Charles C. Marshall Papers
A Finding Aid to the Collection in the Library of Congress

Manuscript Division, Library of Congress
Washington, D.C.
2012

Contact information:
http://hdl.loc.gov/loc.mss/mss.contact

Additional search options available at:
http://hdl.loc.gov/loc.mss/eadmss.ms012147

LC Online Catalog record:
http://lccn.loc.gov/mm77022509

Prepared by Paul T. Heffron
Collection Summary
Title: Charles C. Marshall
Span Dates: 1886-1968
Bulk Dates: (bulk 1927-1937)
ID No.: MSS22509
Creator: Marshall, Charles C.
Extent: 2,000 items ; 27 containers plus 1 oversize ; 10.5 linear feet
Language: Collection material in English
Location: Manuscript Division, Library of Congress, Washington, D.C.
Summary: Lawyer. Correspondence, notes, scrapbooks, book manuscripts, reprints, and newspaper clippings relating primarily to Marshall's controversy in 1927 with Alfred Emanuel Smith over the qualifications of a Roman Catholic for the presidency of the United States. Other topics include church-state questions and the Calvert controversy in seventeenth-century Maryland.

Selected Search Terms
The following terms have been used to index the description of this collection in the Library's online catalog. They are grouped by name of person or organization, by subject or location, and by occupation and listed alphabetically therein.

People
Baltimore, Charles Calvert, Lord, 1637-1715.
Barrett, E. Boyd (Edward Boyd), 1883- --Correspondence.
Calvert family.
Coudert, Frederic R. (Frederic René), 1871-1955--Correspondence.
Dodd, Frank Courtenay, 1875-1968--Correspondence.
Gillis, James M. (James Martin), 1876-1957--Correspondence.
Lehmann, L. H. (Leo Herbert), 1895-1974--Correspondence.
Lippmann, Walter, 1889-1974--Correspondence.
Lloyd, Arthur Selden, 1857-1936--Correspondence.
Marshall, Charles C.
Parsons, Wilfrid, 1887-1958--Correspondence.
Smith, Alfred Emanuel, 1873-1944.
Williams, Michael, 1878-1950--Correspondence.

Organizations
Catholic Church.

Subjects
Church and state.
Freedom of religion.
Presidents--United States--Election--1928.

Places
Maryland--History--Colonial period, ca. 1600-1775

Occupations
Lawyers.

Administrative Information
Provenance
The papers of Charles C. Marshall, lawyer, were given to the Library of Congress his daughter, Mrs. Roswell Barratt, in 1969.
**Processing History**

The papers of Charles C. Marshall were arranged and described in 1970. The finding aid was revised in 2012.

**Copyright Status**


**Access and Restrictions**

The papers of Charles C. Marshall are open to research. Researchers are advised to contact the Manuscript Reading Room prior to visiting. Many collections are stored off-site and advance notice is needed to retrieve these items for research use.

**Preferred Citation**

Researchers wishing to cite this collection should include the following information: Container number, Charles C. Marshall Papers, Manuscript Division, Library of Congress, Washington, D.C.

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**Biographical Note**

<table>
<thead>
<tr>
<th>Date</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>1860, June 19</td>
<td>Born, Poughkeepsie, N.Y.</td>
</tr>
<tr>
<td>1880</td>
<td>Entered Columbia College, New York, N.Y.</td>
</tr>
<tr>
<td>1882</td>
<td>Graduated Columbia University Law School, New York, N.Y.</td>
</tr>
<tr>
<td></td>
<td>Admitted to New York Bar</td>
</tr>
<tr>
<td>1889</td>
<td>Became member of the law firm of William D. Shipman and William C. Choate</td>
</tr>
<tr>
<td>1890</td>
<td>Married Abby A. Story</td>
</tr>
<tr>
<td>1900</td>
<td>Joined firm of Marshall, Moran, and Williams</td>
</tr>
<tr>
<td>1906</td>
<td>Retired from active legal practice</td>
</tr>
<tr>
<td>1927</td>
<td>Published “An Open Letter to the Honorable Alfred E. Smith,” <em>Atlantic Monthly</em></td>
</tr>
<tr>
<td>1928</td>
<td>Published <em>The Roman Catholic Church in the Modern State.</em> New York: Dodd, Mead, and Co.</td>
</tr>
<tr>
<td>1938, June 9</td>
<td>Died, Millbrook, N.Y.</td>
</tr>
</tbody>
</table>

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**Scope and Content Note**

The papers of Charles C. Marshall (1860-1938), span the years 1886-1968, with the bulk of the material concentrated in the period 1927-1937. The collection consists of correspondence, notes, scrapbooks, reprints, and newspaper clippings and is organized into seven series: General Correspondence, Scrapbooks, Book Manuscripts, Calvert Controversy, Printed Matter, Miscellany, and Oversize.

Marshall was known for his controversy in 1927 with Alfred E. Smith over the qualifications of a Roman Catholic for president of the United States. In “An Open Letter to the Honorable Alfred E. Smith” in the *Atlantic Monthly*, Marshall suggested that there was an irreconcilable conflict between the dogmas of the Catholic Church and the American
Constitution. Smith answered Marshall in the May issue of the same journal denying that his religious beliefs conflicted with the Constitution and at the same time proclaiming his adherence to the principle of separation of church and state.

The correspondence which this controversy evoked is of interest for a study of one aspect of the 1928 presidential election as well as for students of the church-state problem in the United States. Of further interest on the latter subject is the correspondence relating to Marshall’s book *The Roman Catholic Church in the Modern State*, first published in 1928 and revised in 1931.

Marshall was an active layman in what was known as the Catholic Church of the Anglican Church, and this interest is represented in the papers. His deep interest in the early history of religious freedom in this country is seen in the material that he assembled in the Calvert controversy in seventeenth-century Maryland.


**Arrangement of the Papers**

This collection is arranged in seven series:

- General Correspondence, 1886-1968
- Scrapbooks, 1927-1931
- Book Manuscripts
- Calvert Controversy, 1928-1935
- Printed Matter
- Miscellany
- Oversize
## Description of Series

<table>
<thead>
<tr>
<th>Container</th>
<th>Series</th>
<th>Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>BOX 1-10</td>
<td><strong>General Correspondence, 1886-1968</strong></td>
<td>Letters sent and received. Arranged chronologically by year and therein alphabetically by name of correspondent.</td>
</tr>
<tr>
<td>BOX 11-18</td>
<td><strong>Scrapbooks, 1927-1931</strong></td>
<td>Bound volumes of correspondence, notes, writings, clippings, and miscellaneous material. Organized chronologically.</td>
</tr>
<tr>
<td>BOX 19</td>
<td><strong>Book Manuscripts</strong></td>
<td>Holograph and typewritten drafts of chapters and other book-length material on church-state relations. Organized by writing.</td>
</tr>
<tr>
<td>BOX 20</td>
<td><strong>Calvert Controversy, 1928-1935</strong></td>
<td>Correspondence, notes, writings, printed matter, and miscellaneous material relating to the question of religious tolerance in colonial Maryland. No arrangement.</td>
</tr>
<tr>
<td>BOX 21-28</td>
<td><strong>Printed Matter</strong></td>
<td>Published articles and books. No arrangement.</td>
</tr>
<tr>
<td>BOX 29-30</td>
<td><strong>Miscellany</strong></td>
<td>Notes, memoranda, clippings. Arranged by type of material.</td>
</tr>
<tr>
<td>BOX OV 1</td>
<td><strong>Oversize</strong></td>
<td>Scrapbooks. Arranged according to the series and container from which the volumes were removed.</td>
</tr>
</tbody>
</table>
# Container List

<table>
<thead>
<tr>
<th>Container</th>
<th>Contents</th>
</tr>
</thead>
</table>
| BOX 1-10  | General Correspondence, 1886-1968  
Letters send and received.  
Arranged chronologically by year and therein alphabetically by name of correspondent. |
| BOX 1     | 1886-1926  
BOX 1     | 1927  
BOX 1     | A-G  
BOX 2     | H-Q  
BOX 3     | 1928  
BOX 3     | A-N  
BOX 4     | O-W  
BOX 5     | 1929  
BOX 5     | A-J  
BOX 6     | K-W  
BOX 7     | 1930  
BOX 8     | 1931-1932  
BOX 9     | 1933-1935  
BOX 10    | 1936-1968, undated |
| BOX 11-18 | Scrapbooks, 1927-1931  
Bound volumes of correspondence, notes, writings, clippings, and miscellaneous material.  
Organized chronologically. |
| BOX 11    | 1927-1928  
BOX 12    | 1928-1929  
BOX 13    | 1928  
BOX 14    | 1929-1931  
BOX 15    | 1930  
BOX 16    | 1927-1928 [See Oversize](#)  
BOX 17    | 1927-1928 [See Oversize](#)  
BOX 18    | 1928 [See Oversize](#) |
| BOX 19    | Book Manuscripts  
Holograph and typewritten drafts of chapters and other book-length material on church-state relations.  
Organized by writing. |
| BOX 19    | Holograph and handwritten drafts of writings on church-state relations |
| BOX 20    | Calvert Controversy, 1928-1935  
Correspondence, notes, writings, printed matter, and miscellaneous material relating to the question of religious tolerance in colonial Maryland.  
No arrangement. |
### Calvert Controversy, 1928-1935

<table>
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<tr>
<th>Container</th>
<th>Contents</th>
</tr>
</thead>
<tbody>
<tr>
<td>BOX 20</td>
<td>Clippings, notes, writings, printed matter, and miscellany, 1928-1935</td>
</tr>
</tbody>
</table>
| BOX 21-28 | **Printed Matter**  
Published articles and books.  
No arrangement. |
| BOX 21-28 | Articles and books |
| BOX 29-30 | **Miscellany**  
Notes, memoranda, and clippings.  
Arranged by type of material. |
| BOX 29-30 | Notes, memoranda, clippings, printed matter, and other material |
| BOX OV 1 | **Oversize**  
Scrapbooks.  
Arranged according to the series and container from which the volumes were removed. |
| BOX OV 1 | Scrapbooks |
| BOX OV 1 | 1927-1928 (Container 16) |
| BOX OV 1 | 1927-1928 (Container 17) |
| BOX OV 1 | 1928 (Container 18) |