Session 1: Oakes versus Witt -- The Controversy

1. Oakes, Scorpion’s Sting, intro & ch 4
2. Witt, Lincoln’s Code, pp. 28-32, 49-51, 70-78, 197-249, 256-263, 304-315

Session 2: The Eighteenth-Century Backdrop – The Tradition Through the Jay Treaty

3. The Treaty of Paris, 1783
5. Jay Treaty
6. Hamilton’s Camillus Essays (1795)

Session 3: From the War of 1812 to the Civil War

1. Treaty of Ghent
2. American State Papers: Foreign Relations correspondence
3. Treaty of Ghent, 1814, Article 1
4. American State Papers: Foreign Relations correspondence
5. Excerpt from Memoirs of John Quincy Adams Dec. 1814
6. Excerpt from Memoirs of John Quincy Adams August 1815
7. Excerpt from Memoirs of John Quincy Adams June 1820
8. Excerpt from Diary of John Quincy Adams
10. 19th Century Treatises
11. Excerpt from Commentaries on American Law
12. Excerpt from Elements of International Law
13. Congressional debates
14. Relief of Marigny d’Auterive, claimant of lost slave, 1828
16. Speech of Congressman John Quincy Adams of Massachusetts
18. Lysander Spooner, A Plan for the Abolition of Slavery and to the Non-Slaveholders of the South, 1858
19. Seminole Wars
21. Excerpt from Joshua R. Giddings, Exiles of Florida
22. Congressional Globe, 27th Congress, 2d Session, 21 March 1842
23. Excerpt from William Whiting, The War Powers of the President
24. Military Arrests and Reconstruction of the Union
25. The First Six Months of the Civil War
26. Correspondence from Orville H. Browning to Abraham Lincoln, 9/17/1861
27. The Slave Question: Letter from Major-gen. Butler on the Treatment Of Fugitive Slaves
29. Lincoln/Browning correspondence September 1861

Session 4: The Civil War and Emancipation
1. Oakes Materials on the First Confiscation Act
2. Charles Sumner, Emancipation is Our Best Weapon (Oct. 1861)
3. Armstead Robinson, In the Shadow of Old John Brown: Insurrection Anxiety and
2. George McClellan to Abraham Lincoln, Harrison’s Landing, July 8, 1862
3. The Rightful Power of Congress to Confiscate and Emancipate, 24 MONTHLY LAW
4. Joel Parker, The Character of the Rebellion and the Conduct of the War, NORTH
5. AMERICAN REVIEW, October, 1862
7. Preliminary Emancipation Proclamation
8. Witt Materials on Reactions to Emancipation
9. Final Emancipation Proclamation
10. The Lieber Code: Slavery and race sections
11. Francis Lieber to Benson Lossing, January 21, 1866
12. Henry Wheaton, Elements of International Law (Richard Henry Dana, Jr., ed., 1866)