



No Treason, Vol. 6: The Constitution of No Authority (Classic Reprint)

Lysander Spooner

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Excerpt from No Treason, Vol. 6: The Constitution of No Authority


The Constitution has no inherent authority or obligation. It has no authority re obligation at all, unless as a contract between man and man. And it does not so much as even purports, at most, to be only a contract between persons living eighty years ago. And it can be supposed to have been a contract the only between persons who had already come to years of discretion, so as to be competent to make reasonable and obligatory contracts. Furthermore, we know, historically, that only a small portion even of the people then existing were consulted on the subject or asked, or permitted to express either their consent or dissent in any formal manner. Those persons, if any, who did give their consent formally, are all dead now. Most of them have been dead forty, fifty, sixty, or seventy years. And the Constitutions, so far as it was their contract, died with them. They had no natural power or right to make it obligatory upon their children. It is not only plainly impossible, in the nature of things, that they could bind their posterity, but they did not even attempt to bind them.

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