

Religion in the Mirror of Law

Eastern European Perspectives
from the Early Modern Period to 1939

Edited by
Yvonne Kleinmann
Stephan Stach
Tracie L. Wilson

Copy-edited by
David Dichelle



Vittorio Klostermann
Frankfurt am Main
2016

Contents

Acknowledgements	VII
-------------------------	-----

Note on Transliteration	VIII
--------------------------------	------

Yvonne Kleinmann, Stephan Stach, and Tracie L. Wilson Reflections on the Meanings of Religious Belonging in Eastern European Legal Culture: An Introduction	IX
--	----

Imagining Law – Imagining Society

Jürgen Heyde Polemics and Participation: Anti-Jewish Legislation in the Polish Diet in the 16 th Century and its Political Context... ..	3
---	---

Anna Juraschek Shylock as a Symbol of the Disenfranchised Jew – A Comparative Study of Karl Emil Franzos' and Rudolf von Jhering's Legal Thinking	21
---	----

Jana Osterkamp »Imagined Law« and »Imagined Communities«: Confessional Collectives and their Ideas for a Federal Habsburg Partition of Galicia	41
--	----

Tracie L. Wilson Emergent Law: Women's Charity and Anti-Trafficking Associations as Sites for Enacting Social Reform	61
---	----

Shifts in Political Rule and the Reorganization of Law

Angela Rustemeyer Blasphemy's Long Shadow: Confessional, Legal, and Institutional Conflict in the Tsarist Partition of Poland under Catherine II	89
---	----

Oksana Leskiv Trust and Conflict: Relations between Ruthenian Priests and Peasants in 19 th -Century Galicia	109
--	-----

Hanna Kozińska-Witt	
Austrian Law, Krakovian Habitus, and Jewish Community: The Construction of New Local Hierarchies in Habsburg Galicia	127

Stephan Stach	
The Institute for Nationality Research (1921–1939) – A Think Tank for Minority Politics in Poland?	149

Competing Laws – Competing Loyalties

Dror Segev	
Enlightenment versus Religious Law: Debating Jewish Burial in the Hebrew Press of Late Imperial Russia	183

Vladimir Levin	
Civil Law and Jewish Halakhah: Problems of Coexistence in the Late Russian Empire	213

Liliana Hentosh	
Competing Loyalties in Galicia: The Challenges Facing Metropolitan Andrei Sheptytskyi after the Disintegration of the Habsburg Empire	241

Ethno-Religious Coexistence in Legal Norm and Practice

Anat Vaturi	
Voivodes and their Office as Agents of the Law in Christian-Jewish Coexistence: The Example of Early Modern Krakow... ..	263

Yvonne Kleinmann	
How to Safeguard a Town Constitution in Early Modern Poland: A Case Study on the Legal Status of Christians and Jews	283

Maria Cieśla	
The Other Townsfolk: The Legal Status and Social Positions of the Jews in Cities of the Grand Duchy of Lithuania in the 17 th and 18 th Centuries... ..	307

Eugene M. Avrutin	
Economic Entanglements and Neighborly Disputes in the Northwest Provinces of the Russian Empire	329

Notes on Contributors	347
------------------------------	-----