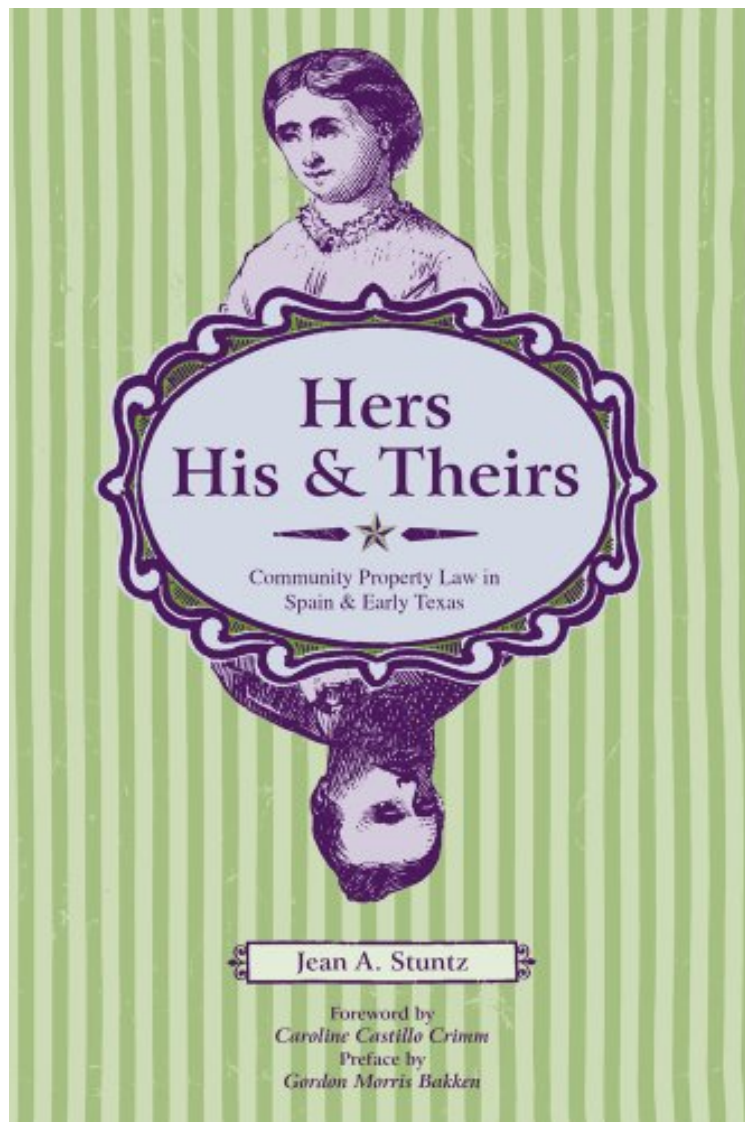


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Hers, His, and Theirs: Community Property Law in Spain and Early Texas (American Liberty and Justice)

Jean A. Stuntz

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Jean A. Stuntz : Hers, His, and Theirs: Community Property Law in Spain and Early Texas (American Liberty and Justice) before purchasing it in order to gage whether or not it would be worth my time, and all praised Hers, His, and Theirs: Community Property Law in Spain and Early Texas (American Liberty and Justice):

0 of 0 people found the following review helpful. Five StarsBy DCanoGreat condition of the book.... Not so sure about

the information in the book 2 of 2 people found the following review helpful. Excellent explanation of Texas Property rights and where they came from. By Syd Savvy I am an attorney who specializes in real estate. Texas spousal property rights are very confusing to some -- especially those who move here from out of state. I believe it is just a great system, even though more elaborate than most states. Customers frequently ask me -- why are you listing my married state on my deed? Well, because it matters! I recommend that Texans with real property questions (land) read this book, in fact, I wish everyone who lived in Texas would read it and gain understanding. 1 of 3 people found the following review helpful. Spanish v. British: Women's Historical Worth By JAN The research in this book proves why I value our New World Spanish founding fathers--and have little admiration for their British counterparts--when it comes to their historical treatment of women. British men obviously liked their women in servitude. Had they not, centuries before 1776, they could have looked to Spain as a model for gender equity in their legal system. Spanish women came to the New World with separate legal identities. They could own and manage property, maintain ownership of properties brought into a marriage, and write their own legally-binding wills. English women, by comparison, forfeited to their husbands whatever they owned prior to marriage and, when it came to gains, house included, had no legal claim to what they helped to accumulate during the marriage. Spanish women, on the other hand, had community property laws which gave them access, with or without the husband's approbation, to material gains during a marriage. Amazing fact: Spanish men possessed the wisdom to legally empower their women with the dignity and respect they deserved. And this was centuries before British men saw the light--delivered via a 2x4 to their dense heads.

In the mid-1700s, in the tiny villa of San Fernando de Bxar, on the northern fringes of the Spanish Empire in North America, Hispanic women had legal rights that would have astonished their British counterparts half a continent to the east. Under Spanish law, even in the sparsely settled land that would one day become Texas, married women could own property in their own names. They could control and manage not only their own property but even that of their husbands. And if their property rights were infringed, they could seek redress in the courts. from the introduction Through court cases and legal documents, Hers, His, and Theirs explores the evolution of Castilian law during the Spanish Reconquest and how those laws came to the New World and Texas. Looking carefully at why the Spanish legal system developed so differently from any other European system and why it survived in Texas even after settlement by Anglos in the 1830s, Jean A. Stuntz discusses what this system of community property offered that English common law did not, and why this aspect of married women's property rights has not been well studied.

"In the mid-1700s, in...the Spanish Empire in North America, Hispanic women had legal rights that would have astonished their British counterparts....Under Spanish law ...married women could own and manage property in their own names....And if their property rights were infringed, they could seek redress in the courts." About the Author Jean A. Stuntz teaches Texas and Spanish borderlands history at West Texas AM University, in Canyon. Trained in the law, she now specializes in women's history of the Southwest.