

INDEX

Marshall (*continued*)

- Du Ponceau (Peter) on, 144
- on Duvall (Gabriel), 325, 327
- on essential function of judges, 198
- federal jurisdiction cases (constitutional)
 - and, 508, 510-523, 526-531, 533-536
- federal jurisdiction cases (nonconstitutional)
 - and, 839-840, 842-846
- federal limitations on state power cases and, 545-552, 555-558, 562-568, 572-573, 575-592
- federal procedure cases and, 850-852
- international law cases and, 885-891, 896-897, 900-901, 903n, 912, 914, 915, 919
- investment in Kentucky land by, 761
- Jefferson (Thomas) and, 369-372
- on Jefferson (Thomas), 522-523
- Johnson (William) and, 372
- linguistic analysis of Constitution by, 8
- on Livingston (Brockholst), 332
- negotiable instruments cases and, 825-826
- offered Supreme Court vacancy, 345
- on Ogden (David), 289
- opinion authorship of, 181, 191-193, 368
- Peters (Richard, Jr.) and, 405, 408, 410-411
- Pinkney (William) and, 247-250, 291
- on Pinkney (William), 243, 244, 247-250
- portrait of, 367-383
- real property cases and, 767-769, 771, 772, 774, 782-783
- on Reporter of the Court position, 389
- slave trade cases and, 688, 689, 697-703
- social life of, 161
- Story (Joseph) and, 100-103, 378-382
- Tazewell (Littleton W.) and, 223-226
- on Washington (Bushrod), 350
- Webster (Daniel) and, 287-288
- Webster (Daniel) on, 247n
- withdrawal from political life, 308
- Marshall, Mary Ambler, 375, 377, 378
- Marshall, S., 917n, 918
- Marshall, Thomas, 758, 759
- Martin, Denny, 166, 167n
- Martin, Eleonora, 230n
- Martin, Luther, 230-241, 290, 543, 545, 601, 706-707
- Martineau, Harriet, 31n
- Maryland, 24n, 543, 545, 551, 552, 656, 660-661, 790, 856-857
- Maryland, University of, 88
- Maryland Court of Appeals, 589
- Mason, F., 689n
- Mason, Jeremiah, 180n, 271, 356, 615
- Mason, William, 105, 106
- Massachusetts, 24, 26, 599, 627n, 661, 664, 667, 753, 838, 867, 917, 922
- Massachusetts Vice Admiralty Court, 442
- McClellan, J., 60n
- McCulloch, James, 238, 543
- McGruder, George, 817-818
- McGruder, Patrick, 817-818
- McIntyre, J., 269n, 270n, 272n, 273n, 274n, 277n, 281n, 282n, 283n, 284n
- McKinley, John 162n, 163
- McLane, Louis, 288n, 617, 901n
- McLean, John, 194n, 294-298, 318, 418, 420-422, 478, 585, 618, 664, 921
 - on Baldwin (Henry), 302
 - federal procedure cases and, 854, 856
 - portrait of, 295-298
 - on property rights, 764
 - racial minority cases and, 690, 724, 732, 739
 - real property cases and, 778
- McLoughlin, W., 716n, 718
- Mechanics institutes, 25-26
- Medical theory and practice, 14-15
- Meigs, W., 161n
- Meredith, William, 475-478
- Metcalf, Simon, 694n
- Meyers, M., 13n
- Miles, E., 738n
- Miller, Henry, 769
- Mills, B., 303n
- Mills, Elijah, 203
- Mills, Peter, 823
- Minnegrode, M., 235n
- Mississippi, 738
- Missouri, 585, 586
- Monroe, James, 56, 309, 310, 313, 487, 879
- Monthly Anthology and Boston Review*, 359
- Moon, Archibald, 775-777
- Moore, Alfred, 333
- Moore, C., 353n
- Morel, John, 701n
- Morgan, Donald, 190
- Murrin, J., 49n
- Nash, A. E. Keir, 685n
- Nashville *Clarion*, 934
- "Nationalist" label, 1

INDEX

- Nathans, Sydney, 267n
- Natchez, Mississippi, *Press*, 933-934
- Natural law, 51, 112, 674-678
- Natural law argument, reconstituted, 675-740
 - American Indian cases, 680-681, 703-740, 970-971
 - Contact Clause cases and, 674-675
 - defined, 676
 - slave trade cases, 677, 678, 680-703, 739-740
 - as source of law, 677-680
- Natural rights, 51, 57, 404, 674-676; *see also* Natural law argument, reconstituted
- Necessary and Proper Clause, 547-548, 553-555, 557-560
- Negotiable instruments cases, 810-828
- Neilson, Peter, 31n
- Nelson, John, 858
- Nettels, C., 22n
- New Hampshire, 613, 626
- New Jersey, 606-607, 627n, 707-708
- New York, 24, 627n, 633, 652, 660, 753, 786-787, 917
- New York American*, 213-214, 522
- New York Commercial Advertiser*, 40n, 573n, 945n
- New York Court of Chancery, 569, 570
- New York Court of Errors, 569, 570
- New York Daily Advertiser*, 931-933, 946-947, 953-955
- New York Evening Post*, 930-932, 945, 960-963
- New York Evening Star*, 344n
- New York High Court of Errors and Appeals, 800
- New York Statesman*, 182n
- Newmyer, R., 162n
- Newspaper commentary, 927-964
- Nicholas, Philip N., 25n
- Niles' Weekly Register*, 505, 581, 688, 715, 928, 930-932, 934-936, 947-949, 952, 955
- Nonconstitutional cases, 9, 971-973
 - composition of Court's docket, 746-752
 - conflict of laws, 836, 858-864
 - contracts and negotiable instruments, 747-749, 794-829, 833
 - corporate law, 749-750, 829-834
 - criminal law and procedure, 751, 836, 864-883
 - federal jurisdiction, 750-751, 837-849
 - federal procedure, 750-751, 849-857
 - international law, 884-926
 - marine insurance, 202, 884-885, 916-923, 926
 - maritime: *see* Maritime cases
 - prize disputes, 744, 884-886, 891-892, 905-916, 924-926
 - real property, 747, 752-794, 833
 - significance of, 741-742, 923-926
 - sources of Court jurisdiction in, 743-746
- Non-Intercourse Act of 1809, 449
- Noonan, J., 696n, 700n, 701n
- Norberg* (ship), 874
- North American Review*, 91, 92, 336-337, 936, 938-943, 951-952, 957
- North Carolina, 24, 754, 761
- Notions of the Americans: Picked Up by a Travelling Bachelor* (Cooper), 11-13, 15, 21, 23-24, 27, 29-31, 33-40, 47, 56n
- Nullification doctrine, 492
- Oakley, Thomas, 571, 572
- Occam, Samson, 613, 615
- Occupying claimant laws, 642
- Ogden, Aaron, 569-571
- Ogden, David, 289, 505, 511
- Ohio, 35, 525-526, 627n, 657, 776, 843, 854
- One and Inseparable: Daniel Webster and the Union* (Baxter), 267n
- Onuf, P., 754n, 756n
- Opinion-of-the-Court practice, 182, 186-189, 191, 193-195
- Opinions; *see also* Cases; names of Justices
 - advocates' influence on, 247-250, 291
 - dissents and concurrences, 187, 193, 317
 - sylogistic reasoning in, 373-374
 - unanimity of, 184-191
- Oral arguments, 182, 203-204, 967
- Oral voting, 26
- Organ, Hector M., 802-803
- Original package doctrine, 582
- Osborn, Ralph, 525
- Otis, Harrison Gray, 121-122, 357
- Otis, James, 599, 682
- Page, William, 429, 432
- Paine, Elijah, 391, 416, 417
- Painter, George, 607
- Pannel, David, 766-767
- Park, J., 917n, 918