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By Elbert William Robinson Ewing

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Excerpt: . VI. OBITER DICTA AND THE OPINION. . That some part of the opinion of the court is an obiter dictum, has been widely believed since the first effort to find an excuse for repudiating the binding and conclusive force of what the court had done. Taney and the others went out of their way to deliver a series of obiter dicta, is a statement that has long been the favorite weapon with which the attempt is made to defend the North--for the great numbers therein of the same mind make it proper to speak of it as a whole-- against the nullification to which that section and the Northwest largely surrendered when the court by its famous decision blasted the legal hopes of the movement for free Territories for white people only. It is believed, as this representative writer goes on to explain, that...

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