Record Nr. UNINA9910811031203321 Autore Neely Mark E **Titolo** The fate of liberty: Abraham Lincoln and civil liberties / / Mark E. Neely, Jr New York, : Oxford University Press, 1991 Pubbl/distr/stampa **ISBN** 0-19-972897-6 1-280-44331-6 1-4237-3792-X 1-60129-914-1 Edizione [1st ed.] Descrizione fisica 1 online resource (297 p.) 973.7/092 Disciplina Soggetti Habeas corpus - United States - History - 19th century Civil rights - United States - History - 19th century United States History Civil War, 1861-1865 Law and legislation Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Description based upon print version of record. Includes bibliographical references and indexes. Nota di bibliografia ""Contents""; ""Introduction""; ""1. Actions without Precedent""; ""2. Nota di contenuto Missouri and Martial Law""; ""3. Low Tide for Liberty""; ""4. Arrests Move South""; ""5. The Dark Side of the Civil War""; ""6. Numbers and Definitions""; ""7. The Revival of International Law""; ""8. The Irrelevance of the Milligan Decision""; ""9. The Democratic Opposition""; ""10. Lincoln and the Constitution""; ""Epilogue""; ""Notes""; ""Index of Prisoners of State": ""A"": ""B"": ""C"": ""D"": ""E"": ""F"": ""G"": ""H"": ""I"": ""J"": ""K"": ""L"": ""M"": ""N"": ""O"": ""P"": ""R"": ""S"": ""T"": ""U"": ""V"" ""Index""""A"": ""B"": ""C"": ""D"": ""E"": ""F"": ""G"": ""H"": ""I"": ""J"": ""K"": ""L"": ""M"": ""Ń"": ""Ó"": ""P"": ""Q"": ""R"": ""S"": ""T"": ""Ú"": ""V"": ""W"": ""7"" Sommario/riassunto If Abraham Lincoln was known as the Great Emancipator, he was also the only president to suspend the writ of habeas corpus. Indeed, Lincoln's record on the Constitution and individual rights has fueled a century of debate, from charges that Democrats were singled out for harrassment to Gore Vidal's depiction of Lincoln as an "absolute dictator." Now, in the Pulitzer Prize-winning The Fate of Liberty, one of

America's leading authorities on Lincoln wades straight into this

controversy, showing just who was jailed and why, even as he explores the whole range of Lincoln's constitutional policies. Mark Neely depicts Lincoln's suspension of habeas corpus as a well-intentioned attempt to deal with a floodtide of unforeseen events: the threat to Washington as Maryland flirted with secession, disintegrating public order in the border states, corruption among military contractors, the occupation of hostile Confederate territory, contraband trade with the South, and the outcry against the first draft in U.S. history. Drawing on letters from prisoners, records of military courts and federal prisons, memoirs, and federal archives, he paints a vivid picture of how Lincoln responded to these problems, how his policies were actually executed, and the virulent political debates that followed. Lincoln emerges from this account with this legendary statesmanship intact--mindful of political realities and prone to temper the sentences of military courts, concerned not with persecuting his opponents but with prosecuting the war efficiently. In addition, Neely explores the abuses of power under the regime of martial law: the routine torture of suspected deserters, widespread antisemitism among Union generals and officials, the common practice of seizing civilian hostages. He finds that though the system of military justice was flawed, it suffered less from merciless zeal, or political partisanship, than from inefficiency and the friction and complexities of modern war. Informed by a deep understanding of a unique period in American history, this incisive book takes a comprehensive look at the issues of civil liberties during Lincoln's administration, placing them firmly in the political context of the time. Written with keen insight and an intimate grasp of the original sources, The Fate of Liberty offers a vivid picture of the crises and chaos of a nation at war with itself, changing our understanding of this president and his most controversial policies...