Record Nr. UNINA9910823601103321 Autore Best Stephen Michael Titolo The fugitive's properties: law and the poetics of possession / / Stephen M. Best Pubbl/distr/stampa Chicago,: University of Chicago Press, c2004 **ISBN** 1-282-58469-3 9786612584695 0-226-24111-4 Edizione [1st ed.] Descrizione fisica 1 online resource (375 p.) Disciplina 810.9/3552 American literature - 19th century - History and criticism Soggetti Slavery in literature Fugitive slaves - Legal status, laws, etc - United States Law and literature - History - 19th century African Americans in literature Fugitive slaves in literature Property in literature Race in literature Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Description based upon print version of record. Nota di bibliografia Includes bibliographical references (p. 277-351) and index. Frontmatter -- Contents -- List of Illustrations -- Debts --Nota di contenuto Introduction: The Slave's Two Bodies -- Pro Bono Publico: Chapter Two. The Fugitive's Properties: Uncle Tom's Incalculable Dividend -- Sine Qua Non: Chapter Three. Counterfactuals, Causation, and the Tenses of "Separate but Equal" -- Conclusion: The Rules of the Game -- Notes --Index Sommario/riassunto In this study of literature and law before and since the Civil War. Stephen M. Best shows how American conceptions of slavery, property, and the idea of the fugitive were profoundly interconnected. The Fugitive's Properties uncovers a poetics of intangible, personified property emerging out of antebellum laws, circulating through key nineteenth-century works of literature, and informing cultural forms

such as blackface minstrelsy and early race films. Best also argues that

legal principles dealing with fugitives and indebted persons provided a sophisticated precursor to intellectual property law as it dealt with rights in appearance, expression, and other abstract aspects of personhood. In this conception of property as fleeting, indeed fugitive, American law preserved for much of the rest of the century slavery's most pressing legal imperative: the production of personhood as a market commodity. By revealing the paradoxes of this relationship between fugitive slave law and intellectual property law, Best helps us to understand how race achieved much of its force in the American cultural imagination. A work of ambitious scope and compelling cross-connections, The Fugitive's Properties sets new agendas for scholars of American literature and legal culture.