

Books, Manuscripts and Ephemera on Law and Related Fields

America, Great Britain & Europe
16th to 20th Centuries

CATALOGUE 96

DISNEY'S
VIEW OF
ANCIENT
LAWS

Books, Manuscripts and Ephemera on Law and Related Fields

America, Great Britain & Europe

16th to 20th Centuries

CATALOGUE 96



N° 100

Highlights include:

- ♥ a handsome copy of Blackstone's edition of Magna Carta (Item 13)
- ♥ a rare 1518 Lyon imprint of a notable canon-law handbook (Item 45)
- ♥ a suffrage pamphlet signed by Susan B. Anthony (Item 3)
- ♥ an 18th-century account book of a notable New York attorney (Item 63)
- ♥ a 1774 American imprint of Care's *English Liberties* (Item 22)

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Exterior Front Cover: Items (clockwise) 75, 9, 49, 19, 79, 64, 13, 69, 46, 86, 45.
Exterior Rear Cover: Item 22.
Interior Front Cover: Item 32.
Interior Rear Cover: Items 73, 3.

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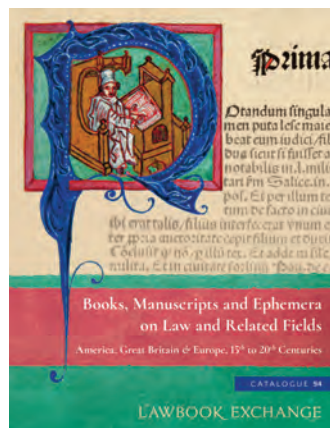
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See pages 73–74
for an index
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us to provide additional specific
images not shown here
or on our website.

COMPREHENSIVE DIGEST OF THE LAWS OF THE HOLY ROMAN EMPIRE

1. ANDLER, FRANZ FRIEDRICH
VON [1617–1703].

Corpus Constitutionum Imperialium, das ist: Alle deß Heiligen Römischen Reichs Auffgerichte Reichs- und Deputations-Abschied, Zusambt der Guldenenen Bull, Concordatis Germaniae, Reichs- Hoff-Raths- und Cammer- Gerichts- auch Kayser Caroli V. peinlicher Halß-Gerichts-Ordnung, Reichs-Matricul de Anno 1521. Und deren Enderung, Passawischen Vertrag, wie Nicht Weniger dem Pragerischen und Münsterischen Frieden-Schluß u. Kayserl. Wahl-Capitulation; dem Alphabet Nach, In Gute Ordnung Gebracht, Dass Jede Materi, Aus allen Solchen Constitutionen Ausgezogen, Auf Einmal Gantz Bysammen Gefunden Werden Kann.

Regensburg: Gedruckt in Leonhardt Christophen Lochners Buch-Druckerey, 1675. [viii], 1457 pp. Main title page preceded by copperplate pictorial title page. Two tables, one misbound after p. 796 rather than before p. 877. Folio (12-3/4" x 8").



Contemporary speckled vellum, blind rules to boards, raised bands and lettering piece to spine. Some rubbing to extremities, minor chipping to head of spine, corners bumped, joints just starting at ends, pictorial title page mounted, early repair to lower corner of title page. Woodcut head-pieces and decorated initials. Some toning, internally clean. \$2,500.

SECOND EDITION. Andler was a state official in Schwarzenberg and a counselor to the Holy Roman Emperor. First published in 1673, *Corpus Constitutionum Imperialium* is a comprehensive digest of the laws governing the Holy Roman Empire. Later editions were published in 1700 and 1704. All are scarce in North America. OCLC locates no copies of the first edition, 2 of the second (at Harvard and Yale Law Schools), 2 of the third (at Harvard and UC-Berkeley Law Schools) and no copies of the fourth. The two tables in the second edition are usually bound so they fold out, but they are not bound that way in our copy. BMC 1:648.

AN 1850 HANDBOOK FOR ASPIRING LAWYERS

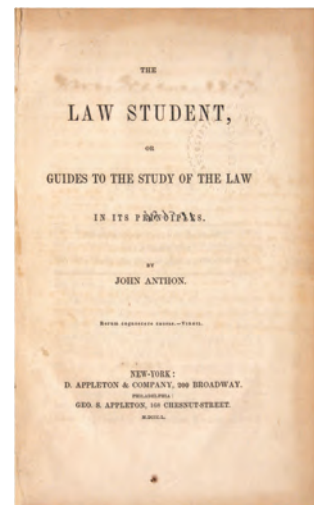
2. ANTHON, JOHN [1784–1863].

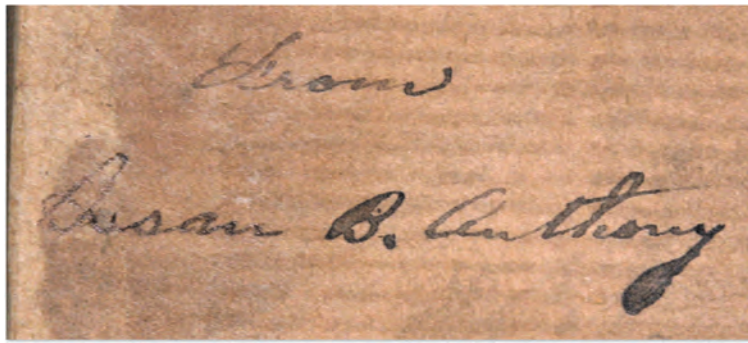
The Law Student, Or Guides to the Study of the Law in Its Principles.

New York: D. Appleton & Company, 1850. [ii], [3]–384 pp. Octavo (9-1/2" x 6").

Later library cloth, red and black lettering pieces and paper shelf label to spine. Some soiling, light shelfwear and a few tiny stains, some rubbing and chipping to lettering pieces, front free endpaper, title page and following leaf just beginning to detach. Moderate toning to exterior, occasional contemporary annotations and underling in ink, some with bleed-through or burn through, faint embossed library stamp to title page, a few library marks to verso. \$500.

ONLY EDITION. Anthon was a lawyer in New York and the author of several widely used treatises, including *American Precedents of Declarations* (1802), *The Law of Nisi Prius* (1809) and *An Analytical Abridgment of the Commentaries of Sir William Blackstone* (1809), an introductory "nutshell" for students. Cohen 8583.





INSCRIBED BY SUSAN B. ANTHONY

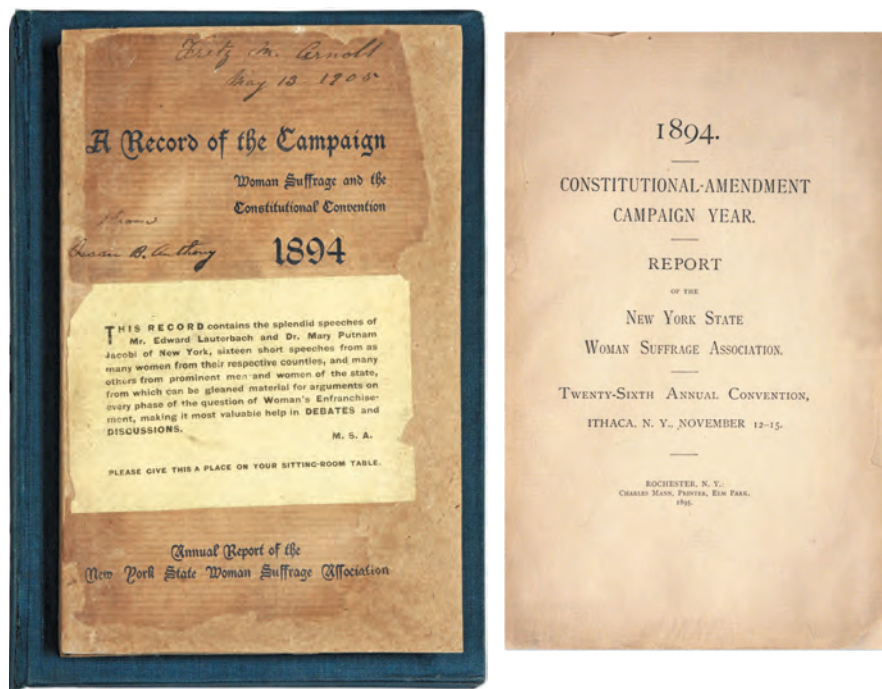
3. [ANTHONY, SUSAN B. (1820–1906)].
NEW YORK STATE WOMAN SUFFRAGE ASSOCIATION.

1894, Constitutional-Amendment Campaign Year, Report of the New York State Woman Suffrage Association, Twenty-Sixth Annual Convention, Ithaca, N.Y., November 12–15.

Rochester, NY: Charles Mann, Printer, 1895. 242, [6] pp. Final 6 pages are advertisements, mostly for suffragist events, organizations and publications. Octavo (9-1/2" x 6-1/4").

Softbound pamphlet in restored printed wrappers, deckle edges, "From Susan B. Anthony" and owner signature to front wrapper, moderate toning to text, chips and tears to margins of a few leaves. Item housed in moderately worn cloth clamshell box. \$5,000.

THE 1894 NEW YORK STATE constitutional convention offered an opportunity for suffragists to press for state enfranchisement. The 26th annual convention of the New York State Woman Suffrage Association was devoted to the creation of a plan to realize this goal. As decided at the convention, Susan B. Anthony, Elizabeth Cady Stanton toured the state to collect signatures for a suffrage petition that they planned to present to the constitutional convention. Nearly 600,000 people, out of a state population of roughly 2,500,000, signed the petition. It was presented but it failed to bring about a suffrage amendment. Women would not be able to vote in New York until 1917. *See inside rear cover.*



THE FINAL TERRITORIAL COMPILATION OF THE LAWS OF ARKANSAS

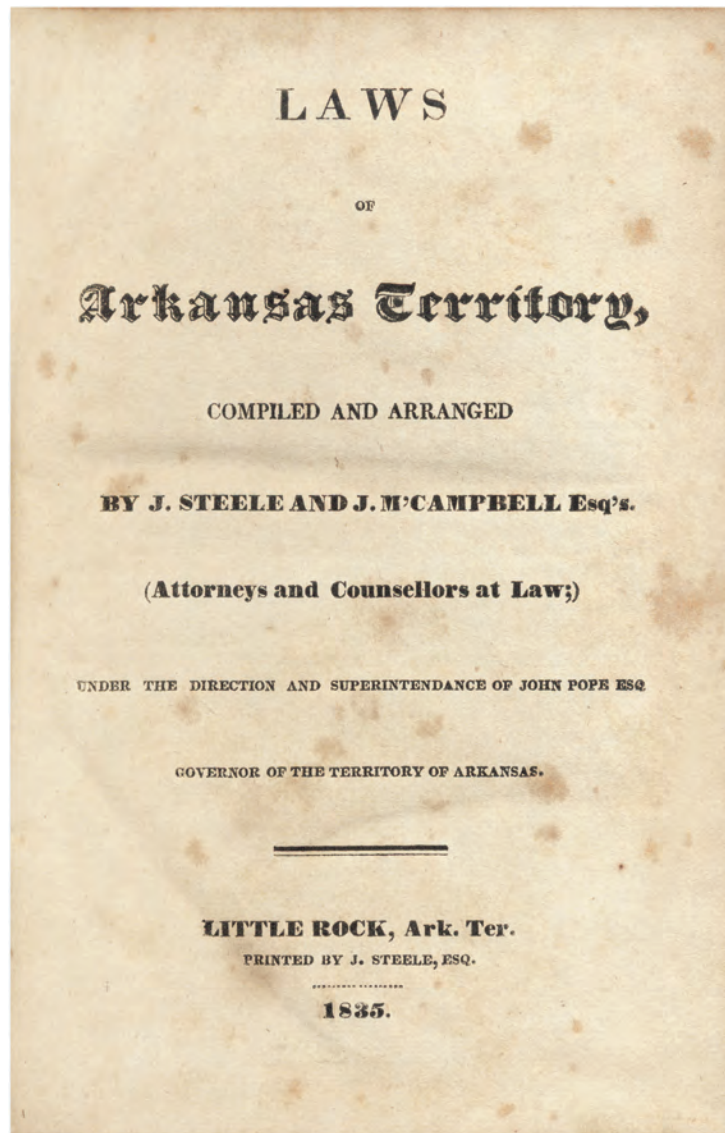
4. [ARKANSAS].
STEELE, J.
M'CAMPBELL, J[AMES].

Laws of Arkansas Territory.

Little Rock, Ark. Ter.: Printed by J. Steele, 1835. [iv], 562, [12] pp. Octavo (7-1/2" x 5").

Contemporary calf, blind fillets to boards, lettering piece and early owner label (Pettit & Pettit) to spine. Light rubbing to extremities, light scuffing to boards, spine abraded with wear along joints and spine ends, hinges cracked. Toning and foxing text, light browning in places, internally clean. \$2,000.

ORIGINALLY PART OF THE Territory of Louisiana, then the Territory of Missouri, Arkansas Territory was established in 1819. It became a state in 1836. The first territorial compilation, a brief 149-page volume that included statutes of Missouri, was published in 1821. Steele and Campbell's alphabetically digested compilation was the second and last published during the territorial period. As indicated by such sections as Indians, Slaves and Vice and Immorality, it offers an interesting perspective on Arkansas when it was beginning its transition from a territory to a state. Babbitt 16.



BENTHAM'S MAIN WORK ON EDUCATION

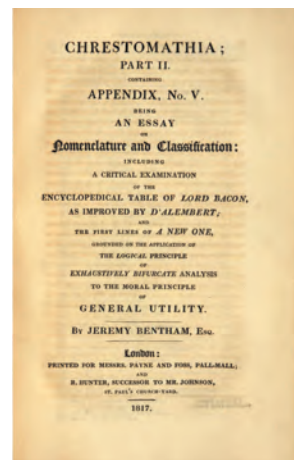
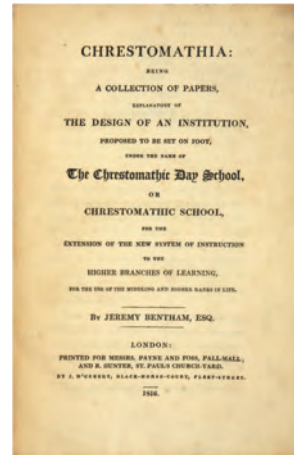
5. BENTHAM, JEREMY [1748–1832].

Chrestomathia: Being a Collection of Papers, Explanatory of the Design of an Institution, Proposed to be Set on Foot, Under the Name of the Chrestomathic Day School, Or Chrestomathic School, For the Extension of the New System of Instruction to the Higher Branches of Learning, for the Use of the Middling and Higher Ranks in Life.

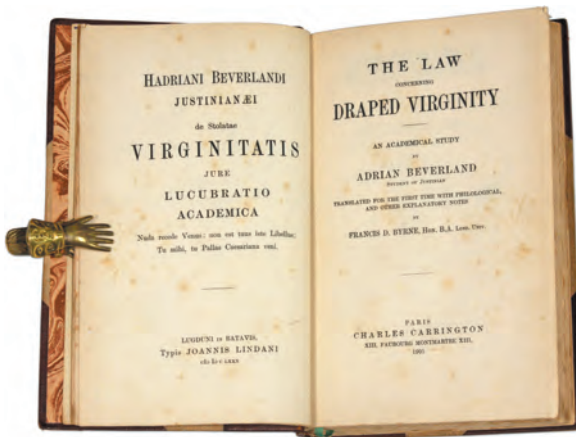
London: Printed for Messrs. Payne and Foss, 1816–1817. Two volumes in one. [iv], [iii]–vi, [ii], [ix]–xxi, [iii], ix–x, 68, 24, [69]–98; [v], iv, 99–347 pp. Five folding tables. In Volume I, Contents, pp. ix–x misbound after [ii]; Chrestomathic Tables, Table II, and its table, pp. 1–24, misbound before Appendix to Chrestomathia, [69]–98 pp., duplicate half-title bound before ix–x. Text complete. Octavo (8-3/4" x 5-3/4").

Later three-quarter cloth over marbled boards, calf lettering piece to spine, top-edge gilt, deckle fore and bottom-edges. Light rubbing and to boards, small chip to rear board, moderate rubbing to extremities with some wear to corners, hinges just starting at ends. Some toning to text, light foxing in places, a few minor tears and creases to tables, library stamp to verso of title page and margins of a few leaves. \$900.

FIRST COMPLETE EDITION, preceded in 1815 by a privately printed edition of Part I. "Bentham's main work on education. It was written in order to set out the curriculum and methods to be taught at a new secondary day school for the children of the 'middling and higher ranks in life of society.' The work grew out of the controversy on education including Bell and Lancaster in early nineteenth-century England, and was an attempt to apply the 'monitorial system' to that secondary day school.": *Bibliographical Catalogue of the Works of Jeremy Bentham* C1.



FINE-PRESS EDITION OF A LICENTIOUS SEVENTEENTH-CENTURY "TREATISE" ON FEMALE VIRGINITY AND "SEXUAL LUBRICITY"



6. BEVERLAND, ADRIAN (HADRIAN) [c.1654–1712].

BYRNE, FRANCIS D., EDITOR AND TRANSLATOR.

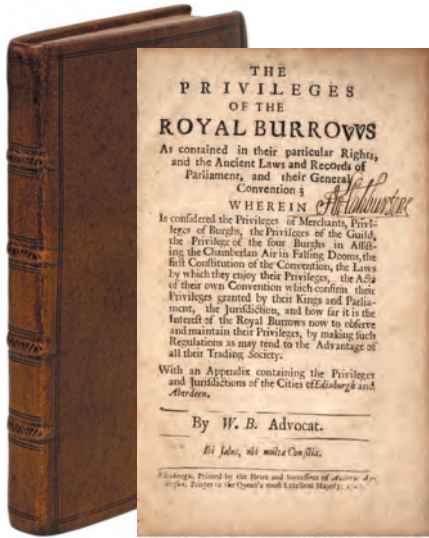
The Law Concerning Draped Virginitie. An Academic Study by A Student of Justinian. Translated for the First Time with Philological, And Other Explanatory Notes.

Paris: Charles Carrington, 1905. xxxix, 475 pp. Latin text and English translation on facing pages, reproduction of original title page reading: *Hadriani Beverlandi Justinianaei de Stolatae Virginitatis Jure Lucubratio Academica* (Leiden, 1680).

Contemporary three quarter morocco over patterned boards, raised bands, gilt title and gilt ornaments to spine, top-edge gilt, marbled endpapers, ribbon market. A few nicks and tiny stains to boards, light rubbing to extremities, owner bookplate to front pastedown, light foxing in a few places. \$500.

FROM AN EDITION OF 500, "issued for private circulation amongst students of philology and anthropology and adult collectors of literary curiosities only," this copy not numbered. Originally published in 1680, this mock treatise offers an "academic lucubration on woman's propensity for sexual lubricity." Its mock-legalistic discourse is enlivened with numerous references to modern and classical literature, with an emphasis, as one would expect, on Ovid and Juvenal.

ONE OF TWO EARLY WORKS ON THE SCOTTISH GILD MERCHANT



7. B[LACK], W[ILLIAM].

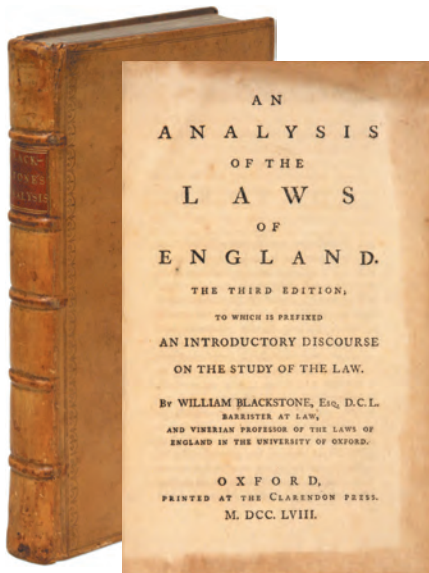
The Privileges of the Royal Burrows as Contained in Their Particular Rights, And the Ancient Laws and Records of Parliament, And Their General Conventions; Wherein is Considered the Privileges of Merchants, Privileges of Burghs, The Privileges of the Guld, The Privileges of the Four Burghs in Assisting the Chamberlan Air in Falsing Doooms, The First Constitution of the Convention, The Laws by Which They Enjoy Their Privileges, The Acts of Their Own Convention Which Confirm Their Privileges Granted by Their Kings and Parliament, The Jurisdiction and How Far It is the Interest of the Royal Burrows Now to Observe and Maintain Their Privileges, By Making Such Regulations as May Tend to the Advantage of Their Trading Society. With an Appendix Containing the Privileges and Jurisdictions of the Cities of Edinburgh and Aberdeen.

Edinburgh: Printed by the Heirs and Successors of Andrew Anderson, 1707. [viii], 172, [43] pp. Octavo (6-1/2" x 4").

Recent period-style calf, blind double rules to boards, raised bands to spine. Toning to text, light foxing in places. Early owner annotations to front free endpaper and final text leaf, early owner signature near head of title page. A handsomely bound copy of a scarce title. \$450.

ONLY EDITION. One of two early works on the Scottish gild merchant and its royal burghs, which was much more powerful than its English counterparts and quite influential into the twentieth century. This book has a great deal of information about gild courts and the regulation of international commerce. ESTC T56668.

BLACKSTONE'S ANALYSIS



8. BLACKSTONE, SIR WILLIAM [1723–1780].

An Analysis of the Laws of England. To Which Is Prefixed an Introductory Discourse on the Study of the Law.

Oxford: Printed at the Clarendon Press, 1758. lxx, [6], 189, [15] pp. Copperplate Table of Descents. Folding Table of Consanguinity. (Octavo (8" x 5")).

Contemporary calf, blind rules to boards, gilt tooling to board edges, blind fillets along joints, raised bands and lettering piece to spine, ribbon marker. Light rubbing to boards and extremities with negligible wear to spine ends and corners, front hinge cracked, about 1/2" neatly removed from front free endpaper, bookplate residue to rear pastedown. Light toning to text, somewhat heavier in places, light browning to outer margins of title page and following three leaves. \$1,200.

THIRD EDITION. First published in 1756, the *Analysis* became the outline for Blackstone's *Commentaries on the Laws of England* (1765–1769). The third edition was the first issued under Blackstone's name. It was also the first to include, "A Discourse on the Study of the Law," Blackstone's introductory lecture as Vinerian professor of law at Oxford, and an "Alphabetical Index of the General Titles and Particular Examples Comprised in the Analysis and the Appendix." Laeuchli 522.

THE FIRST LONDON EDITION OF BLACKSTONE'S COMMENTARIES

9. BLACKSTONE, SIR WILLIAM.

Commentaries on the Laws of England. In Four Books.

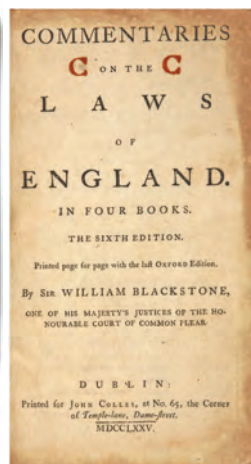
London: Printed for W. Strahan; T. Cadell, In the Strand; And D. Prince, At Oxford, 1774. Four volumes. Table of Consanguinity and folding Table of Descents in Volume II. Quarto (11" x 8-1/2").

Nineteenth-century speckled calf, rebacked in period style, gilt fillets to boards, raised bands, gilt ornaments and lettering pieces to spines, hinges mended, ribbon markers. Light rubbing and some minor scuffs and scratches to boards, moderate rubbing to extremities, corners bumped and somewhat worn, contemporary armorial bookplates (of Harrington Hulton) to front pastedown of each volume. Light toning to text, light foxing to a few leaves in each volume, later owner annotations to front pastedown and free endpaper of Volume I. \$3,000.



SIXTH EDITION AND THE FIRST EDITION published in London. The most influential publication in the history of modern Anglo-American law, the *Commentaries on the Laws of England* is based on a course of lectures delivered at Oxford University. Because they were not intended for aspiring practitioners, they described general principles rather than practical specifics. Sensitive to the systematizing trends of the day and the prestige of the natural sciences, it described the common law as an intricate, well-designed system akin to Newton's mechanistic universe. It was also an important account of the law's evolution. As Holdsworth notes, "the *Commentaries* are not only a statement of the law of Blackstone's day, but the best history of English law as a whole which had yet appeared...The skillful manner in which Blackstone uses his authorities new and old, and the analogy of other systems of law, to illustrate the evolution of the law of his day, had a vast influence, both in England and America, in implanting in the profession a sound tradition of the historical development of the law.": Holdsworth, *Historians* 22. Laeuchli 12. *See front cover.*

FIRST POCKET EDITION OF BLACKSTONE'S COMMENTARIES



10. BLACKSTONE, SIR WILLIAM.

Commentaries on the Laws of England, In Four Books.

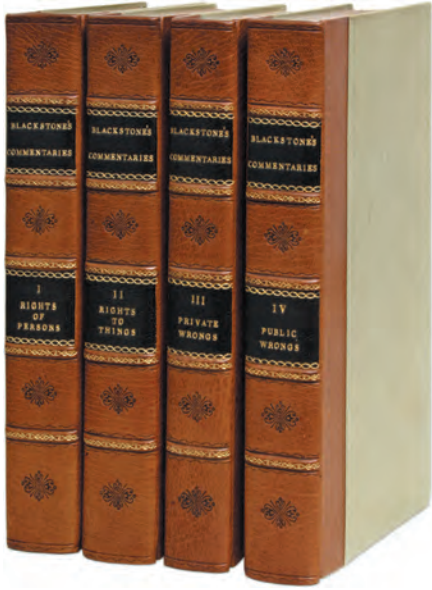
Dublin: Printed for the Company of Booksellers, 1775. Four volumes. Copperplate frontispiece portrait, Table of Consanguinity, folding Table of Descents. 12mo. (6-1/2" x 3-3/4").

Contemporary mottled calf, rebacked in period style with raised bands and retained contemporary lettering pieces, hinges mended. Light rubbing and a few scratches

and scuffs to boards, moderate rubbing to board edges, corners bumped and somewhat worn, faint early owner stamp to top-edges of text block. Moderate toning to text, somewhat heavier in places, faint dampstaining to margins of some leaves, early annotations and signatures to endleaves, light edgewear to Table of Descents, a few endleaves have moderate edgewear. An attractive set. \$1,000.

"SIXTH EDITION." This pirated Dublin edition follows the text of the fourth Oxford edition, 1770. It is similar to another pirated Dublin edition published by John Colles, also in 1775. Laeuchli 14.

**CHITTY'S BLACKSTONE, THE ONLY EDITION WITH A FRONTISPIECE
BASED ON THE PORTRAIT ATTRIBUTED TO REYNOLDS**



11. BLACKSTONE, SIR WILLIAM.
CHITTY JOSEPH [1796–1838], EDITOR, NOTES.

Commentaries on the Laws of England: By the Late Sir W. Blackstone. A New Edition, With Practical Notes, By Joseph Chitty.

London: Printed for William Walker [et al.], 1826. Four volumes. Title page of Volume I preceded by engraved portrait frontispiece. Table of Descents and folding Table of Consanguinity in Volume II. Four leaves from the table of Contents of Volume III misbound into the table of contents of Volume II. Table of Descents misbound after p. 236 instead of p. 203. Octavo (9-1/4" x 5-3/4").

Recent period-style quarter morocco over cloth, gilt-decorated raised bands, blind ornaments and lettering pieces to spines, speckled edges, endpapers renewed. Negligible light shelfwear. Light toning to text, slightly heavier in a few places, contemporary penciled notes to a few passages in each volume, minor stains to a few leaves, light offsetting from portrait and tables. \$1,250.

THIS IS THE ONLY EDITION BY CHITTY and the only edition that does not have a frontispiece based on Thomas Gainsborough's portrait of Blackstone. Instead, it has one based on a portrait attributed to Sir Joshua Reynolds. Chitty was one of the greatest barristers, teachers and legal authors of the nineteenth centuries. His treatises on contracts and criminal law were standard works in Great Britain and the United States. Selections from his Blackstone notes were included in several American editions of the *Commentaries*. Laeuchli 42.

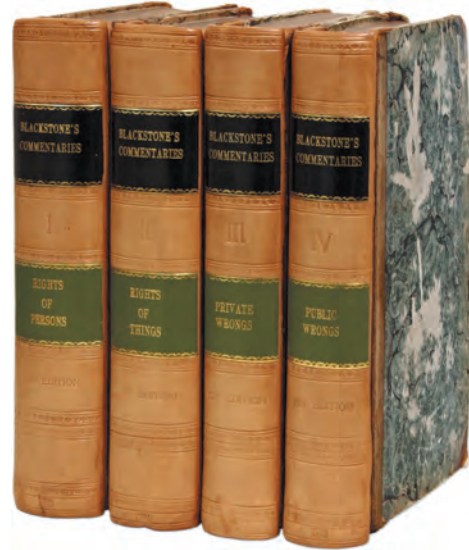
**HANDSOME EDITION OF BLACKSTONE'S COMMENTARIES
WITH 13 ENGRAVED PORTRAITS**

12. BLACKSTONE, SIR WILLIAM.
CHRISTIAN, EDWARD [D. 1823], EDITOR.

Commentaries on the Laws of England, in Four Books. With the Last Corrections of the Author; and With Notes and Additions by Edward Christian.

London: Printed by A. Strahan and W. Woodfall, 1793–1795. Four volumes. Copperplate portrait frontispieces of Blackstone (Volume I), Littleton (Volume II), Mansfield (Volume II) and Hale (Volume IV), nine other portrait copperplates of important English jurists interspersed throughout, copperplate "Table of Consanguinity" and folding "Table of Descents" (Volume I). Complete with all 13 engraved portraits. Octavo (8-1/4" x 5-1/4").

Contemporary three-quarter calf over marbled boards, rebacked in period style with red and black lettering pieces, and blind ornaments, hinges reinforced. Moderate rubbing and some scuffing to boards, moderate rubbing to board edges, corners bumped and somewhat worn, volumes lack front free endpapers. Negligible light toning to text, all plates have tissue guards, light wear to fore-edge Table of Descents, negligible faint dampstaining to lower corners of a few leaves, clipping from an 1894 issue of the *Law Times* tipped in to fore-edge of p. 313 of Volume II. \$1,250.



TWELFTH EDITION, and the first edition with Christian's notes. Blackstone's paging retained in margins. "This edition was originally published in numbers, each number containing the portrait of a judge. (...) The editor is designated on the title pages of this edition as 'Edward Christian, esq., barrister at law, and professor of the Laws of England in the University of Cambridge.' His notes are printed as footnotes, separated from those of Blackstone by a rule. A selection of Christian's notes is included in most American editions of the *Commentaries*" (Eller). The jurists depicted in the plates in the text are Somers, Fortescue, Coke, Holt, Gilbert, Comyns, Hardwick, Foster and Raymond. Laeuchli 26.

**BLACKSTONE'S FIRST CRITICAL EDITION OF MAGNA CARTA
IN A HANDSOME BINDING**

13. BLACKSTONE, SIR WILLIAM.

The Great Charter and Charter of the Forest, With Other Authentic Instruments: To Which is Prefixed an Introductory Discourse, Containing the History of the Charters.

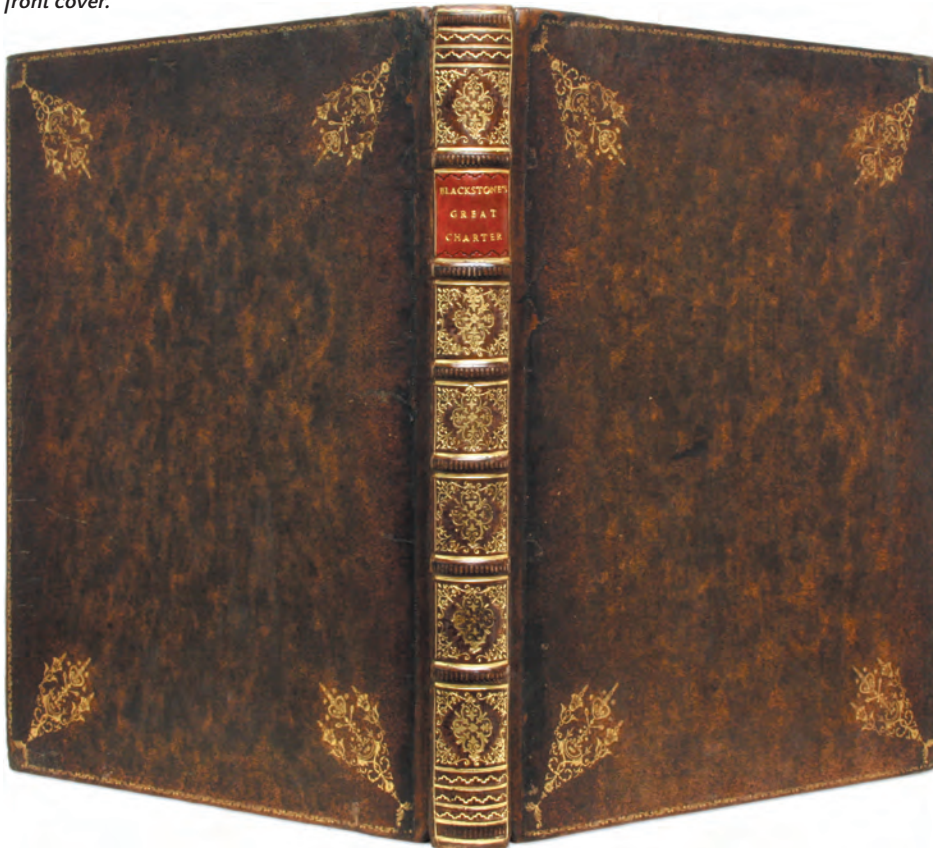
Oxford: Clarendon Press, 1759. [iv], lxxvi, [iv], 86 pp. Half-title and table of contents (Tabula) are bound between pp lxxvi and 1. Copperplate engraved tail-pieces. Collated and complete. Folio (13-1/2" x 10-1/2"). 34.5 x 26.7 cm.

Contemporary speckled calf boards, rebacked in period style, gilt fillets and large corner fleurons to boards, raised bands, gilt ornaments and lettering piece to spine, gilt tooling to board edges, marbled endpapers. Light rubbing and a few minor scuffs to boards, somewhat heavier rubbing to board edges with some wear to corners. Light toning, light foxing in a few places, "F.F. 4.1." in early hand to verso of front free endpaper. A very desirable wide-margined copy. \$10,000.

FIRST EDITION and the first modern critical edition of the many versions of Magna Carta that were issued between 1215 and 1297. This exceptional edition of the Magna Carta is "Blackstone's first important work. It contains the Articles of the Barons, the issues of the Great Charter in 1215, 1216 and 1217, with several charters of confirmation, the Charter of the Forest, and the Statute of Marlebr. The introduction is in English and the texts of the Magna Carta and Carta de Foresta in Latin. The engraved dedication to the Earl of Westmoreland is surmounted with his armorial ensigns; engraved historiated initials in the text depict views of buildings at Oxford University. The tail-pieces on pages lxxvi and 73 are historical vignettes; the other ten engraved tail-pieces are royal seals that are attached to the original documents.

This remarkable work is esteemed for its production and scholarship. Its physical appeal was recognized as early as 1829 in Richard Thompson's *An Historical Essay on the Magna Charta of King John*, which described it as a "beautiful and rare edition" and the "elegance of typography is very great."

Blackstone's essay, which is based on a great deal of original research, argued that the charter was the foundation of English liberties. This idea, first proposed by Coke, was a central tenet of Whig ideology. More important, Blackstone's research into the original texts demonstrated that all earlier editions of the charter were based on the significantly different reissue of 1225, in the reign of Henry III, rather than the original one endorsed at Runnymede. His philological approach was highly influential; it established the textual focus that has governed subsequent study of the charter. Eller 237. Laeuchli 548. *See front cover.*



THE
GREAT CHARTER
AND
CHARTER OF THE FOREST,
WITH OTHER
AUTHENTIC INSTRUMENTS:
TO WHICH IS PREFIXED
AN INTRODUCTORY DISCOURSE,
CONTAINING
THE HISTORY OF THE CHARTERS.

BY
WILLIAM BLACKSTONE, ESQ;
BARRISTER AT LAW,
VINERIAN PROFESSOR OF THE LAWS OF ENGLAND, AND D.C.L.

O X F O R D,
AT THE CLARENDON PRESS.
M. DCC. LIX.

EXPANDED EDITION OF BLOUNT'S DICTIONARY

14. BLOUNT, THOMAS [1618–1679].

Nomo-Lexikon: A Law-Dictionary, Interpreting Such Difficult and Obscure Words and Terms, As are Found Either in Our Common or Statute, Ancient or Modern, Laws. With References to the Several Statutes, Records, Registers, Law-Books, Charters, Ancient Deeds, And Manuscripts, Wherein the Words are Used: And Etymologies, Where They Properly Occur. With Some Corrections, And the Addition of Above Six Hundred Words.

London: Printed for H. Heringman, T. Newcomb, R. Chiswel, and R. Bently, 1691. [316] pp. Main text printed in parallel columns. Folio (12-1/2" x 7-1/4").

Recent period-style quarter calf over marbled boards, raised bands, blind ornaments and lettering piece to spine, endpapers renewed, title page and following leaf re-hinged. Light browning and occasional light foxing to text, brief annotations in a few places, some soiling, edgewear, later owner signature and very faint library stamp to title page, lighter edgewear to final leaf. \$950.

SECOND EDITION, with "the Addition of Above Six Hundred Words." Blount was a barrister and a member of the Inner Temple. Prohibited to practice at the Bar because he was a Catholic, but blessed with a large private income, Blount turned to legal scholarship and lexicography. Blount aimed to correct the defects he found in Cowell's *Interpreter* (1607) and Rastell's *Termes de la Ley* (1523). In his preface, he observed that Cowell "is sometimes too prolix in the derivation of a Word, setting down several Authors Opinions, without categorically determining which is the true"; Rastell "wrote so long hence, that his very Language and manner of expression was almost antiquated." He hoped that by correcting these flaws he would create a dictionary useful to everyone in the profession from "the Coif to the puny-Clerk." The *Nomo-Lexikon* is clearer and more detailed than its predecessors. It is also the first English-language dictionary with entries that include word etymologies and citations. An immediate success that quickly supplanted its predecessors, it was reissued in larger and revised editions throughout the eighteenth century. ESTC R231079.

**"CHRISTIAN SATTLER IS MY NAME,
I DIE A DEATH OF SCORN AND SHAME"**

15. [BROADSIDE].

[EXECUTION].

SATTLER, CHRISTIAN [D. 1858].

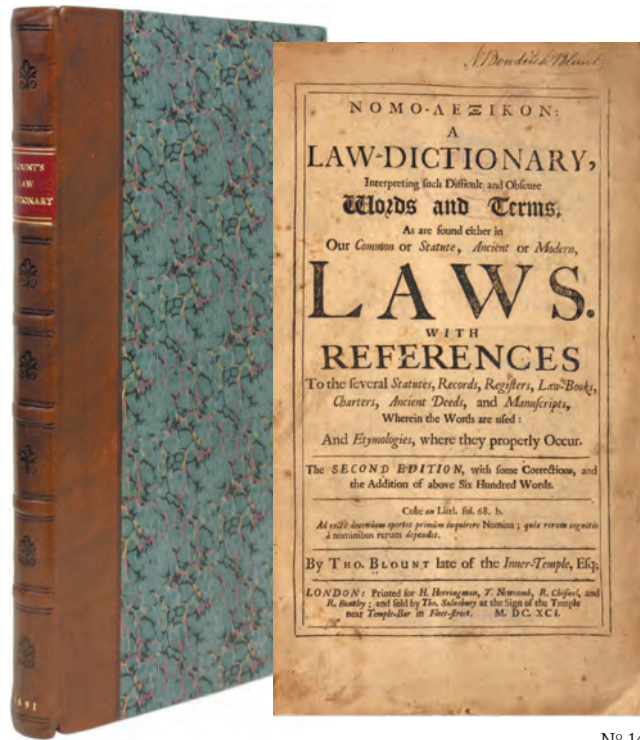
Life, Trial, Confession, And Execution of Christian Sattler, For the Murder of Detective Thain.

[London], S.n., [1858].

19-1/2" x 14-1/2" broadside mounted on 22-1/2" x 15" thick-paper backing sheet. Text in three columns below headline and large woodcut execution scene within woodcut border. Light browning, minor creases to corners, a few chips to edges touching borders. \$1,950.

SATTLER WAS A GERMAN MAN who stole a bag of valuables belonging to a London stockbroker from

an inn in Cambridgeshire (shortly after his release from jail). After stealing the bag Sattler fled to the Continent and was tracked down and arrested in Hamburg by two London detectives, Charles Thain and William Jarvis. On the journey back to England, Thain left Sattler alone in his cabin where he found a pistol, which he used to murder Thain when he returned to Sattler's cabin. Sattler was found guilty and hanged at the Old Bailey on February 8, 1858. This broadside includes a contrite eight-stanza ballad in Sattler's voice. The text is divided into seven sections titled "The Execution," "The Life," "The Murder," "The Trial," "Conduct of the Prisoner," "A Commutation of Sentence" and "A Copy of a Letter." (The commutation was due to a legal technicality relating the nature of Sattler's arrest. "The Letter" is the text of a letter from Sattler's Father). No copies listed on OCLC.



Nº 14



Nº 15

Horrid and Barbarous Murder Committed at Stapleton.

THE PARTICULARS OF THE MURDER OF MARY LEWIS, BY CHARLES S. BARTLETT, HER SON-IN-LAW.

HER SON-IN-LAW,
On Saturday, September 10, 1836,
With the Copies of Two Letters, that he wrote to his Wife and Father-in-Law, and the FURNERAL of the MURDERED WOMAN.

John Bonner, Printer, Stationers' Hall, London.

THE FUNERAL

"HORRID AND BARBAROUS MURDER COMMITTED AT STAPLETON"

16. [BROADSIDE].
[MURDER].
[BARTLETT, CHARLES S. (D. 1837)].
[LEWIS, MARY (D. 1836)].

Full Particulars of the Murder, That was Committed on the Body of Mary Lewis, By Charles S. Bartlett, her Son-in-Law, On Saturday, September 10, 1836. With the Copies of Two Letters, That he Wrote to his Wife and Father-in-Law; Also Giving an Account of the Funeral of the Murdered Woman.

Bristol: John Bonner, [c.1837].

20" x 15" broadside. Three woodcuts, the largest of these, depicting the murder, has coloring in red ink depicting blood coming from the head of the victim. Main text in three columns, verses at foot text in five columns. Moderate toning and light foxing, horizontal fold line through center, folds, repaired tears to upper

left corner with loss of a few words, without loss of sense, a few small holes along fold. \$4,500.

BARTLETT WAS THE LEADING ACTOR of Ingletstone's San Pareil Theatre company, who had been playing at the nearby annual fair at St. James' Barton, Bristol. He had been married to Sarah Lewis for only a couple of months before the discovery of his mother-in-law's body. It transpires that before their marriage Sarah's father had handed over a dowry of £47 to Bartlett, with the caveat that no more money would be forthcoming until the death of Mary Lewis. Bartlett had been seen alone with Mary on a number of occasions in the days leading up to her murder. With evidence stacking up against him Bartlett was arrested and committed to trial, where he pleaded "not guilty." However, he was found guilty by the jury and executed on April 15, 1837. There is a vivid account of this case in the *Newgate Calendar*: www.exclassics.com/newgate/ng885.htm. No copies located on OCLC.

A TAX TO DEFRAID THE COST OF THE REVOLUTIONARY WAR

17. [BROADSIDE].
[TAXATION].
[MASSACHUSETTS].

Commonwealth of Massachusetts. (Tax No 3).

Boston, June, 1783.

16" x 10" broadside, amount of assessed tax and date added in manuscript by Thomas Ivers, treasurer and receiver-general of Massachusetts, his signature, dated October 1, 1783, below text. Mounted on linen, lightly browned, some edgewear, sections lacking from corners and along fold lines with minor loss to text. A rare item. \$1,000.

THIS BROADSIDE IS, in effect, a warrant to collect unpaid taxes. In this particular case, an amount of four

pounds and four shillings to be collected by the constable or collector in the town of Leverett, Massachusetts. According to Ford, this broadside was printed in June of 1783, at a time when the Commonwealth was trying to pay down expenses associated with the war. Financial hardship from the war would persist long after the conflict with Great Britain ended, and the Commonwealth applied sustained pressure to collect revenue from its cities and towns. Interestingly, this prophetic broadside foretells Shays's Rebellion, in that just three years later perceived economic and taxation inequities prompted rural central and western Massachusetts such as Leverett to rise up in a series of historic protests against the Commonwealth. No copies listed on OCLC.

PREFERRED EDITION OF "AN EXCELLENT REPERTORY OR TABLE FOR THE YEAR BOOKS"



18. BROOKE, SIR ROBERT
[?-1558].

La Grande Abridgement, Collecte & Escrite per le Judge Tresreverend Syr Robert Brooke Chivaler, Nadgairs Chiefe Justice del Common Banke.

[London]: In Aedibus Richardi Tottelli, 1586.

[AND]

La Secoude Part du Grande Abridgement... .

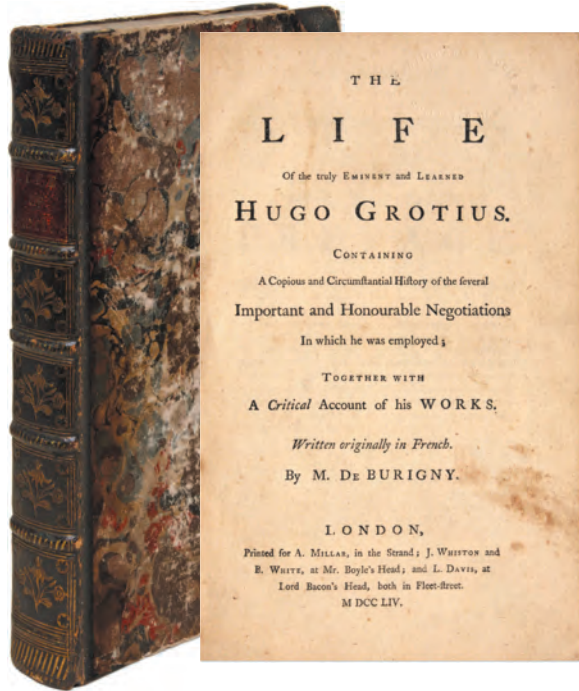
[London]: In Aedibus Richardi Tottelli, 1586. [iv], 351; [i], 2-328 ff.

Two parts in one. Small folio (11" x 7-1/2"). Recent period-style quarter calf over marbled boards, raised bands and lettering piece to spine, endpapers renewed. A few nicks to spine, light rubbing to corners. Titles printed within handsome woodcut architectural

borders. Moderate toning to text, faint dampstaining and dampspotting in a few places, some edgewear and crinkling to preliminaries and endleaves, crude repair to lower corner of F. 141 of Part I with no loss to text, small early owner signatures to title page of first part, another to F. 351 of Part I and F. 328 of Part II, early markings to a few passages in text, a few early annotations to rear endleaves. A handsome copy. \$1,750.

THIRD EDITION. Sir Robert Brooke was renowned for his great learning and probity as a judge. His *Abridgement* is based on Fitzherbert's *Abridgement*, but it contains much new material. In all, Brooke abridged nearly 21,000 cases and digested them alphabetically under 404 headings. It abridges fully the *Year Books* of Henry VII and Henry VIII. Brooke proceeded with great care and accuracy, and is believed to have had access to the original records of the *Year Books*. Coke calls the *Abridgement* "a worthy and painful work and an excellent repertory or table for the Year Books of the Law." This edition is superior to earlier printings, in which abbreviations are frequently unintelligible. A fair number of important early American lawyers had copies of this title, and it remained a reference into the nineteenth century. Thomas Jefferson, to cite on example, had a copy of the present edition. Coke cited in Marvin, *Legal Bibliography* 151-52. Sowerby 1777. Beale R473, R476.

THE FIRST BOOK-LENGTH BIOGRAPHY OF GROTIUS

19. BURIGNY, M. DE
(JEAN LÉVESQUE).

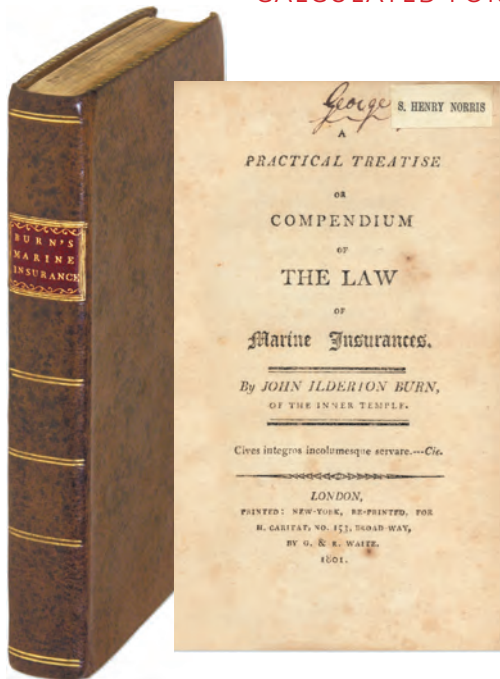
The Life of the Truly Eminent and Learned Hugo Grotius, Containing a Copious and Circumstantial History of the Several Important and Honourable Negotiations in Which he Was Employed; Together with a Critical Account of his Works. Written Originally in French.

London: Printed for A. Millar, 1754. v, [7], 368, [20] pp. Octavo (8" x 5").

Contemporary three-quarter calf over marbled board, gilt spine with raised bands and lettering piece to spine. Moderate rubbing and a few minor scuffs to boards, moderate rubbing to extremities, corners bumped and somewhat worn, negligible small tear to head of spine, later bookseller (or auction house) description and early owner initials and shelf location number to front pastedown, hinges cracked, rear free endpaper lacking. Moderate toning to text, light foxing to a few leaves, later embossed institution stamp to title page. \$750.

ONLY EDITION. Published in Amsterdam in 1754, Burigny's *Vie de Grotius* was the first book-length biography of the great Dutch jurist. Highly regarded when it was first published, it is still consulted today. ESTC T113562. *See front cover.*

"CALCULATED FOR THE USE OF MERCHANTS"



20. BURN, JOHN ILDERTON [1774?-1848].

A Practical Treatise or Compendium of the Law of Marine Insurances.

London, Printed: New-York, Re-Printed, for H. Caritat by G. & R. Waite, 1801. xiv, [2], 235 pp. 12mo. (6-1/4" x 4").

Handsome recent period-style calf by Philip Dusel, lettering piece and gilt fillets to spine, endpapers renewed. Light browning to text, negligible foxing in places. Head of title page has early owner signature partially covered by small owner label (S. Henry Norris), interior otherwise clean. A very attractive copy. \$650.

ONLY EDITION, published the same year in London and New York. "[T]he author trusts he will not be thought presumptuous in stating, that a compendious digest, immediately calculated for the use of merchants and their agents, still remains a desideratum in the merchant's world. With a view to supply this deficiency, he commenced the following compilation": (vii).

Burn was a barrister of the Inner Temple who published several law books. The appendix contains summaries of two recent English decisions, and the form of an insurance policy for a ship or goods. Cohen 7055.

**RARE DICTIONARY FOR NOTARIES
IN THE KINGDOM OF PIEDMONT-SARDINIA**

21. [CALZA, GIOVANNI].

Nuovo Dizionario Teorico-Pratico del Notariato nel Quale si Espongono per Ordine Alfabetico le Leggi Romane e Patrie le Disposizioni del Nuovo Codice Civile, Le Decisioni dei Supremi Magistrati e le Istruzioni Ministeriali che Risguardano la Scienza del Notajo.

Turin: Dai Tipografi Cassone, Marzorati e Vercellotti, 1839. Two volumes. [iv], 8, 511, [1]; 519, [1] pp. Main text in parallel columns. Quarto (10" x 7").

Contemporary quarter morocco over marbled boards, gilt titles and volume numbers to spines, speckled edges. Some rubbing to boards and extremities with wear to corners. Interior has light to moderate toning and light foxing in places. Early owner stamp to title pages, interior otherwise clean. \$1,250.

ONLY EDITION. With indexes. Encyclopedic in scope, this is a reference for notaries in the Kingdom of Sardinia (Piedmont-Sardinia). The entries are quite detailed; several entries have sub-divisions and many contain cross-references. A Sardinian notary was an important legal officer with a role analogous to a present-day English solicitor. The Kingdom of Sardinia led the Risorgimento and its legal system was adopted by the states that comprise present-day Italy. One copy found on OCLC (at the UC-Berkeley Law Library). Not in the *BMC*.



A PROFOUND INFLUENCE IN PRE-REVOLUTIONARY AMERICA

22. [CARE, HENRY (1646-1688)].
NELSON], WILLIAM [B.1653], EDITOR.

English Liberties, Or The Free-Born Subject's Inheritance. Containing Magna Charta, Charta de Foresta, The Statute De Tallagio, Non Concedendo, The Habeas Corpus Act, And Several Other Statutes; With Comments on Each of Them. Likewise, Of Ship-Money: Of Tonnage and Poundage. Of Parliaments, and the Qualification and Choice of Members: Of the Three Estates, And of the Settlement of the Crown by Parliament. Together with a Short History of the Succession, Not by Any Hereditary Right: Also a Declaration of the Liberties of the Subject: And of the Oath of Allegiance and Supremacy. The Petition of Right; With a Short but Impartial Relation of the Difference Between King Charles I and the Long Parliament, Concerning the Prerogative of the King, The Liberties of the Subject, And the Rise of the Civil Wars. Of Trials by Juries, And of the Qualifications of Jurors; Their Punishment for Misbehaviour, And of Challenges to Them. Lastly, Of Justices of the Peace, And Coroners: With Many Law Cases Throughout the Whole. Corrected and Improved.

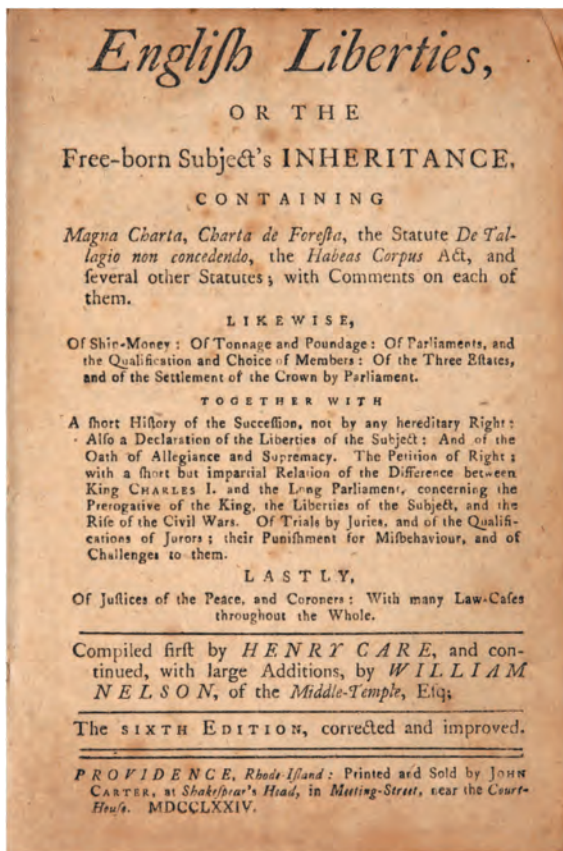
Providence: Printed and Sold by John Carter, 1774. viii, 350, [6] pp. Includes six-page subscriber list. Octavo (7" x 4-1/2").

Contemporary sheep, blind rules to boards, blind fillets along spine, raised bands and later hand-lettered title to spine. Light rubbing to boards, early owner signature (Ephraim Williard) to front board, slightly heavier rubbing to extremities with a few spots of wear along board edges, joints starting at ends, corners bumped and somewhat worn, crack in text block between front free endpaper and title page, a few leaves loose at beginning and end of text block. Some toning to text, negligible light foxing in places, owner signature (of Ephraim Williard dated 1774) and another signature with inscription (of Ephraim Williard Burr dated 1829) to front free endpaper. An appealing copy. \$6,500.

SECOND AMERICAN EDITION. Preceded by an edition published in Boston in 1721, this 1774 Providence edition was published in the same year as the first Continental Congress and the Intolerable Acts (and about a year after the

Boston Tea Party). A publisher's note at the end of the table of contents says this edition was "principally designed for America" and contained "extracts from several late celebrated writers on the constitution" (vi). It is almost certain that this publisher was capitalizing on popular resentment toward the crown and parliament. First published in England in 1680 (or 1682, the first edition was not dated), this layman's guide reviews, from a Whig perspective, the principles of English law and government. Containing the texts of Magna Carta and other foundational documents of the English Constitution, it emphasizes the role of juries in the preservation of civil rights and prevention of tyranny. First published in America in 1721 by James Franklin, the half-brother of Benjamin Franklin, who may have offered editorial guidance, this was one of the very first legal books published in the American colonies. It had a profound influence on several colonial readers, including the founding fathers. It was the primary source for William Penn's *Excellent Priviledge of Liberty and Property* (1687), a work that inspired support for the revolution. George Mason used it when drafting Virginia's Declaration of Rights (1776). And Jefferson, who owned two copies, probably referred to it when he wrote the Declaration of Independence and the Virginia Statute for Religious Freedom. Its influence is also evident in the Bill of Rights. See Sowerby 2702, 2703. Cohen 3416.

See rear cover.



**“THE BEST AND MOST LUXURIOUS”
FOUR-LANGUAGE EDITION OF CATHERINE THE GREAT’S NAKAZ**

23. CATHERINE II, [1762–1796], EMPRESS OF RUSSIA.
KOZITZKI, GRIGORII VASIL'YEVICH, [D. 1775], LATIN TRANSLATION.

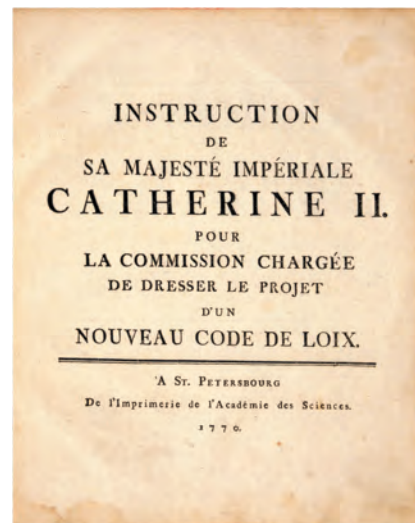
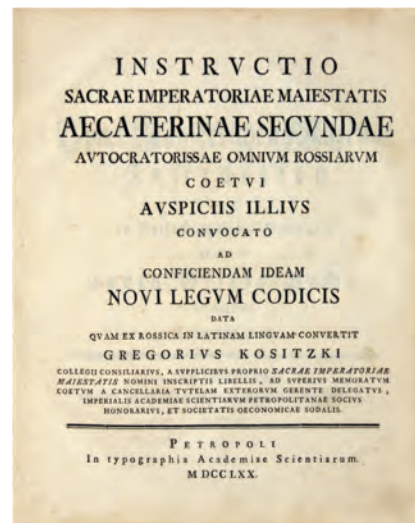
Nakaz Eia Imperatorskago Velichestva Ekateriny Vtoryia, Samoderzhitsy Vserossiiskii Danni Kommissii o Sochinenii Proekta Novago Ulozheniia... [Instructions of Her Imperial Majesty Catherine II to the Commission on the Work of the Projected New Code of Laws].

St. Petersburg: Imperatorskaya Akademii Nauk, 1770. [viii], 403 pp. Four title pages, one in each language. Printed in double columns. Russian and Latin on one page and German and French on the opposite page. Allegorical engravings by C. M. Roth at head and tail pieces. Latin translation by Grigorii Vasil'yevich Kozitzki. Quarto (9-1/2" x 8").

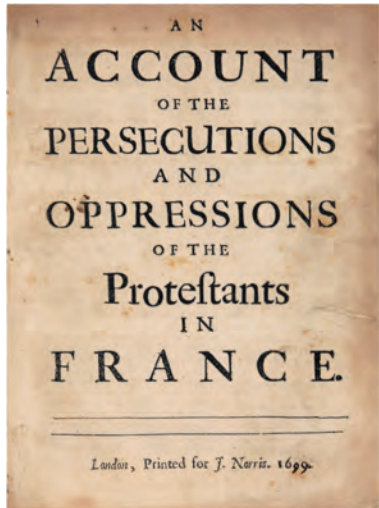
Contemporary calf, raised bands, lettering piece and black-stamped ornaments to spine, edges rouged, patterned endleaves. Light rubbing, faint stains, scratches and ink marks to boards, which are slightly bowed, moderate rubbing to extremities, corners bumped and worn. Large copperplate vignettes at beginning and end of text. Light toning to text, somewhat heavier in places, faint dampstaining to margins in a few places, internally clean. A nice copy. \$4,500.

ONLY FOUR-LANGUAGE EDITION, the fourth, and best, edition overall. Described by Count M.A. Korf, then director of the Imperial Library, as “The Best and Most Luxurious Edition.” The *Nakaz*, or *Instruction*, is a statement of legal principles written by Catherine II between 1764 and 1766. It was among her most ambitious and significant undertakings. Infused with the ideas of the French Enlightenment, and copied mostly from the work of Voltaire, Montesquieu and Beccaria, it was compiled as a guide for the All-Russia Legislative Commission convened by the Empress in 1767 to create a new code to

replace the 1649 Muscovite Code. Revised in consultation with Frederick the Great and Voltaire, the *Instruction* proclaimed the equality of all men before the law and denounced torture and the death penalty. Unfortunately, her proposed code was never completed. Catherine’s manuscript was written in French, and she later produced a Russian translation. Editions in German and Russian were published in Moscow in 1767. The book was initially banned in France because it was too liberal, which is why the first French-language edition was produced in Switzerland (with a false imprint). French and Latin editions were eventually published in 1770. Camus 3301. Butler 524 (Entry 8).



PUBLICLY BURNT BY THE COMMON HANGMAN BY ORDER OF KING JAMES II



24. [CLAUDE, JEAN (1619–1687)].

An Account of the Persecutions and Oppressions of the Protestants in France.

London: Printed for J. Norris, 1686. [iv], 56 pp. Quarto (7-1/4" x 5-1/2").

Stab-stitched pamphlet bound into twentieth-century three-quarter calf over cloth, gilt title to spine. Moderate rubbing to extremities with wear to spine ends and corners, bookseller catalogue listing for this title affixed to front pastedown. Moderate toning to text, light foxing to a few leaves, light soiling to title page, light browning along edges, early repair to tear on fore-edges, date modified by early hand (?) to read "1699." \$1,500.

ONLY ENGLISH EDITION, one of three London issues and one Dublin reprint from 1686. Claude was a French Protestant divine and a professor of theology at the Protestant college of Nîmes. After the Edict of Fountainbleau (1685), which revoked the civil rights of French Protestants and outlawed

Protestantism, he fled to the Netherlands, where he received a pension from *Stadtholder* William of Orange, who commissioned him to write an account of the persecuted French Protestants, *Plaintes des Protestants Cruellement Opprimés dans le Royaume de France* (1686). The book, which includes the text of the 1685 edict, was translated into English, but the translation and the French-language original text were publicly burnt by the common hangman by order of King James II in 1686 because it contained passages that criticized the king of France. Due to this burning, all versions of this pamphlet are scarce. OCLC locates 4 copies our issue in North America, the ESTC adds 6 more. No copies located in North American law libraries. ESTC R18292.

EARLY EDITION OF COKE ON LITTLETON IN A HANDSOME BINDING



25. COKE, SIR EDWARD [1552–1643].

The First Part of the Institutes of the Laws of England. Or, A Commentary Upon Littleton, Not the Name of a Lawyer Only, But of the Law It Self. Carefully Corrected.

London: Printed by John Streater, James Flesher, and Henry Twyford, 1670. [vi], 395, [35] ff. Folding table (of consanguinity). Final 35 ff. are *A Table to the First Part of the Institutes of the Laws of England* taken from the eighth edition (1670), which has its own title page with the imprint: London: Printed for the Company of Stationers, 1670. Its content is identical to the 30 ff. *Table* intended for this edition. Copperplate portrait frontispiece of Coke. Portrait plate of Littleton lacking. Folio (12-1/2" x 7-1/2").

Recent period-style speckled calf, blind rules and fillets to boards, raised bands and lettering piece to spine, endpapers renewed. Moderate toning to text, light edgewear to folding table, light soiling to title page, a few brief early (and recent) annotations to endleaves, a few doodles in miniscule hand and a tiny stain to margins of frontispiece. A nice copy in a handsome binding. \$750.

SEVENTH EDITION. Coke's *Institutes*, which eventually comprised four volumes, are thought to be the first textbooks on the modern common law. Taken together, they are a virtual legal encyclopedia of the law as it stood in Coke's lifetime. The first *Institutes*, better known as *Coke on Littleton*, contains the text of Sir Thomas Littleton's *Tenures* with extensive commentary. First published in 1628, it was a standard work for decades and was often used as a textbook. "If Bracton first began the codification of the common law, it was Coke who completed it.... In the *Institutes* (...) the tradition of the common law from Bracton to Littleton, whose name Coke's *Commentary* made famous, firmly established itself as the basis of the constitution of the Realm." PMM 126. ESTC R33309, R34822 (*Table*).

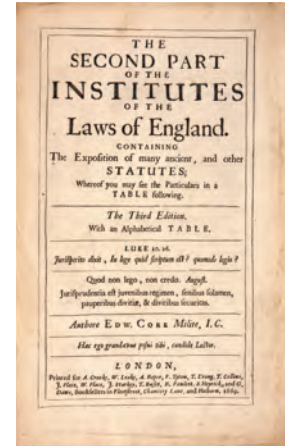
**EARLY EDITION OF COKE'S SECOND INSTITUTES:
INCLUDES COKE'S LANDMARK COMMENTARY ON MAGNA CARTA**

26. COKE, SIR EDWARD.

The Second Part of the Institutes of the Lawes of England. Containing the Exposition of Many Ancient, And Other Statutes; Whereof You May See the Particulars in a Table Following.

London: Printed for A. Crooke, W. Leake, A. Roper, [et al.], 1669. [x], 745, [41] pp. Folio (11-3/4" x 7-1/2").

Contemporary paneled calf, raised bands to spine, early repairs to front board, later repair to foot of spine. A few minor nicks and scuffs to boards, moderate rubbing to extremities, a few minor chips to board edges, corners bumped, hinges mended. Light toning to text, occasional (very) faint dampstaining to lower margins, edgewear and light soiling to title page. A handsome copy. \$1,000.



SECOND EDITION. *The Second Part of the Institutes*, an exposition of “many ancient and other statutes” including Magna Carta, was published by order of the House of Commons after the author’s death. It is a landmark work because it offered a novel interpretation of Magna Carta. Reflecting contemporary struggles between the king and Parliament, Coke presented the charter as the ancient constitution of England, one that established the fundamental rights of Englishmen and placed royal power under the laws of the land. Perhaps the most famous section is Coke’s commentary on the 29th chapter, in which he traced the origins of trial by jury and the right of habeas corpus. ESTC R30266.

**EARLY EDITIONS OF COKE'S THIRD AND FOURTH INSTITUTES
IN A HANDSOME CONTEMPORARY BINDING**

27. COKE, SIR EDWARD.

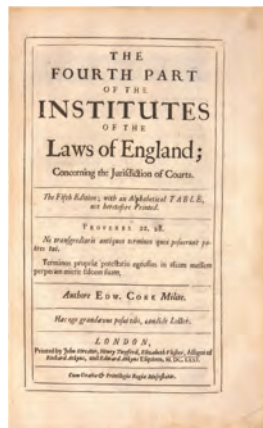
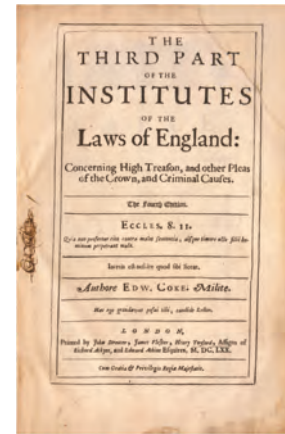
The Third Part of the Institutes of the Lawes of England: Concerning High Treason, And Other Pleas of the Crown, And Criminal Causes.

London: Printed by John Streater, James Flesher, Henry Twyford, 1670. [x], 243, [19] pp. Copperplate portrait frontispiece. Lacking final blank leaf.

[BOUND WITH]
COKE, EDWARD.

The Fourth Part of the Institutes of the Lawes of England; Concerning the Jurisdiction of Courts. With an Alphabetical Table, Not Heretofore Printed.

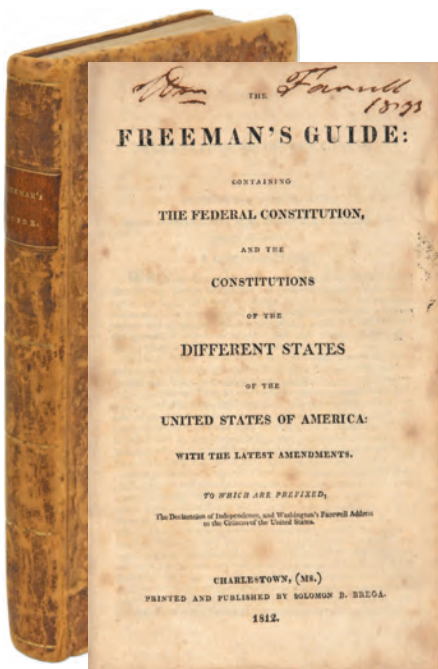
London: Printed by John Streater, Henry Twyford, Elizabeth Flesher, 1671. [x], 364, [38] pp. Lacking copperplate portrait frontispiece, which is identical to the frontispiece in the *Third Institutes*.



Folio (11-1/4" x 7-1/2"). Contemporary reverse calf, blind rules to boards, raised bands to spine, two small repairs at head. Light rubbing and a few minor nicks and scuffs to boards, slightly heavier rubbing to extremities, corner bumped, a few tiny worm holes and a bit of faint shelf-label residue to spine, pastedowns loose. Title pages printed within ruled borders, woodcut head and tail-pieces. Light toning to text, occasional faint staining to lower margins of each volume, a few leaves have minor tears, early struck-through signature to inner margin of the title page of the *Third Institutes*, with a bit of offsetting to facing margin of frontispiece, upper corner of that title page skillfully replaced with a facsimile, lower portion of final leaf of *Fourth Institutes*, which contains the word *Finis* between rules, neatly removed. A handsome volume. \$850.

THIRD INSTITUTE: fourth edition; Fourth Institute: fifth edition, one of three issues from 1671. The Third Institutes is devoted to criminal law, with important sections that address how far the Crown can act alone and where it requires the assistance and joint power of Parliament. The Fourth Institutes outlines the authority and jurisdictions of the Court of Star-Chamber, Kings Court, Chancery, the Court of Common Pleas, Ecclesiastical Courts, Courts of Exchequer, Augmentations, Admiralty, the Justices Assize, Courts in Universities of Cambridge and Oxford. ESTC R27899, R235361.

WITH AN EARLY PRINTING OF THE LOUISIANA STATE CONSTITUTION



28. [CONSTITUTIONS].

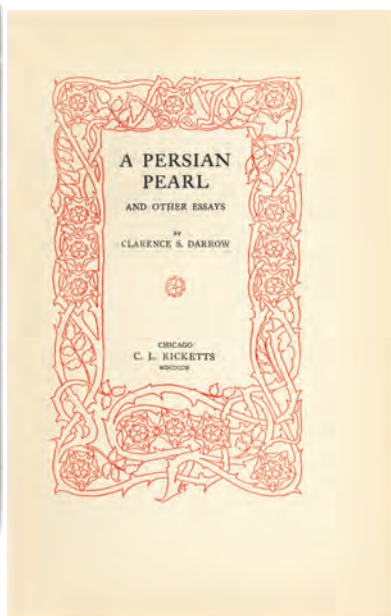
The Freeman's Guide: Containing the Federal Constitution, and the Constitutions of the Different States of the United States of America: With the Latest Amendments.

Charlestown [MA]: Printed and Published by Solomon B. Brega, 1812. 294 pp. 12mo. (7" x 4").

Contemporary sheep, blind fillets to boards, lettering piece and gilt fillets to spine. Moderate rubbing with some wear to corners, recent owner bookplate to front pastedown. Light browning to text, occasional light foxing, early owner signatures to front free endpaper and head of title page. A well-preserved copy. \$650.

ONLY EDITION. Includes the Declaration of Independence and Washington's Farewell Address. The U.S. Constitution includes the original 13th Amendment. The 18 state constitutions are printed in chronological order, Louisiana's is dated January 22, 1812. The other states are: Connecticut, Delaware, Georgia, Kentucky, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont and Virginia. Cohen 3067.

INSCRIBED BY DARROW TO BRITISH ACTRESS ROSALINDE FULLER



29. DARROW, CLARENCE [1857-1938].

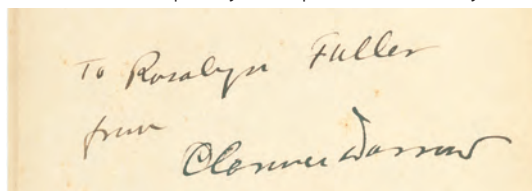
A Persian Pearl and Other Essays.

Chicago: C.L. Ricketts (Lakeside Press colophon), 1902. 160, [1] pp.

Quarter cloth over patterned paper boards, gilt title to spine, top edge gilt, deckle fore and bottom edges. Light soiling, some wear to spine ends and corners, author inscription to front free endpaper. Light toning to text, internally clean. A nice copy with an interesting association. \$1,850.

SECOND EDITION. The inscription reads "To Rosalyn [sic] Fuller/ from/ Clarence Darrow/ Feby 9th 1917." *A Persian Pearl* was Darrow's first book and the cornerstone of any Darrow collection. It consists of five essays. "A Persian Pearl" is an appreciation of Omar Khayyam's Rubaiyat. The other essays discuss

Walt Whitman, Robert Burns, realism in literature and art and the importance of facing up to past mistakes without fear or shame. Fuller [1892-1982], a distinguished British actress, was famous for her portrayal of Ophelia to John Barrymore's celebrated Hamlet on Broadway in 1922 and continued to perform into the 1970s. She also has a footnote in literary history for her brief affair with F. Scott Fitzgerald. Some scholars believe she was the model for Marcia, the bold chorus girl in "Head and Shoulders," a story later included in *Flappers and Philosophers* (1920). Hunsberger 44.



FIRST AMERICAN EDITION OF AN IMPORTANT TREATISE
ON THE ENGLISH CONSTITUTION

30. DE LOLME, J[EAN] L[OUIS] [1740–1806].

The Constitution of England; Or, an Account of The English Government In Which it is Compared Both With the Republican Form of Government, And the Other Monarchies in Europe. A New Edition, Enlarged.

New York: Printed by Hodge & Campbell, 1792. xvi, [1], 26–376, [8] pp. Octavo (7" x 4-1/2").

Contemporary sheep, gilt fillets and lettering piece to spine. Moderate rubbing to extremities, minor chipping to head of spine, corners bumped, moderate toning, some offsetting to margins of preliminaries and endleaves, early owner signature (Jonathan H. Hubbard) to head of title page. \$500.

FIRST AMERICAN EDITION. First published in 1771, this highly regarded popular exposition of the English constitution by a Swiss jurist went through several editions well into the nineteenth century. It was the first book-length analysis of the "separation of powers" proposed in Book XI of Montesquieu's *Spirit the Laws*, which sketched an institutional distinction between the legislative, executive, and judicial branches of government. As one would expect, it was held in high regard by many of the founding fathers; Hamilton cites it favorably in *The Federalist*. "This work has been held in high estimation from its first publication, and still holds a distinguished place. (...) It has been made the basis of larger works upon the same subject, by Stephens and Western. Judge Story remarks that the author 'has presented a view of English Equity Jurisprudence, far more exact and comprehensive than many of the English text writers on the same subject.'" Marvin 263. Cohen 2754.



ROMAN LAWS CONCERNING DOWRY

31. DELLA VALLE, ROLANDO.

Quaestiones CXI Perutiles, Quotidianaeque, Super Statuto de Lucro Dotis, Ad Communem Omnium Utilitatem Editae, Et Copiosissimo Indice Instructae.

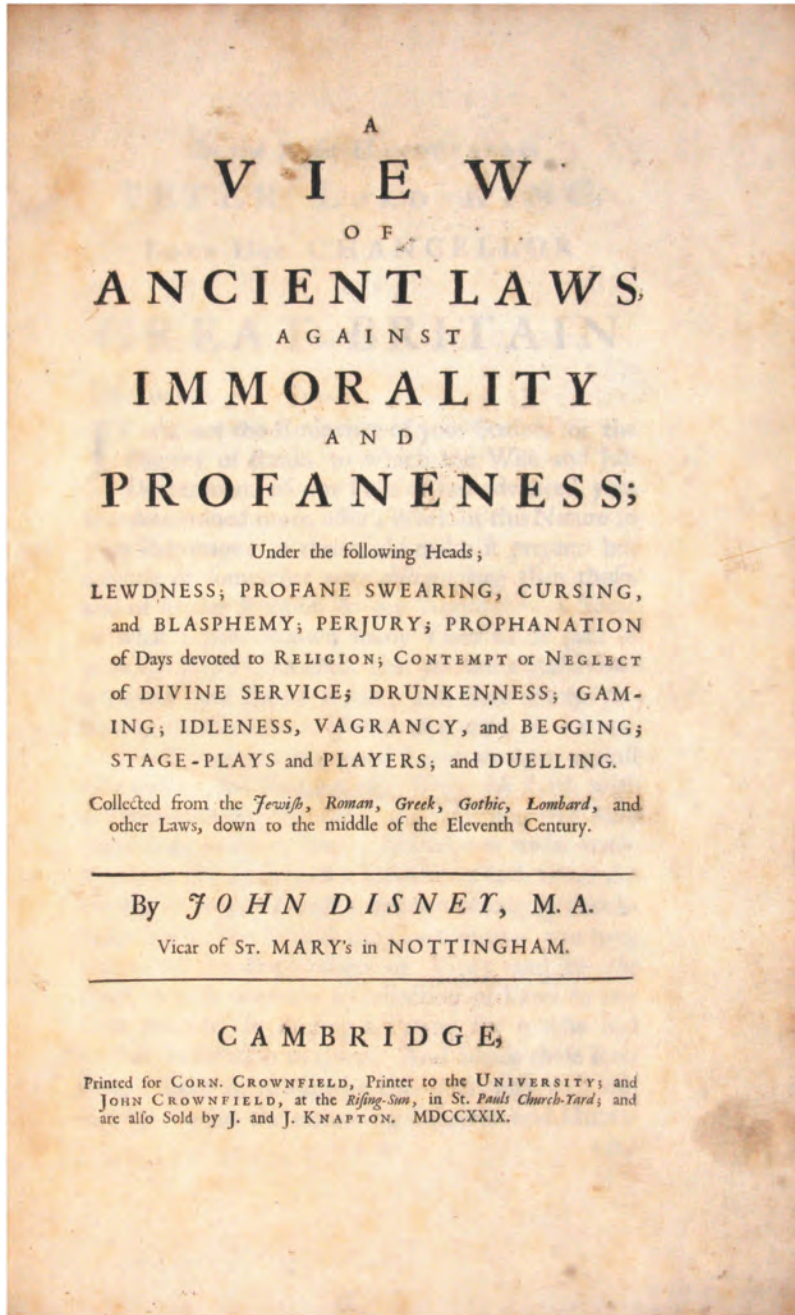
Venice: Apud Franciscum Bindonum, 1562. [lxiv], 349, [3] pp. Octavo (5-3/4" x 4").

Recent paper-covered boards, gilt-stamped calf lettering piece to spine. Light soiling, some rubbing to extremities, corners bumped. Moderate toning to text, light foxing in a few places, small faint stains to a few leaves, light soiling to title page. \$850.

THIRD EDITION. This humanistic treatise on the Roman marriage law concerning dowry by a noble and state official from Montferrat appears to have been a well-received book. First published in 1559, it went through four more editions, the last in 1567. All editions are scarce. OCLC locates 5 copies in North America, 2 in law libraries (Harvard, University of Minnesota), none of the third edition. EDIT16 CNCE16597.



ANCIENT LAWS AGAINST "IMMORALITY AND PROFANENESS"



32. DISNEY, JOHN
[1677–1730].

A View of Ancient Laws, Against Immorality and Profaneness; Under the Following Heads; Lewdness, Profane Swearing, Cursing, And Blasphemy; Perjury; Prophanation of Days Devoted to Religion; Contempt or Neglect of Divine Service; Drunkenness; Gaming; Idleness, Vagrancy, And Begging; Stage-Plays and Players; And Duelling. Collected from the Jewish, Roman, Greek, Gothic, Lombard, And Other Laws, Down to the Middle of the Eleventh Century.

Cambridge: Printed for Corn. Crownfield, Printer to the University, 1729. [xxii], 351. [1] pp. With a list of subscribers. Folio (14" x 9").

Contemporary paneled calf, rebacked in period-style gilt spine with raised bands and lettering piece, gilt tooling to board edges, hinges mended. A few minor nicks and scratches to boards, negligible light gatering in places, some rubbing and a few tiny chips to board edges, early armorial bookplate to front pastedown. Light toning to text, light crinkling with occasional light soiling to top edge of text

block above headlines, light spotting and a few tiny spots of dripped wax in a few places, light soiling and light edgewear to title page. A handsome copy. \$2,500.

ONLY EDITION. Disney, a divine with a degree in civil law, was a vicar and moral reformer. A fascinating compilation enhanced with notes and a 20-page glossary, his *View of Ancient Laws, Against Immorality and Profaneness* followed two other legal books he published on the subject: *An Essay Upon the Execution of the Laws Against Immorality and Profaneness* (1708, 2nd. ed. 1710) and *A Second Essay Upon the Execution of the Laws Against Immorality and Profaneness* (1710). ESTC T112762. *See inside front cover.*

A LANDMARK IN THE RECOVERY OF EARLY MEDIEVAL LAW

33. DU TILLET, JEAN [D. 1570], EDITOR.

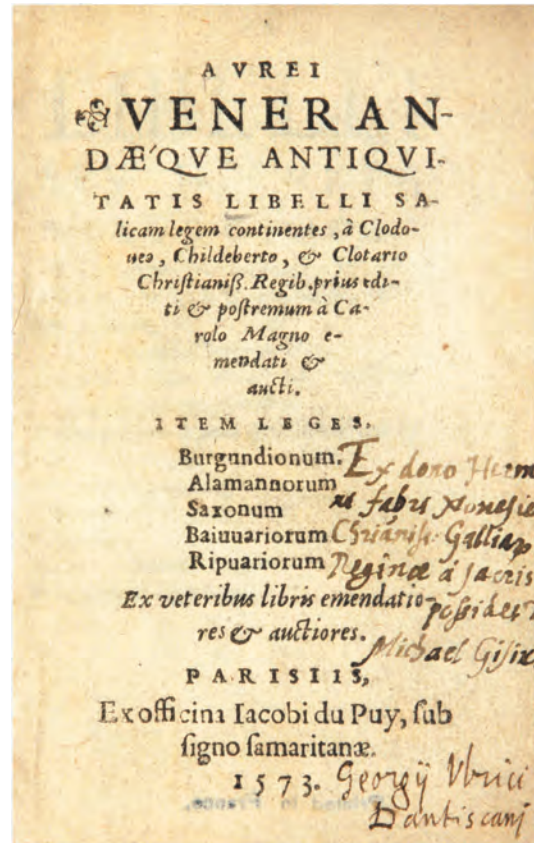
Aurei Venerandaeque Antiquitatis Libelli Salicam Legem Continentes, A Clodoveo, Childeberto, & Clotario Christianiss. Regib. Prius Editi & Postremum a Carolo Magno Emendati & Aucti; Item Leges Burgundionum, Alamannorum, Saxonum, Baivuariorum, Ripuariorum, Ex Veteribus Libris Emendatiores & Auctiores.

Paris: Ex Officina Iacobi du Puy, 1573. [ii], 127, [1]; 95, [1]; 70, [2]; 15, [1]; 119, [1]; 56 pp. Six parts, each with divisional title page. Work preceded by general title page. 16mo. (4-1/4" x 2-3/4")

Later varnished three-quarter calf over speckled boards, raised bands and lettering piece to spine, endpapers renewed. Moderate rubbing, corners bumped and somewhat worn, chipping to spine ends, joints cracked. Light toning, faint dampstaining in a few places. Early owner annotations to title page and a few other leaves, interior otherwise clean. Ex-library. Bookplate to front pastedown. A rare title.

\$1,850.

SECOND EDITION, a reissue of the first edition. An important landmark in the recovery of early medieval law, this volume contains critical editions of the principal texts of Frankish, Burgundian, Germanic, Saxon, Salic and Ripuarian Frankish law (*Lex Alemannorum*, *Antiquae Burgundionum Leges*, *Ripuariorum Leges a Theodorico Rege Francorum Latae*, *Antiqua Baivuariorum Lex* and *Vetus Lex Saxonum*.) The list of topics treated in these codes includes commerce, land ownership, inheritance, criminal procedure and civil procedure. A French humanist jurist and associate of Cujas, Du Tillet was also the Bishop of Brieuç, later Meaux. He edited Ulpian's *Regulae* and assisted Cujas with his edition of the *Codex Theodosianus*. The first edition of this work was issued by Charlotte Guillard in 1550 with a title beginning *Libelli Seu Decreta*. Excepting the title page and imprint, both editions are identical. And rare. OCLC locates 5 copies of the first edition in North America (University of Kansas, Library of Congress, UC-Berkeley Law School, University of Pennsylvania, Yale), 2 of the second (Harvard Law School, UC-Berkeley). This edition not in Adams.



FIELD PROMOTES THE NEW CODE OF PROCEDURE

34. FIELD, DAVID DUDLEY [1805–1894].

The Completion of the Code. Five Articles. Re-Published from the New York Evening Post, December, 1850.

New York: Wm. C. Bryant & Co., 1851. 11 pp. Text in parallel columns. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Moderate toning, faint dampstain to lower corner of title page. "3." in early hand and library stamp near its top margin, library markings to its verso. \$350.

ONLY EDITION. Field, a leader of the New York bar, was an important law reformer and the leading American proponent of codification during the nineteenth century. He was appointed one of the commissioners on practice and pleading in 1847, which resulted in New York's Code of Procedure (1848–1850), which was mostly written by Field. *The Completion of the Code* discusses the advantages of the code and promotes its adoption by the legislature. OCLC locates 3 copies (New-York Historical Society, University of Heidelberg, University of Michigan Law School). Cohen 10353.

ADVANTAGES OF THE CODE AND CODIFICATION

35. [FIELD, DAVID DUDLEY].

Law Reform Tracts. No. 1. The Administration of the Code. Published Under the Superintendence of a Law-Reform Association.

New York: John S. Voorhies, 1852. 46 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Moderate toning, "31/2." in early hand and library stamp to title page, library markings to verso. \$750.

ONLY EDITION. Generally attributed to Field, the *Law Reform Tracts* discuss aspects of the code and the advantages of codification. OCLC locates 10 copies in North American law libraries. Cohen 10310.

AN ENGLISH ASSESSMENT OF NEW YORK'S CODE OF PROCEDURE

36. [FIELD, DAVID DUDLEY].

Law Reform Tracts. No. 2. Evidence on the Operation of the Code: Obtained by the English Law Amendment Society, And Chancery Commission, And Published in England. Re-Published from the Law Review, And Commissioners' Report as Presented to Parliament. Published Under the Superintendence of a Law-Reform Association.

New York: John S. Voorhies, 1852. 61 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Moderate toning, faint dampstaining to lower corner of text block, "4" in early hand and library stamp to title page, library mark to verso. \$750.

ONLY EDITION. OCLC locates 7 copies in North American law libraries (Georgetown, New York University, Pace, UC-Berkeley, University of Cincinnati, University of Iowa, Yale). Cohen 10310.

CODIFICATION IN MASSACHUSETTS

37. [FIELD, DAVID DUDLEY].

Law Reform Tracts. No. 3. Codification of the Common Law. Report of the Commissioners Appointed to Consider and Report upon the Practicability and Expediency of Reducing to a Written and Systematic Code, The Common

Law of Massachusetts. Published Under the Superintendence of a Law-Reform Association.

New York: John S. Voorhies, 1852. 35 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Moderate toning, upper corner of pp. 5-6 partially detached, "5" in early hand and library stamp to title page, library mark to verso. \$750.

ONLY EDITION. OCLC locates 9 copies in North American law libraries (Georgetown, New York University, Ohio State University, Pace, UC-Berkeley, University of Cincinnati, University of Iowa, University of Michigan, Yale). Cohen 10310.

PROMOTING AN ADVANTAGE OF CODIFICATION

38. [FIELD, DAVID DUDLEY].

Law Reform Tracts. No. 4. Competency of Parties as Witnesses for Themselves. Published Under the Superintendence of a Law-Reform Association.

New York: John S. Voorhies, 1855. 21 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Moderate toning, light foxing to a few leaves, "6" in early hand and library stamp to title page, library mark to verso. \$750.

ONLY EDITION. OCLC locates 7 copies in North American law libraries (Georgetown, Library of Congress, New York University, Pace, UC-Berkeley, University of Iowa, Yale). Cohen 10310.

PLEADING UNDER THE CODE

39. [FIELD, DAVID DUDLEY].

Law Reform Tracts. No. 5. A Short Manual of Pleading Under the Code. Published Under the Superintendence of a Law-Reform Association.

Albany: W.C. Little & Co., 1856. 30 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Light toning, "7" in early hand and library stamp to title page, small stain to foot, library mark to verso. Rare. \$1,000.

ONLY EDITION. OCLC locates 3 copies (Cornell, Library of Congress, Yale Law School). Cohen 10310.

**FIELD PROMOTES CODIFICATION
TO THE GRADUATES OF THE
UNIVERSITY OF ALBANY
LAW SCHOOL**

40. FIELD, DAVID DUDLEY.

Law Reform. An Address to the Graduating Class of the Law School of the University of Albany, Delivered March 23, 1855. Published by the Class.

Albany: W.C. Little & Co., 1855. 36 pp. Final two pages are a University of Albany Law School prospectus. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Light toning, "8" in early hand and library stamp to title page, library mark to verso. Rare.

\$750.

ONLY EDITION. *Law Reform* discusses the advantages of codification and suggests the possibility of a completely codified legal system for New York and Federal Law ("Code American.") OCLC locates 3 copies (Cornell, Library of Congress, Yale Law School). Cohen 10354.

**FIELD DISCUSSES A WAY TO
ENABLE THE REFORM NEW YORK'S
COURT SYSTEM**

41. [FIELD, DAVID DUDLEY].

A Letter to Gulian C. Verplanck, On the Reform of the Judicial System of this State. By a Member of the New-York Bar. December, 1839.

New York: University Press: John F. Trow, Printer, 1840. 43 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Moderate toning, light foxing to margins in a few places, "1." in early hand and library stamp to title page, library markings to verso. \$500.

ADDRESSED TO HIS COLLEAGUE Verplanck [1786-1870], this pamphlet argues that the legislature is legally entitled to reorganize the court system through a "simple amendment, removing the present restrictions upon the legislative power, so that it may re-organize the courts now and hereafter, according to the wants of the people "(43). Field's aim was authorization by the legislative to design a court system operating

under codes of practice, procedure and pleading, a goal realized with the enactment of New York's Code of Civil Procedure in 1848-1850, which was written almost entirely by Field. OCLC locates 3 copies in North American law libraries (Library of Congress, Southern Illinois University, University of Iowa). Cohen 1143.

INSCRIBED BY FIELD

42. FIELD, DAVID DUDLEY.

The Magnitude and Importance of Legal Science. An Address, At the Opening of the Law School of the University of Chicago.

New York: Printed by William J. Read, [1859]. 20 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers, original front wrapper retained. Light toning, small, chips, tears and early repairs to a few leaves, final two leaves re-hinged, "9" in early hand, author inscription and library stamp to title page, library mark to verso. Rare. \$750.

ONLY EDITION. *The Magnitude and Importance of Legal Science* summarizes his thoughts about the importance of law schools in the advancement of "legal science." OCLC locates 2 copies (British Library, University of Heidelberg). Cohen 8612.

**FIELD CAMPAIGNS
FOR COURT REFORM**

43. FIELD, DAVID DUDLEY.

What Shall be Done with the Practice of the Courts? Shall it be Wholly Reformed.

New York: John S. Voorhies, 1847. 38 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain wrappers. Moderate toning, light foxing to a few leaves, "2." in early hand and library stamp to title page, library markings to verso. \$500.

ONLY EDITION. This pamphlet was "part of Field's campaign to urge the New York State Legislature to reform the judiciary system. His efforts led to his appointment later in 1847 as commissioner on practice and pleading and his participation in the preparation of the code of procedure (1848-1850)" (Cohen). OCLC locates 6 copies in North American law libraries (Georgetown, New York University, UC-Berkeley, University of Iowa, Pace, Yale). Cohen 1144.

HIGHLY ESTEEMED BY COKE AND BLACKSTONE



44. [FITZHERBERT, SIR ANTHONY (1470–1538)].
[RASTELL, WILLIAM (1508?–1565)].

La Nouvelle Natura Breviu[m] du Iudge Tresreverende Monsieur Anthony Fitzherbert, Denierement Renue & Corrigee per Lauteur, Avecques un Table Perfecte des Choses Notables Contenus en Ycell, Novelment Compose per Guiliaulme Rastell, & Jammais per Cydeuaut Imprimee.

London: In Aedibus Richardi Tottelli, 1567 [i.e. 1576, date on colophon].
[xxxii], 271 ff. Octavo (6-1/2" x 4-1/2").

Contemporary paneled calf, blind fleurons and central arabesques to boards, raised bands and blind rules to spine, ties lacking. Some rubbing to extremities, minor nicks to boards, a few small worm holes, corners bumped and somewhat worn, spine ends bumped and lightly chipped, joints starting at head, front pastedown loose, a few cracks to text block. Title printed within woodcut architectural border. Moderate toning to text, occasional discoloration to outer margins in a few places, soiling to some leaves. Early owner signature to front free endpaper, brief annotations in early hand to head of title page and some text leaves, along with some underlining, rear endleaf filled with notes. A nice copy. \$2,000.

FIRST PUBLISHED IN 1534, the *Nouvelle Natura Brevium* is a manual of procedure written by a Judge of the Common Pleas during the reign of Henry VIII. Winfield notes that "Coke put it among the books which he considered most necessary and of greatest authority and excellency"; Blackstone considered it an authority as well. Compiled from the earlier *Natura Brevia* and the *Registrum Brevium*, it includes several original observations on the form and function of writs. Rastell's revisions include the addition of a table. A popular work, it went through numerous editions in Law French and English, the final appearing in 1794. It remains significant to this day for its descriptions of writs that were becoming obsolete in the early sixteenth century. Winfield 303. Beale T348. ESTC S4100.

RARE LYON IMPRINT OF A NOTABLE CANON-LAW HANDBOOK

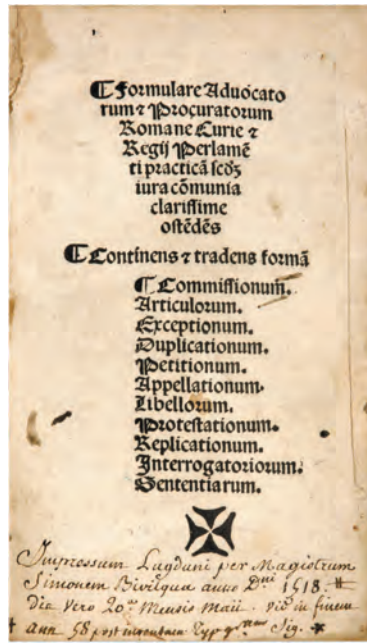
45. [FORMULARIUM PROCURATORUM].

Formulare Advocatorum & Procuratorum Romane Curie & Regii Parlamenti Practicam Secundum Jura Communia Clarissime Ostendens: Continens & Tradens Formam Commissionum Articulorum; Exceptionum; Duplicationum; Petitionum; Appellationum; Libellorum; Protestationum; Replicationum; Interrogatoriorum; Sententiarum.

[Lyon: Magistrum Simonem Bivilaqua, 1518]. [vi], CLXXVIII ff. Main text in parallel columns. Octavo (6-1/2" x 4").

Contemporary limp vellum, ties lacking, faint early hand-lettered titles to spine and top-edge of text block. A few minor spots to binding, spine ends bumped, bit of corner lacking from front cover, vellum just beginning to crack through pastedowns. Light toning to text, occasional faint dampstaining to upper half of text block, light soiling and early owner annotation to title page. \$2,750.

ASSEMBLED FROM SEVERAL UNIDENTIFIED SOURCES by an unidentified compiler, this work was originally published in Rome in 1479 with the colophon title *Procuratorum Formularius*. Usually referred to as the *Formularium Procuratorum*, it is a collection of canon-law legal instruments established by the Roman Curia relating to procedure, actions and defenses. It offers an excellent "ground level" view of canon law practice in the early modern era. Not in Baudrier. OCLC locates 6 copies, 1 in North America (at GWU Law School). **See front cover.**



N° 45

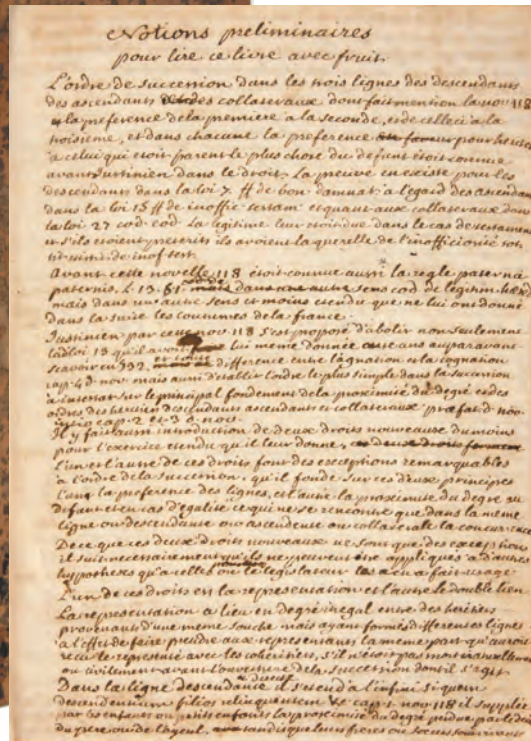
SCARCE FRENCH TREATISE ON INHERITANCE AND SUCCESSION

46. GUYNÉ, FRANÇOIS.

Traitez de la Representation, Du Double Lien, Et de la Regle Paterna a Paternis, Materna a Maternis. Par Rapport à Toutes les Coûtumes de France.

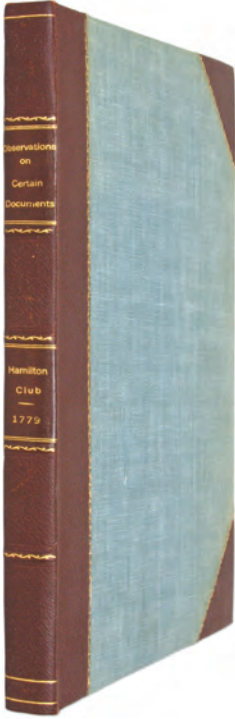
Paris: De l'Imprimerie de Simon Langlois, 1698. [viii], 348, [8] pp. Tables. Quarto (9-3/4" x 7-1/4").

Contemporary mottled calf, gilt spine with lettering piece and raised bands to spine, gilt tooling to board edges, marbled endpapers. Light rubbing to extremities with wear to corners and head of spine, joints starting, small wormtrack to rear board. Light toning to text, somewhat heavier in places, light foxing to a few leaves, middle section of title page removed with no loss to text, endleaves filled with notes in contemporary hand, underlining to a few passages in text. \$750.



FIRST EDITION. This impressive study details the laws of inheritance and succession through the paternal and maternal sides of a family according to "all of the coutumes of France." The tables show lines of descent. The extensive manuscript notes, which begin on the front endleaves and continue on the rear endleaves, are titled "Notions preliminaries pour lire ce livre avec fruit (Preliminary observations on how to read this book fruitfully)." Later editions were published in 1727 and 1728. All editions are scarce. OCLC locates no copies of the first edition. Not in Camus or the BMC. See front cover.

LIMITED FINE-PRESS EDITION OF HAMILTON'S "REYNOLDS PAMPHLET"



47. HAMILTON, ALEXANDER [1757-1804].

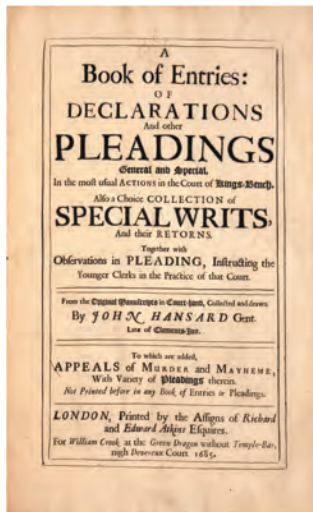
Observations on Certain Documents Contained in No. V & VI of "The History of the United States for the Year 1796,": In Which the Charge of Speculation Against Alexander Hamilton, Late Secretary of the Treasury, Is Fully Refuted.

Philadelphia: Printed for James Fenno, 1797. [New York: Printed for the Hamilton Club, 1865]. [x], 157 pp. Page 3 has an announcement for the Hamilton Club's next publication. Quarto (12" x 9-1/2").

Later three-quarter morocco over cloth, gilt fillets along edges of morocco, lettering pieces and gilt-edged raised bands to spine, deckle edges. Negligible light rubbing to spine ends and corners, light toning to text, early cello tape repairs to foot of final text leaf (with no damage to text). An attractive copy. \$1,250.

FROM AN EDITION OF 25, this number 10. This remarkable work, better known as the "Reynolds Pamphlet," relates to one of the first sex scandals in American political history. While secretary of the treasury, Hamilton had a three-year affair with a woman named Maria Reynolds. This affair was instigated and encouraged by her husband, James, as a way to extort hush money from Hamilton. Jailed for his participation in a shady speculative scheme, Reynolds attempted to implicate Hamilton in exchange for his freedom, through the help of political enemies, believing Hamilton would claim responsibility if he threatened with public exposure of the affair. In the meantime rumors linking Hamilton to the speculative scheme began to circulate and find their way into print, most notably in Callender's *History of the United States*. In a bold move to protect his public reputation, Hamilton addressed the rumors and prevented a political scandal by confessing the truth. Denying any charges of public financial impropriety, he admitted his "amorous connection" with Maria Reynolds with her husband's "privity and connivance." According to Sabin, Mrs. Hamilton tried to buy up all copies of the 1797 pamphlet, but some escaped. A second edition was reprinted in 1800 in the midst of the Jefferson-Burr election by a group of anti-Federalists. As one would expect, a small number of first editions exist today. The Hamilton Club reprint of the first edition was also issued as an octavo in 1865 in an edition limited to 50 copies.

INCLUDES "APPEALS OF MURDER AND MAYHEM"



48. HANSARD, JOHN, COMPILER.

A Book Of Entries: Of Declarations and Other Pleadings General and Special, In the Most Usual Actions in the Court of Kings-Bench. Also a Choice Collection of Special Writs, And their Returns. Together with Observations in Pleading, Instructing the Younger Clerks in the Practice of that Court. From the Original Manuscripts in Court-Hand, Collected and Drawn by John Hansard Gent. Late of Clements-Inn. To Which are Added, Appeals of Murder and Mayheme, With Variety of Pleadings Therein. Not Printed Before in Any Book of Entries or Pleadings.

London: Printed by the Assigns of Richard and Edward Atkins, 1685. [xx], 283, [21] pp. First leaf blank. Folio (12" x 7-1/2").

Contemporary calf, blind rules and fillets to boards, raised bands, lettering piece, and two small private-library shelf labels to spine. Moderate rubbing to extremities, some shallow scuffing to boards, joints just starting at ends, corners bumped, armorial bookplate of the Earls of Macclesfield to front pastedown, small embossed Macclesfield seal to title page and following few leaves, armorial bookplate of Thomas Parker, 1st Earl of Macclesfield, to verso of title page. Light toning to text, somewhat heavier in places, brief annotations to margins of several leaves in early hand, possibly Parker's. A very handsome copy. \$500.

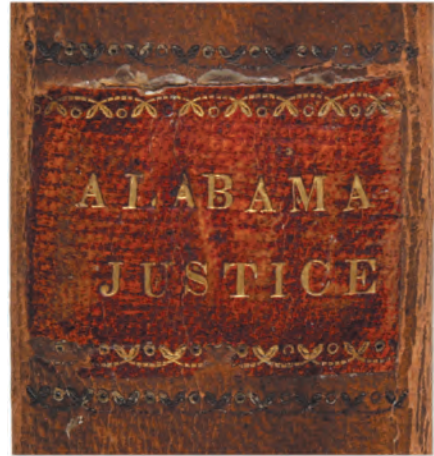
ONLY EDITION. A notably comprehensive procedure manual. Little seems to be known about Hansard and he did not appear to publish any other works. Parker [1666-1732], 1st Earl of Macclesfield, Lord Chancellor from 1718 to 1725. Housed in Shirburn Castle, the library of the Earls of Macclesfield was one of the finest private libraries in Great Britain. ESTC R20439.

COPY OF THE FIRST BOOK PRINTED IN ALABAMA
WITH A NOTABLE ASSOCIATION

49. HITCHCOCK, HENRY [1795–1839], COMPILER.

The Alabama Justice of the Peace, Containing All the Duties, Powers and Authorities of That Office, As Regulated by the Laws Now in Force in This State: To Which is Added a Great Variety of Warrants, Recognizances, Bonds, Deeds of Bargain and Sale, Lease and Release, Of Trust, Mortgages, Bills of Sale, Contracts, And Other Precedents, Interspersed Under Their Several Heads; Together with the Constitution of the State of Alabama.

Cahawba, Ala.: Published by William B. Allen. And for sale at the bookstore of Ginn & Curtis., 1822. [ii], 494, [2] pp. Octavo (8-1/4" x 5").



Contemporary sheep, lettering piece and blind fillets to spine. Light rubbing to boards and extremities with some wear to corners, a few minor stains to boards, hinges starting, crack near rear of text block repaired with archival tape. Toning to text, occasional light dampstaining and foxing. Faint early owner initials (MB) to spine, "M. Bohannon" to foot of text block, Bohannon's signature and annotations to front free endpaper, which has a few holes repaired with archival tape, autograph document laid in. A well-preserved copy. \$2,000.

ONLY EDITION. According to Owen, this was the first book printed in Alabama other than collected documents of the constitutional convention of 1819 and the journals and session laws of the general assembly. Hitchcock, who was Alabama's attorney general when he compiled this book, is an important figure in that state's history. He helped to write its constitution and went on to become chief justice of the Alabama Supreme Court. The autograph document, signed by Hitchcock, is dated July 9, 1822. It acknowledges receipt of his salary as attorney general. Cohen 8316. *See front cover.*

Rec^d of Samuel Perkins Esq. Comptroller
of public accounts his warrant on
the treasury for \$156.25, it being the
amount of my salary as Atty Genl.
from the 16 March 1822 to the 16 June 1822
July 9 1822 Henry Hitchcock

FIRST EDITION, FIRST ISSUE, OF *THE COMMON LAW*

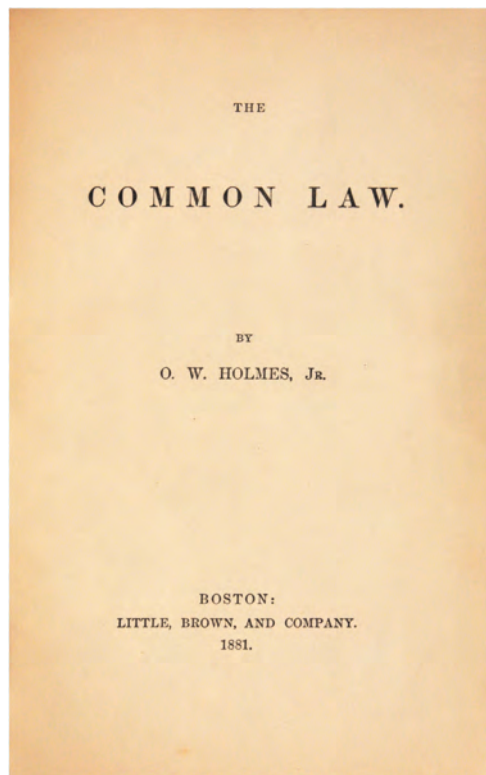
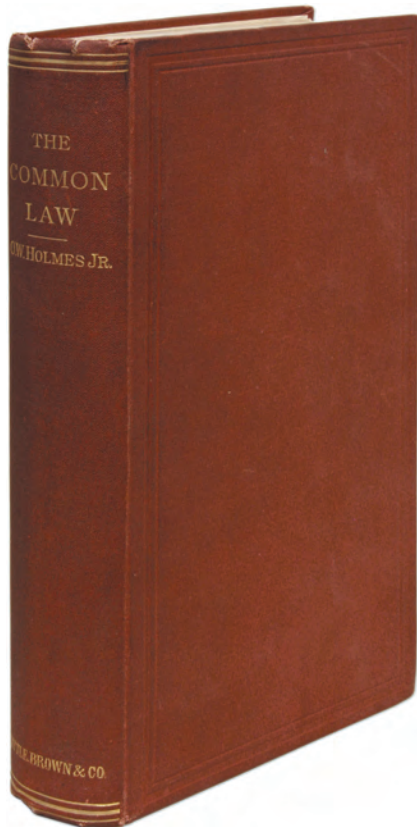
50. HOLMES, OLIVER WENDELL, JR. [1841–1935].

The Common Law.

Boston: Little, Brown, And Company, 1881. [i]–xvi, 422 pp. Octavo (8-1/4" x 5-1/4").

Original maroon pebbled cloth, blind double frames to boards, gilt title to spine, triple gilt rules at spine ends. Light wear to corners, a few clean short tears to spine ends, bookseller stamp and small woodcut image of Holmes affixed to front pastedown, offsetting from image to front free endpaper, light toning to text. A handsome copy. \$1,250.

FIRST EDITION, first issue (two-line printer statement at foot of the title page, verso, reading "University Press:/ John Wilson and Son, Cambridge and a one-line statement to foot of p. 422 reading "University Press: John Wilson & Son, Cambridge"). As Friedman points out, "*The Common Law* was easily the most distinguished book on law by an American published between 1850 and 1900." In contrast to earlier Anglo-American jurists, and the reigning positivist ethos of the nineteenth century, Holmes proposed that the law was not a science founded on abstract principles but a body of practices that responded to particular situations. This functionalist interpretation led to his radical conclusion that law was not discovered, but invented. This radical theme is announced at the beginning of Lecture I: "The life of the law has not been logic: it has been experience" (1). Winfield observes that Holmes's "brilliant exposition, as effective on English scholarship and legal thinking as on American, of the true nature of law both as a development from the past and an organism of the present, blew fresh air into lawyer's minds encrusted with Blackstone and Kent." It went on to become a decisive influence on sociological jurisprudence, legal realism and the general development of Anglo-American law in the twentieth century. Luttrell, "Oliver Wendell Holmes and *The Common Law*," Meyer Boswell Books, Inc., *Rare and Unusual Law Books, Catalogue Fourteen 2*. Friedman 544. Winfield 38.



OWNED BY A SIGNER OF THE DECLARATION OF INDEPENDENCE

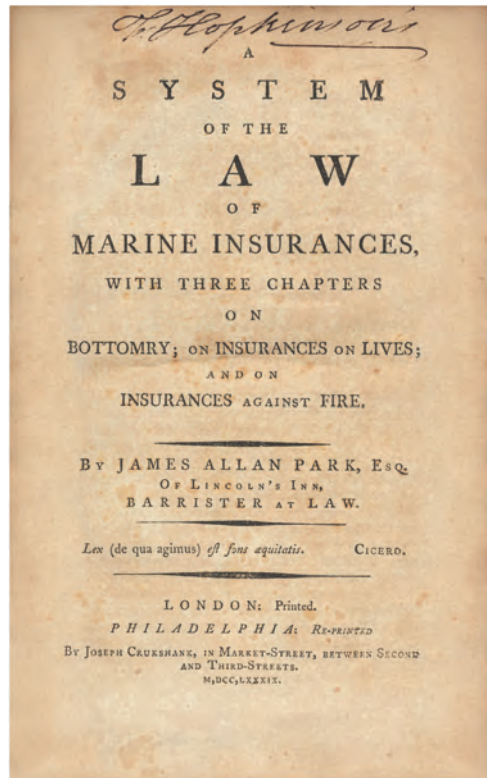
51. [HOPKINSON, FRANCIS (1739–1791)].
 PARK, JAMES ALLAN [1763–1838].

A System of the Law of Marine Insurances: With Three Chapters On Bottomry; On Insurances on Lives; and On Insurances Against Fire.

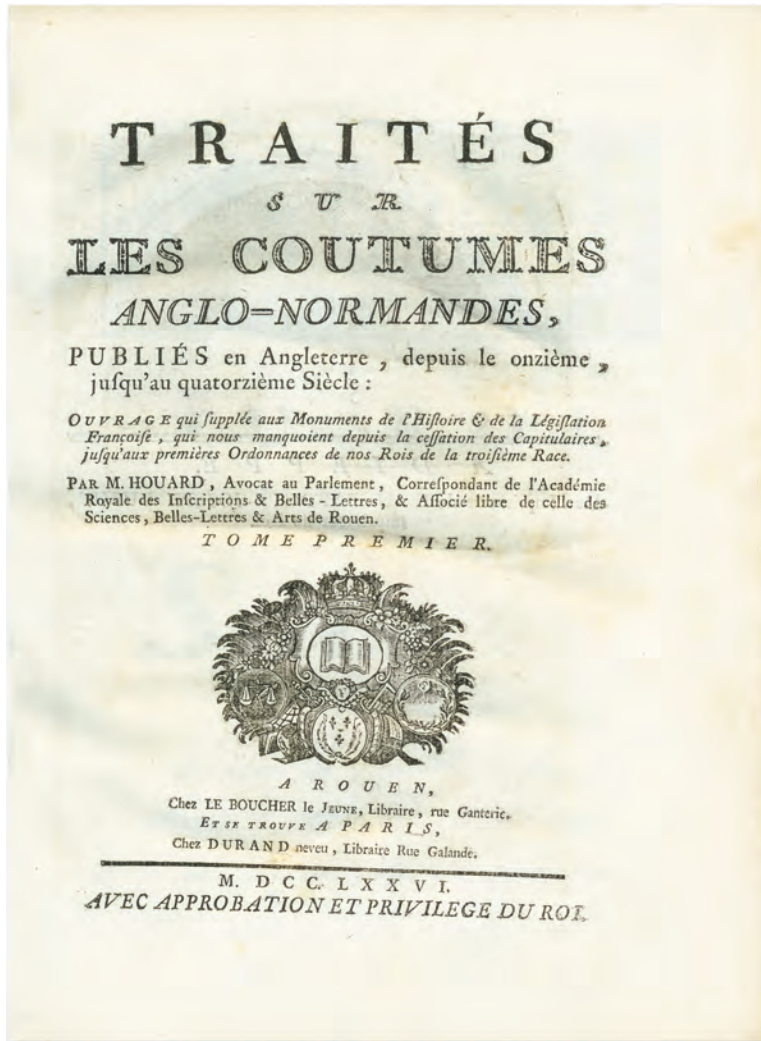
Philadelphia: Joseph Crukshank, 1789. xvi, [8], xlv, 530, [45] pp. Octavo (7-1/2" x 5").

Contemporary sheep, lettering piece and gilt fillets to spine. Moderate rubbing, a few shallow scuffs to boards, minor chipping to head of spine, joints just starting at ends, corners bumped, hinges starting. Armorial bookplate of Francis Hopkinson to front pastedown, his signature to head of title page. Light toning to text, foxing in a few places. A nice copy with an appealing association. \$9,500.

FIRST AMERICAN EDITION. Lawyer, judge, merchant, author and musician, Hopkinson represented New Jersey in the Second Continental Congress and was a signer of the Declaration of Independence. He served the Continental Congress as a member of the Navy Board and was the treasurer of the Continental Loan Office. Leaving Congress, he was appointed judge of the Admiralty Court of Pennsylvania. While he was not a member of the Constitutional Convention, he played a leading role in the debates leading to ratification in Pennsylvania. Appointed by Washington, he became judge of the United States District Court for the District of Pennsylvania in 1789, the year he acquired his copy of Park's *Marine Insurance*. Unfortunately, Hopkinson only held the post for a few years. He died at the age of 53 from a sudden epileptic seizure. First published in 1787, Park's was the first legal work on insurance written by an English lawyer and the first book on the subject to appear in America. Holdsworth called it "the best text-book upon the law of insurance." A work of great authority, it went through numerous English and American editions and remained the standard text until the middle of the nineteenth century. Holdsworth, *HEL* XII: 390. Cohen 7071.



NOTABLE COMPARATIVE STUDY OF EARLY ENGLISH AND FRENCH LAW



52. HOÜARD, DAVID
[1725-1802].

Traité sur les Coutumes Anglo-Normandes, Publiés en Angleterre, Depuis le Onzième, Jusqu'au Quatorzième Siècle: Ouvrage qui Supplée Aux Monuments de l'Histoire & de la Législation Françoise qui Nous Manquoient Depuis la Cessation des Capitulaires, Jusqu'aux Premières Ordonnances de nos Rois de la Troisième Race.

Rouen: Le Boucher le Jeune/
Paris: Durand Neveu, 1776. Four volumes. Complete set. Quarto (10" x 8").

Contemporary mottled calf, gilt spines with raised bands and lettering pieces, marbled endpapers, edges rouged, ribbon markers. Light to moderate rubbing to extremities, minor scuffing to boards, front joint of Volume III partially cracked, chips and wear to fore-edges, joints of Volume IV starting at ends, nineteenth-century armorial bookplates (of John

Beames) to front pastedowns. Attractive woodcut head-pieces and title-page devices. Light toning, negligible foxing in places, internally clean. Ex-library. Old paper location labels to spines, card pockets to rear pastedowns. A solid copy of a scarce set. \$1,500.

ONLY EDITION. The scope of this massive comparative study is evident in a listing of its contents, which includes original scholarship and editions of primary texts: *Preface, Dissertation Préliminaire sur les Variations de la Législation Françoise et Angloise, Depuis l'Entrée des Saxons dans les Gaules Jusqu'au Onzième siècle, Extraits du Domesday, Loix d'Henry I, Traites sur les Coutumes Angloises, par Glanville, Leges Malcomi Mackenneth, Ejus Nominis Secundi, Regiam Majestatem, Quoniam Attachiamenta, Leges & Consuetudines Burgorum, Curia Quatuor Burgorum, Statuta Gildoe, Assisa Regis David, Iter Camerarii, Brevis, & Succincta Forma Itineris, Statuta Wilhelmi Regis, Leges Forestarum, Statuta Alexandri Secundi, Prima Statuta Roberti Primi, Statuta Secunda Roberti Primi, Assisa & Statuta Davidis Secundi, Statuta Roberti Secundi, Acta Parliamenti Roberti Tertii, Fleta, Liber I-VI, Traite de Britton, Somme de Hornes ou Myrror de Justices*. Houard was a respected scholar of the customary law of Normandy who investigated links between Norman early English law. In addition to several studies of Norman *coutumes*, Houard's works include *Anciennes Loix des Francois, Conservées Dans les Coutumes Angloises* (1766), which argues that Littleton's *Tenures* preserved and developed Norman law dating from the time of the conquest. Camus 1166.

IMPORTANT COMMENTARIES ON PAPAL DECREES
ENHANCED WITH EXCELLENT NOTES

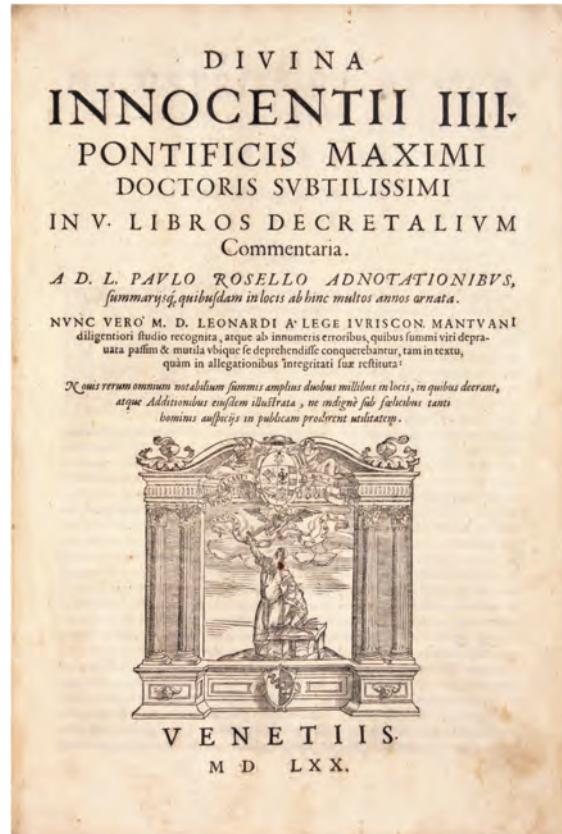
53. INNOCENT IV [1195–1254], POPE.
ROSELLI, LUCIO PAOLO [D. 1552], ANNOTATIONS.
UBALDI, BALDO DEGLI [1327?–1400], COMMENTARY.
LEGGI, LEONARDO [FL. C.1550–1580],
COMMENTARY.

In V Libros Decretalium, Commentaria, Ad D.L. Paulo Rosello Adnotationibus, Summariisque Quibusdam in Locis ab Hinc Multos Annos Ornata. Nunc Verò M. D. Leonardi à Lege Iuriscon. Mantuani Diligentiori Studio Recognita, Atque ab Innumeris Erroribus, Quibus Summi Viri Depravata Passim & Mutila Ubique se Deprehendisse Conquerebantur, Tam in Textu, Quàm in Allegationibus Integritati Suae Restituta: Novis Rerum Omnium Notabilium Summis Amplius Duobus Millibus in Locis, In Quibus Deerant, Atque Additionibus Eiusdem Illustrata, Ne Indignè sub Soelicibus Tqanti Hominis Auspiciis in Publicam Prodirent Utrilitatem.

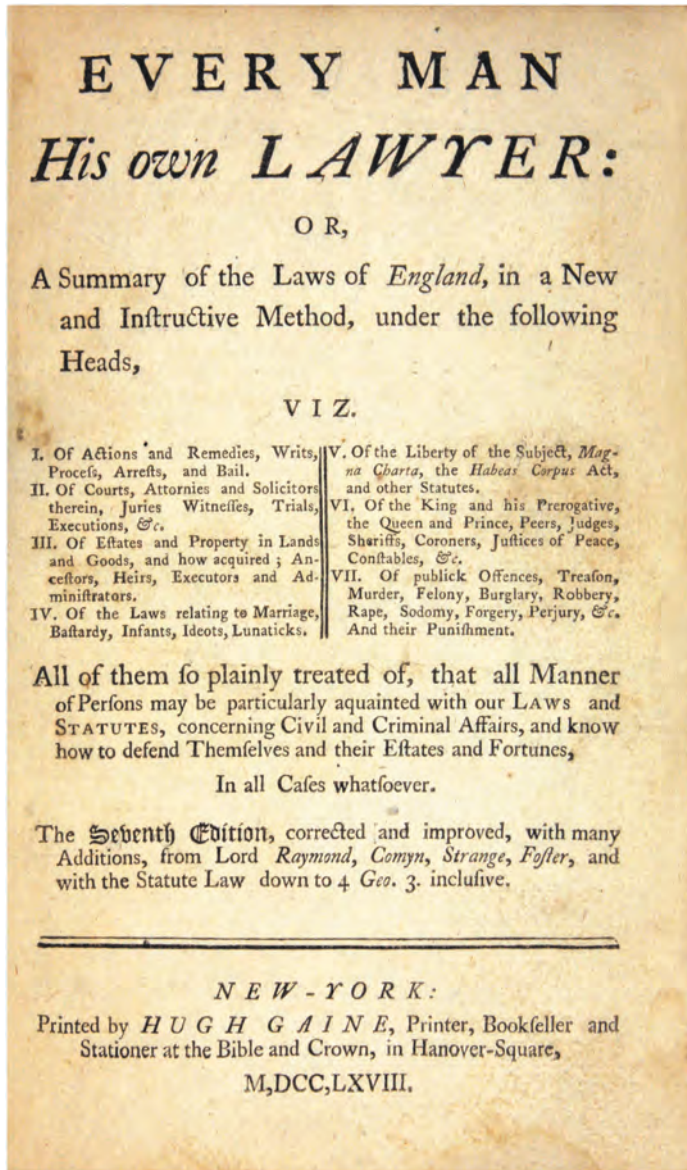
Venice: [Apud Bernardinum Maiorinum Parmensem], 1570. [xvi], 684; [92] pp. Two parts, each with title page. Part II has title beginning: *Margarita, Baldi de Ubaldis Doctoris Eminentissimi iam Aliquot Annos ad Innocentii IIII. Pont. Max.* Main text in parallel columns. Folio (12" x 8-1/2").

Contemporary flexible vellum with lapped edges, early hand-lettered title and somewhat later small hand-lettered label to spine, ties lacking. Some rubbing to extremities, corners and spine ends bumped, a few minor stains and spots, light soiling to spine. Light toning to text, light foxing and faint dampspotting to a few leaves. A handsome copy of a scarce title. \$1,500.

FIRST EDITION (IN THIS FORM). Innocent IV, pope from 1243 to 1254, was one of the most dynamic and influential leaders of the medieval period. He began his career as a lawyer. Educated in law at the Universities of Parma and Bologna, where he may have taught after finishing his studies, he went on to a career as a church official and was considered to be one of the finest canonists of his time. His *Commentaria*, also known as the *Apparatus in Quinque Libros Decretalium*, is an influential commentary on papal decrees in the books of the *Corpus Juris Canonici*. Our 1570 edition is enhanced by the commentary of Roselli and the appended interpretive summary/index by Ubaldi, which includes notes by Legge. A second edition was published in 1571. Both editions of this work are scarce. OCLC locates 6 copies of the first edition in North America (Catholic University of America, Cornell, Emory University, University of Illinois, University of Louisville, Northwestern University Law School, University of Wisconsin). EDIT16 CNCE43060.



THE FIRST LAYMAN'S GUIDE PUBLISHED IN AMERICA



54. JACOB, GILES [1686-1744].

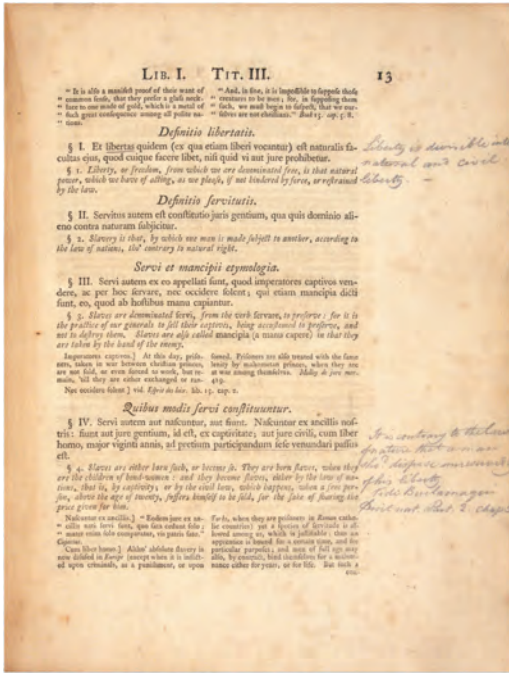
Every Man His Own Lawyer: Or, A Summary of the Laws of England, In a New and Instructive Method, Under the Following Heads, Viz. I. Of Actions and Remedies, Writs, Process, Arrests, and Bail. II. Of Courts, Attornies and Solicitors Therein, Juries, Witnesses, Trials, Executions, &c. III. Of Estates and Property in Lands and Goods, And How Acquired, Ancestors, Heirs, Executors and Administrators. IV. Of the Laws Relating to Marriage, Bastardy, Infants, Ideots, Lunaticks. V. Of the Liberty of the Subject, Magna Charta, the Habeas Corpus Act, and other Statutes. VI. Of the King and his Prerogative, the Queen and Prince, Peers, Judges, Sheriffs, Coroners, Justices of Peace, Constables, &c. VII. Of Publick Offences, Treason, Murder, Felony, Burglary, Robbery, Rape, Sodomy, Forgery, Perjury, &c. and Their Punishment. All of Them so Plainly Treated of That All Manner of Persons May be Particularly Acquainted With Our Laws and Statutes, Concerning Civil and Criminal Affairs, And Know How to Defend Themselves and Their Estates and Fortunes, An All Cases Whatsoever. Corrected and Improved, With Many Additions, from Lord Raymond, Comyn, Strange, Foster, And with the Statute Law Down to 4 Geo. 3. Inclusive.

New-York: Printed by Hugh Gaine, 1768. iv, 289, [13] pp. Octavo (7-1/4" x 4-1/2").

Contemporary sheep, blind fillets and decorative blind tooling to boards. Moderate rubbing to extremities, some chipping to spine ends, corners bumped and lightly worn, a few minor scuffs to boards, hinges cracked, light browning to text. Early owner signature to rear pastedown, interior otherwise clean. \$2,400.

FIRST AMERICAN EDITION, designated the seventh on the title page in reference to the prior six editions published in London. This popular layman's guide by one of the most prolific legal writers of eighteenth-century England went through ten English editions between 1736 and 1788. The mention of "All Manner of Persons" in the subtitle is significant. Jacob, though certainly interested in boosting sales by attracting the widest audience possible, was an idealist who believed that widespread knowledge of the law would help create a more just society. This is also evident in his other publications, such as *The Common Law Common-Placed* (1726) and *Treatise of Laws* (1721). According to Cohen this was the first laymen's guide published in America. The next two, which were intended also for aspiring lawyers, were *The Young Clerk's Magazine* (Philadelphia, 1774) and *The Young Clerk's Vade Mecum* (New York, 1776). Cohen 8202.

WITH INTERESTING COMPARISONS
BETWEEN ROMAN AND ENGLISH LAW



55. JUSTINIAN I, EMPEROR OF THE EAST [483–565 CE].

HARRIS, GEORGE [1722–1796], EDITOR AND TRANSLATOR.

D. Justiniani Institutionum Libri Quatuor: The Four Books of Justinian's Institutions, Translated Into English, With Notes.

London: Printed for C. Bathurst and E. Withers, 1756. xv, [1], 73, [1]; 121, [1]; 100; 92; 11, [5] pp. Engraved copperplate table of descents. Quarto (11-1/4" x 9").

Contemporary paneled calf with early rebacking, raised bands and lettering piece to spine. Light rubbing and some shallow scuffing to boards, heavier rubbing to extremities and spine, wear to spine ends and corners, boards partially separated but secure, owner bookplate of Charles Frost of Hull to front pastedown, title page partially detached but secure. Moderate toning and light foxing to text, early annotations, most likely by Frost, to several leaves, offsetting to margins of preliminaries and rear endleaves. \$950.

FIRST EDITION. This well-respected edition is notable for its elegant parallel translation. Harris, an advocate of Doctor's Commons, provides an interesting historical introduction and notes that compare the rules of Roman and English law. The final section is a translation of "Concerning the Succession of Descendants," Book 118 of the *Novels*. This work was owned by many sophisticated lawyers in Great Britain and America, such as Thomas Jefferson. Frost [1781?–1862], an English lawyer, was a notable legal writer and antiquary. He is known today for his research into the early history of Hull, England. Sowerby 2191 (second edition). ESTC N8181.

HARRIS'S JUSTINIAN

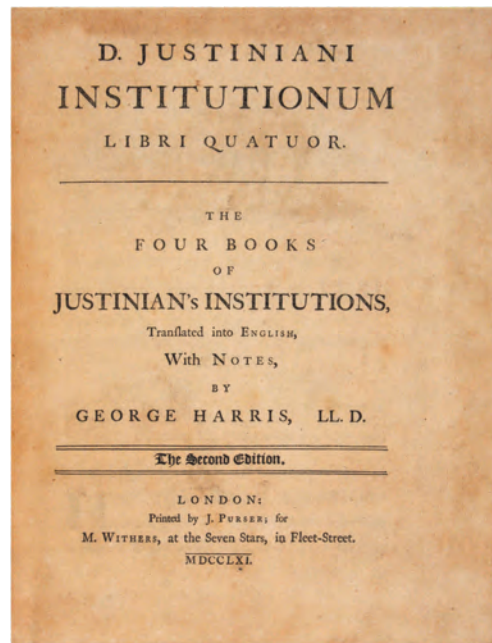
56. JUSTINIAN I, EMPEROR OF THE EAST.
HARRIS, GEORGE, EDITOR AND TRANSLATOR.

D. Justiniani Institutionum Libri Quatuor: The Four Books of Justinian's Institutions, Translated Into English, With Notes.

London: Printed by J. Purser; for M. Withers, 1761. xv, [1], 73, [1], 121, [1], 100, 92, 11, [5] pp. Copperplate table of descents. Quarto (10" x 8").

Contemporary mottled tree calf, rebacked retaining existing spine with gilt fillets and lettering piece, hinges mended. Light rubbing to boards, corners bumped and somewhat worn. Moderate toning to text, somewhat heavier in places, light foxing, light soiling to preliminaries and rear endleaves, small tear to lower margin of table, two leaves of contemporary manuscript notes laid-in. \$950.

SECOND EDITION. One of the laid-in manuscript leaves is a copy of the table of descents and its accompanying text from pp. 28–31. The other is an itemized bill (or estimate) for spinning and weaving cloth with a crude diagram of a spinning wheel. ESTC T102256.



FINAL EDITION OF HARRIS'S EDITION OF THE *INSTITUTES*

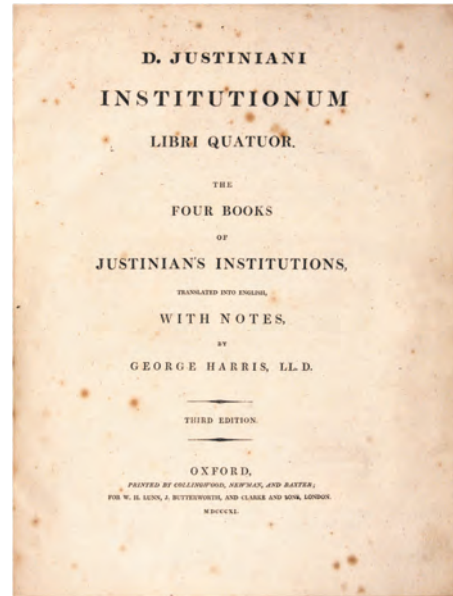
57. JUSTINIAN I, EMPEROR OF THE EAST.
HARRIS, GEORGE, EDITOR AND TRANSLATOR.

D. Justiniani Institutionum Libri Quatuor. The Four Books of Justinian's Institutions, Translated Into English, With Notes.

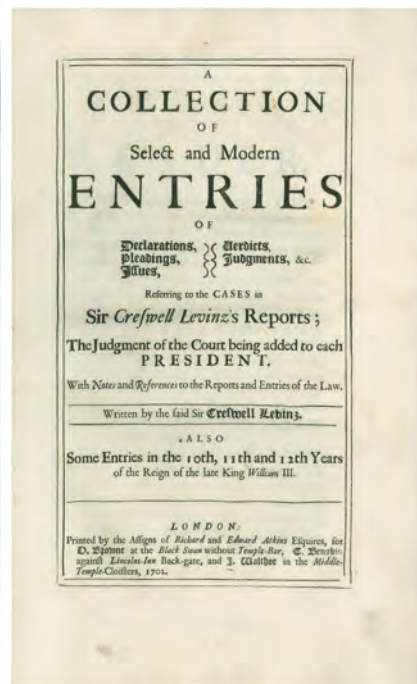
Oxford: Printed by Collingwood, Newman, And Baxter, 1811. 11, 370, [2] pp. Copperplate table of descents. Quarto (10-1/2" x 8-1/4").

Recent period-style quarter calf over cloth, gilt fillets and lettering piece to spine, endpapers renewed. Some toning to text, light foxing in places. An attractive copy. \$1,250.

THIRD AND FINAL EDITION. Sweet & Maxwell 5:135.



A COMPANION TO THE REPORTS OF SIR CRESWELL LEVINZ



58. LEVINZ, SIR CRESWELL.

A Collection of Select and Modern Entries of Declarations, Pleadings, Issues, Verdicts, Judgments, &c. Referring to the Cases in Sir Creswell Levinz's Reports; The Judgment of the Court Being Added to Each President. With Notes and References to the Reports and Entries of the Law.

London: Printed by the Assigns of R. and E. Atkins, for D. Browne [etc.], 1702. [iv], 1-223 [i.e. 215], [21] pp. Copperplate portrait frontispiece. Folio (12" x 8").

Contemporary paneled calf, rebaked in period style with raised bands, blind ornaments and original lettering piece, hinges mended. Some rubbing to extremities, a few scuffs to boards, later bookseller ticket to front free pastedown. Light toning to text, faint dampspotting in a few places, light soiling to endleaves and title page. Contemporary annotations to a few leaves, interior otherwise clean. A handsome copy. \$650.

ONLY EDITION. The reports of Sir Creswell Levinz cover the years 1660 to 1697 (12 Car. II-9 Wm. III). Contemporary opinions of their quality vary, but they were widely cited and considered authorities by the early 1700s, both in Great Britain and the American colonies. *A Collection* is an abridged and digested version with citations to the three-volume *Les Reports de Sr. Creswell Levinz* (London, 1702). ESTC T96774.



TWO CLASSIC WORKS ON THE ENGLISH LAW OF REAL PROPERTY



59. [LITTLETON, SIR THOMAS (1402–1481)].

Les Tenures de Monsieur Littleton: Ouesque Certaine Cases Addees per Auters de Puisne Temps, Queux Cases vous Troveres Signes Ouesque Cest Signe * Al Commencement, & Al Fine de Chescun de Eux: Au Fine Que ne Poies eux Misprendre pur les Cases de Mounseur Littleton; Pur Quel Inconuenience, Ils Fueront Dernierment Tolles de Cest Lieur; Et Cy vn Foits Plus Admotes al Request des Gentlehomes, Students en le Ley Dengleterre.

London: Imprinted [by A. Islip?] for the Company of Stationers, 1608. [1], 170, [25] ff.

[BOUND WITH]
PERKINS, JOHN [D. 1545].

A Profitable Booke of Master Iohn Perkins, Fellow of the Inner Temple. Treating of the Lawes of England.

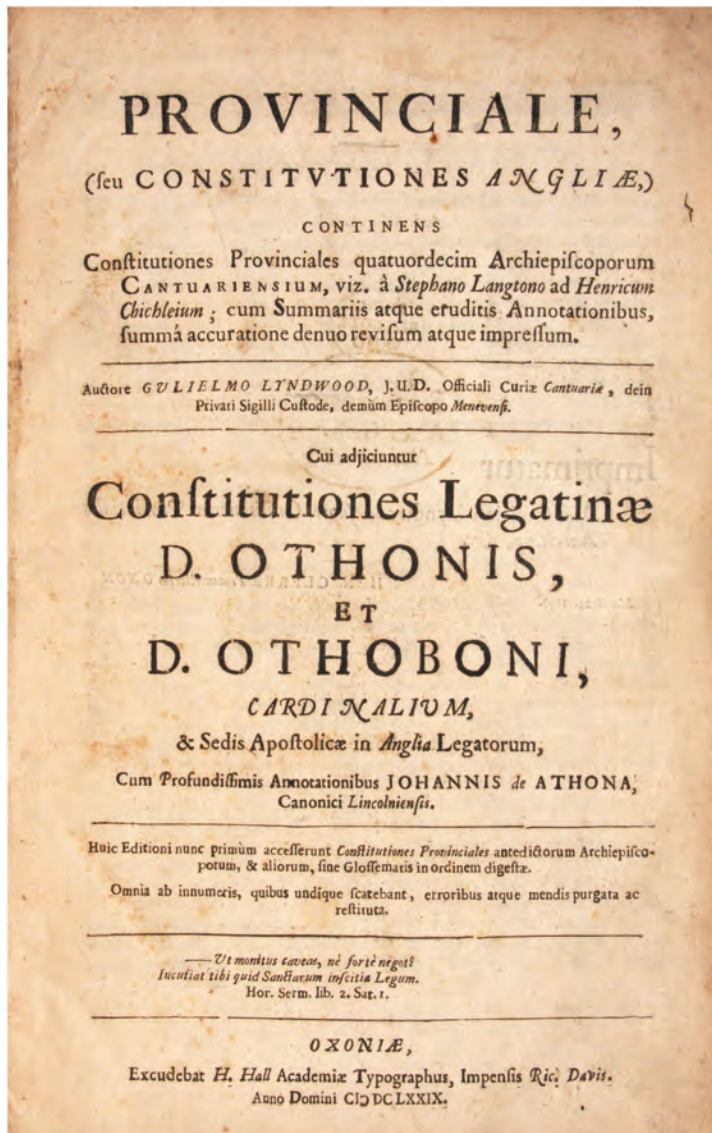
London: Printed [by Adam Islip?] for the Company of Stationers, 1609. [xxiv], 168 ff.

Octavo (4-1/2" x 2-1/2"). Contemporary calf, gilt rules to boards, gilt fillets to spines, fragments of thong ties. Moderate rubbing to spine and extremities with some wear to corners, light scuffing to boards, a few tiny wormholes to spine, pastedowns loose, a few partial cracks to text block, wormhole from preliminaries through first third of text with no loss to legibility, final two signatures of *A Profitable Booke* a bit loose and slightly edgeworn, edges trimmed closely occasionally touching side-notes (with no loss to legibility). Light toning to text, somewhat heavier in places, internally clean. \$1,500.

LATER EDITIONS. This volume collects two classic English treatises on the law of real property. Written during the reign of Edward IV [1442–1483] and first published around 1481, Littleton's *Tenures* is probably the most revered treatise in the history of the common law. Much admired for its learning and style, it is concerned with tenures and other issues relating to real property. This venerable work, which Coke called "the ornament of the Common Law, and the most perfect and absolute work that ever was written in any humane science," is considered a landmark because it renounced the principles of Roman law (and Latin) in favor of a set of guidelines and doctrines drawn from the Year Books, and when necessary, hypothetical cases.

A popular work during the sixteenth and early seventeenth centuries that was held in high regard by Coke, Perkins' *Profitable Booke* was first published in 1528 and went through numerous editions in both English and Law-French. Devoted mostly to the land law as developed in the Year Books, it is divided into the following topics: grants, deeds, feoffments, exchanges, dower, curtesy, wills, devises, surrenders, reservations, and conditions. Holdsworth, *HEL* II:573, V:388. *ESTC* S93514, S114287.

COPY OF A PRINCIPAL ENGLISH TREATISE ON CANON LAW
OWNED BY A LITURGICAL SCHOLAR AND THE BISHOP OF BOMBAY



60. [LYNDWOOD, WILLIAM (c.1375–1446)]. [BADIUS, JOSSE (1462–1535), EDITOR].

Provinciale, (Seu Constitutiones Angliae,) Continens Constitutiones Provinciales Quatuordecim Archiepiscoporum Cantuariensium, Viz. A Stephano Langtono ad Henricum Chicheleium; Cum Summariis Atque Eruditissimis Annotationibus, Summa Accurata Denuo Revisum Atque Impressum. Auctore Gulielmo Lyndwood, J.U.D. Officiali Curiae Cantuarie, dein Privati Sigilli Custode, Demum Episcopo Menevensi. Cui Adjiciuntur Constitutiones Legatinae d. Othonis, Et d. Othoboni, Cardinalium, & Sedis Apostolicae in Anglia Legatorum, Cum Profundissimis Annotationibus Johannis de Athona, Canonici Lincolnienfis. Huic Editioni nunc Primum Accesserunt Constitutiones Provinciales Antedictorum Archiepiscoporum, & Aliorum, Sine Glossematis in Ordinem Digestae. Omnia ab Innumeris, Quibus Undique Scatebant, Erroribus Atque Mendis Purgata ac Restituta.

Oxford: Excudebat H. Hall Academiae Typographus, Impensis Ric. Davis, 1679. [64], 356, 155, [21], 77, [3] pp. Main text in parallel columns with linear glosses. Folio (13-1/4" x 8-3/4").

Contemporary calf with later rebacking, lettering piece and gilt-edged raised bands to spine, corners repaired, endpapers renewed, hinges reinforced, lower portion of p. 77 (blank portion below text) and following rear endleaf renewed. Moderate rubbing and light scuffing to boards, heavier rubbing to extremities. Moderate toning to text, occasional light foxing. Numerous annotations and bookseller descriptions of different editions of this work to front and rear endleaves by Christopher Wordsworth, annotations and underlining to a few leaves of text. A leaf of notes in Wordsworth's hand and a 1950 letter from a bookbinder laid in. Ex-library. Small inkstamp to verso of title page. An appealing copy with interesting associations. \$750.

LATER EDITION. Main text followed by nineteen-page, two-part index (*Tabula*). Compiled around 1433 and first published around 1483–1485, *Provinciale* is the main authority for early English canon law. Divided into five books, it is a digest of the synodal constitutions of the province of Canterbury, from the period of Archbishop Stephen Langton [c.1155–1228] to that of Archbishop Henry Chichele [1414–1443], with Lyndwood's gloss. It is considered the law of the Church of England by some authorities. This book was owned and annotated by Christopher Wordsworth [1848–1938], the son of a notable bishop and a renowned liturgical scholar. One note indicates that he presented it in 1910 to Edwin James Palmer [1869–1954], Bishop of Bombay. The laid-in letter to Palmer, written in 1950 by the bookbinder A. Birdsall, concerns the rebinding of Palmer's copy of the *Book of Common Prayer*. ESTC R11715.

RECONSTRUCTION-ERA ACCOUNT BOOK
OF A RICHMOND, VIRGINIA LAW FIRM



61. [MANUSCRIPT].
COSBY, WILLIAM W.
TURNER, CHARLES W.

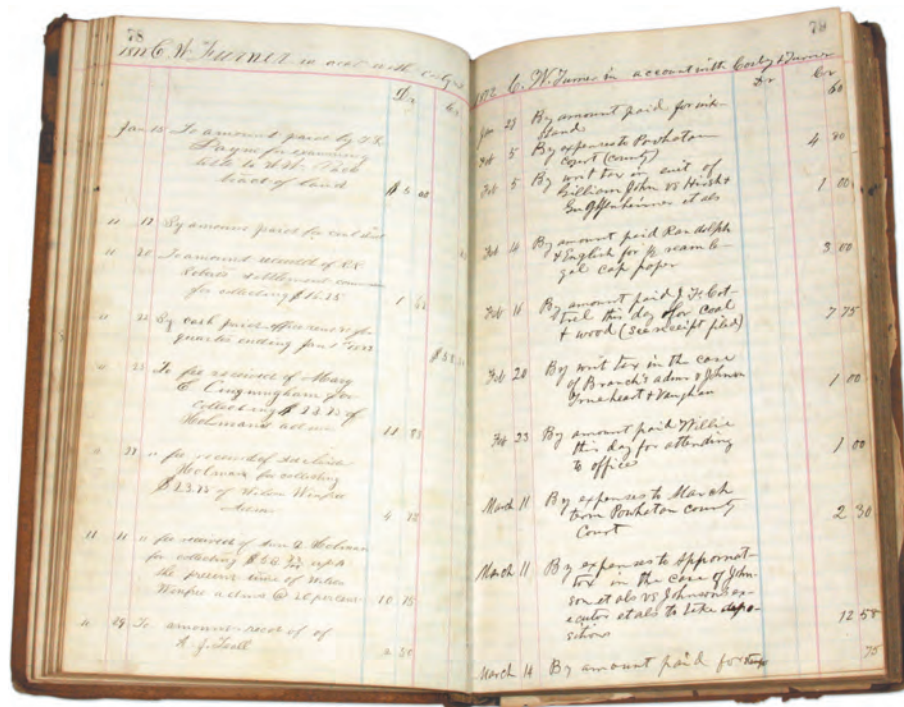
[Account Book of Cosby & Turner].

Richmond, Virginia, 1871-1875. [xxiv], 458 pp. Folio (13-1/2" x 8-1/2")

Reversed calf, black-stamped frames to boards, raised bands and lettering pieces to spine, "Ledger" gilt-stamped to upper piece, marbled endpapers. Light rubbing and a few scuffs and stains to boards, heavier rubbing to extremities with some wear to spine ends and corners, rear joint starting, rear hinge cracked. Moderate toning to interior, "Cosby & Turner/ Attys at Law/ Richmond/ Virginia" to front endleaf, content to recto and versos of most leaves to p. 257, 5 manuscript items (one with entries 1876) laid in, a few annotations (including one dated 1883) and owner to front endleaves. \$950.

WITH A THUMB-TABBED INDEX. Cosby and Turner practiced law in Richmond, the former capitol of the Confederacy, which was then recovering from the damage it suffered during the Civil War. Cosby, who was considered one of Richmond's finest attorneys, was also a distinguished Confederate artillery officer. He probably met his partner, Turner, when they were law students at the University of Virginia. The firm's 1871-1875 ledger records fees for an array of legal services to a large number of clients in Richmond and, on occasion, other parts of Virginia, including courts in Powhatan, Chesterfield, and Goochland counties. Clearly a successful firm at this time, it include fees for defense of warrants, writing land assessments and deed conveyances,

executing summons in debt, representing collections on claims and providing felony defense and legal services in bankruptcy cases. Overall, this manuscript offers a fascinating daily chronicle of a successful Richmond law firm during the later years of the Reconstruction era.



**ELITE MEMBERS OF THE NEW YORK CITY BAR ESTABLISHES A CLUB
TO PROMOTE BENJAMIN HARRISON'S PRESIDENTIAL CAMPAIGN**

62. [MANUSCRIPT].

HARRISON & MORTON CLUB OF NEW YORK.

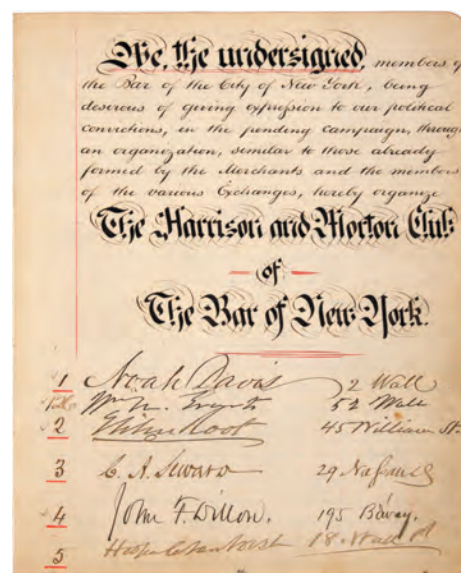
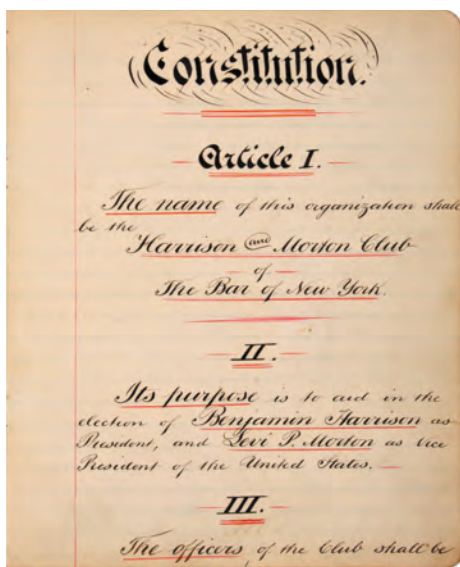
[Harrison & Morton Club of New York (Cover Title)].

[New York, 1888]. 61, [4] pp. Quarto (9-1/2" x 7").

Limp calf, club name gilt-stamped to front cover, all edges gilt. A few light scratches to boards, moderate rubbing to extremities with wear to spine ends, bookseller ticket to front pastedown, front hinge cracked, a few cracks to text block, a few leaves loose or detached. Light toning to interior, occasional light soiling and finger smudges. Text in neat hand on ruled leaves. 6-1/2" x 4-1/4" cabinet-card photograph of Harrison, with light edgewear and faint spotting to image, laid-in. Items housed in archival enclosure. \$2,500.



THIS CLUB WAS FOUNDED after the 1888 Republican National Convention to support the presidential campaign of Benjamin Harrison and his running mate, Levi P. Morton of New York. The first pages of its membership book contains the club's constitution, in handsome calligraphy, which states: "We the undersigned, members of the Bar of the City of New York, being desirous of giving expression to our political convictions, in the pending campaign, through an organization, similar to those already formed by the Merchants and the members of the various Exchanges, hereby organize The Harrison and Morton Club of The Bar of New York." The constitution is followed by the signatures of 694 elite New York City attorneys and judges. Among these signers are Charles Evans Hughes [1862–1948], later chief justice of the U.S. Supreme Court, Benjamin H. Bristow [1832–1896], U. S. secretary of the treasury under President Grant, Chauncey Mitchell Depew [1834–1928], attorney for Cornelius Vanderbilt's railroad interests, president of the New York Central Railroad System, and U.S. Senator from New York, 1899–1911, Henry Day [1820–1893], partner of the prominent New York City law firm Lord, Day & Lord, and Elihu Root [1845–1937], U.S. secretary of state under President Theodore Roosevelt, secretary of war under Roosevelt and President William McKinley and recipient of the Nobel Prize in 1912. With the exception of 13 tipped in autograph signatures (likely clipped from letters supportive of the club and the Harrison/Morton ticket), all of the membership signatures were made directly into the membership book in numerical sequence. The numbering is irregular in some places; seven signatures are un-numbered and there are some labeled duplicates. Some "autographs" may be secretarial, a few bearing initials beneath.





LATE EIGHTEENTH-CENTURY ACCOUNT BOOK OF A NOTABLE NEW YORK ATTORNEY

63. [MANUSCRIPT].
REMSEN, JOHN H.
[C.1770-1798].

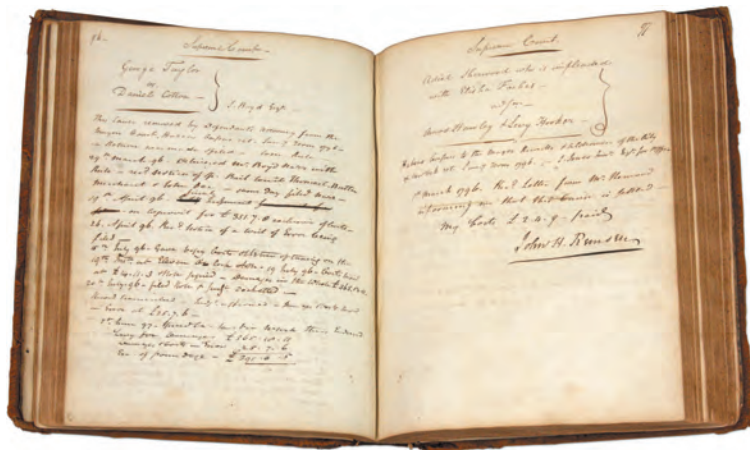
[Account Book].

New York, 1795-1798. [xxiii], 326 pp.
Quarto (9-1/2" x 7-1/2").

Reversed calf, blind fillets and panels to boards, rebaked retaining parts of existing spine, raised bands, blind ornaments and lettering piece (reading "Register") to spine, marbled endpapers. Moderate rubbing with wear to extremities, a

few stains and slash marks to boards, hinges cracked, front free endpaper and preliminary leaves loose, one leaf and parts of two others removed. Moderate toning to text, text in neat hand to rectos and versos of most leaves, a few early manuscript jottings to front endleaf, small library stamp and marks to its verso. \$7,500.

WITH A THUMB-TABBED INDEX OF CASES. John H. Remsen was a New York lawyer and notary public who served as private secretary to New York governor John Jay. This volume records work done and fees charged by Remsen on hundreds of cases at the Mayor's Court, the Federal District Court, and the New York Supreme Court. Most of these cases were initiated from September 1795 to September 1796. Among the more noteworthy cases, Remsen represented the Bank of the United States in a protracted suit against Loyalist publisher James Rivington (pp. 169 and 170). He also represented a group led by John Jay and George Clinton.





**MANUSCRIPT ABRIDGMENT OF COKE ON LITTLETON
INTERLEAVED WITH A 1608 EDITION OF LITTLETON'S TENURES**

64. [MANUSCRIPT].
[ROBERTS, WILLIAM (1767-1849)].
[COKE, SIR EDWARD (1552-1634)].
[LITTLETON, SIR THOMAS (C. 1407-1481)].

[Abridgment of Coke's First Part of the Institutes of the Laws of England]

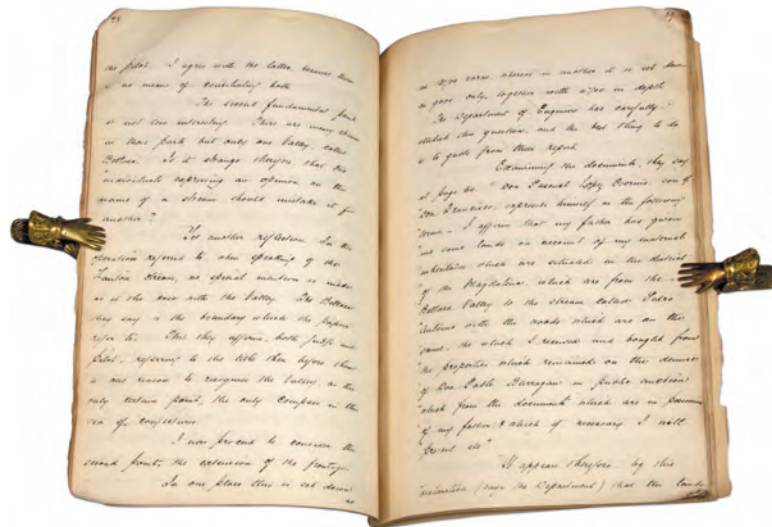
[London, 1811-1817]. c. 400 ff. Interleaved with *Les Tenures de Monsieur Littleton* (London, 1608). Quarto (7-3/4" x 6-1/4").

Contemporary limp calf with yapp edges and flap, blind fillets to edges of covers and flap, blind fillets and gilt title to spine (reading "Littleton's Tenures"). Light rubbing to boards, heavier rubbing to extremities with some wear to edges, hinge cracked endleaves, and a few other leaves, detached and lightly edgeworn, a few cracks to text block. Light toning to interior, text in neat hand to rectos and versos of most leaves, two small library stamps to front endleaf. Item housed in buckram archival box. \$4,950.

THE FIRST INSTITUTES, better known as Coke on Littleton, contains the text of Sir Thomas Littleton's *Tenures* with extensive commentary. First published in 1628, it was a standard work for decades and was often used as a textbook. This interleaved manuscript is a painstaking abridgment of Coke's work. The main text is preceded by a table of contents. Several leaves have footnotes and other references that appear to have been added at later dates. It was produced by a barrister with

chambers at Essex Court in the Temple, who notes that he "Began this Abridgement in November 1811 [and] Finished it in July 1817." This note is signed "Roberts Jr." A laid-in note by a later owner of this manuscript plausibly identifies Roberts as William Roberts, a notable legal author and biographer. Overall, this manuscript abridgment is not just an epitome, but a record of serious engagement with Coke and Littleton. *See front cover.*





ARCHIVE RELATING TO AN 1883-1884 RAILWAY CASE IN ARGENTINA

65. [MANUSCRIPT ARCHIVE].

[TRIAL].

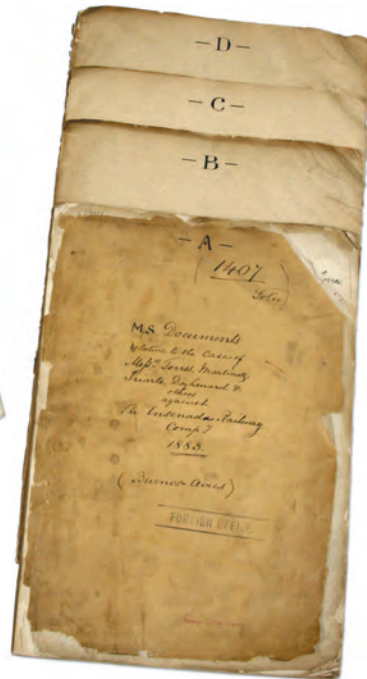
[ARGENTINA].

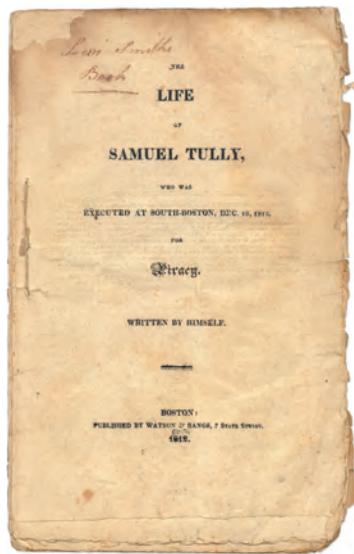
[Legal Documents Relating to a Railway Right-of-Way Case].

Buenos Aires, 1883-1884. 6 items: 4 notebooks in stiff wrappers, 13" x 9," app. 100 pp. in all, 2 folding maps bound into a folder, 15-3/4" x 28," 12-1/2" x 21-1/2."

Moderate edgewear and soiling, light toning to text, a few minor tears along fold lines of maps, library stamps. \$750.

WRITTEN IN ENGLISH, these documents relate to a right-of-way case brought against the British-owned Buenos Aires & Ensenada Port Railway by a group of affected property owners. The notebooks are marked A, B, C, D. The front cover of Notebook A has a title reading: "MS Documents relative to the Case of Messrs Torres, Martinez, Triarte, Doyhenard & Others against The Ensenada Railway Comp. 1883. (Buenos Aires)." The maps are bound into a folder with a title reading: "Planos de la Ensenada."





**NEARLY 15,000 GATHERED TO
WITNESS THE EXECUTION**

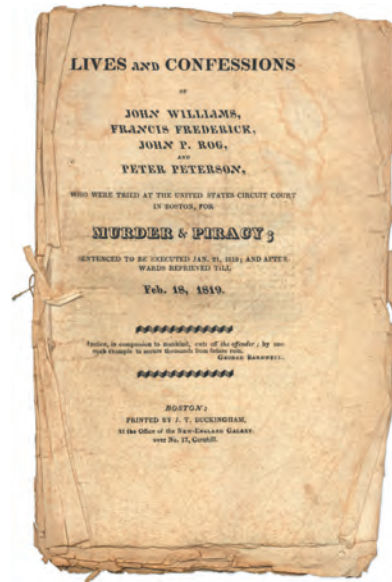
66. [MURDER].
[PIRACY].
[TULLY, SAMUEL].

The Life of Samuel Tully, Who Was Executed at South Boston, Dec. 10, 1812, For Piracy. Written by Himself.

Boston: Published by Watson & Bangs, 1812. 36 pp. Octavo (9-1/4" x 5-3/4").

Stab-stitched pamphlet in printed wrappers, untrimmed edges. Light soiling to exterior, stain to upper inside corner of text block above text, moderate toning to interior, light foxing to a few leaves, early owner inscription (Lewis Smith's Book) to front wrapper. \$2,500.

ONLY EDITION. Tully, a 42 year-old Pennsylvania native, and John Dalton a 24 year-old Englishman, were convicted of murdering a seaman and scuttling an American schooner off the West Indies. Tully was hanged in South Boston in December, 1812. Dalton was reprieved at the last minute. According to some accounts, nearly 15,000 people gathered to witness the execution. It was certainly a notable event, generating at least a half dozen pamphlets and a broadside. In his *Life*, Tully claims to have been framed by the ship's cook. OCLC locates 2 copies in law libraries (Harvard, Social Law). McDade 1004.



**CONFESSIONS OF FOUR PIRATES
WHO WERE TRIED
BEFORE JOSEPH STORY**

67. [MURDER].
[PIRACY].
[WILLIAMS, JOHN (AND OTHERS), DEFENDANTS].

Lives and Confessions of John Williams, Francis Frederick, John P. Rog, And Peter Peterson, Who Were Tried at the United States Circuit Court in Boston for Murder & Piracy; Sentenced to be Executed Jan. 21, 1819; And Afterwards Reprieved Till Feb. 18, 1819.

Boston: Printed by J.T. Buckingham, At the Office of the New-England Galaxy, [1819]. 36 pp. Octavo (9-1/4" x 6").

Stab-stitched pamphlet in printed wrappers, untrimmed edges, rear wrapper lacking. Moderate soiling to exterior, moderate toning and light foxing to interior. \$1,750.

ONLY EDITION. These men were accused of mutiny aboard the schooner *Plattsburgh* off the coast of Georgia and of the murder of the captain, supercargo and a mate in 1816. There was \$40,000.00 aboard, so the mutiny was piratically motivated. The villains divided the money, sailed to Norway and were later arrested in Copenhagen after a mate, who was practically a hostage, contacted the authorities. The four men were extradited to the United States, where they were tried before Joseph Story. All were convicted and hanged. As McDade notes, "the confessions paint a picture of the rugged life at sea in those times." OCLC locates 6 copies in law libraries (Harvard, Library of Congress, Social Law, UC-Berkeley, University of Virginia, Yale). McDade 1099.

**ADVICE ON LEGAL STUDY FROM
MANSFIELD, ASHBURTON AND THURLOW**

68. [MURRAY, WILLIAM, 1ST EARL OF MANSFIELD (1705–1793)].
[DUNNING, JOHN, 1ST BARON ASHBURTON, (1731–1783)].
[THURLOW, EDWARD, 1ST BARON THURLOW (1731–1806)].

A Treatise on the Study of Law: Containing, Directions to Students, Written by Those Celebrated Lawyers, Orators, And Statesmen, The Lords Mansfield, Ashburton, And Thurlow, In a Series of Letters to Their Respective Young Friends; With Notes, And Additions, By the Editor.

London: Harrison, Cluse, and Co., 1797. viii, iii, [1] 147, [1] pp. Octavo (7-3/4" x 4-3/4").

Later library cloth, lettering piece to spine, endpapers renewed. Some shelfwear and soiling, front joints just

starting at ends, upper section of lettering piece lacking, along with front free endpaper. Light toning to text, negligible faint spotting to a few leaves, faint library stamp and (illegible) early owner signature to title page. \$1,000.

ONLY EDITION. Sir William Murray, or Lord Mansfield, was born in Perth, but came to England in 1718. He became Chief Justice of the King's Bench in 1756 and exerted a great influence on the common law. He suggested to Blackstone the notion of a series of lectures on English law at Oxford and would on occasion explicate principles in court for the benefit of students present. John Dunning, or Lord Ashburton, defended Wilkes against charges of seditious libel. Edward Thurlow, or 1st Lord Thurlow, made his reputation with his speech in the Douglas Cause and became Chancellor in 1778. ESTC T102875.

RARE NINETEENTH-CENTURY ITALIAN LAW DICTIONARY

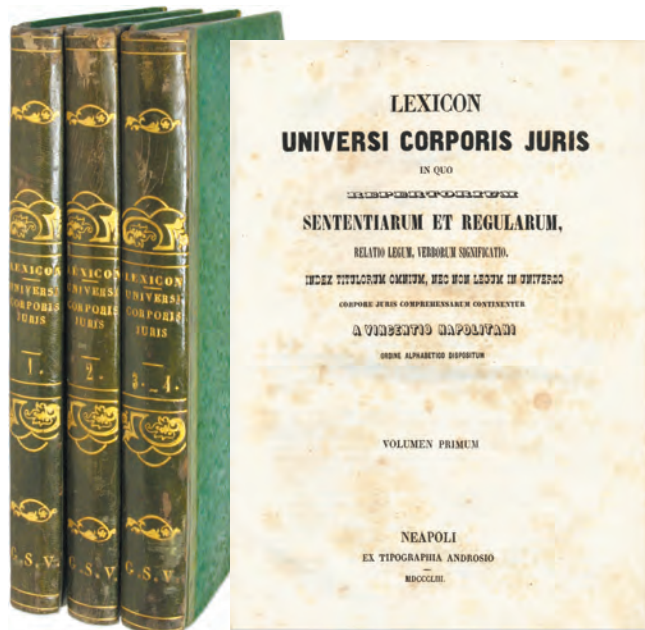
69. NAPOLITANI, VINCENTIO [1814–1886].

Lexicon Universi Corporis Juris in Quo Repertorium Sententiarum et Regularum, Relatio Legum, Verborum Significatio, Index Titulorum Omnium, Nec non Legum in Universo Corpore Juris Comprehenarum Continentur.

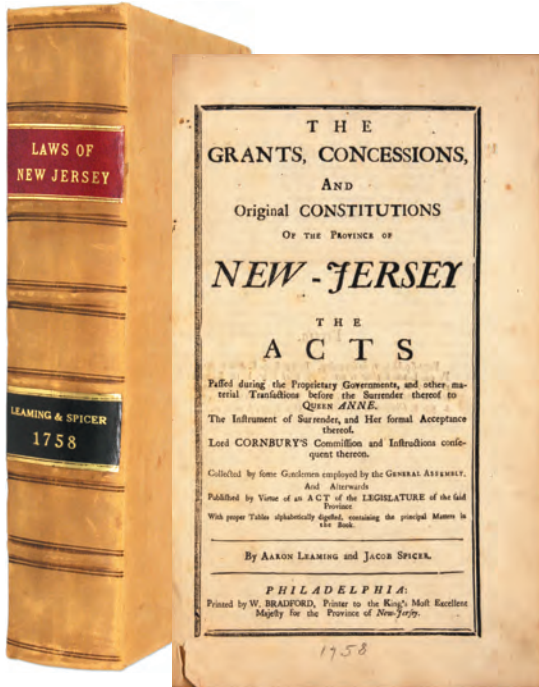
Naples: Ex Tipographia Androsio, 1853–1856. Four volumes in three books. Main text in parallel columns. Quarto (10" x 7-3/4").

Contemporary quarter calf over patterned boards, gilt titles and ornaments to spines, speckled edges. Some rubbing to boards and extremities, stains to front board of Volume II. Toning, occasional foxing, faint dampstaining in places, internally clean. \$1,500.

ONLY EDITION. With indexes. Devoted to Roman and canon law, this work appears to have been produced as an aid for practicing attorneys. It contains definitions, phrase definitions and maxims. Its brief entries refer the reader to passages in the *Corpus Juris Civilis* and *Corpus Juris Canonici*. OCLC locates 3 copies worldwide, 2 in North America (at the law libraries of Harvard and UC-Berkeley). Not in the *BMC*. See *front cover*.



THE FIRST RETROSPECTIVE COMPILATION OF NEW JERSEY LAW



70. [NEW JERSEY].
LEAMING, AARON, COMPILER.
SPICER, JACOB COMPILER.

The Grants, Concessions, And Original Constitutions of the Province of New-Jersey: The Acts Passed During the Proprietary Governments, And Other Material Transactions Before the Surrender Thereof to Queen Anne, The Instrument of Surrender, And Her Formal Acceptance Thereof, Lord Cornbury's Commission and Instructions Consequent Thereon. Collected by Some Gentlemen Employed By the General Assembly, And Afterwards Published by Virtue of an Act of the Legislature of the said Province With Proper Tables Alphabetically Digested, Containing the Principal Matters in the Book.

Philadelphia: Printed by W. Bradford, [1758]. [iv], 763 pp. Folio (11-1/4" x 7").

Later sheep, raised bands, black fillets and red and black lettering pieces to spine. Light rubbing to boards and spine and extremities, small recent bookseller ticket to front pastedown. Internally quite clean and fresh, with very light foxing in places, small tear to fore-edge of leaf Z6 (pp. 549–550). A very appealing copy. \$2,500.

FIRST EDITION. With indexes for East Jersey and West Jersey. The third official compilation of New Jersey law, and the scarcest according to Felcone, it is the first to print fundamental laws, constitutions and documents from 1663 to 1702 and session laws from 1668 to 1702. "This handsome volume, generally known as Leaming and Spicer's Laws, was prepared under the authority of an act of Assembly passed in 1752, and is the largest work issued from the press of Wm. Bradford. Subscribers' names were first solicited in February, 1755, the compilers having spent nearly two years in its preparation. Three more years were consumed in printing, and it was not until May, 1758, that it was ready for delivery. Up to that time 170 copies had been subscribed for, and the editors say, in the Pennsylvania Journal, May 11. 1758, 'a number of copies yet remain not subscribed for,' and 'any person may be supplied' until 'the 17th of July next, after which we will not further extend the sale': *Tower* 165. *Benedict* 270.

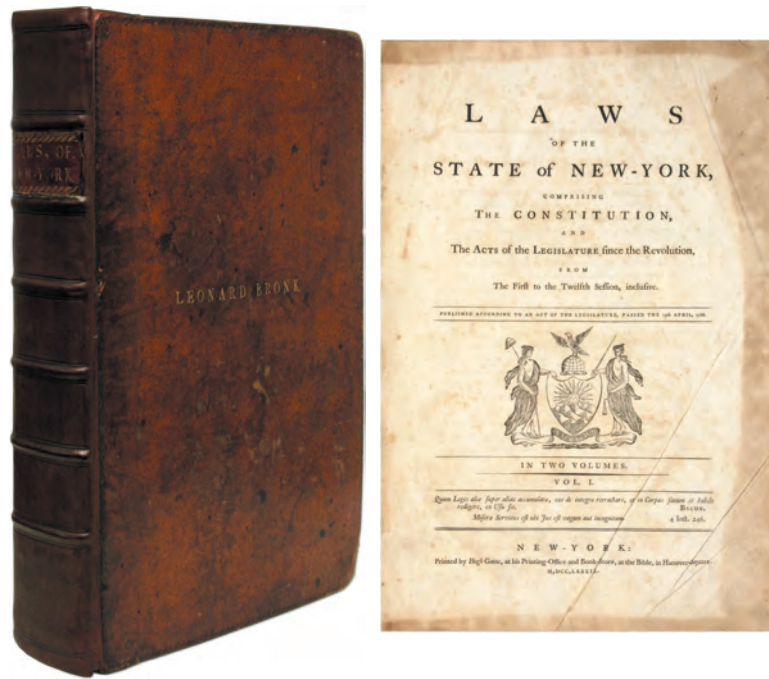
HANDSOME 1789 FOLIO EDITION OF NEW YORK LAWS WITH TWO INTERESTING LAID-IN MANUSCRIPT NOTES

71. [NEW YORK].
[JONES, SAMUEL (1734–1819), COMPILER].
[VARICK, RICHARD (1753–1819), COMPILERS].

Laws of the State of New-York, Comprising the Constitution, And the Acts of the Legislature Since the Revolution, From The First to the Twelfth Session, Inclusive. Published According to an Act of the Legislature, Passed the 15th April, 1786.

New York: Printed by Hugh Gaine, 1789. Two volumes bound as one. [iv], 336, [12], xii, [2]; [ii], 471, [17] pp. Two laid-in manuscript notes, 5-3/4" x 8" and 6" x 8." Folio (10" x 15").

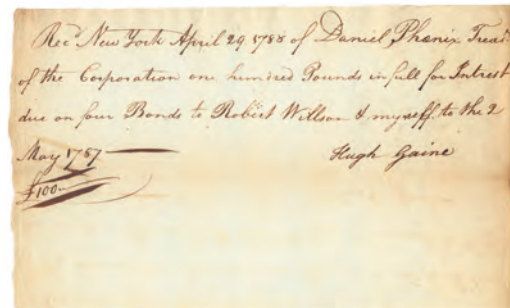
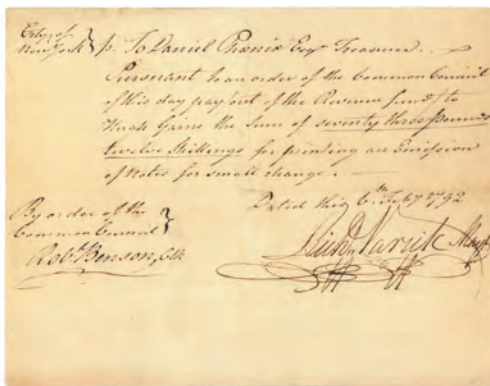
Contemporary calf, blind fillets to boards, "Leonard Bronk" gilt-stamped to center of front board, rebaked retaining existing spine with raised bands and lettering piece, spine ends repaired, hinges mended. Light rubbing to boards and extremities, moderate rubbing to board edges, corners bumped. Moderate toning, light foxing in a few places, offsetting to margins of preliminaries and rear endleaves. \$4,850.



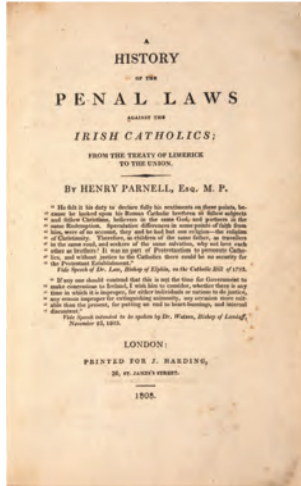
THE FIRST VOLUME of collected New York laws printed after the ratification of the U.S. Constitution and the second issued after the American Revolution, the 1789 compilation contains laws passed 1778 through 1789, regulating such topics as governance, mortgages, debtors, land, slaves, New York City, criminal and marital law, rape, liquor and exports. Also includes an interesting law in King’s county (Brooklyn) and Queen’s county (Queens) establishing a 40 shilling fine to those carriages traveling from the City of New York that fail to give right of way to carriages going toward the city. Also includes the Constitution of the State of New York, passed April 20, 1777.

The laid-in notes are quite interesting. The first is a contract between New York City Mayor Richard Varick and Hugh Gaine dated February 7, 1792. It directs the city treasurer to pay Gaine 73 pounds for “printing an emission of notes for small change.” Issued two months before the establishment of the U.S. Mint, this note is essentially an authorization by the State of New York to issue fractional currency. The U.S. Constitution prohibited states from issuing paper money, but it appears that a few states and municipalities issued notes, or at least authorized them, in the early 1790s. Backed by the faith and credit of the issuer, these notes for small change were a response to the scarcity of coinage and the fluctuating value of copper. Such documents are rare, especially ones from New York, and offer important insights into early U.S. banking history and the interplay of federal and state rights. The other document is a note of acknowledgement for interest received on a bond from the N.Y. City treasurer signed by Hugh Gaine.

The former owner of this book, Leonard Bronk [1751–1828], was a judge and member of the New York State Assembly. He was descended from Jonas Bronck, the Dutch settler whose estate formed the basis of the present-day New York City Borough of the Bronx. Tower 632. Benedict 408.



THE LEGAL PERSECUTION OF IRISH CATHOLICS



72. PARNELL, HENRY [1776–1842].

A History of the Penal Laws Against the Irish Catholics; From the Treaty of Limerick to the Union.

London: Printed for J. Harding, 1808. [iv], 159, [i], xxiv pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet bound into recent quarter calf over cloth, gilt title to spine. Light wear to joints and spine ends. Light toning to text, faint spotting in a few places, final two leaves re-hinged. \$650.

FIRST LONDON EDITION, published the same year as the first Dublin edition. Sir Henry Parnell, later Lord Congleton, was an Anglo-Irish parliamentarian and treasury official sympathetic to the plight of Irish Catholics. Enhanced by its extensive quotation of source records, this book traces the history of laws against "religious non-conformists" between 1689 and 1801. Though certainly partisan, it is valuable for Parnell's perspective and first-hand knowledge of several crucial events of the 1780s

and 1790s. Later editions were published in 1822, 1825 and 1827. *BMC* 19:487.

VOLUMINOUS COLLECTION OF BAVARIAN AND HOLY ROMAN LAWS WITH 15 HANDSOME WOODCUTS

73. PERNEDER, ANDREAS [c.1500–1543].

SOCCINI, BARTOLOMMEO [1436–1507], EDITOR.

[HUNGER, WOLFGANG, (1511–1555) EDITOR].

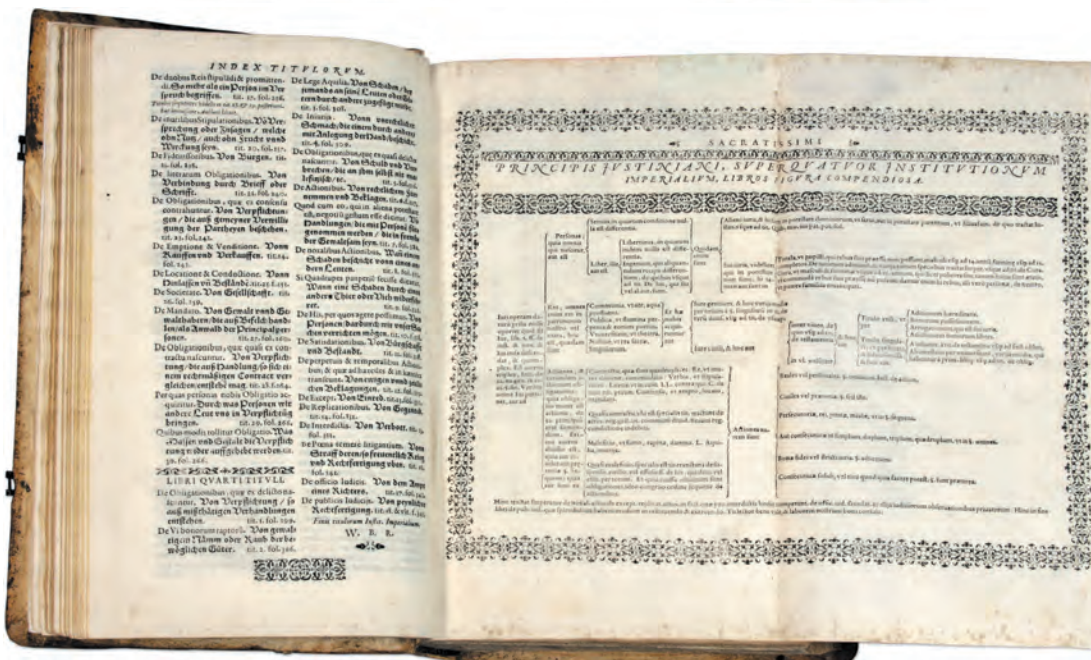
Imp. Caes. Justiniani Institutiones, Das ist Ein Auszug und Anleitung Etlicher Keyserlichen unnd dess Heiligen Römischen Reichs Geschribner Rechten: Sampt Angehängtem Gerichtlichen Process, Lehenrecht, Halsgerichtsordnung, Summa Rolandini von Contracten und Testamenten, Reguln Bartholomaei Socini, Etc. Wie Dieselbigen Jetziger Zeit in Stäter Übung und Gebrauch Fruchtbarchlich Gehalten Werden.

Ingolstadt: Gedruckt durch Wolfgang Eder, Inn Verlag der Hohenschul Daselbst, 1592. [lxviii], 348; [xx], 228; [xii], 117; [xv], 95; [xvii], 130 pp. Five parts. Complete. First work preceded by general title page, other four with individual title pages and paginations. These parts have titles beginning: *Gerichtlicher Prozess*, *Lehenrecht*, *Halsgerichtsordnung* and *Summa Rolandina* (edited by Soccini). 2 folding tables. 15 large woodcuts, a few small woodcut text illustrations. Complete. Folio (12-1/2" x 7-1/2").

Elaborately panel-stamped contemporary pigskin, raised bands and faint later hand-lettered title to spine, bronze clasps, early repairs to corners. Moderate soiling and a few stains, spine ends bumped. General title page printed in red and black, all title pages feature woodcut images of Lady Justice, woodcut head-pieces, tail-pieces and decorated initials. Moderate toning, light foxing in places, faint dampstaining to margins of a few leaves. An impressive volume. \$4,500.

LATER EDITION. With indexes and introductions by Hunger. Parneder, a Bavarian jurist and Secretary to King Wilhelm V, was a prolific writer and an authority of great stature, his works were often reprinted. Their comprehensive, synthetic nature did much to organize legal procedure in the Holy Roman Empire. His works on criminal law were definitive until the mid-seventeenth century. First published in 1550–1551, this volume collects his principal works edited by Hunger, a Bavarian state counselor. These are the best editions according to Stobbe's *Deutsche Rechtsquellen*. *Institutiones* is an analysis of Justinian's Institutes with comparisons to relevant laws of the Holy Roman Empire and the Kingdom of Bavaria. *Gerichtlicher Prozess* summarizes the Empire's civil and criminal procedure. *Der Lehenrecht* addresses feudalism and feudal law. *Halsgerichtsordnung* is a detailed summary of the Empire's criminal law and procedure. *Summa Rolandina* that describes forms, notaries, obligations and wills in Roman law. Stobbe II:173. *VD16* P1508. *See inside rear cover.*





Details from N° 73

A NOTABLE SIXTEENTH-CENTURY
TREATISE ON INHERITANCE AND SUCCESSION

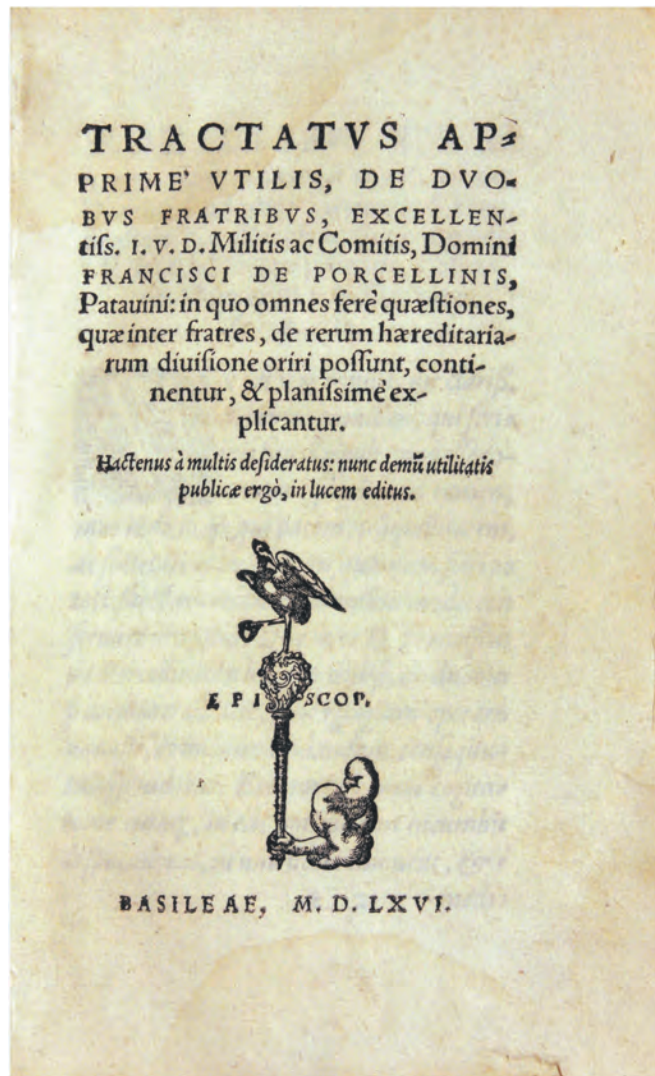
74. PORCELLINI, FRANCESCO [D. 1453].

Tractatus Apprime Utilis de Duobus Fratribus, In Quo Omnes Fere Quaestiones, Quae Inter Fratres, De Rerum Haereditariarum Divisione Oriri Possunt, Continentur, & Planissime Explicantur.

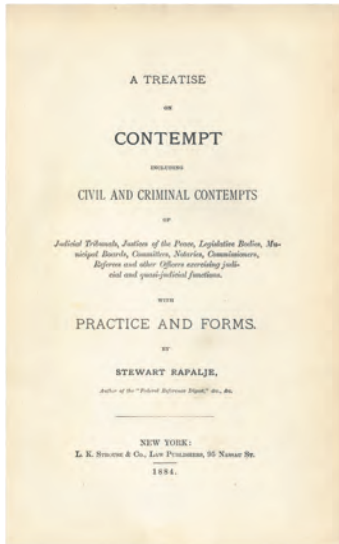
Basel: [Ex Officina Eusebii Episcopii], 1566. [xvi], 268 pp. Octavo (6-1/2" x 4").

Contemporary flexible glazed paper, later hand-lettered title label to spine, other hand-lettered titles to front cover and fore-edge of text block. Light soiling and a few minor stains, some rubbing to extremities, small worm hole to front cover, front pastedown loose. Woodcut printer device to title page, woodcut decorated initials. Toning to text, faint dampstaining to margins, internally clean. A nice copy of a rare title. \$1,950.

SECOND EDITION. This treatise on inheritance and succession in Roman law was first published in 1564. A well-regarded study, it was reprinted in the great 29-volume *Tractatus Universi Iuris* (1584–86). OCLC locates 1 copy of each edition in North America (both at the Library of Congress). Not in Adams. VD16 P4265



A NOTABLE TREATISE ON CONTEMPT OF COURT



75. RAPALJE, STEWART [1843–1896].

A Treatise on Contempt Including Civil and Criminal Contempts of Judicial Tribunals, Justices of the Peace, Legislative Bodies, Municipal Boards, Committees, Notaries, Commissioners, Referees and Other Officers Exercising Judicial and Quasi-Judicial Functions. With Practice and Forms.

New York: L.K. Strouse & Co., 1884. xlvii, 273 pp. Octavo (9" x 6").

Recent period-style three-quarter tan calf over marbled boards, raised bands and red and black lettering pieces to spine, endpapers renewed. Light toning to text, some soiling to title page, minor edgewear to a few leaves, internally clean. Ex-library. Small inkstamp to verso of title page. A superb binding. \$750.

FIRST EDITION. "One of the first comprehensive studies of the subject, still useful as background reference. It covers contempt powers of courts, legislative bodies, administrative groups, and public officials": Swindler, *A Bibliography of Law on Journalism* cited in Marke 415. *See front cover.*

"THE WHOLE LEARNING OF EJECTMENTS"



76. [REAL PROPERTY].
[GREAT BRITAIN].

The Law of Ejectments: Shewing the Nature of Ejectione Firme; The Difference Between It and Trespass, And How to be Brought or Removed Where the Lands Lie in Franchises. In what Cases this Action Lies, Or Not. Of the Old Way of Sealing Leases, And of the New Practice. Of Confessing Lease, Entry, and Ouster. Of what Things Ejectione Firme Lies, Or Not. Of Declarations in this Action. Of Venues, Issue, Trial. As also, Who are Good Witnesses or Not in the Trial on Ejectment, And what Shall be Allowed Good Evidence or Not, Either as to Records or Matters in Fait. Where Bills, Answers, and Depositions, Shall be Read on a Trial, Or Not, In Several good Resolutions. Together with the Learning of Special Verdicts at Large, Relating to Titles of Land and Estates, In Several Rules; And of Judgments, With Their Several Forms of Entries in Special Cases; And

of Habere Facias Possessionem, How to be Executed; And in What Cases a New Habere Facias Possessionem Shall be Granted. And Lastly, Of Erroneous Judgments, And Writs of Error, And Several Other Matters, All Relating to Actions of Ejectments. With Additions of Late Rules of Practice, And Adjudg'd Cases; Very Necessary for All Lawyers, Attorneys, And Other Persons, Especially at the Assizes; &c.

[London]: Printed by J. Nutt, 1713. [iv], iv, [12], 328, [20] pp. Title page preceded by one-page publisher advertisement. Octavo (7-1/2" x 4-3/4").

Nineteenth-century three-quarter calf over marbled boards, marbled endpapers, top-edge gilt, ribbon marker. Light rubbing to extremities, a few minor nicks and scuffs to spine. Light browning to text, faint dampstaining and light foxing in places, early owner signatures to front endleaves and title page. \$450.

SECOND AND FINAL EDITION, one of two issues, both in 1713. "There's not the least Sollicitor or Attorney in any Nook of Cornwall, or Corner of Cumberland, but thinks he is Privy to the whole Learning of Ejectments. And yet if they would take the Pains to peruse the ensuing Sheets, they doubtless may be of another Opinion, and will find very useful and proper Matter relating to an Action which concerns the greatest Titles in the Kingdom, and has made so great a Noise at the Bar, and in the Circuits for Sixty Years last past" (i–ii). ESTC T113028.

HUMANISTIC COMMENTARIES ON THE
FIRST AND SECOND PARTS OF THE *INFORTIATUM*



77. RIVA DI SAN NAZARRO,
GIANFRANCESCO [C.1480–1535] (RIPA, GIOVANNI FRANCESCO DA).

In Primam, & Secundam Infortiati Partem Commentaria: Quibus Quid Nuper Accesserit, Quod Hactenus in Caeteris Prioribus Editionibus Desiderabatur, Facile Studioso Lectori Patebit, Si Maximam Diligentiam tum in Conferendis his Nostris cum Vetustissimis Codicibus, Tum vel Maxime in Castigandis Gravissimis Erroribus, Quibus Singulae Scatebat Pagellae, Nunc Adhibitam Perpendat. Communes item Doctorum Sententiae ab Authore Passim Citatae non Inutiliter cur Animus, Ut sub Varia Literarum Figura cum hac Nota [pointing hand] Demonstrantur.

Venice: Apud Iuntas, 1575. 143 ff. Main text in parallel columns.

[BOUND AFTER].
RIVA DI SAN NAZARRO,
GIANFRANCESCO. (RIPA,
GIOVANNI FRANCESCO DA).

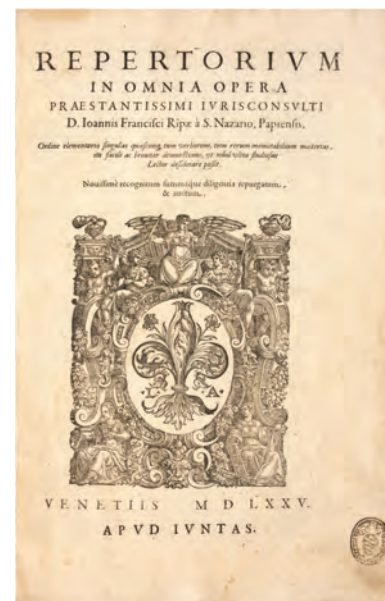
Repertorium in Omnia Opera Praestantissimi Iurisconsulti D. Ioannis Francisci Ripae à S. Nazario, Papiensis, Ordine Elementario Singulas Quascunque tum Verborum, Tum Rerum Memorabilium Materias, Ita

Facile ac Breviter Demonstrans, Ut Nihil Ultra Studiosus Lector Desiderare Possit.

Venice: Apud Iuntas, 1575. 56 ff. Main text in parallel columns.

Folio (16-1/2" x 11"). Contemporary vellum, raised bands and calligraphic title to spine, ties lacking. Light rubbing, some staining and minor worming to boards, rubbing to extremities with wear to spine bands, spine ends and corners, which are bumped, front pastedown loose, some worming to hinges and rear pastedown. Each title page features large woodcut Giunta device in architectural border. Moderate toning, minor dampstaining and foxing in a few places, early owner inscription to front free endpaper. Ex-private (?) library. Tiny inkstamp to foot of title page of Repertorium. \$2,000.

LATER EDITIONS. Riva di San Nazarro, a Lombard noble, was a learned jurist and humanist scholar. His many works, all commentaries on aspects of Roman and canon law, went through several editions and were often excerpted and anthologized. The two titles in this volume are from a deluxe series published by Giunta in 1575–1576. (All but the *Repertorium* are bibliographically distinct.) The *Repertorium* is an index to this set. *In Primam, & Secundam Infortiati* is a commentary on the books from the *Digest* of the *Corpus Juris Civilis* concerning aspects of personal and family law, such as donations between husband and wife, divorce, curatorship, wills and testaments and trusts and legacies. (The Medieval Glossators divided the 50 books of the *Digest* into three parts: *Digestum Vetus*, I–XXIV, Title 2, *Infortiatum*, XXIV, Title 3–XXXVIII, and *Digestum Novum*, XXXIX–L. This division was observed into the early modern era.) EDIT16 CNCE36378, CNCE36379.



THE UNEXPURGATED FIRST EDITION OF A NOTABLE TREATISE
ON ROYAL AUTHORITY AND THE CHURCH



78. SALGADO DE SOMOZA, FRANCISCO.

Tractatus de Supplicatione ad Sanctissimum a Litteris et Bullis Apostol. Nequam, Et Importune Impetratis in Perniciem Reipublicae, Regni, Aut Regis, Aut Iuris Tertii Praejudicium: Et de Earum Retentione Interim in Senatu. Opus Sane Pulchrum et Grave Utrique Reipublicae Ecclesiasticae, & Temporalis Utile Admodum a Doctis Petitum, & Acunctis Desideratum. Copiosa Litterarum per Politicarum Exornatione (Tum ad Regimen, Tum ad Status Rationem Conducibilium) Illustratum.

Madrid: Apud Mariam de Quinones, 1639. [xvii], 350, [101] ff. Main text in parallel columns. Folio (11-1/4" x 8").

Contemporary limp vellum, large calligraphic title to spine. Light rubbing and a few minor chips to extremities, stain to upper corner of front cover, free endpapers lacking. Large copperplate arms to title page, woodcut decorated initials. Light toning to text, occasional light foxing. Minor stains, early signatures and annotations to title page, interior otherwise clean. \$1,500.



FIRST EDITION. Preferred for its unexpurgated text, this treatise asserts royal authority over papal bulls and apostolic letters. Other editions, edited in response to Papal censure, were published in 1664, 1758 and 1792. All are scarce in North America; OCLC locates 3 copies of the first edition (at Columbia, Harvard Law School and UC-Berkeley Law School). Palau 287429.

HANDSOME 1720 COLLECTION OF TRIALS
FOR HIGH TREASON AND OTHER CRIMES

79. [SALMON, THOMAS (1679–1767), COMPILER].

Tryals for High-Treason, And Other Crimes. With Proceedings on Bills of Attainder, And Impeachments. For Three Hundred Years Past. To Which are Prefix'd, A Preface, Giving an Account of the Nature and Usefulness of the Work. And an Alphabetical Table of the Respective Persons Try'd, And the Points of Law Debated and Adjudg'd. By the Same Hand that Prepared the Folio Edition for the Press. In Six Parts.

London: Printed for D. Browne, G. Strahan, W. Mears, R. Gosling, 1720. Six volumes. Octavo (7-1/4" x 4-3/4").

Contemporary speckled paneled calf, rebaked in period style with lettering pieces and gilt-edged raised bands, speckled edges. A few nicks and scuffs, light rubbing to boards, somewhat heavier rubbing to extremities, corners bumped and somewhat worn, hinges cracked, front free endpapers of Volumes I, III and VI detached and lightly edgeworn, armorial bookplates of John Laveson-Gower, 1st Earl Cover to front pastedowns, later bookplates of (unknown owner dated 1892) to front free endpapers. Moderate toning to text, somewhat heavier in places, chip to final leaf of Volume VI (due to a spot of glue) with minor loss to text. \$1,500.



ONLY EDITION. This set is an abridged version, with additional trials, of Salmon's *Compleat Collection of State-Tryals* (1719). Three supplemental volumes were added to this set in 1731. Gower [1694–1754] was a British Tory politician, one of the first Tories to enter government after the Hanoverian Succession. He was the Lord Keeper of the Privy Seal from 1742 to 1743. ESTC T69541. See front cover.

A LANDMARK IN THE PHILOSOPHY OF REPUBLICAN GOVERNMENT,
A BOOK ADMIRER BY JEFFERSON



80. SIDNEY, ALGERNON [1622–1683].
[HOLLIS, THOMAS (1720–1774), EDITOR].

Discourses Concerning Government, By Algernon Sidney, With His Letters, Trial Apology and Some memoirs of His Life.

London: Printed for A. Millar, 1763. [v], 46, [1], 64, *64–*71, 65–198, [7]. 497 pp. Pagination irregular, text complete, second section ([7], 497 pp.) misbound at rear of text. Copperplate portrait frontispiece. Quarto (11-1/2" x 8-1/2").

Contemporary calf, gilt spine with raised bands and lettering piece, later repairs to joints, spine ends and corners, front endpapers renewed. Light rubbing and a few minor stains and scuffs to boards, moderate rubbing to extremities with some wear to board edges, corners bumped, rear hinge cracked. Phrygian-cap devices, a favorite Hollis image, to foot of frontispiece and p. 198. Moderate toning to text, somewhat heavier in places, occasional light foxing, minor dampstains to a few leaves, marks from paper clip to upper margins of preliminaries, offsetting to title page and frontispiece. A nice copy of a notable edition. \$750.

FIRST EDITION BY HOLLIS. The first edition of this important work was published in 1698, fifteen years after Sidney's execution for treason in 1683. A reply to Filmer's *Patriarcha*, the *Discourses* is one of the earliest modern statements of republican ideals. He proposes a doctrine of natural justice and governmental order from which all institutions vary at their peril. More important, Sidney asserts that a king's authority is granted by parliament, which has the additional power to depose him—controversial ideas indeed during the Restoration period. The edition by Thomas Hollis helped to renew this work's popularity during the mid-eighteenth century. A wealthy Whig author and political philosopher, Hollis produced handsome and affordable editions of works by Locke, Milton, Sidney and other seventeenth-century proponents of English liberty, which he distributed to institutions in the British Isles, Europe and the American colonies.

Thomas Jefferson was one of several individuals influenced by this text. He described it as "probably the best elementary book of the principles of government, as founded in natural right which has ever been published in any language.": Sowerby III:12. ESTC T131336.





ANCIENT LAWS OF SCOTLAND

81. SKENE, JOHN [?1543–1617].

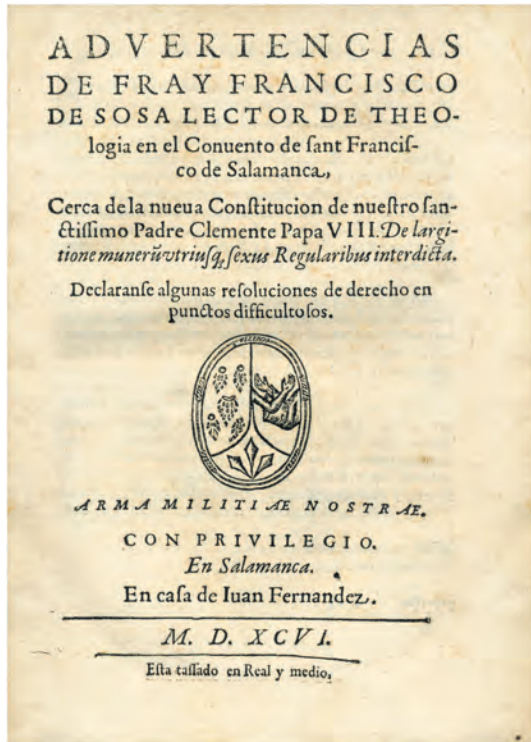
Regiam Majestatem Scotiae Veteres Leges et Constitutiones, Ex Archivis Publicis, Et Antiquis Libris Manuscriptis Collectae, Recognitae, Et Notis Juris Civilis, Canonici, Nortmannici Auctoritate Confirmatis, Illustratae, Opera & Studio Joannis Skenae, Regiae Majestati à Conciliis & Archivis Publicis. Annotantur in Margine, Concordantiae Juris Divini, Legum Angliae, Et Juris Novissimi Scotiae quod Acta Parliamenti, Vulgò, Vocant. Catalogum Eorum quae in his Libris Continentur Vicesima Pagina, Indicat. Cum Duplici Indice, Altero Rerum, Altero Verborum Locupletissimo.

Edinburgh: Excudebat Thomas Finlason, 1609. [x], 172 ff.; 17, [3] pp., 19–116, 118–122, [1] ff. *Statuta, Sive Assisae Regis Wilhelmi, Regis Scotiae* (caption title) has separate foliation and register. Added copperplate frontispiece of the arms of Scotland. Folio (11" x 7").

Nineteenth-century paneled calf with recent rebacking, gilt heraldic crests to centers of boards, gilt rules along edges raised bands and lettering piece to spine, gilt dentelles, marbled edges and endpapers, hinges reinforced with cloth. Rubbing to board edges with moderate wear, heavier wear to corners, later owner bookplate (R. Hamilton Esq.) to front pastedown. Moderate toning to text, light foxing to a few leaves, front free endpaper and following endleaf, with owner signature (John MacDowall), partially detached at foot, light soiling to title page. \$650.

FIRST EDITION IN LATIN, published the same year as the first edition in English (1609). Skene was the first great Scottish legal historian. *Regiam Maistaten Scotiae* is an important collection of medieval Scottish laws and constitutions. An important source for the history of civil procedure and criminal law in Scotland, it provides interesting comparisons with common, canon and civil law. ESTC S117417.

RARE SIXTEENTH-CENTURY SPANISH TREATISE CONCERNING MONASTERIES



82. SOSA, FRANCISCO DE [FL. 1556].

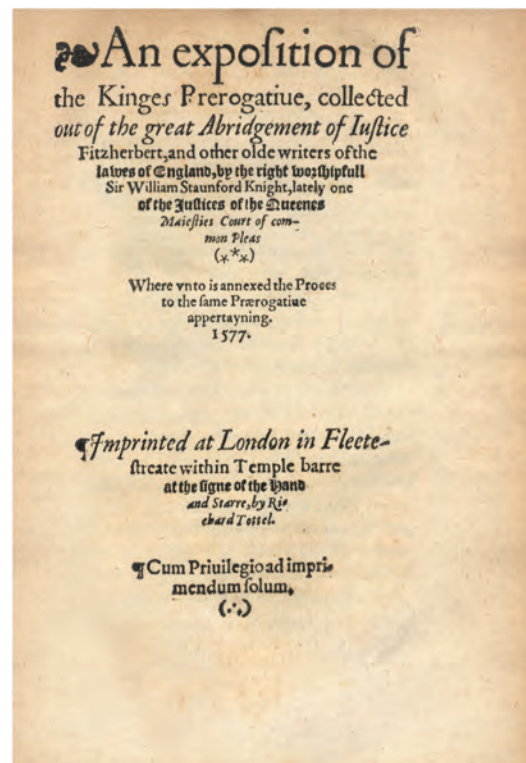
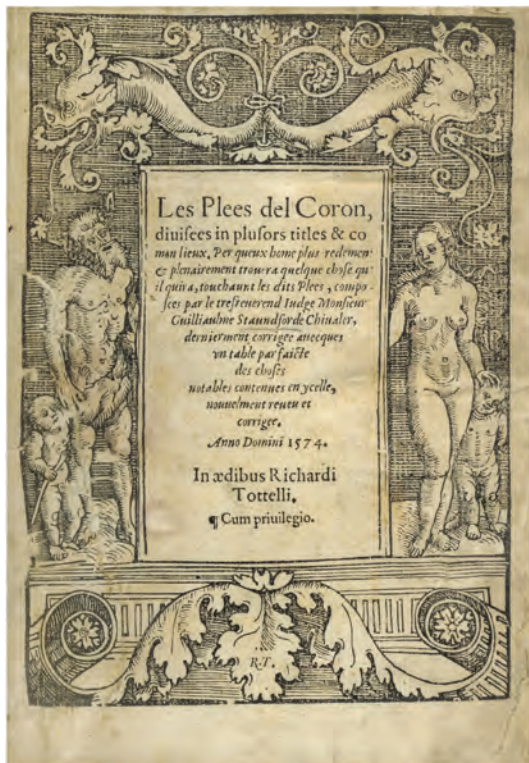
Advertencias de Fray Francisco de Sosa, Lector de Theologia en el Convento de Sant Francisco de Salamanca: Cerca de la Nueva Constitucion de Nuestro Sanctissimo Padre Clemente Papa VIII. De Largitione Munerum Utriusque Sexus Regularibus Interdicta. Declaranse Algunas Resoluciones de Derecho en Punctos Difficultosos.

Salamanca: En Casa Iuan Fernandez, 1596. [x], 131, [2] pp. Quarto (8" x 6").

Contemporary limp vellum, black rules to covers, calligraphic title to spine, early hand-lettered title to spine, ties mostly lacking. Some soiling and small stains, spine darkened with a few small chips near center, vellum just beginning to crack through pastedowns. Light to moderate toning to text, occasional faint dampspotting, internally, clean. \$1,100.

FIRST EDITION. This book details a series of legal reforms regarding monasteries and holy orders implemented by Pope Clement VI, formerly a canon lawyer (Ippolito Aldobrandini, 1536–1605, the son of notable jurist Sylvestro

Aldobrandini). For the most part, these reforms led to an increase of Papal control and supervision. Two other editions were published in 1597 and 1696. OCLC locates no copies of this title in North America. No copies located at the Library of Congress, Harvard Law School or UC-Berkeley Law School. Palau 319804.



Details from N° 83

COPY OF STAUNFORD'S *PLEES AND KINGES PREROGATIVE* FROM THE LIBRARY
OF AN IMPORTANT NINETEENTH-CENTURY NEW YORK LAWYER

83. STAUNFORD, SIR WILLIAM
[1509–1558].

Les Plees del Coron, Divisees in Plusors Titles & Comen Lieux. Per Queux Home Plus Redement & Plenirement Trovera Quelque Chose quil Quira, Touchant les Dits Plees. Dernierment Corrigee Avecques un Table Parfaicte des Choses Notables Contenues en Ycelle, Nouvelment Revue et Corrigee.

[London]: In Aedibus Richardi Tottelli, 1574. [xiv], 198 ff. Table of contents interleaved.

[BOUND WITH]
STAUNFORD, SIR WILLIAM.

An Exposition of the Kinges Prerogative Collected Out of the Great Abridgement of Justice Fitzherbert And Other Olde Writers of the Lawes of England. Whereunto is Annexed the Proces to the Same Prerogative Appertaining.

London: Imprinted...in Fleetestreate Within Temple Barre...By Richard Tottel, 1577. [i], 85 ff.

Quarto (7-1/4" x 5-1/4"). Contemporary calf with early rebacking, lettering piece to spine, early owner initials "S S" to center of boards, corners and hinges mended, title page of *Plees* mounted and re-hinged. Moderate rubbing with some wear to extremities, some worming to front board, front hinge partially cracked, armorial

bookplate of William Curtis Noyes and residue from another bookplate to front pastedown. Title page of *Plees* printed within large woodcut architectural border, woodcut decorated initials to both works. Toning to text, occasional faint dampstaining to margins, some wear to edges of preliminaries, light soiling to title pages. Brief annotations in early chancery hand to preliminaries and interleaves of *Plees*, underlining in a few other places. A nice copy with an appealing association. \$1,250.

LATER EDITIONS. First published in 1557, Staunford's *Plees* is considered a "principal book" by Pollock and Maitland, one that enables us "to trace our modern laws of crimes, from the later middle ages onwards." Based on Bracton and the Year Books, Staunford's treatise is divided into three parts. The first treats offences, the second treats jurisdiction, appeals, indictments, and defenses. The third addresses trials and convictions. *Plees* was written after Staunford was appointed judge of the common pleas in 1554. *Exposition of the Kinges Prerogative* was first published in 1567. It addresses discretionary rights enjoyed by the monarchy in foreign policy, domestic affairs, legal and governmental administration, religion and economic matters. Noyes [1805–1864] was a leading New York lawyer and a member of the commission formed to codify the state's laws, which resulted in the Field Codes. A man of extensive learning, he owned one of the finest law libraries in the United States. Pollock and Maitland II:448. *ESTC* S117813, S117817. *Beale* T489, T492.

AN UPDATE OF THE PARTS OF BLACKSTONE'S
COMMENTARIES CONCERNING REAL AND PERSONAL PROPERTY

84. STEWART, JAMES [1805–1860], EDITOR.
[BLACKSTONE, SIR WILLIAM (1723–1780)].

The Principles of the Law of Real and Personal Property; Being the Second Book of Blackstone's Commentaries: Incorporating the Alterations Down to the Present Time. Revised, And Greatly Enlarged.

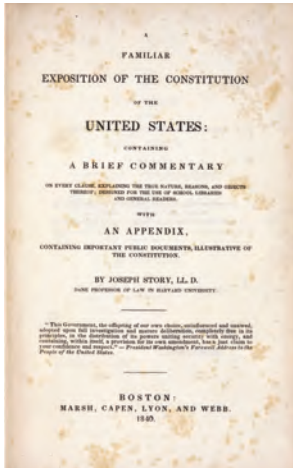
London: Edmund Spettigue, 1840. xxii, 559, xxxiii pp. Copperplate Table of Consanguinity, folding copperplate Table of Descent. Octavo (8-1/2" x 5-1/4").

Contemporary Diced calf, gilt frames and ornaments to boards, raised bands, gilt ornaments and gilt title to spine, all edges gilt. Light rubbing to boards, moderate rubbing to extremities, corners bumped and somewhat worn, front hinge cracked, rear hinge starting, early owner bookplates to front pastedown and free endpaper. Light toning to text, underlining, marks and brief notes in pencil to a few leaves, light foxing to preliminaries and folding table, owner signature to front pastedown. \$250.

SECOND EDITION. "This second edition contains the whole of Blackstone's second book, with Stewart's alterations incorporated into the body of the text. (...) Blackstone's paging of book II is retained in margin. Blackstone's appendix to book II is replaced with forms in contemporary use. In 1841 this work was published in London as book II of *Blackstone's Commentaries on the Laws of England. In Four Books. Twentieth Edition. By James Stewart.* (...) Separate publication of the second book with the title *Principles of the Law of Real and Personal Property* was continued; third and fourth editions were published in London, 1844 and 1853." Eller 72a. Laeuchli 113.



A CONDENSED EDITION OF *STORY ON THE CONSTITUTION* FOR STUDENTS IN
SECONDARY SCHOOLS AND LAY READERS



85. STORY, JOSEPH [1779–1845].

A Familiar Exposition of the Constitution of the United States: Containing a Brief Commentary on Every Clause, Explaining the True Nature, Reasons, and Objects Thereof; Designed for the Use of School Libraries and General Readers. With an Appendix, Containing Important Public Documents, Illustrative of the Constitution.

Boston: Marsh, Capen, Lyon, And Webb, 1840. 372, 16, [8] pp. Main text followed by publisher catalogue. Octavo (7-1/4" x 4-1/2").

Contemporary cloth, gilt title to spine. Light rubbing to boards and extremities, a few tiny inkspots to boards, some chipping to head of spine. Light toning to text, somewhat heavier in a few places, light foxing throughout. \$300.

FIRST EDITION. This is a condensed version of Story's magisterial three volume work, *Commentaries on the Constitution of the United States* (1833) for advanced students and lay readers. With a glossary and the texts of the Declaration of Rights, the Declaration of Independence, the Articles of Confederation, The U.S. Constitution and amendments one through twelve, Washington's Farewell Address, the Treaty of Paris (1783) and the Northwest Ordinance. Cohen 2921

COUTUMES AND PRIVILEGES OF THE DUCHY OF BERRY



86. THAUMAS DE LA THAUMASSIÈRE, GASPARD [1631–1702].

Decisions sur les Coutumes de Berry.

Bourges: Chez Jean Toubeau, 1667. [xi], 376 pp.

[BOUND WITH]
THAUMAS DE LA THAUMASSIÈRE, GASPARD.

Le Franc-Aleu de la Province de Berry; Ou, Traité de la Liberté des Persones et des Heritages de Berry.

Bourges: Chez Jean Toubeau, 1667. 67, [3] pp.

Quarto (8-3/4" x 6-1/2"). Contemporary vellum, early repair to rear board. Light soiling and a few minor stains, a few scuffs to edges, spine ends bumped, vellum just beginning to cark through pastedowns, minor worming to hinges and a few places along gutter of text block, crack in text block between front endleaf and title page. Light toning to text, somewhat heavier in places, faint early owner inscription to front free endpaper. \$1,250.

ONLY EDITIONS. Located in central France, the Duchy of Berry was divided into the *départements* of Cher and Indre in 1790. It is a historically rich area, the birthplace of several French kings and members of the French royal family. One of them, Jean de France, Duc de Berry [1340–1416] commissioned the *Très Riches Heures du duc de Berry*, one of the most important illuminated manuscripts of the medieval era. Its main city, Bourges, is the site of one of France's great cathedrals. The *Decisions* is a collection of reports of notable cases concerning the coutumes of Berry. A second collection by the same author was published in 1675. *Le Franc-Aleu* is a study of the rights and privileges of Berry and its citizens. These two titles were often bound together, as is the case with the copies located on OCLC in North American law libraries (George Washington University, Harvard, Northwestern). Gouron and Terrin 471, 473. *See front cover.*



THE CODEFROY EDITION OF THE THEODOSIAN CODE

87. THEODOSIUS II [408–450 CE], EMPEROR OF THE EAST.
 CODEFROY, JACQUES [1587–1652], EDITOR.
 MARVILLE, ANTOINE [1609–1663], EDITOR.

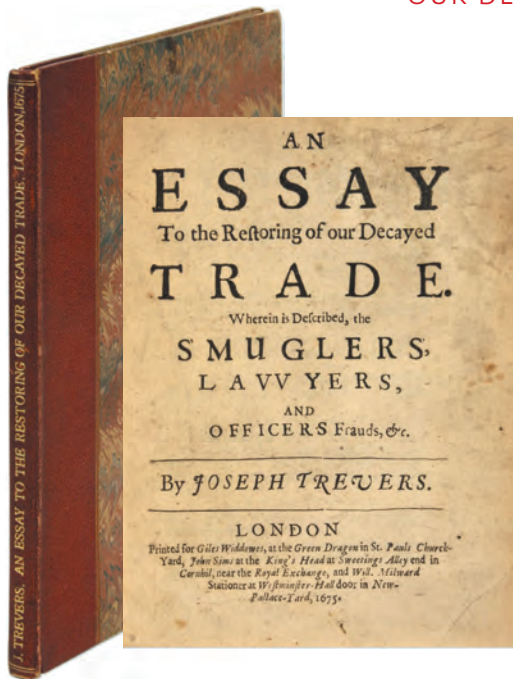
Codex Theodosianus: Cum Perpetuis Commentariis Iacobi Gothofredi. Praemittuntur Chronologia Accuratio, Cum Chronico Historico, & Prolegomena: Subijciuntur Notitia Dignitatum, Prosopographia, Topographia, Index Rerum, & Glossarium Nomicum. Opus Posthumum; Div in Foro et Schola Desideratum, Recognitum & Ordinatum ad Usum Codicis Iustinianei, opera et Studio Antonii Marvillii Antecessoris.

Lyons: Sumpibus Ioannis–Antonii Huguetan, & Marci–Antonii Rauaud, 1665. Six volumes bound in two books. Main text in parallel columns. Folio (14–1/4" x 9").

Contemporary vellum, early hand-lettered titles to spines, edges colored green. Moderate rubbing and soiling, spine ends bumped, corners bumped and somewhat worn, vellum just beginning to crack through pastedowns, some edgewear to endleaves, lower portion of Volume I half-title and lower corner of title page restored (text not affected). Title pages printed red and black, woodcut head-pieces and decorated initials. Light to moderate toning, occasional foxing, faint dampstaining in places. A few early annotations and signatures to title pages of Volume I and IV, interiors otherwise clean. A desirable set. \$3,000.

FIRST EDITION. The Theodosian Code is an official compilation of all laws enacted since the reign of Constantine that was commissioned by Emperor Theodosius II in 429 CE. Completed in 438 CE, and ratified that year by the senate, it was the standard legal text of the empire, one that superseded all earlier codes. It would later exert enormous influence on the barbarians who assumed control of the Western Empire. The Visigoths, Ostrogoths, Franks, Lombards and Burgundians used it as the basis for their legal codes. Godefroy's edition, which includes extensive commentary, was the first modern edition of the *Codex*. It remains a masterpiece of scholarship and erudition. This edition also contains additional notes by Antoine Marville. Graesse 209. *BMC* 21:980.

"OUR DECAYED TRADE"



88. TREVERS, JOSEPH.

An Essay to the Restoring of Our Decayed Trade. Wherein is Described, the Smugglers, Lawyers, And Officers Frauds, &c.

London: Printed for Giles Widdowes, 1675. [x], 24, 33–59, [5] pp. Complete; text and register continuous despite pagination. Quarto (7" x 5-3/4").

Stab-stitched pamphlet bound into nineteenth-century signed binding by Morley of Oxford, quarter-morocco over marbled boards, gilt title to spine. Some rubbing to extremities, front hinge starting. Negligible light browning, to text, light foxing to a few leaves, recent repair to corner of Leaf at (pp. [vii]–[viii]), light soiling and staining to title page. A handsome copy. \$1,950.

FIRST EDITION. With two laudatory poems addressed to the author. Trevers was a customs officer who was formerly a clothier. His essay proposes legislation to combat trade policies, taxes and abuses by government officials and middlemen that affect the manufacture and trade of wool and

woolen cloth. Most of his ideas are stridently protectionist, several reflect a keen hostility toward lawyers. Later editions were published in 1677 and 1678. All editions are scarce. OCLC locates 7 copies of the first edition in North America, none in law libraries. Kress 1390. ESTC R222765.

WAS THE GAMBLING SHIP IN INTERNATIONAL WATERS?

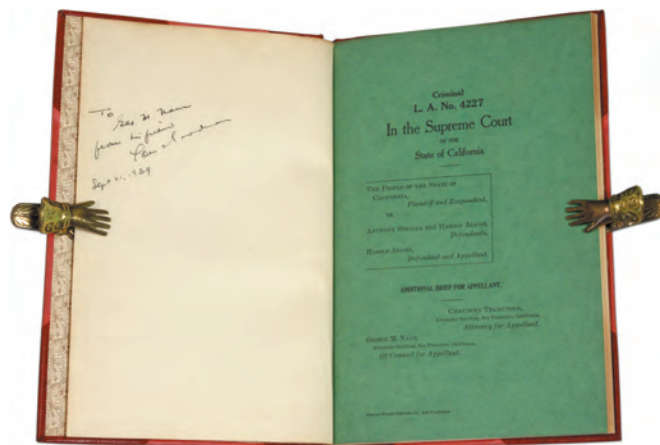
89. [TRIAL].
[CALIFORNIA].
[GAMBLING].

Criminal L.A. No. 4227: In the Supreme Court of the State of California: The People of the State of California, Plaintiff and Respondent, Vs. Anthony Stralla and Harold Adams, Defendants, Harold Adams, Defendant and Appellant. Additional Brief for Appellant. Chauncey Tramutolo, Attorney for Appellant, George M. Naus, Of Counsel for the Defendant.

San Francisco: Pernau-Walsh Printing Co., [1939]. iv, 35 pp.

Pamphlet in stiff wrappers bound into contemporary three-quarter morocco over cloth, raised bands and lettering pieces to spine, patterned endpapers. Negligible light rubbing to spine ends and corners, signed inscription to verso of front free endpaper by presiding judge Louis Goodman. \$350.

THE GRAND JURY of Los Angeles County convicted Adams and others for operating a gambling ship in the waters of Santa Monica Bay at a point four miles beyond the end of the municipal pier of the city of Santa Monica and approximately six miles landward from a line drawn between the headlands, Point Vicente on the south and Point Dume on the north. The case hinged on whether the ship's location was in international waters. Adams appealed his conviction and the order denying his motion for a new trial. In this brief, Adams's lawyer argues that the ship was in international waters because the territorial limit is measured from the shoreline, not the pier.



A NOTABLE FREETHINKER AND PUBLISHER
OF THOMAS PAINE REPORTS ONE OF HIS BLASPHEMY TRIALS

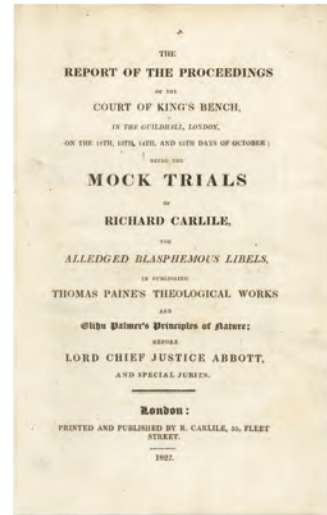
90. [TRIAL].

CARLILE, RICHARD [1790–1843], DEFENDANT AND REPORTER.

The Report of the Proceedings of the Court of King's Bench, In the Guildhall, London, On the 12th, 13th, 14th, And 15th Days of October: Being the Mock Trials of Richard Carlile, For Alleged [sic] Blasphemous Libels, In Publishing Thomas Paine's Theological Works and Elihu Palmer's Principles of Nature; Before Lord Chief Justice Abbott, And Special Juries.

London: Printed and Published by R. Carlile, 1822. xx, 203 pp. Octavo (8-1/4" x 5-1/4").

Stab-stitched pamphlet (without wrappers) bound into recent marbled boards with paper title label. Toning, light soiling to title page, creases to corners of a few leaves. An appealing copy. \$750.



ONLY EDITION. Carlile was one of the most prolific freethinking journalist-publisher-political activists of his day. As one would suspect, he was often at odds with the government. In 1819 he was fined 1,500 pounds and imprisoned for three years for six counts of "blasphemous libel." He published this account of the first day of his 1819 trial after his release. It deals with the information against him for publishing Thomas Paine's *Age of Reason* and *Examination of the Passages in the New Testament Quoted from the Old and Called prophecies Concerning Jesus Christ*, which Carlile issued as *The Age of Reason, Part the Third*. Portions of these were read in court by Carlile with commentary. Carlile reissued this pamphlet in 1826. HLC II:1035.

FIRST REPORT OF THE LANDMARK DARTMOUTH COLLEGE CASE

91. [TRIAL].

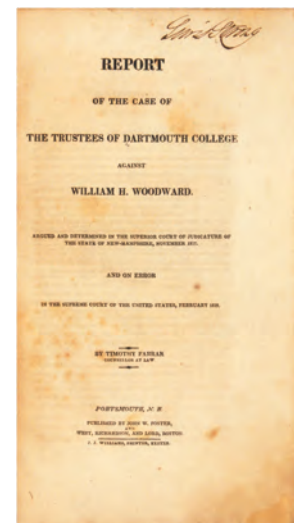
[DARTMOUTH COLLEGE CASE].

FARRAR, TIMOTHY [1788–1874], REPORTER.

Report of the Case of the Trustees of Dartmouth College Against William H. Woodward: Argued and Determined in the Superior Court of Judicature of the State of New-Hampshire, November 1817. And on Error in the Supreme Court of the United States, February 1819.

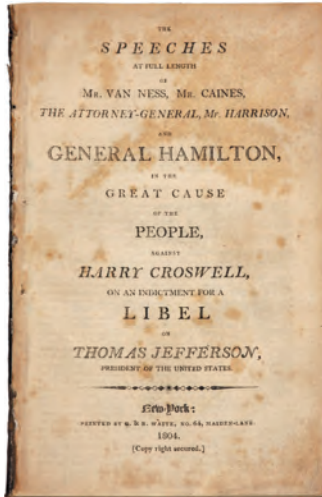
Portsmouth [NH]: Published by John W. Forster and West, Richardson, And Lord, Boston, [1819]. [iv], 406 pp. Octavo (8-1/2" x 5").

Recent period-style calf, blind fillets to boards, blind fillets and lettering piece to spine, endpapers renewed. Moderate toning to text, somewhat darker around margins, very faint dampstaining in a few places, light foxing to a few leaves. Small early owner signature to head of title page, brief early annotations to margins in a few places, interior otherwise clean. Ex-library. Two tiny inkstamps to foot of p. [iii]. A handsome copy. \$1,500.



FARRAR'S IS THE FIRST published report of the landmark case involving the contract rights of corporations. With all the material related to the case, including the arguments of Webster and Wirt and the opinions of Chief Justice Marshall and Justices Story and Washington, and an appendix containing the texts of related documents. The New Hampshire legislature passed a bill in 1816 that revoked Dartmouth College's original charter and converted the college from a private to a state institution. The college challenged the constitutionality of this act in the New Hampshire Supreme Court without success, but the U.S. Supreme Court reversed the state's decision in a landmark opinion based on the contract clause of the Constitution (Article I, Section 10). "By construing the contract clause as a means of protecting corporate charters from state interventions, Marshall derived a significant limitation on state authority. As a result, various forms of private economic and social activity would enjoy security from state regulatory policy. Marshall thus encouraged, through constitutional sanction, the emergence of the relatively unregulated private, autonomous economic actor as the major participant in a liberal political economy that served the commonwealth by promoting enlightened self interest": Alfred F. Konefsky, "Dartmouth College v. Woodward" in Hall 218–219. Cohen 11614.

A LANDMARK CASE IN THE HISTORY OF THE FIRST AMENDMENT



92. [TRIAL].

HAMILTON, ALEXANDER [1757–1804] (ET AL.).
CROSSWELL, HARRY (1778–1858), DEFENDANT.

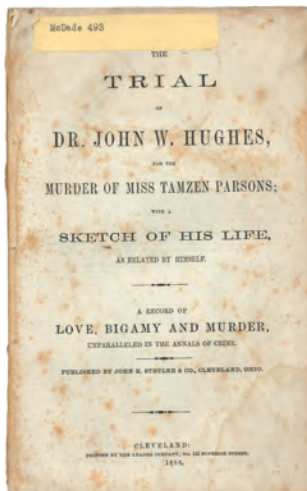
The Speeches at Full Length of Mr Van Ness, Mr. Caines, the Attorney-General, Mr. Harrison, And General Hamilton, In the Great Cause of the People, Against Harry Crosswell, On an Indictment for a Libel on Thomas Jefferson, President of the United States.

New York: Printed by G. & R. Waite, 1804. 78 pp. Octavo (8" x 5").

Disbound stab-stitched pamphlet. Moderate toning, occasional light foxing, negligible light soiling to title page and verso of final leaf. \$2,500.

ONLY EDITION. People of the State of New York v. Harry Crosswell, also known as People v. Crosswell, is a landmark case in the history of the First Amendment.

It was a prosecution for criminal libel under the Sedition Act in the Court of General Sessions of the Peace of Columbia County, New York. Crosswell was indicted for an article, published in *The Wasp*, a Federalist newspaper he edited, that accused Jefferson of hiring James Callender to write articles attributing various crimes to Washington and Adams. Crosswell was defended by a distinguished team of lawyers, among them Alexander Hamilton. In one of his greatest and most influential speeches, and one of the last he gave in his lifetime, Hamilton argued that freedom of the press consists in publishing the truth, from good motives and for justifiable ends, however it may reflect on its subjects. More important, he argued for a rejection of libel based on English rules, which remained a part of New York law, especially the rule that truthfulness is not a reason for acquittal. Crosswell was convicted, but he was not sentenced or retried. And the cause of his case was mooted the following year when the New York State Legislature abandoned English libel law in favor of one based on Hamilton's argument. It became the law of the land when the other states and the Federal government followed New York's example. Cohen 13322.

AN "UNPARALLELED" RECORD OF LOVE, BIGAMY AND MURDER:
A VARIANT NOT RECORDED IN MCDADE

93. [TRIAL].

HUGHES, DR. JOHN W., DEFENDANT.

The Trial of Dr. John W. Hughes, For the Murder of Miss Tamzen Parsons; With a Sketch of His Life, As Related by Himself. A Record of Love, Bigamy and Murder, Unparalleled in the Annals of Crime.

Cleveland: Printed by the Leader Company, 1866. 58 pp. Octavo (9" x 5-3/4").

Stab-stitched pamphlet with printed back wrapper. Some wear to edges, occasional foxing and faint dampstaining. Small typed label stating—incorrectly—"McDade 493" to head of title page, internally clean. \$750.

"JEALOUS AND INTOXICATED, Hughes, on the streets of Bedford, Ohio, shot the seventeen year old girl he had seduced. At his execution, he spoke for fifteen minutes until the sheriff reminded him 'Time is going.' Then he dropped" (McDade). Our copy is not in McDade, which lists one with the following imprint: "Cleveland: John K. Stetler & Co., 1866." See McDade 493.

CASES SELECTED "FOR THE INFORMATION OF OFFICERS OF THE MILITIA"

94. [TRIALS].

LORING, JOSEPH, JR., [1767-1838], DEFENDANT.

BINNEY, AMOS [1778-1833], DEFENDANT.

HOWE, THOMAS, DEFENDANT.

The Militia Reporter; Containing The Trials of Capt. Jos. Loring, Jun. on the Charges of Maj. Davis, Capt. Amos Binney on the Charges of Maj. Osgood, Capt. Thomas Howe on the Charges of Maj. Messinger: Taken from Authentic Documents, For the Information of Officers of the Militia.

Boston: Printed by T. Kennard, 1810. 299 pp. Octavo (9-1/2" x 5-3/4").

Original publisher boards, recent cloth rebacking, untrimmed edges, black-stamped title and fillets to spine, hinges mended, several signatures unopened. Light soiling and rubbing to boards, heavier rubbing to board edges with some wear, corners bumped, owner signature (Albert E. Greene) and a few inkspots to front board. Moderate toning, somewhat heavier in places, occasional light foxing, library stamps to pp. 9 and 83, recent owner inscription to front free endpaper, early presentation inscription (to Greene from William P. Rogers) to head of title page.

\$1,250.



ONLY EDITION. This is the first and only volume of *The Militia Reporter*. It contains accounts of three courts-martial, including the notable court-martial of Captain Joseph Loring. "Brigadier General John Winslow accused [Loring] for permitting his men to mutiny by failing to enforce a brigade order to appear on parade in protest of a change in Winslow's rank and command. In 1805 a division court martial acquitted Loring, but Major General Simon Elliot, after asking for a reconsideration of the decision, refused to accept the acquittal and dissolved the court. A second division court martial convened in 1806 found Loring guilty, and ordered him removed and disqualified for military service for three years. In 1807 Loring petitioned the Massachusetts General Court to ask that the decision be invalidated, arguing that it had not been regularly detailed and thus had denied him an impartial trial. The General Court overturned the 1806 decision and ordered Loring reinstated to his former rank and command.": Cohen 13473, note to 13551.

1721 COMPILATION OF LAWS CONCERNING RELIGION AND EDUCATION IN THE ENGLISH COLONIES IN AMERICA

95. TROTT, NICHOLAS [1663-1740].

The Laws of the British Plantations in America, Relating to the Church and the Clergy, Religion and Learning. Collected in One Volume.

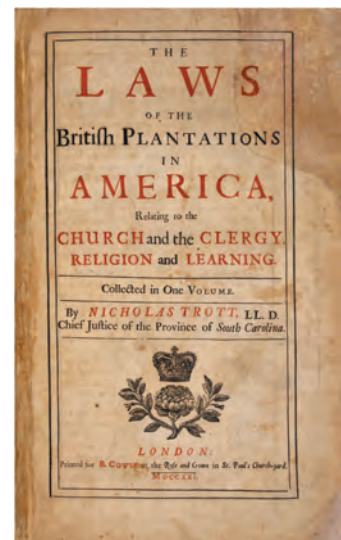
London: Printed for B. Cowse, 1721. [iv], ix, [13], 435, [1] pp. Folio (14-1/2" x 9-1/4").

Recent period-style quarter calf over marbled boards, raised bands and lettering piece to spine, speckled edges, endpapers renewed. Title page printed in red and black, title and text printed within ruled borders, woodcut head-pieces, tail-pieces and initial letters. Moderate toning to text, light foxing in a few places, repairs to clean tears to two leaves, upper corner of title page repaired.

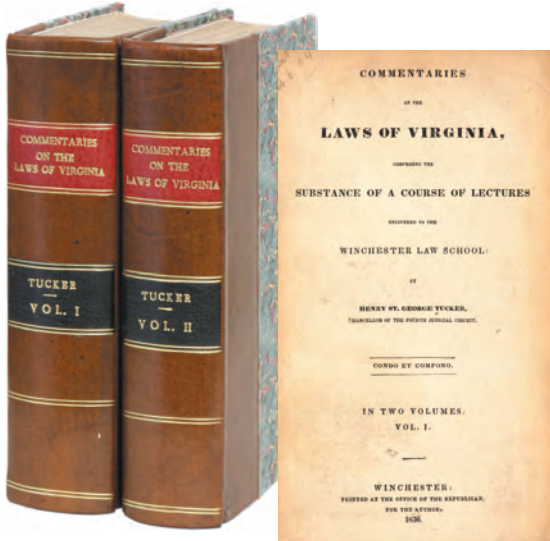
\$3,500.

FIRST EDITION. Trott was a judge, legal scholar and biblical scholar. Born into a prosperous commercial family with ties to Bermuda and the Bahamas, he spent most of his professional life in America. He was chief justice of South Carolina from 1703 until 1719. In 1718 he became famous as the judge who tried the pirate Stede Bonnet. His keen interest in the promotion of religion and education is reflected in his compilation of colonial laws on those topics. It covers South and

North Carolina, Virginia, Maryland, Pennsylvania, New Jersey, New York, the New England states, Bermuda and Britain's Caribbean possessions: Barbados, Antigua, Nevis, Montserrat and St. Christopher. The preface includes a bibliography. A second edition was published in 1725. Both are quite scarce in commerce; the last two auctions records, both of first editions, are from 2014 and 1962. OCLC locates 7 copies of the first edition in North American law libraries (Columbia, Harvard, Library of Congress, New England Law School, UC-Berkeley, University of Michigan, University of Minnesota). ESTC T78926.



A VIRGINIAN PEER TO KENT AND STORY



96. TUCKER, HENRY ST. GEORGE [1780–1848].

Commentaries on the Laws of Virginia, Comprising the Substance of a Course of Lectures Delivered to the Winchester Law School.

Winchester: Printed at the Office of the Republican for the Author, 1836–1837. Two volumes. xx, 9, 165, 458, 35; xxviii, 506, 34, 17 pp. Tipped-in errata slips noted in Bryson, but not in Cohen or Laeuchli, not present. Octavo (8-1/4" x 5-1/4").

Recent period style quarter calf over marbled boards, gilt fillets and lettering pieces to spines, endpapers renewed. Moderate toning to text, early annotations in pencil in places, chip to lower corner of pp. 335–226 of Volume II just touching text, faint later library stamps to title pages, library markings to versos. A handsome copy. \$850.

SECOND EDITION. Along with James Kent's *Commentaries on American Law* and Joseph Story's *Commentaries on the Constitution*, Tucker's two volume work established the standard for American treatise writing and helped to organize American law. The *Commentaries* served as the primary reference source for the bar of Virginia as well as for many in the rest of the country, and was considered the most valuable text for students and lawyers in much of the South until the Civil War. While modeled on Blackstone's *Commentaries*, Tucker's treatise is entirely original. In that way it is a much more impressive accomplishment than his father's edition of Blackstone. Tucker's *Commentaries on the Laws of Virginia* is based on his lectures at Winchester Law School, which he established in 1824. The first edition appeared in 1831, the third and final edition in 1846. It is possible that some copies of the second edition were not issued with errata sheets, presumably earlier copies. Cohen 5427. Laeuchli 518.

DIGEST OF RULINGS BY MATTEO D'AFFLITO



97. URSILLI, CESARE [16TH. CENT.]. [D'AFFLITO, MATTEO (C.1450–C.1529)].

Aureae Iurium Additiones, Annotationes, & Quaedam Advertentiae, Cum Quibusdam Novis Decisionibus Casibusque in Facto Contingentibus ad Decisiones Sacri Consilii D. Matthei de Afflicto. Assito Repertorio Amplissimo Rerum Omnium per Ordinem Alphabeti. Cum Privilegio Anno XV.

Venice: Expensis D. Iacobi Anelli de Maria, 1576. [viii], 612, [96] pp. Main text printed in parallel columns. Quarto (8" x 6").

Contemporary quarter patterned paper over contrasting paper boards, early hand-lettered title to bottom edge. Some rubbing with light wear to extremities, front hinge starting. Large woodcut printer device to title page, woodcut initials. Early owner annotation to front pastedown, early signature to

title page, brief underlining and check marks to a few passages. Inkspots to edges, faint finger smudges and stains to a few leaves, interior otherwise fresh. \$2,000.

SECOND EDITION. With index. First published in 1568, this is a digest of Neapolitan cases decided by Matteo D'Afflito, an important jurist, royal official and author of notable *Tractatus de Jure Protomiseos* (1544). OCLC locates 2 copies of this edition, 4 copies of all editions. 1 copy located in North America (at Harvard Law School). Not in Adams or the *BMC*.

DANIEL WEBSTER'S FIRST PUBLICATION

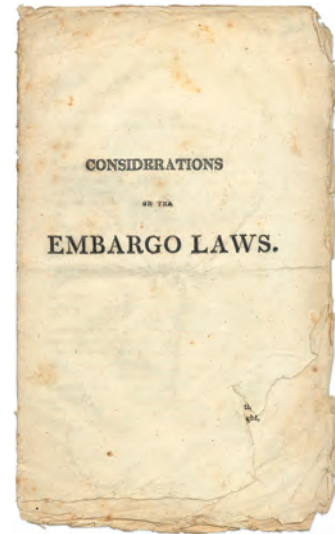
98. [WEBSTER, DANIEL (1782–1852)].

Considerations on the Embargo Laws.

[N.P., S.n., but Boston, 1808]. 16 pp. Octavo (9-3/4" x 5-3/4").

Stab-stitched pamphlet in printed self-wrapper, untrimmed edges. Light soiling to exterior, 3" chip to first leaf, including lower corner, with no loss to text. Light toning to text, faint dampstaining to margins of a few leaves. \$950.

ONLY EDITION. Written when Webster was 26, this was his first publication. It expresses the Federalist opposition to the Embargo Act of 1807, which prohibited American ships from trading in foreign ports. Devised by President Jefferson, this act was intended to punish Britain and France for interfering with American trade while those nations were at war with each other. It was deeply resented in New England and others states that depended on maritime trade. Sabin 102257.



“THE FOUNDATION OF ALL SIMILAR PRODUCTIONS OF THE KIND”

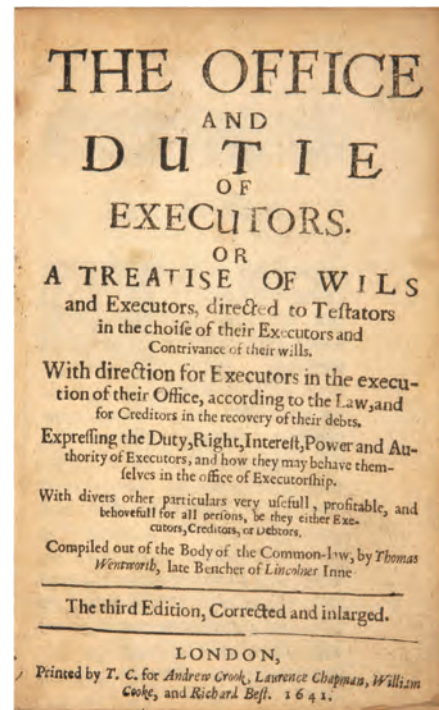
99. WENTWORTH, THOMAS [c.1568–1628].

The Office and Dutie of Executors. Or A Treatise of Wils and Executors, Directed to Testators in the Choise of Their Executors and Contrivance of Their Wills. With Direction for Executors in the Execution of Their Office, According to the Law, And for Creditors in the Recovery of Their Debts. Expressing the Duty, Right, Interest, Power and Authority of Executors, And How They May Behave Themselves in the Office of Executorship. With Divers Other Particulars Very Usefull, Profitable, And Behovefull for All Persons, Be They Either Executors, Creditors or Debtors. Compiled Out of the Body of the Common-Law, by Thomas Wentworth, Late Bencher of Lincolnes Inne.

London: Printed by T. C. for Andrew Croke, Laurence Chapman, William Cooke, and Richard Best, 1641. [xxviii], 127, [1], 145–271, [1] pp. First leaf and final page blank. Octavo (5-1/2" x 3-1/2").

Contemporary sheep, discreet recent repairs to spine ends and corners, blind rules to boards, blind fillets to spine. Negligible light staining and a few shallow scuffs to boards, moderate rubbing to extremities with some wear to spine and corners, hinges starting. Light toning to text, somewhat heavier in places, faint dampstaining to a few leaves. Early owner annotation to front free endpaper, interior otherwise clean. A nice copy. \$450.

THIRD EDITION “corrected and enlarged,” one of three editions from 1641. The “authorship of this treatise is ascribed to Mr. Justice Dodderidge, though the work is commonly Known as Wentworth’s Executors. It constitutes the foundation of all similar productions of the kind, and has always been regarded as a high authority in these matters” (Marvin). This was a popular and well-received work. Two more editions were published in 1641. Eleven editions (and issues) followed, the last one in 1774. All are scarce. OCLC locates 8 copies of our edition in North American law libraries (Columbia, Georgetown, LA County, Library of Congress, UC-Berkeley, University of Georgia, University of Virginia, William & Mary). Marvin 724–725. ESTC R218906.



"FOR MY MASTER IS NOBLE AND I AM HIS CLARKE SIR"



100. [WILLIAMS, CHARLES (D. 1830)].
[CLARKE, MARY ANNE (C.1776–1852)].

The Female Agent.

[London]: Walker, No. 7 Cornhill, March 1809.

13-1/4" x 9-1/2" hand-colored etching with etched verse, 5-3/4" x 8-3/4" image above title and 21 lines of verse, in three stanzas, framed by rows of fat purses tied to long pikes. Light even toning, top-edge trimmed somewhat close to head of image. few minor stains to margins, a few negligible tiny spots to image. \$750.

IN 1806 IT WAS DISCOVERED that Mary Anne Clarke, the mistress of the army commander-in-chief, Prince Frederick, Duke of York and Albany [1763–1827], was selling commissions for personal profit, presumably with Frederick's cooperation. Investigated by Parliament, Frederick was exonerated. He resigned his post, however, because a large minority voted against him. In this print Clarke, seated on a drum upon a dais dressed in military regalia and holding a sword aloft, is

receiving a group of unfit applicants for commissions. She is surrounded by soldiers, including one holding a Union Jack featuring the white horse of Hanover, an allusion to Frederick, a member of the House of Hanover. The end of the first verse, which ends with an allusion based on the English pronunciation of "clerk" as "clark," reads: "A Warehouse I keep for the sale of Commissions, And our Prices you'll find will suit all conditions, You'll be treated with Honor if you secrecy mark Sir, For my Master is Noble and I am his Clarke Sir." *BM 11265. See title page.*

ONE OF THE GREAT SCANDALS OF THE HANOVERIAN PERIOD

101. [WILLIAMS, CHARLES].
[CLARKE, MARY ANNE].

Mother Carey's Chickens.

[London]: S.W. Fores, No. 50 Piccadilly, November 1808.

Hand-colored etching with etched text, 9-3/4" x 14-1/2" (measured to plate marks). Light even toning, light soiling, edgewear and a few minor tears and creases to margins, tiny spot to the left side of image. \$750.

THE PRINT'S TITLE refers to the storm petrel, a small common sea bird associated with scavenging and, in nautical folklore, the imminent arrival of a storm. On the left side of the image Clarke stands at the door of a rustic cottage and shakes out a cloth full of tiny officers holding money-bags. The cloth is inscribed "Pin Money instead of Allowance," that is, the allowance she would receive as a mistress. She says: "This is a profitable Plan of his and pays me a Devilish deal better than he can, besides the Patronage!!" On the right, five old officers, two of them crippled from battle, watch their tiny rivals with consternation. One of the lines below the image reads: "NB these Birds have lately been seen hovering about the Horse Guards." *BM Satires 11050.*



Nº 101

CIVIL LAW FOR “PERSONS OF QUALITY”

102. [WOOD, THOMAS (1661–1722)].

A New Institute of the Imperial or Civil Law. With Notes, Shewing in Some Principal Cases, Amongst Other Observations, How the Canon Law, The Laws of England, And the Laws and Customs of Other Nations Differ From It. In Four Books. Composed For the Use of Some Persons of Quality.

London: Printed by W.B. for Richard Sare, 1704. [iv], xvii, [7], 361. [11] pp.

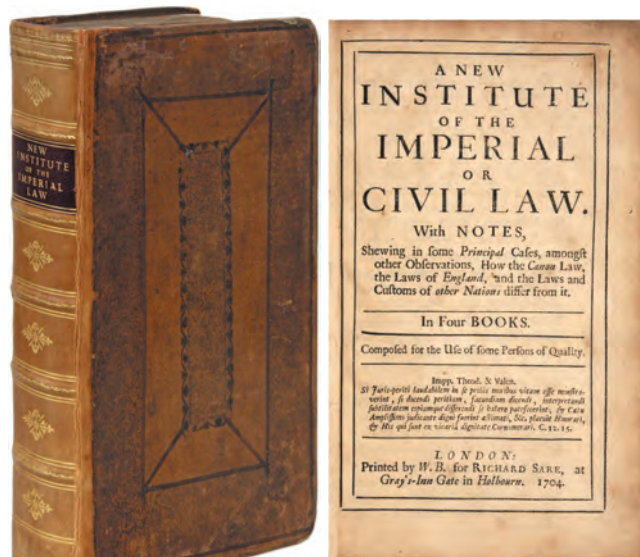
[BOUND WITH]

A Treatise of the First Principles of Laws in General: Of Their Nature and Design, And of the Interpretation of Them. Translated out of French. Being a Proper Introduction to the New Institute of the Imperial or Civil Law, With Notes, &c. Lately Published.

London: Printed by W.B. for Richard Sare, 1705. [iv], 144 pp.

Octavo (7-1/2" x 4-3/4"). Contemporary paneled speckled calf, rebacked in period style with raised bands, lettering piece and gilt ornaments, endpapers renewed. Light rubbing to boards, moderate rubbing to extremities, joints just starting at ends, corners bumped and lightly worn, hinges cracked. Moderate toning, early owner annotation to half-title of *New Institute*, minor loss to lower corners of Leaves F1 (pp.65–66) and I1 (pp.113–114) due to paper flaws with negligible loss to text. \$750.

NEW INSTITUTE: first edition; *Treatise*: only edition as an independent work. Wood's *New Institute* was a standard Anglo-American treatise during the eighteenth and early nineteenth centuries and a well-thumbed reference for jurists who wished to apply an element of civilian learning to their work, such as Joseph Story. As the title suggests, it is not only a summary adapted to the needs of students, but also a pioneering essay in comparative law. Wood pays some attention as well to Roman law's influence on the historical development of English law. Indeed, he observes that "Fleta and Bracton would look very naked if every Roman lawyer should pluck away his feathers" (ix). The *Treatise* is concerned with the philosophy of Roman law. It is incorporated in the later editions of the *New Institute*, which were published in 1712, 1721 and 1730. ESTC T112596, T112584.



1-16, 20, 21 HENRY VII



103. [YEAR BOOK].
HENRY VII, KING.

In Hoc Volumine Continentur Omnes Anni Regis Henrici Septimi, Ab Anno Primo, Usque ad Annum Vicesimum Secundum Eiusdem Regis, Qui Antea Impressi Fuerunt. Ore Novelment Imprimee & Corrige, Ouesque Plusours Bones Notes, Letters, & Figures en le Margent, Et en le Pag. Mesme. Queux Notes Referre les Cases al Abridgement del Brooke, [et] Auters Lieurs del Ans. Et les Letters & Figures Monstront Toutes les Pointes del Arguments & Cases.

London: In Aedibus Richardi Tottelli, 1585. Colophon dated 1583. xxxi, xix, xv, xviii, xli, ii-xvi, ii-xvi, xiii, ii-xxvi, ii-xxx, ii-xxix, ii-xxix, ii-xxviii, xxxii, xvii, xvii, xiii, xli ff. Collates complete. Folio (10-1/2" x 7-1/2").

Recent period-style calf, blind fillets and large central ornaments to boards, raised bands and lettering piece to spine, endpapers renewed with marbled paper. Negligible light rubbing to extremities. Title

printed within handsome woodcut architectural border, woodcut decorated initials. Some toning to text, light foxing in a few places, minor worm holes to margins in a few places, light soiling to title page. Occasional annotations in tiny early chancery hand, some affected by trimming, interior otherwise clean. An attractive copy. \$2,000.

COVERS REGNAL YEARS 1-16, 20 and 21 Henry VII. With an index of cases, side-notes and cross-references to Brooke, Fitzherbert and other authorities. It is difficult to overestimate the importance of the Year Books. As a series of notes on debates and points of pleadings in Norman England they are of crucial primary sources for our knowledge of medieval common law. They also provide a richly detailed portrait of contemporary English life, customs and manners. The origin of the Year Books is unknown. Maitland believed that the earliest volumes were notes taken by law students in court copied for the use of pleaders in later cases. Holdsworth maintains that they were records of cases made by lawyers for personal use. Though it is not known when the first manuscript volumes were compiled, it is clear that cases can be found to date from the 1270's and the series continues to 1535. Printed editions of the Year Books were first issued by William de Machlinia between 1481 and 1482. The present volume belongs to the so-called "Quarto Edition." Not a set in the conventional sense, these volumes were issued separately with various dates and impressions between 1522 and 1619. OCLC locates two copies of the present imprint in North American law libraries (Harvard, University of Pennsylvania). Holdsworth V: 357-377. ESTC S121423. Beale R414.

THE FIRST ENGLISH WRITER ON JURISPRUDENCE



104. ZOUCH RICHARD [1590–1661].

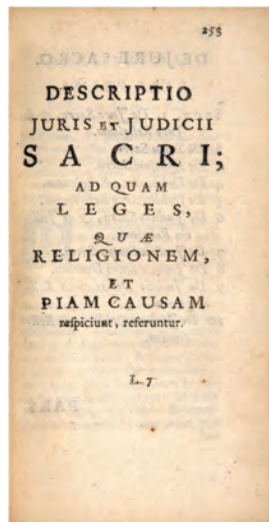
Elementa Jurisprudentiae, Definitionibus, Regulis & Sententiis Selectioribus Juris Civilis, Illustrata; Accesserunt Descriptiones Juris & Judicii, Sacri, Militaris, Et Maritimi.

Amsterdam: Sumptibus Joh. Nevilsoni, [1652]. [x], 439 pp. Four parts with continuous pagination and divisional title pages. 12mo. (5" x 2-3/4").

Recent period-style quarter calf over marbled boards, lettering piece and gilt ornaments to spine. Light toning to text. A handsome copy. \$1,000.

THIRD EDITION, an issue of the Elzevier edition of 1652 with a cancel title page. One of England's greatest civilians, Zouch was an advocate of Doctors' Commons, Judge of the High Court of Admiralty and Regius Professor of Civil Law at Oxford. He published treatises on a broad range of legal topics and is best known for his contributions to international law. He is equally important as the first English writer to publish works on jurisprudence. *Elementa Jurisprudentiae* is an ambitious general study that lays out a general theory of general principles applicable to all branches and systems of legal science. The second, third and fourth parts, *Descriptio Juris et Judicii Sacri; Ad Quam Leges, Quae Religionem, Et Piam Causam Respiciunt, Referuntur, Descriptio Juris & Judicii Militaris; Ad Quam Leges, Quae rem Militarem et Ordinem Personarum* and *Descriptio Juris et Judicii Maritimi; Ad*

Quam quae Navigationem et Negotiationem Maritimam Respiciunt, Referuntur are distinct essays on topics in English ecclesiastical law, the laws of war and military discipline and laws concerning ships and sea-borne cargo. The latter two essays also deal with international law. The first two editions were published in Oxford in 1629 and 1636. The following two editions, with different additional contents, were issued in Holland in 1652 and 1665. According to Willems, some copies of this title were printed by other printers, some with cancel title pages, others with counterfeit Elzevier title pages. See Willems 717.



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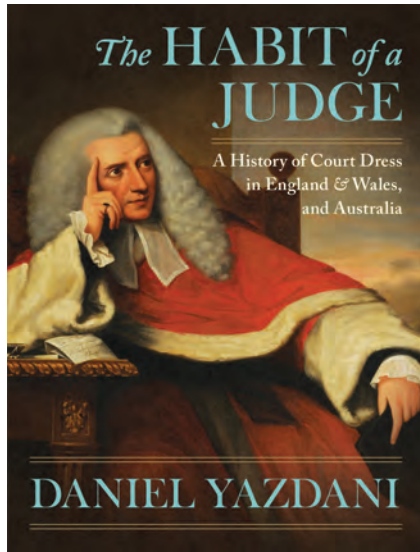
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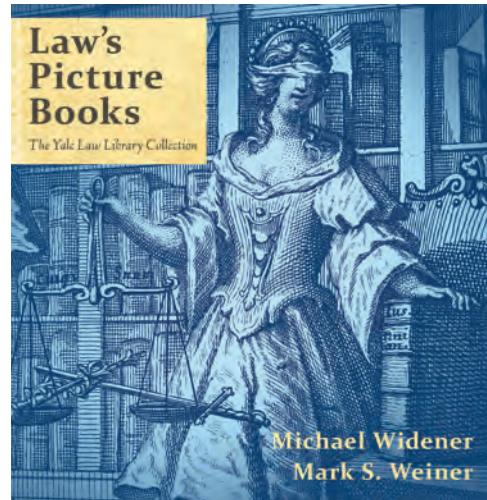
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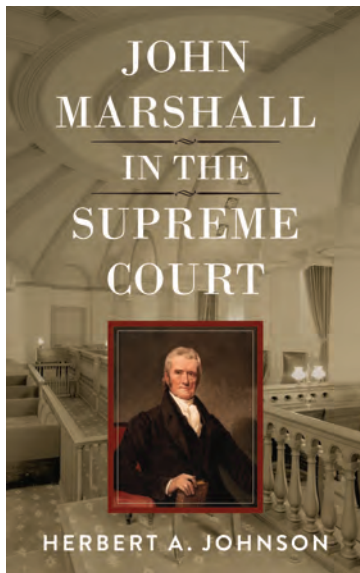


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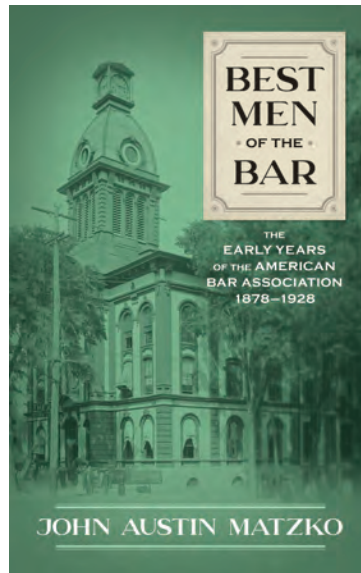


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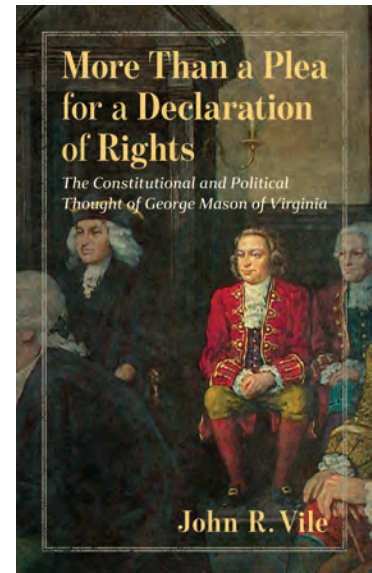
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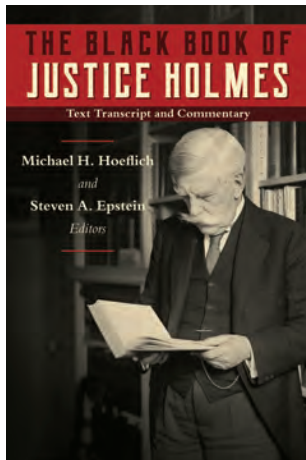
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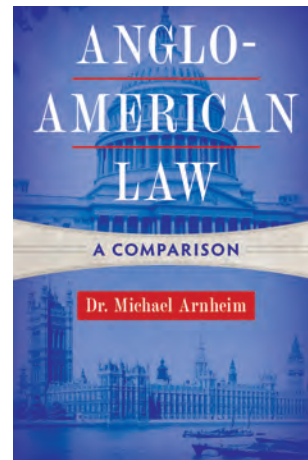
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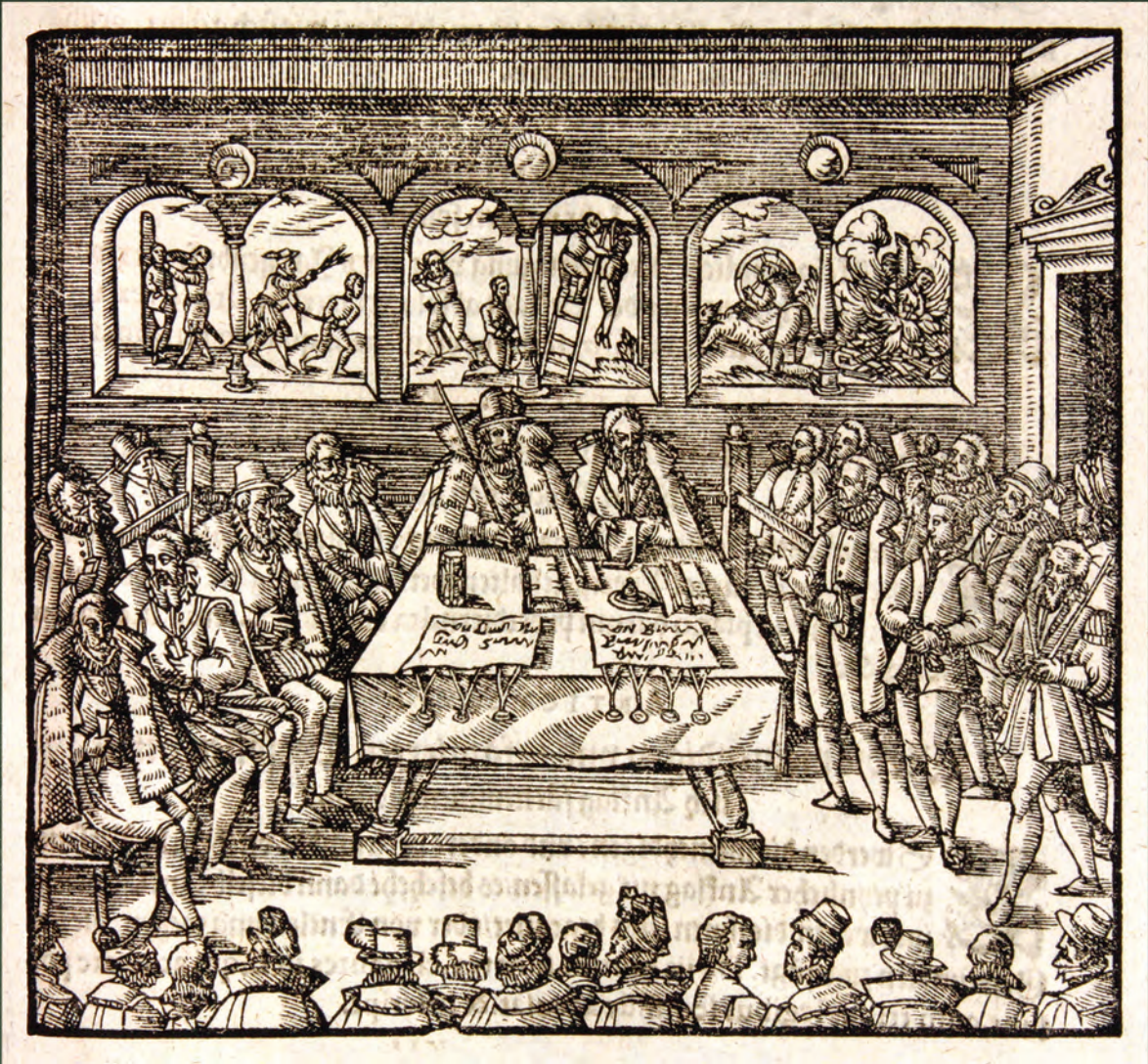
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