

# Guide to the Papers of Francis X. Busch



**Auburn University at Montgomery**  
**Archives and Special Collections**  
Montgomery, Alabama

**Written By:**  
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## Collection Summary

Creator:	Francis X. Busch
Title:	The Francis X. Busch Papers
Dates:	1963-1975
Quantity:	2 Hollinger record cartons, 2 Hollinger letter sized boxes
Identification:	06/7
Contact Information:	AUM Library Archives & Special Collections P.O. Box 244023 Montgomery, AL 36124-4023 Ph: (334) 244-3213 Email: archives@mail.aum.edu

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## Administrative Information

Preferred Citation	Francis X. Busch Papers, Auburn University Montgomery Library, Archives & Special Collections.
Acquisition Information	The Francis X. Busch Papers were donated to the Special Collections department of the AUM Library by Nick Georgiannis. Mr. Georgiannis bought the papers at an estate sale in Wetumpka Alabama where Mr. Busch resided after retirement.
Processing Information	Jason Kneip, Archivist/Special Collections Librarian (2003); Samantha McNeilly, Archives Assistant (2006)

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## Restrictions

### **Restrictions on access**

There are no restrictions on access to these papers.

### **Restrictions on usage**

Researchers are responsible for addressing copyright issues on materials not in the public domain.

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## Biography\*

Francis Xavier Busch was born May 9, 1879 in Detroit, Michigan. He grew up in rural Michigan and developed an early interest in the law by spending his afternoons around the county courthouse. Lacking the funds for formal study of law, Mr. Busch went to Chicago at the age of 16 in 1895, studied shorthand and became a court stenographer. He served an apprenticeship in a local law office and studied at night school. In 1901, Busch was admitted to the Chicago bar. He quickly became one of Chicago's leading trial lawyers with a practice that included both civil and criminal work. Later in his life, Busch was prominent in legal education affairs and wrote several books on highly publicized trials. Busch was also a close friend of the renowned trial lawyer Clarence Darrow. In the 1920s while Darrow was defending labor leaders accused of violence out West, Busch took over his civil practice.

Busch held a number of local offices and headed the legal division of the nation's second largest city as corporation counsel of Chicago in the 1920's and early 30's. Busch also served as Attorney for Chicago Board of Election Commissioners in 1922, and from 1929-30 Busch served as President of the Chicago Bar Association. Mr. Busch also served as delegate to several Democratic National Conventions.

He was among the founders of the law college at DePaul University where he taught and became its first Dean of the Evening Division in 1912. From 1916-1925, Busch served as Dean for the entire law school when the day and evening divisions were merged.

In the 1940's and early 50's, Mr. Busch devoted increasing time to writing legal textbooks, including a six-volume treatise on jury trial tactics. His works on popular trials, published by the Bobbs-Merrill Company as a "notable American Trial" series, included "They Escaped the Hangman", which dealt in part with the Hall-Mills triangle murder case. Another volume, called "Prisoners at the Bar" recounted the trial of Nicola Sacco and Bartholomew Vanzetti, the trial of Richard Loeb and Nathan Leopold for the murder of Robert Franks in Chicago in 1924, and the trial of Bruno Richard Hauptmann for the kidnapping and murder of Charles A. Lindbergh Jr. in New Jersey in 1935. One book, called "Guilty or Not Guilty" dealt in part with the perjury trial of Alger Hiss in New York in 1949-50. Still another, "Enemies of the State" recounted the trials of Mary E. Surratt for complicity in the assassination of Lincoln; Albert Fall in the Teapot Dome scandal, Al Capone for income-tax evasion, and Julius and Ethel Rosenberg for betraying atomic secrets.

In 1903, Mr. Busch married Jeanette Morrison and they had four children. Twenty years after her death in 1912, he married Jean Mapes Lucas, a member of a prominent Alabama political family of the 19<sup>th</sup> century. It was through her that he came to retire near Wetumpka, whose town library each year received a gift of about 200 books from Mr. Busch in order to make room in his home for those he would read during the coming year. Mr. Busch died on November 28, 1975 in Montgomery, Alabama at the age of 96.

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\*information taken from Obituary appearing in Montgomery Advertiser November 29, 1975.

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## Scope and Contents

This collection consists of several versions of an unpublished manuscript entitled "The Marseillaise: The Story of a Song and the Soldier-Poet who Wrote it", also two other unpublished manuscripts tentatively titled "Tallien" and "Direct Examination of Medical Witnesses". The latter manuscripts are mostly complete versions, while the former has several working versions of the manuscript. Due to the volume of works in progress of the "Marseillaise" manuscript, they have been broken into fourteen (14) versions; some being more complete than others. Care was taken to keep the various versions together instead of trying to integrate them into one version. This was done to show the progression of the work and the author's thought process while writing the drafts. There are several shifts in the manuscript's progression that can be seen in the addition and removal (or reworking) of chapters.

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## Arrangement

The material is arranged into the following Series:

Series I.

Manuscript of "Direct Examination of Medical Witnesses" and related research notes.

Series II.

Personal correspondence, reviews and related material of "Law & Tactics in Jury Trials", and notes for a possible book about Oscar Wilde.

Series III.

Drafts of "The Marseillaise: The Story of a Song and the Soldier-Poet who Wrote it" and related research notes. (The drafts have been divided into fourteen (14) different versions (some more complete than others) and are identified as such (M2, M3, M4, etc).

Series IV.

Draft of "Tallien" manuscript and related research notes.

## Inventory

### Series I

Box #	Folder #	Description
1	1	Legal materials "Direct examination of Medical Witnesses"
1	2	"Direct examination of Medical Witnesses" outline
1	3	Legal materials: research materials
1	4	Legal materials: correspondence
1	5	"Direct examination of Medical Witnesses" Ch. 1
1	6	Ch. 2
1	7	Ch. 3
1	8	Ch. 4
1	9	Ch. 5
1	10	Ch. 6 (omitted chapter)
1	11	Ch. 7
1	12	Ch. 8
1	13	Ch. 9
1	14	Ch. 10
1	15	Ch. 11
1	16	Ch. 12
1	17	Ch. 13
1	18	Ch. 14
1	19	Ch. 15

1	20	Ch. 16
1	21	Ch. 17
1	22	Ch. 18
1	23	Ch. 19
1	24	Ch. 20
1	25	Ch. 21
1	26	Ch. 22
1	27	Ch. 23
1	28	Ch. 24
1	29	Ch. 25
1	30	Ch. 26
1	31	Ch. 27
1	32	Ch. 28
1	33	Ch. 29
1	34	Ch. 30
1	35	Ch. 31
1	36	Index
		<b>SERIES II</b>
1	37	Personal: Illinois State Bar Association Award
1	38	Personal: correspondence—"Law & Tactics in Jury Trials"
1	39	Personal: correspondence—Misc.
1	40	Legal Materials: Reviews of "Law & Tactics in Jury Trials"
1	41	Legal Materials: Publication of "Direct Examination of Medical Witnesses"
1	42	Personal: correspondence—"When it Comes to Murder"
1	43	Legal material: Scopes Trial
1	44	Legal material: "Law & Tactics in Jury Trials" corrections
1	45	Misc.
1	46	Misc. "Law & Tactics in Jury Trials"
1	47	Misc. Oscar Wilde notes & research for book
1	48	Personal: Bio information & obituary

<b>Box #</b>	<b>Folder #</b>	<b>Description</b>
1.2	1	Discarded pages: "Direct Examination of Medical Witnesses"
1.2	2	Misc. research material

<b>Box #</b>	<b>Folder #</b>	<b>Description</b>
1.3	1	Chapter 6 "Direct Examination of Medical Witnesses"
1.3	2	Chapter 7

1.3	3	Chapter 8 "Direct Examination of Medical Witnesses"
1.3	4	Chapter 9 "Direct Examination of Medical Witnesses"
1.3	5	Chapter 11 "Direct Examination of Medical Witnesses"
1.3	6	Chapter 12 "Direct Examination of Medical Witnesses"
1.3	7	Chapter 13 "Direct Examination of Medical Witnesses"
1.3	8	Chapter 17 "Direct Examination of Medical Witnesses"
1.3	9	Chapter 24 "Direct Examination of Medical Witnesses"
1.3	10	Unidentified chapter "Direct Examination of Medical Witnesses"
1.3	11	Misc. files

Box #	Folder #	Description
		<b>SERIES III</b>
2	1	"Marseillaise"—Ch. 1 <i>A Song is Born</i>
2	2	Ch.2 <i>The Song Comes to Paris</i>
2	3	Ch.3 <i>The Song of Insurrection</i>
2	4	Ch.4 <i>Brave Words and Grievous Punishment</i>
2	5	Ch.5 <i>The Song as the Accompaniment of Murder</i>
2	6	Ch.6 <i>The Song goes into Battle</i>
2	7	Ch.7 <i>The Mounting Terror</i>
2	8	Ch.8 <i>The Song of the Terror</i>
2	9	Ch.9 <i>The Terror—Full Tide</i>
2	10	Ch.10 <i>Thermidor</i>
2	11	Ch.11 <i>After Thermidor—the Song meets Competition</i>
2	12	Ch.12 <i>Affair of Quiberon</i>
2	13	Ch.13 <i>Affair of Vendemaire</i>
2	14	Ch.14 <i>Affair of Brumaire</i>
2	15	Ch.15 <i>La Femme Fatale</i>
2	16	Ch.16 <i>Days of Imperial Glory</i>
2	17	Ch.17 <i>Days without Glory</i>
2	18	Ch.18 <i>The Song is Heard for 100 Days</i>
2	19	Ch.19 <i>Kings Come &amp; Go: the Song Survives</i>
2	20	Ch.20 <i>Another Napoleon Bans the Song</i>
2	21	Ch.21 <i>The Song Triumphant</i>
2	22	Ch.21 chapter reworked with WWII ending
2	23	<b>M2</b> Ch. 1 <i>A Song is Born</i>
2	24	Ch. 20 <i>The Song Returns to Battle</i>
2	25	Ch. 21 <i>The Tragic Era</i>
2	26	Ch. 22 <i>The Song of Resistance</i>
2	27	Ch. 23 <i>The Song of the Fighting French</i>
2	28	<b>M3</b> Chapters 2, 7, 9, 11-14, 18(2), 19, 20 ,22 all are untitled

2	29	<b>M4</b> Unidentified chapters
2	30	<b>M5</b> Unidentified chapters
2	31	<b>M6</b> Ch. 7 untitled
2	32	Synopsis Ch. 4-23
2	33	Ch. 8-10; <i>The Song of Terror; The Terror—Full Tide; Festival of the Supreme Being</i>
2	34	Ch. 14 <i>Affair of Vendemaire</i>
2	35	Ch. 17 <i>Days of Imperial Glory</i> ; and reworked as <i>Days without Glory</i>
2	36	Ch. 18 <i>The Song is Heard for 100 Days</i>
2	37	Ch. 22 <i>The Song Triumphant</i>
2	38	<b>M7</b> Ch. 1-7; The Country is in Danger; A Song is Born; The Song Comes to Paris; The Song of Insurrection; Song of Blood & Death; Song Goes into Battle; Requiem of a King
2	39	Ch. 8-9; Supreme Sacrifice; Song of Martyrdom
2	40	Ch. 10-11; Song of Carnage; Song of Retribution
2	41	Ch. 13 Requiem of a Republic
2	42	Ch. 14-15; The Dawn of the Day of Glory; The (? Can't read) and the Glory
2	43	Ch. 16-19; The Song is Heard for 100 Days; Kings Come & Go: the Song remains; Another Napoleon bans the Song; Song Re-consecrated
2	44	<b>M8</b> Ch. 19-21, appendix I, II, and sources; no title for 19; Another Napoleon bans the Song; Siege of Paris: the Song Returns
2	45	<b>M9</b> Ch. 1-5; The Fatherland is in Danger; A Song is Born; Song Comes to Paris; Song on August 10 <sup>th</sup> ; Song of Blood & Death
2	46	<b>M10</b> Ch. 8 Supreme Sacrifice
2	47	Ch.9 Song of Martyrdom
2	48	Ch.10 Song of Carnage
2	49	Ch.11 Song of Retribution
2	50	Ch.12 The Jacobins Claim the Song
2	51	Ch.13 Requiem of the Republic
2	52	Ch.14 Day of Glory
2	53	Ch.15 Song is Heard for 100 Days
2	54	Ch.16 Kings Come & Go: the Song Remains
2	55	Ch.17 Another Napoleon bans the Song
2	56	Ch.18 Song Re-consecrated
2	57	Ch.19 Song Returns to Battle
2	58	Ch.20 The Tragic Era
2	59	Ch.21 Song of Resistance
2	60	Ch.22 Song of the Fighting French
2	61	Ch.23 Liberation: The Song Triumphant



2	62	<b>M11</b> Ch. 1 incomplete, untitled
2	63	Ch. 7 untitled
2	64	Ch. 8 Song of Sacrifice
2	65	Ch. 9 Song of Martyrdom
2	66	<b>M12</b> Ch.3 Song of Insurrection
2	67	Ch.4 Brave Words
2	68	Ch.5 They Sang as They Killed
2	69	Ch.6 Song goes into Battle
2	70	Ch.7 The Mounting Terror
2	71	Ch.8 Song of the Terror
2	72	Ch.9 The Terror—Full Tide
2	73	Ch.10 Festival of the Supreme Being: Robespierre's Finest Hour
2	74	Ch.11 Thermidore: the Fall of Robespierre
2	75	Ch.12 Reaction after Thermidore
2	76	Ch.13 Affair of Quiberon
2	77	Ch.14 Affair of Vendemaire
2	78	Ch.15 Affair of Brumaire
2	79	Ch.16 Rouget de Lisle disgrace: the Song is Stilled
2	80	Ch.17 Day without Glory
2	81	Ch.18 The Song is Heard for 100 Days
2	82	Ch.19 Kings Come & Go: the Song remains
2	83	<b>M13</b> Ch.4-7; Song of Insurrection; Blood and Death Accompany the Song; Song goes into Battle; Requiem of a King
2	84	Outline Ch. 4-23
2	85	Synopsis of Ch. 7-22
2	86	Misc. unidentified pages
2	87	Marseillaise sheet music
2	88	Research notes
2	89	Research notes, table of contents
2	90	Research notes (legal folder on side of box)

**Boxes 3-4**

Box #	Folder #	Description
3	1	Marseillaise book cover (draft)
3	2	<b>M14</b> Song of Carnage -1-
3	3	Song of Carnage -2-
3	4	Ch.5 Blood & Death Accompany the Song

3	5	Ch.6 Song goes into Battle
3	6	Ch.8 Supreme Sacrifice
3	7	Ch.9 Song of Martyrdom
3	8	Ch.10 Song of Retribution
3	9	Ch.11 Song of Retribution –reworked
3	10	Ch.12 The Jacobins Claim the Song
3	11	Ch.13 Requiem of a Republic
3	12	Ch.13 Requiem of a Revolution (possible rewrite or new ch.)
3	13	Ch.14 Day of Glory
3	14	Ch.15 The Song is Heard for 100 Days
3	15	Ch.16 Kings Come & Go: the Song Remains
3	16	Ch.17 Another Napoleon bans the Song
3	17	Ch.20 The Tragic Era
3	18	Ch.21 The Song of Resistance
3	19	Ch.22 The Song of the Fighting French
3	20	Ch.23 Liberation: The Song Triumphant
3	21	Research notes
		<b>SERIES IV</b>
4	1	"Tallien" Ch. 1
4	2	Ch. 2-3
4	3	Ch. 4
4	4	Ch. 5
4	5	Ch. 6
4	6	Ch. 7
4	7	Ch. 8
4	8	Ch. 9
4	9	Ch. 10
4	10	Ch. 11
4	11	Ch. 12
4	12	Ch. 13
4	13	Ch. 14
4	14	Ch. 15
4	15	Ch. 16
4	16	Ch. 17
4	17	Ch. 18-19
4	18	Ch. 20
4	19	Ch. 21
4	20	Ch. 22
4	21	Ch. 23
4	22	Ch. 24
4	23	Ch. 25
4	24	Research notes* -1-
4	25	* 2
4	26	* 3
4	27	* 4
4	28	* 5

<b>4</b>	<b>29</b>	* 6
<b>4</b>	<b>30</b>	* 7
<b>4</b>	<b>31</b>	* 8
<b>4</b>	<b>32</b>	* 9
<b>4</b>	<b>33</b>	Misc. unidentified pages