07]

Schurz, Carl. *The Issue of Imperialism*, 1899. [LE, 509-16]


Debs, Eugene V. *Social Party Acceptance Speech*, 1912. [LE, 387-90]

Conwell, Russell. *Acres of Diamond*, 1915. [LE, 337-41]

Burgess, John W. *The Sanctity of Law*. Boston, 1927. [HA2, 143-212]
Kennan, George. The Sources of Soviet Conduct, 1947. [LE, 534-42]

Silving, Helen.

8. Documentary Collections and Source Books


Elliot, Jonathan. The Debates in the Several State Conventions, on the Adoption of the Constitution, as Recommended by the General Convention at Philadelphia in 1787. 2nd ed. 5 vols. Philadelphia: J. B. Lippincott, 1863.

Evans, Charles. American Bibliography.

Gipson, L. H., ed. Old South Leaflets, No. 9.


Handlin, Oscar. The Was America, 1949.


Jensen, Merrill, ed. English Historical Documents: American Colonial Documents to


Moore, Frank, ed. The Patriot Preachers of the American Revolution. 1860.


Richardson, ed. Messages and Papers of the Presidents.


9. Secondary Sources


Berman, Harold J. *Interaction of Law and Religion.*


Dillon, John Forrest. Laws and Jurisprudence of England and America [1894]


Jensen, Merrill. The Articles of Confederation: An Interpretation of the Socio-Constitutional History of the American Revolution, 1774-1781. Madison:
University of Wisconsin Press, 1940.


Kevan, Ernest. The Grace of Law.


________. The Roots of the American Order. La Salle, IL: Open Court, 1974.


________. *The New England Mind*.

Montgomery, John Warwick. *The Shaping of America*. Minneapolis: Bethany
Fellowship, 1976.


_______. Power in the People.


Winfield, Percy H. The Chief Sources of English Legal History. Cambridge, 1925.

Winsor, Justin. Narrative and Critical History of America.


