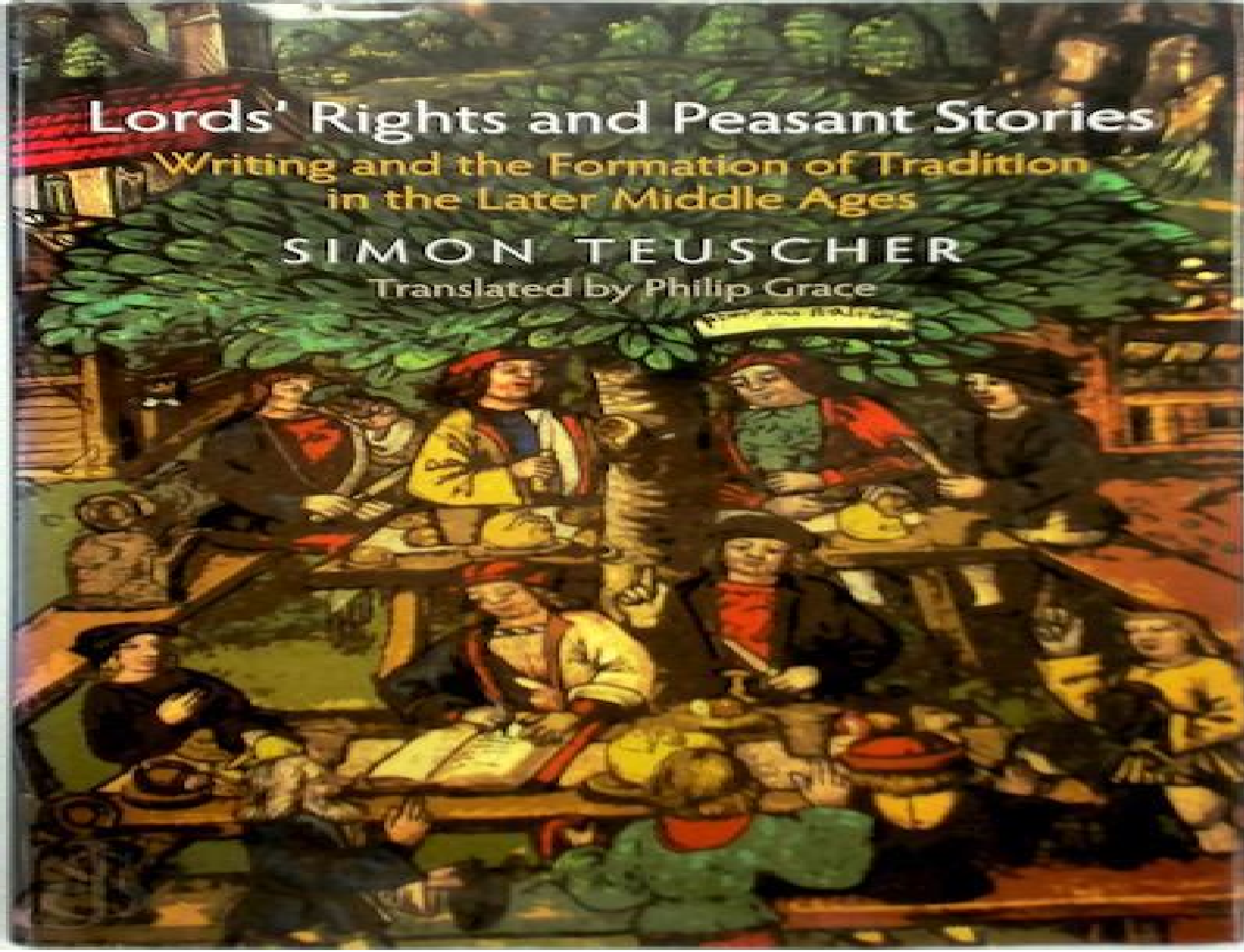


Lords' Rights and Peasant Stories

Writing and the Formation of Tradition
in the Later Middle Ages

SIMON TEUSCHER

Translated by Philip Grace



Lords Rights And Peasant Stories Lords Rights And Peasant Stories

Martyn Rady



Lords Rights And Peasant Stories Lords Rights And Peasant Stories:

Lords' Rights and Peasant Stories Simon Teuscher, 2013-02-12 In the mid nineteenth century Jacob Grimm published a collection of late medieval records of local law called *Weist mer* that was scarcely less comprehensive than his famous collection of fairy tales As with the fairy tales Grimm assumed that before their transcription people had handed these down orally from time immemorial His interest in these customary laws arose from their seemingly folkloristic notions of custom and from their poetic narratives about ritualized encounters between lords and peasants capturing an oral tradition from an unsophisticated time Grimm's readings are still used today as a basis for theories about oral societies in the premodern West and contemporary non Western societies and the modernizing effects of writing As Simon Teuscher contends however those aspects of legal texts that have been considered since Grimm to be vestiges of a traditional preliterate popular culture were eventually rooted in relatively advanced and learned techniques of writing jurisprudence and administration *Lords Rights and Peasant Stories* uses examples from German and French speaking Switzerland to investigate what legal order meant to individuals and to a society at the eve of the early modern period Teuscher deals with legal documents not only as texts but also as objects The book takes the materiality of documents seriously and reconstructs cultural techniques of their production and social practices of their use *Lords Rights and Peasant Stories* suggests the need to rethink master narratives about transitions from oral to literate societies It explores the local dimensions of processes of state formation and the emergence of modern notions of law in western Europe Students of rural society and village organization will find here a discussion of local power distribution that is inspired by social anthropology that looks beyond simple antagonisms between lords and peasants and that insists on the role of state servants and the unconscious effects of their writing practices

Lords' Rights and Peasant Stories Simon Teuscher, 2012-02-03 *Lords Rights and Peasant Stories* suggests rethinking master narratives about transitions from oral to literate societies examining how village laws *Weist mer* were written down

Customary Law in Hungary Martyn Rady, 2015-08-06 This is the first comprehensive treatment in any language of the history of customary law in Hungary from the thirteenth to the twentieth centuries Hungary's customary law was described by Stephen Werboczy in 1517 in the extensive law code known as the *Tripartitum* As Werboczy explained Hungarian law derived from the interplay of Romano canonical law statute written instruments and court judgments It was also responsive however to popular conceptions of the law's content and application as communicated through the lay membership of the kingdom's courts Publication of the *Tripartitum* was intended to make the law more certain by fixing it in writing Nevertheless its text was customized by actual use in the same way as the statute laws of the kingdom were adjusted as a consequence of court practice and of errors in their transmission The reputation attaching to the *Tripartitum* and Hungary's insulation from the Roman Law Reception meant that the *Tripartitum* continued to retain authority until well into the nineteenth century Attempts to replace it foundered and it was the principal text on which the courts and the schools relied

not only in Habsburg Hungary but also in Transylvania Courts nevertheless continued to modify its provisions in the interests of rendering judgments that they deemed either to be right or in conformity with developing practices Even after the establishment of a parliamentary form of government in the nineteenth century a strong customary element attached to Hungarian law which was amplified by the association of customary law with national traditions The consequence was that Hungary maintained aspects of a customary law regime until the Communist period

Memory in Early Modern Europe, 1500-1800 Judith Pollmann, 2017-08-04 For early modern Europeans the past was a measure of most things good and bad For that reason it was also hotly contested manipulated and far too important to be left to historians alone Memory in Early Modern Europe offers a lively and accessible introduction to the many ways in which Europeans engaged with the past and practised memory in the three centuries between 1500 and 1800 From childhood memories and local customs to war traumas and peacekeeping it analyses how Europeans tried to control mobilize and reconfigure memories of the past Challenging the long standing view that memory cultures transformed around 1800 it argues for the continued relevance of early modern memory practices in modern societies

The Clash of Legitimacies Andrea Gamberini, 2018-10-04 The Clash of Legitimacies makes an innovative contribution to the history of the state building process in late medieval Lombardy during the 13th to 15th centuries by illuminating myriad conflicts attending the legitimacy of power and authority at different levels of society Through the analysis of the rhetorical forms and linguistic repertoires deployed by the many protagonists not only the prince but also the cities communities peasants and political factions to express their own ideals of shared political life this volume reveals the depth of the conflicts in which opposing political actors were not only inspired by competing material interests as in the traditional interpretation to be found in previous historiography but also often were guided by differing concepts of authority From this comes a largely new image of the late medieval and early Renaissance state one without a monopoly of force as has been shown in many studies since the 1970s and one that did not even have the monopoly of legitimacy The limitations of attempts by governors to present the political principles that inspired their acts as shared and universally recognized are revealed by a historical analysis firmly intent on investigating the existence in particular territorial or social ambits of other political cultures which based obedience to authority on different and frequently original ideals

Recounting Deviance Jörg Rogge, 2016-05-15 How do historical sources narrate or recount deviance Is there a relationship between the manner in which divergent behaviour is recounted and the type of source in which this behaviour is presented The articles present examples of the recounting of deviance by using amongst others sources such as chronicles travel accounts and court records from 15th century England 15th 16th century Germany 17th century Spain 17th 18th century Venice and 17th 18th century Italy and France It can be asserted that different types of narrative patterns to recount deviance occur intermingled in the cases discussed

The Routledge History of the Domestic Sphere in Europe Joachim Eibach, Margareth Lanzinger, 2020-12-29 This book addresses the multifaceted history of the domestic sphere in Europe from

the Age of Reformation to the emergence of modern society By focusing on daily practice interaction and social relations it shows continuities and social change in European history from an interior perspective The Routledge History of the Domestic Sphere in Europe contains a variety of approaches from different regions that each pose a challenge to commonplace views such as the emergence of confessional cultures of private life and of separate spheres of men and women By analyzing a plethora of manifold sources including diaries court records paintings and domestic advice literature this volume provides an overview of the domestic sphere as a location of work and consumption conflict and cooperation emotions and intimacy and devotion and education The book sheds light on changing relations between spouses parents and children masters and servants or apprentices and humans and animals or plants thereby exceeding the notion of the modern nuclear family This volume will be of great use to upper level graduates postgraduates and experienced scholars interested in the history of family household social space gender emotions material culture work and private life in early modern and nineteenth century Europe

The Inner Life of Catholic Reform Ulrich L. Lehner, 2022 The Inner Life of Catholic Reform offers a longue durée overview of the sentiments and spiritual ideas of the 250 year long time span from the ending of the Council of Trent to the Catholic Enlightenment known as Catholic Reform

The Politics of Making Kinship Erdmute Alber, David Warren Sabean, Simon Teuscher, Tatjana Thelen, 2022-12-09 The long tradition of Western political thought included kinship in models of public order but the social sciences excised it from theories of the state public sphere and democratic order Kinship has however neither completely disappeared from the political cultures of the West nor played the determining social and political role ascribed to it elsewhere Exploring the issues that arise once the divide between kinship and politics is no longer taken for granted The Politics of Making Kinship demonstrates how political processes have shaped concepts of kinship over time and conversely how political projects have been shaped by specific understandings idioms and uses of kinship Taking vantage points from the post Roman era to early modernity and from colonial imperialism to the fall of the Berlin Wall and beyond this international set of scholars place kinship centerstage and reintegrate it with political theory

Medieval Europe Chris Wickham, 2016-10-15 A spirited history of the changes that transformed Europe during the 1 000 year span of the Middle Ages A dazzling race through a complex millennium Publishers Weekly The millennium between the breakup of the western Roman Empire and the Reformation was a long and hugely transformative period one not easily chronicled within the scope of a few hundred pages Yet distinguished historian Chris Wickham has taken up the challenge in this landmark book and he succeeds in producing the most riveting account of medieval Europe in a generation Tracking the entire sweep of the Middle Ages across Europe Wickham focuses on important changes century by century including such pivotal crises and moments as the fall of the western Roman Empire Charlemagne's reforms the feudal revolution the challenge of heresy the destruction of the Byzantine Empire the rebuilding of late medieval states and the appalling devastation of the Black Death He provides illuminating vignettes that underscore how shifting social economic and political

circumstances affected individual lives and international events and offers both a new conception of Europe's medieval period and a provocative revision of exactly how and why the Middle Ages matter. Far ranging, fluent and thoughtful of considerable interest to students of history. writ large and not just of Europe. Kirkus Reviews starred review. Includes maps and illustrations.

Vernacular Law Ada Maria Kuskowski, 2022-11-03 Custom was fundamental to medieval legal practice. Whether in a property dispute or a trial for murder the aggrieved and accused would go to lay court where cases were resolved according to custom. What custom meant however went through a radical shift in the medieval period. Between the twelfth and thirteenth centuries custom went from being a largely oral and performed practice to one that was also conceptualized in writing. Based on French lawbooks known as *coutumiers* Ada Maria Kuskowski traces the repercussions this transformation in the form of custom from unwritten to written and in the language of law from elite Latin to common vernacular had on the cultural world of law. Vernacular Law offers a new understanding of the formation of a new field of knowledge authors combined ideas experience and critical thought to write lawbooks that made disparate customs into the field known as customary law.

Associative Political Culture in the Holy Roman Empire Duncan Hardy, 2018-08-21 What was the Holy Roman Empire in the fourteenth to sixteenth centuries? At the turning point between the medieval and early modern periods this vast Central European polity was the continent's most politically fragmented. The imperial monarchs were often weak and distant while a diverse array of regional actors played an autonomous role in political life. The Empire's obvious differences compared with more centralized European kingdoms have stimulated negative historical judgements and fraught debates which have found expression in recent decades in the concepts of fractured territorial states and a disjointed imperial constitution. *Associative Political Culture in the Holy Roman Empire* challenges these interpretations through a wide ranging case study of Upper Germany the southern regions of modern day Germany plus Alsace Switzerland and western Austria between 1346 and 1521. By examining the interactions of princes prelates nobles and towns comparatively *Associative Political Culture in the Holy Roman Empire* demonstrates that a range of actors and authorities shared the same toolkit of technologies rituals judicial systems and concepts and configurations of government. Crucially Upper German elites all participated in leagues alliances and other treaty based associations. As frameworks for collective activity associations were a vital means of enabling and regulating warfare justice and arbitration and even lordship and administration. On the basis of this evidence *Associative Political Culture in the Holy Roman Empire* offers a new and more coherent depiction of the Holy Roman Empire as a sprawling community of interdependent elites who interacted within the framework of a shared political culture.

The Uncertain World of Renaissance Geneva and Savoy Mathieu Caesar, 2025-10-01 Uncertainty and instability affected Geneva and the Duchy of Savoy since the mid fifteenth century. French and Swiss expansionism had turned Savoy into part of a long geopolitical fault line running from the North Sea to the Mediterranean along the border between France and the Empire. In Geneva and partially in other towns of Piedmont and the Pays de Vaud this instability

fuelled urban factionalism confessional conflicts but also wider discussions about the ways in which society could be reformed Conflicts were in the end the consequence of a struggle about the best political and religious option to reduce uncertainty The Uncertain World of Renaissance Geneva and Savoy looks at how political life worked in a time of great instability seeking to answer a straightforward but not easy question how did people face and react to political and religious uncertainty

Corruption, Protection and Justice in Medieval Europe Jonathan R. Lyon, 2022-11-24 What was an advocate Latin advocatus German Vogt in the middle ages What responsibilities came with the position and how did they change over time With this ground breaking study Jonathan R Lyon challenges the standard narrative of a medieval Europe of feudalism and lordship being replaced by a modern Europe of government bureaucracy and the state By focusing on the position of advocate he argues for continuity in corrupt practices of justice and protection between 750 and 1800 This book traces the development of the role of church advocate from the Carolingian Period onwards and explains why this position became associated with the violent abuse of power on churches estates When other types of advocates became common in and around Germany after 1250 including territorial and urban advocates they were not officeholders in developing bureaucracies Instead they used similar practices to church advocates to profit illicitly from their positions calling into question scholarly arguments about the decline of violent lordship and the rise of governmental accountability in European history

Information Ann Blair, Paul Duguid, Anja-Silvia Goeing, Anthony Grafton, 2021-01-26 A landmark history that traces the creation management and sharing of information through six centuries Thanks to modern technological advances we now enjoy seemingly unlimited access to information Yet how did information become so central to our everyday lives and how did its processing and storage make our data driven era possible This volume is the first to consider these questions in comprehensive detail tracing the global emergence of information practices technologies and more from the premodern era to the present With entries spanning archivists to algorithms and scribes to surveilling this is the ultimate reference on how information has shaped and been shaped by societies Written by an international team of experts the book s inspired and original long and short form contributions reconstruct the rise of human approaches to creating managing and sharing facts and knowledge Thirteen full length chapters discuss the role of information in pivotal epochs and regions with chief emphasis on Europe and North America but also substantive treatment of other parts of the world as well as current global interconnections More than 100 alphabetical entries follow focusing on specific tools methods and concepts from ancient coins to the office memo and censorship to plagiarism The result is a wide ranging deeply immersive collection that will appeal to anyone drawn to the story behind our modern mania for an informed existence Tells the story of information s rise from 1450 through to today Covers a range of eras and regions including the medieval Islamic world late imperial East Asia early modern and modern Europe and modern North America Includes 100 concise articles on wide ranging topics Concepts data intellectual property privacy Formats and genres books databases maps newspapers scrolls and rolls social media

People archivists diplomats and spies readers secretaries teachers Practices censorship forecasting learning political reporting translating Processes digitization quantification storage and search Systems bureaucracy platforms telecommunications Technologies cameras computers lithography Provides an informative glossary suggested further reading a short bibliography accompanies each entry and a detailed index Written by an international team of notable contributors including Jeremy Adelman Lorraine Daston Devin Fitzgerald John Paul Ghobrial Lisa Gitelman Earle Havens Randolph C Head Niv Horesh Sarah Igo Richard R John Lauren Kassell Pamela Long Erin McGuirl David McKitterick Elias Muhanna Thomas S Mullaney Carla Nappi Craig Robertson Daniel Rosenberg Neil Safier Haun Saussy Will Slauter Jacob Soll Heidi Tworek Siva Vaidhyanathan Alexandra Walsham and many more The Cambridge Constitutional History of the United Kingdom: Volume 2, The Changing Constitution Peter Cane, H. Kumarasingham, 2023-08-17 Featuring contributions from leading scholars of history law and politics this path breaking work traces the development of the United Kingdom's constitution from Anglo Saxon times and explores its role in the creation exercise and control of public power Essays in Volume Two entitled The Changing Constitution examine the development of the constitution from the departure of the Romans up to the present day and beyond Together the two volumes form the first wide ranging history of the constitution to be published for more than 50 years By its cross disciplinary approach taking account of the latest legal political and historical scholarship on the constitution it fills a large gap in the literature of the constitution and in political thought and British history Far From the Truth Michiel van Groesen, Johannes Müller, 2023-12-28 Information and knowledge were essential tools of early modern Europe's global ambitions This volume addresses a key concern that emerged as the competition for geopolitical influence increased how could information from afar be trusted when there was no obvious strategy for verification How did notions of doubt develop in relation to intercultural encounters Who were those in the position to use misinformation in their favour and how did this affect trust How in other words did distance affect credibility and which intellectual and epistemological strategies did early modern Europe devise to cope with this problem The movement of information and its transformations in the process of gathering ordering and disseminating makes it necessary to employ both a global and a local perspective in order to understand its significance The rise of print leading to various new forms of mediation played a crucial role everywhere inspiring theories of modernization in which media served as agents of new connections and eventually of globalization Paradoxically during the entire period between 1500 and 1800 the demise of distance through various strategies of verification coincided with constructions of otherness that emphasized the cultural and geographical difference between Europe and the worlds it encountered Ten leading scholars of the early modern world address the relationship between distance information and credibility from a variety of perspectives This volume will be an essential companion to those interested in the history of knowledge and early modern encounters as well as specialists in the history of empire and print culture The Open Access version of this book available at <http://www.taylorfrancis.com> has been

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Neighbours and strangers Bernhard Zeller, Charles West, Francesca Tinti, Marco Stoffella, Nicolas Schroeder, Carine van Rhijn, Steffen Patzold, Thomas Kohl, Wendy Davies, Miriam Czock, 2020-03-24 This book explores social cohesion in rural settlements in western Europe from 700 1050 asking to what extent settlements or districts constituted units of social organisation It focuses on the interactions interconnections and networks of people who lived side by side neighbours Drawing evidence from most of the current western European countries the book plots and interrogates the very different practices of this wide range of regions in a systematically comparative framework It considers the variety of local responses to the supra local agents of landlords and rulers and the impact such as it was of those agents on the small scale residential group It also assesses the impact on local societies of the values instructions and demands of the wider literate world of Christianity as delivered by local priests

The Routledge Handbook of Medieval Rural Life Miriam Müller, 2021-10-26 The Routledge Handbook of Medieval Rural Life brings together the latest research on peasantry in medieval Europe The aim is to place peasants as small scale agricultural producers firmly at the centre of this volume as people with agency immense skill and resilience to shape their environments cultures and societies This volume examines the changes and evolutions within village societies across the medieval period over a broad chronology and across a wide geography Rural structures families and hierarchies are examined alongside tool use and trade as well as the impact of external factors such as famine and the Black Death The contributions offer insights into multidisciplinary research incorporating archaeological as well as landscape studies alongside traditional historical documentary approaches across widely differing local and regional contexts across medieval Europe This book will be an essential reference for scholars and students of medieval history as well those interested in rural cultural and social history

Negotiations of Gender and Property through Legal Regimes (14th-19th Century) , 2021-04-26 This volume explores familial wealth arrangements and gendered property from the fourteenth to the nineteenth centuries in Italian German and Austrian territories including Florence Trento Tyrol and Vienna Nordic countries Western Pyrenees and England Family property as capital in the form of houses land movables financial assets and rights were of great importance in the past Arrangements of such property were characterised by a high degree of negotiating competence but likewise they entailed competition between the parties involved and were highly conflict prone Fifteen contributors from Austria Finland France Germany Italy and the UK address different marital property regimes in relation to the practices and legal regulations of inheritance patterns with consideration to inter familial negotiation conflict and resolution Contributors are Marie Pierre Arrizabalaga Laura Casella Isabelle Chabot Siglinde Clementi Simona Feci Ellinor Forster Andrea Griesebner Christian Hagen Margareth Lanzinger Janine Maegraith Silvia Mattivi Beatrice Moring Craig Muldrew Regina Sch fer and Georg Tschannett

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