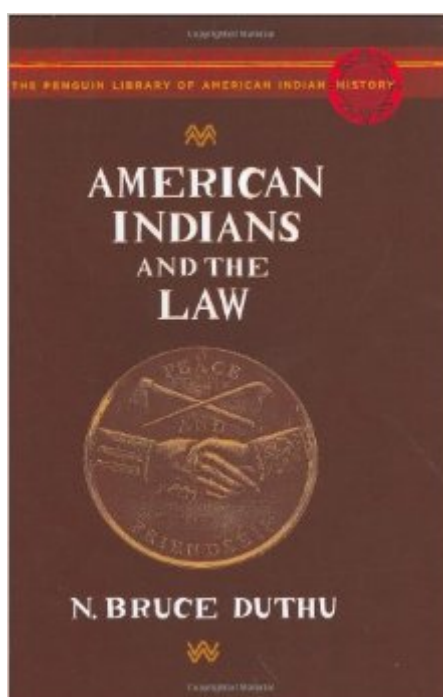


The book was found

American Indians And The Law: The Penguin Library Of American Indian History (Penguin's Library Of American Indian History)



Synopsis

A perfect introduction to a vital subject very few Americans understand-the constitutional status of American Indians Few American s know that Indian tribes have a legal status unique among America's distinct racial and ethnic groups: they are sovereign governments who engage in relations with Congress. This peculiar arrangement has led to frequent legal and political disputes-indeed, the history of American Indians and American law has been one of clashing values and sometimes uneasy compromise. In this clear-sighted account, American Indian scholar N. Bruce Duthu explains the landmark cases in Indian law of the past two centuries. Exploring subjects as diverse as jurisdictional authority, control of environmental resources, and the regulations that allow the operation of gambling casinos, American Indians and the Law gives us an accessible entry point into a vital facet of Indian history. --This text refers to the Paperback edition.

Book Information

Series: Penguin's Library of American Indian History

Hardcover: 304 pages

Publisher: Viking Adult; First Edition edition (January 31, 2008)

Language: English

ISBN-10: 0670018570

ISBN-13: 978-0670018574

Product Dimensions: 5.4 x 1.1 x 7.8 inches

Shipping Weight: 12 ounces

Average Customer Review: 4.8 out of 5 stars Â Â See all reviews Â (5 customer reviews)

Best Sellers Rank: #1,770,879 in Books (See Top 100 in Books) #116 in Â Books > Law >

Administrative Law > Indigenous Peoples #2233 in Â Books > Law > Legal History #2704

in Â Books > Law > Constitutional Law > General

Customer Reviews

This book tells the story of how our government, its legislative bodies and Supreme Court, has dealt with the Indian population whose land we claimed by way of "The Discovery Doctrine." The story is not an easy read because it demonstrates our discomfort in living into American ideals, but the clarity with which Bruce Duthu writes invites the reader to stay with it and possibly finds ways to address in our own time the inconsistencies and the damages our government has wrought.

The author has presented a very reasonable and well-documented view of the legal challenges

faced by Native Americans when trying to maintain their tribal identities and sovereign rights within the restraints of state and federal laws as legislated and as interpreted by the courts, the U.S. Supreme Court in particular. This is a must read for anyone who has an interest in this aspect of our history and concerns about the future direction this nation may take with regard to the legal status and rights of Native Americans in our democratic society.

I learned that tribal legal status began as sovereign [self-government] that differed from that of other cultural groups predating the establishment of the US. In *Johnson v McIntosh* (1823), the Supreme Court applied the 'discovery doctrine' meaning that American Indians became guests in their ancestral lands. Later in that century, Congress subsumed American Indian sovereignty into the scope of national power. *Johnson v McIntosh* is the most important Indian rights opinion ever issued by any court of law in the United States (73)." Although American Indians became citizens (1924), they remained subject to the authority of Congress. The persistence of racism appears in many Indian cases and policies.

I chose "American Indians and the Law" as a follow-up for another in the Viking/Penguin series ("The Cherokee Nation and the Trail of Tears"). Both are well worth reading. They leave me with the question--is it a comfort or a sorrow to learn that politics have often twisted justice throughout the history of the United States?

Good

[Download to continue reading...](#)

American Indians and the Law: The Penguin Library of American Indian History (Penguin's Library of American Indian History) Indian Cooking: for Beginners - Indian Recipes Cookbook 101 - Indian Cuisine - Indian Culinary Traditions (Indian Food Recipes - Indian Food Cookbook for Beginners) American Indians and the Law (The Penguin Library of American Indian History) The Supreme Court and Tribal Gaming: *California v. Cabazon Band of Mission Indians* (Landmark Law Cases and American Society) (Landmark Law Cases & American Society) Challenges and Achievements: The History of Indians in Grenada: Understanding the Indian Experience in a Small Colonial State, 1857-1950 Indian Creek. Arawak site on Antigua, West Indians. 1973 excavation by Yale University and the Antigua Archeological Society Captives among the Indians: Firsthand Narratives of Indian Wars, Customs, Tortures, and Habits of Life in Colonial Times Broken Landscape: Indians, Indian Tribes, and the Constitution The Book of Indian Crafts and Indian Lore: The Perfect Guide to

Creating Your Own Indian-Style Artifacts Holding Our World Together: Ojibwe Women and the Survival of the Community (Penguin's Library of American Indian History) Indians, Oil, and Politics: A Recent History of Ecuador (Latin American Silhouettes) The Lakota Ritual of the Sweat Lodge: History and Contemporary Practice (Studies in the Anthropology of North American Indians) Southwestern Indian Baskets: Their History and Their Makers (Studies in American Indian Art) American Indian Jewelry I: 1200 Artist Biographies (American Indian Art Series) American Indians and the Fight for Equal Voting Rights Banana Fallout: Class, Color, and Culture Among West Indians in Costa Rica (Afro-American Culture & Society) Highland Indians and the State in Modern Ecuador (Pitt Latin American Studies) Hunters of the Northern Forest (American Indians) ENCOUNTERS WITH STAR PEOPLE: Untold Stories of American Indians More Encounters with Star People: Urban American Indians Tells Their Stories

[Dmca](#)