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THE MOST LAVISH EDITION OF *THE COMIC BLACKSTONE*

1. A'BECKETT, GILBERT ABBOTT
[1811-1856].
A'BECKETT, ARTHUR WILLIAM
[1844-1909], EDITOR.
FURNISS, HARRY [1854-1925], ILLUSTRATOR.

The Comic Blackstone.

London: Bradbury, Agnew, & Co., 1887. xxviii, 324 pp.
Complete set of parts, as issued. Ten color lithographed
plates (one a frontispiece), numerous engravings.
Octavo (8-1/2" x 5-1/2").

Contemporary gilt-edged three-quarter morocco over
cloth, gilt-edged raised bands, gilt ornaments and gilt
title to spine, marbled endpapers. A few minor scuffs to
boards, light rubbing to extremities, armorial book (of
John Charles Bigham) to front pastedown. Light toning to
text, plates vivid, minor dampstaining to lower margins
of preliminaries. A notable handsome copy. \$450.

"NEW AND REVISED" EDITION, the first with
plates and text illustrations by Harry Furniss. Edited by
the author's son, this is the most lavish edition of the
classic satire ever published. Laeuchli 453.

THE FIRST ANGLO-AMERICAN TREATISE ON COURTS-MARTIAL

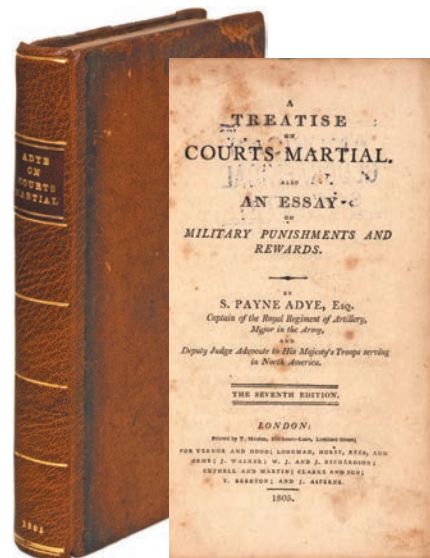
2. ADYE, S[TEPHEN] PAYNE [D.1794].

*A Treatise on Courts Martial. Also An Essay on Military
Punishments and Rewards.*

London: Printed by T. Maiden for Vernor and Hood, [et al.], 1805. viii, 292
pp. 12mo. (6-1/2" x 4").

Contemporary calf, rebacked in morocco, lettering piece and gilt fillets
to extremities, hinges mended. Light rubbing and a few minor scuffs
to boards, faint illegible early owner signature to head of front board,
moderate rubbing to board edges with some wear to corners, library
bookplate and illegible later owner signature to front pastedown.
Moderate toning to text, light foxing in a few places, library stamp to
verso of title page with a bit of bleed-through to recto and light offsetting
to facing leaf. \$500.

SEVENTH EDITION. First published in New York in 1769, this title is
the first Anglo-American treatise on courts-martial (and the 1769 edition
was one of the first law books printed in America). It was the standard
guide used by the British and American forces during the Revolutionary
War. The first part is a history of martial and military law and an overview of courts martial, courts of inquiry, appeals,
the duties of the judge advocate, and the mode of trial. The second part discusses procedure, which is based, as much as
possible, on procedure in common law. A standard treatise for many years, and an authority today, it went through eight
editions, the final in 1810. Adye was Deputy Judge Advocate for the British Army in North America from 1769 to 1783. OCLC
locates 12 copies of the seventh edition worldwide, 8 in the U.S., 2 in Canada. Sweet & Maxwell 2:4.





NOTABLE TREATISE ON RIPARIAN LAW
WITH ILLUSTRATIONS AND THREE FOLDING TABLES

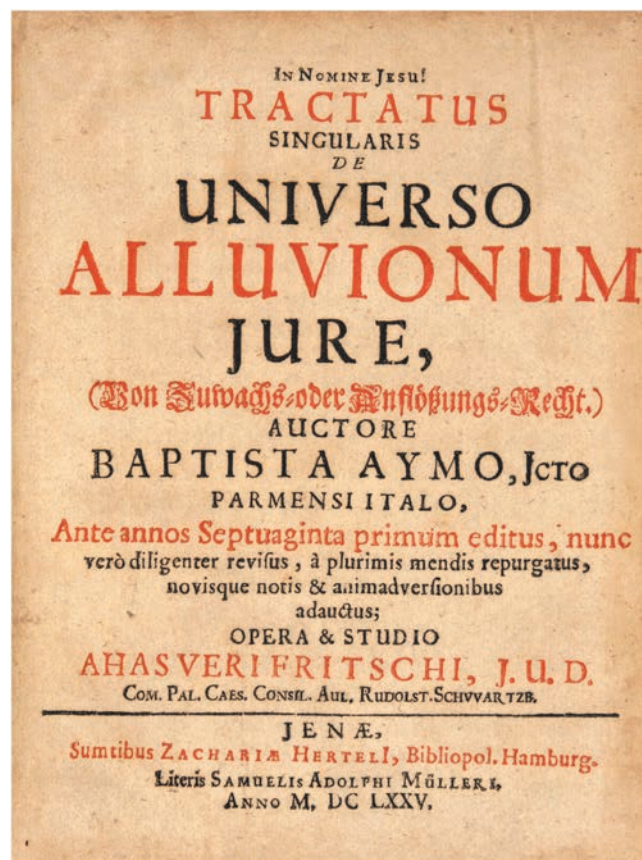
3. AIMO, BATTISTA [1550-1589].
FRITSCH, AHASVER [1629-1701], EDITOR.

Tractatus Singularis De Universo Alluvionum Jure, (Von Zuwachs- oder Anflössungs-Recht). Ante Annos Septuaginta Primum Editus, Nunc Verò Diligenter Revisus, A Plurimis Mendis Repurgatus, Novisque Notis & Animadversionibus Aductus. Opera & Studio Ahasveri Fritschi.

Jena: Sumtibus Zachariae Hertel, 1675. [xxiv], 536 (i.e. 556), 36 pp. Three folding tables. 33 text woodcuts. Quarto (7-3/4" x 6-1/4").

Contemporary calf, raised bands and lettering piece to spine. Light rubbing to boards, moderate rubbing to extremities, some chipping to spine ends, joints just starting at head, some offsetting to margins of endleaves. Title page printed in red and black. Moderate toning to text, light foxing in a few places, light soiling to title page. \$2.250.

SECOND EDITION by Fritsch. Aimo's influential treatise addresses a thorny aspect of riparian law: alluvium, that is, soil deposited on a shore by a river that modifies the dimensions of a parcel of land. A fine example of humanistic legal scholarship, it is notable for its application of geometry-based surveying techniques, which are illustrated in the plates woodcuts. First published in 1580, it went through several editions into the eighteenth century. The illustrations in this edition add German case studies to Aimo's Greek and Roman examples. One of the tables includes an image of the Neckar River. VD712:150780R.





A GREAT NINETEENTH-CENTURY PENNSYLVANIA JURIST

4. [AMERICAN SCHOOL,
19TH CENTURY].
[READ, JOHN MEREDITH (1797-1874)].

[Portrait of John Meredith Read].

Philadelphia, c.1815. 25" x 20" (image size).

Oil on canvas in ornate nineteenth-century gilded wood frame. Some minor nicks and chips to frame, gilding slightly dulled, otherwise fine. \$3,500.

READ WAS ELECTED to the Pennsylvania House of Representatives in 1822 and 1823 and served as City

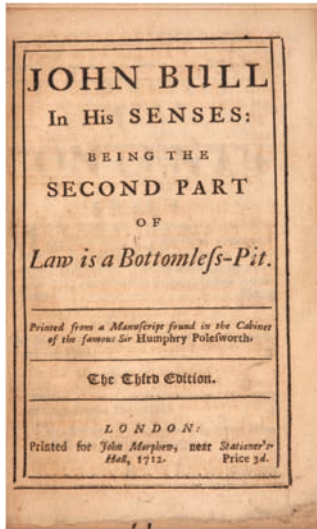
Solicitor of Philadelphia from 1830 to 1833. He was appointed District Attorney of the Eastern District of Pennsylvania in 1837 and held the office until 1845. Read became Justice of the Supreme Court of Pennsylvania in 1858 and Chief Justice of the Supreme Court of Pennsylvania in 1872. Read gained an international reputation for the depth of his knowledge, eloquence, and masterly arguments in the courtroom. Active in politics, Read was an early supporter and organizer of the Republican Party. This portrait belonged to the Philadelphia Bar Association. Founded in 1802, it is the oldest association of lawyers in the United States. Its library, where this portrait was last displayed, was renamed the Theodore F. Jenkins Memorial Law Library in 1967.

A CLASSIC SATIRE OF
EIGHTEENTH-CENTURY ENGLISH LAWYERS AND POLITICIANS

5. [ARBUTHNOT, JOHN (1667-1735)].
[SWIFT, JONATHAN (1667-1745)].

Law is a Bottomless-Pit. Exemplify'd in the Case of the Lord Strutt, John Bull, Nicholas Frog, And Lewis Baboon. Who Spent All They Had in a Law-Suit. Printed from a Manuscript Found in the Cabinet of the Famous Sir Humphry Polesworth.

London: Printed for John Morphew, Near Stationer's-Hall, 1712. Price 3d. 24 pp. Publisher advertisement at foot of p. 24.



[BOUND WITH]

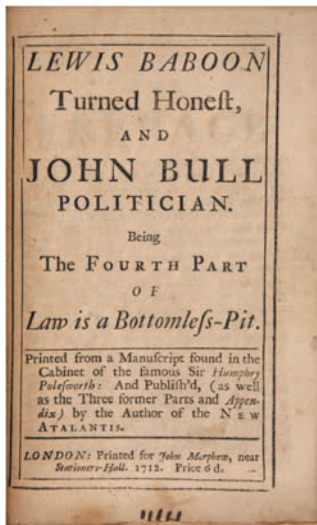
John Bull in His Senses: Being the Second Part of Law is a Bottomless-Pit. Printed from a Manuscript Found in the Cabinet of the Famous Sir Humphry Polesworth. London: Printed for John Morphew, Near Stationer's-Hall, 1712. Price 3d. 24 pp. Publisher advertisement at foot of p. 24.

[AND]

John Bull Still in His Senses: Being the Third Part of Law is a Bottomless-Pit. Printed from a Manuscript Found in the Cabinet of the Famous Sir Humphry Polesworth: And Publish'd, (As Well as the Two Former Parts) by the Author of the New Atalantis. London: Printed for John Morphew, Near Stationer's-Hall, 1712. Price 6d. 47, [1] pp. Final page is a publisher advertisement.

[AND]

Lewis Baboon Turned Honest, And John Bull Politician. Being The Fourth Part of Law is a Bottomless-Pit. Printed from a Manuscript Found in the Cabinet of the Famous Sir Humphry Polesworth: And Publish'd, (As Well as the Three Former Parts and Appendix) by the Author of the New Atalantis. London: Printed for John Morphew, Near Stationer's-Hall, 1712. Price 6d. [viii], 37, [3] pp. Two of final three pages are a publisher advertisement.



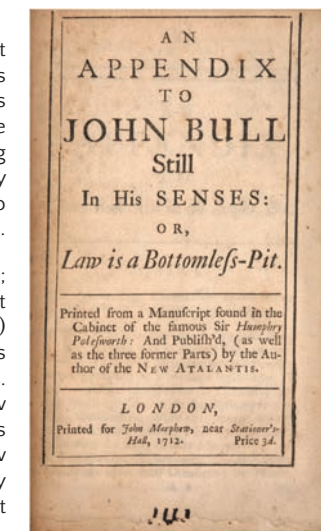
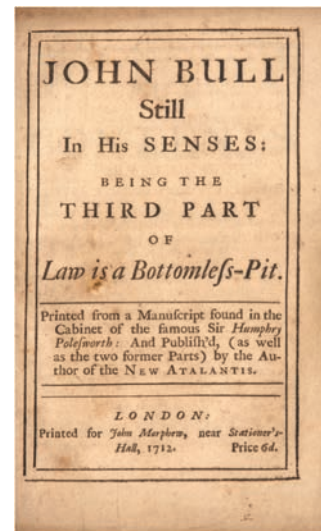
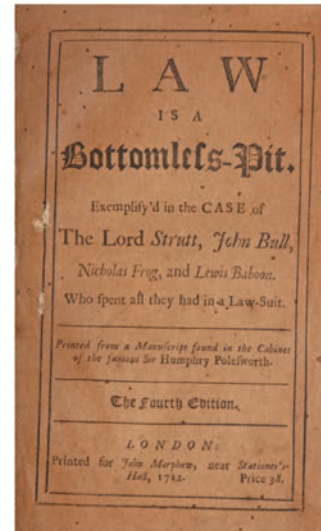
[AND]

An Appendix to John Bull Still in His Senses: Or, Law is a Bottomless-Pit. Printed from a Manuscript Found in the Cabinet of the Famous Sir Humphry Polesworth: And Publish'd, (As Well as the Three Former Parts) by the Author of the New Atalantis. London: Printed for John Morphew, Near Stationer's-Hall, 1712. Price 3d. 22, [2] pp. Final two pages are a publisher advertisement.

Stab-stitched pamphlets bound into recent plain paper boards. Light rubbing to extremities with minor wear to spine ends, corners bumped, front hinge cracked, rear hinge starting. Moderate toning to text, light foxing in places, headlines affected in a few places by trimming with minor loss to text, light soiling to title pages. \$1,750.

COMPLETE WORK. Part I fourth edition; Part II, third edition; Parts III, IV, Appendix, First editions. (All editions are among several issues.) One of the most successful political satires

of the period, this work is attributed to Arbuthnot in some sources, Swift in others. It is an attack on the Whig Party and its foreign policy grounded in a lengthy "law suit" (war with France) involving "Lord Strutt," "John Bull," "Nicholas Frog" and "Lewis Babboon." It is notable as one of the first uses of "John Bull" and for its sardonic view of contemporary legal practice. The *Appendix* is followed by an incomplete copy of *A Compleat Key to Law is a Bottomless Pit*, a separate publication by a different publisher. ESTC T37608, N10231, T29119, T38599, T22316.



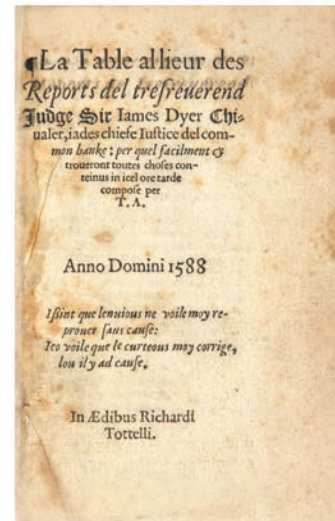
AN EARLY GUIDE TO DYER'S REPORTS

6. A[SHE], T[HOMAS] [c.1556-1618].
[DYER, SIR JAMES (1510-1582)].

La Table al Lieur des Reports del Tresreverend Judge Sir James Dyer Chivaler, Iades Chiefe Justice del Common Banke. Per Quel Facilment cy Troveront Toutes Choses Conteinus in Icel Ore Tarde Compose per T.A.

London: In Aedibus Richardi Tottelli, 1588. [viii], 167, [1] ff. Octavo (5" x 3-1/2").

Contemporary calf, rebacked retaining spine, blind rules central blind arabesques and initials "E R" to boards, raised bands and later hand-lettered title label to spine, endpapers renewed, bookplates retained. Moderate rubbing to extremities, corners bumped, later armorial bookplate of William Hopkinson to front pastedown, presentation bookplate from Hopkinson to the County Magistrates, Lincoln, and another plate listing previous owners of the book to rear pastedown. Moderate toning to text, light foxing in a few places, internally clean. \$950.



FIRST EDITION. Ashe was highly regarded for his treatises and indexes of reporters. Issued two years after the first edition of Dyer's *Reports*, this 1588 table was Ashe's first publication. Later editions were published in 1602 and 1609. A bookplate on the rear pastedown traces part of this book's ownership history to 1636, when it belonged to George Viscount Chaworth of Armagh, Chief Justice of Common Pleas in Ireland. OCLC locates 8 copies of the first edition in North America, 5 in law libraries (Columbia, Georgetown, Harvard, Library of Congress, Yale) and 1 copy in Great Britain (British Library) and 1 copy in Ireland (Trinity College). The *ESTC* adds 2 more copies in North America (Folger Library, University of Minnesota) and 6 more copies in the British Isles (Cambridge, Cashel Cathedral, National Library of Wales, Bodleian Library, Oxford, Peterborough Cathedral). *ESTC* S100017. Beale R482a.

NINETEENTH-CENTURY MEXICAN LAWS CONCERNING ALIENS

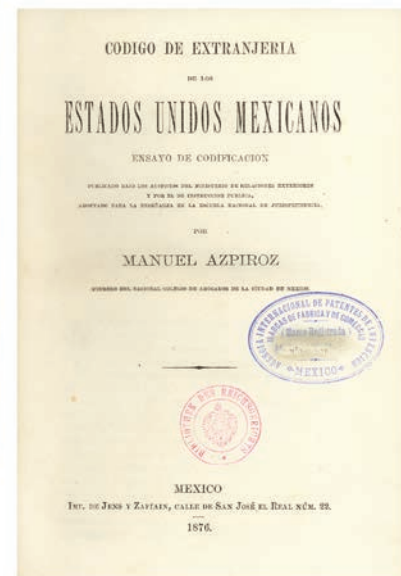
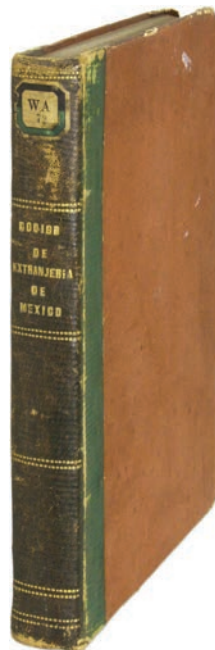
7. AZPIROZ, MANUEL.

Codigo de Extranjeria de los Estados Unidos Mexicanos: Ensayo de Codificacion Publicado Bajo los Auspicios del Ministerio de Relaciones Exteriores y Por el de Instruccion Publica, Adoptado para la Ensenanza en la Escuela Nacional de Jurisprudencia.

Mexico [City]: Imp. de Jens y Zapiain, 1876. xv, 321 pp. Quarto (8-1/2" x 6").

Contemporary quarter sheep over pebbled cloth, gilt fillets and title to spine. Moderate rubbing to extremities, light toning to text, internally clean. Ex-library. Location label to spine, shelf number to front pastedown, small inkstamp (and bookseller stamp) to title page. A nice copy of a scarce title. \$500.

ONLY EDITION. A codification of all laws about aliens, including diplomatic and consular representatives. It has two parts. The first reviews Mexican law, the second compares it to the laws of the United States, Germany and Italy. Clagett and Valderrama 246.



SIXTEENTH-CENTURY COMPILATIONS OF BAVARIAN LAW

8. [BAVARIA].

[WILLIAM IV (1493–1550), DUKE OF BAVARIA].

[LUDWIG X (1495–1545), DUKE OF BAVARIA].

Reformacion der Barisch[e]n Lanndrecht: Nach Cristj Unsers Hailmachers Geburde Im[m] Funftzehnhundert unnd Acht-zehendm Jar Aufgericht.

[Munich: Hans Schobsser, 1518]. [xxxvii], 168, [1] ff. Final leaf is a blank. Two-page woodcut table of descent.

[BOUND WITH]

[BAVARIA].

[WILLIAM IV, DUKE OF BAVARIA].

Das Büch der Gemeinen Lanndpot. Landsordnung. Satzung und Gebreuch/ des Furstennthombs in Obere und Nidern Bairn im Funftzehnhundert unnd Sechtzehendem Jar Aufgericht.

[Landshut: Johann Weißenburger, 1530]. [xii], 67 (i.e. 69) ff.

[AND]

[BAVARIA].

[WILLIAM IV, DUKE OF BAVARIA].

Gerichtzordnung Im F[ue]rstnthumb Obere und Nidern Barn, Anno 1520 Aufgericht.

[Munich: Hans Schobser 1520]. [xvii], 87 ff. Fol. 87 is a high-quality bound-in facsimile. Folio (11-1/2" x 8").

Later calf, raised bands, blind-stamped ornaments and lettering piece to spine, blind tooling to board edges, text block has speckled edges. Light rubbing and some minor nicks and scuffs to boards, moderate rubbing to extremities, some chipping to head of spine, front joint just starting at foot, corners bumped and somewhat worn, partial crack between text block and rear free endpaper. All three works printed in red and black with large woodcut vignettes by Caspar Clofigl to title pages. *Reformacion* and *Büch der Gemeinen Lanndpot* feature identical image of the Dukes of Bavaria, Wilhelm and Ludwig. Light toning, somewhat heavier in places, occasional faint dampstaining to margins, touching text in a few places, light foxing to a few leaves, light soiling to title pages, title page of *Reformacion* partially detached, that of *Gerichtzordnung* trimmed closely along fore-edge just touching text. \$3,500.

REFORMACION, *Gerichtzordnung*: first edition; *Büch der Gemeinen Lanndpot*: reissue of the first edition, 1520. This book collects three important compilations of German statutes. Enacted in 1518, the Bavarian *Reformacion* revised the Bavarian civil and criminal law code of 1346. It is notable, in part, because it incorporated input solicited by the Dukes of Bavaria from representative groups of subjects, and for the use of German rather than Latin. Also conceived with local input, the *Büch der Gemeinen Lanndpot* revised Bavaria's complicated land laws. The *Gerichtzordnung* revised Bavaria's court system. *Das VD16 B1007, B970, B989. See inside front cover.*





Detail from N° 8



N° 9



A DURABLE SIXTEENTH-CENTURY TREATISE ON CRIMINAL LAW

9. BIANCHI, MARCANTONIO [1498-1548].
ZILETTI, GIOVANNI BATTISTA [16TH. C.].

Practica Criminalis. Aurea et Perutilis cum Singularibus Cautelis pro Reorum Defensionibus, Nunc Primùm in Lucem Panditur. Adiectis Summariis, Ac Indice Alphabetico Omnium Principalium, Ac Emergentium Decisionum, Quaestionum, Incidenterque Dictorum Singulares Materias Complectente. Per Io. Bapt. Ziletum.

Venice: Apud Cominum de Tridino Montisferrati, 1567. [xxxii], 160 ff. Octavo (6" x 4").

Contemporary vellum, faint early calligraphic title to spine, endleaves added, some restoration to pastedowns. Light soiling and spotting, spine darkened. Light toning to text, somewhat heavier in places, occasional faint dampstaining to lower margins, later doodles to front pastedown, eighteenth-century signatures and annotations in tiny hand to title page. An attractive copy of a scarce title. \$1,500.

LATER EDITION. Bianchi was a professor of law at the University of Padua. First published in 1547, his durable treatise on criminal law according to the *Ius Commune* as practiced in Northern Italy went through nine editions, the last one in 1598. All editions are scarce. OCLC locates 1 copy of the 1567 edition in North America (Harvard Law School). *Censimento Nazionale Delle Edizioni Italiane del XVI Secolo* CNCE5737.

THE FIRST CRITICAL EDITION OF MAGNA CARTA

10. BLACKSTONE, SIR WILLIAM
[1723-1780].

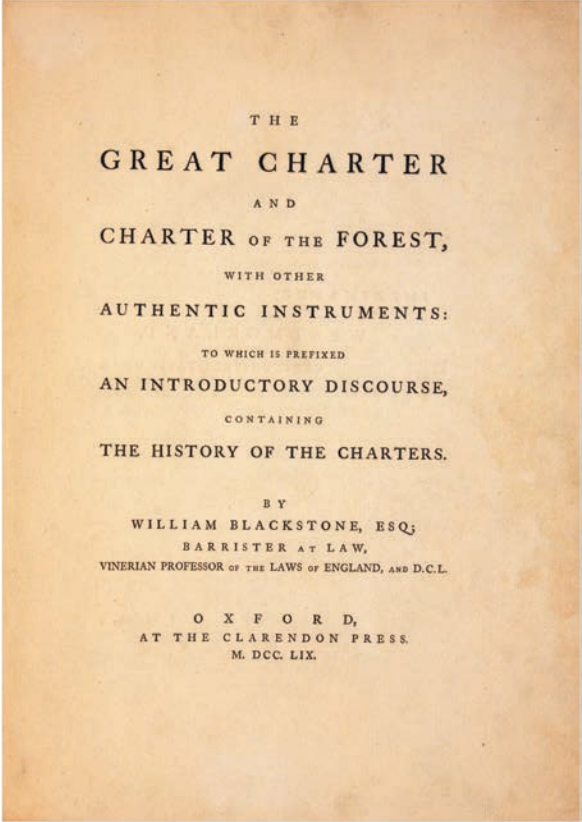
The Great Charter and Charter of the Forest, With Other Authentic Instruments: To Which is Prefixed an Introductory Discourse, Containing the History of the Charters.

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. Complete. Folio (13-1/2" x 10-1/4").

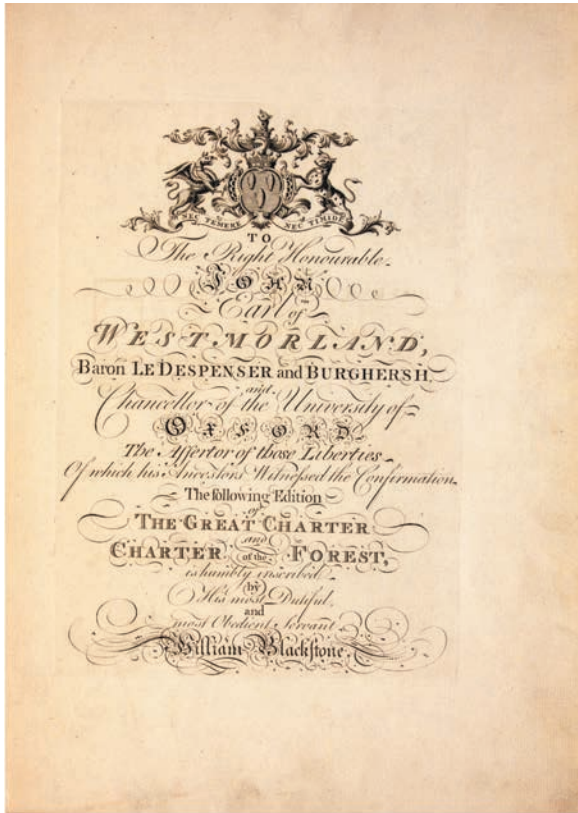
Recent period-style quarter calf over marbled boards, raised bands and lettering piece to spine, endpapers renewed. Light rubbing to extremities, small stain to head of spine. Light toning to text, some leaves have finger smudges, faint spotting or minor stains to margins, tiny chip to fore-edge of leaf r2 (pp. ixvii-lxvii), tiny tear to fore-edge of leaf t2 (pp. lxxiii-lxiv), light soiling to margins of title page. A desirable wide-margined copy. \$6,000.

FIRST EDITION of the first modern critical edition of the many versions of Magna Carta. Blackstone's first important work, it contains the Articles of the Barons, the issues of the Great Charter from 1215, 1216 and 1217, with several charters of confirmation, the Charter of the Forest and the Statute of Marlebridge. The introduction is in English and the texts of the Magna Carta and Carta de Foresta in Latin.

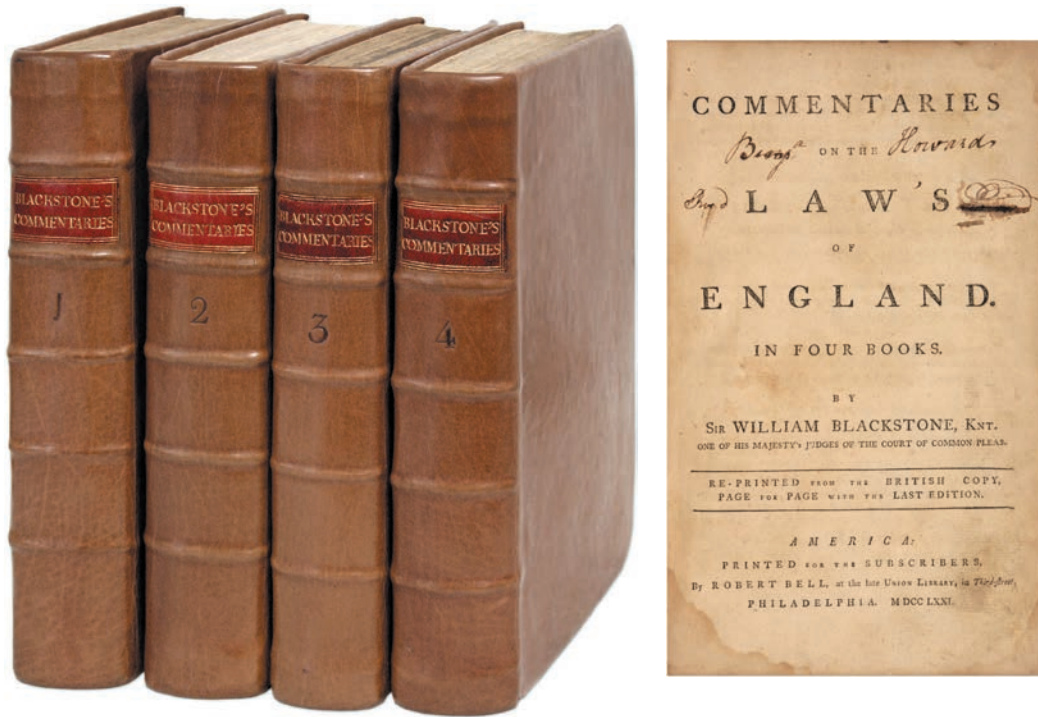
This remarkable work is esteemed for its appearance and scholarship. Its physical appeal was recognized as early as 1829 in Richard Thompson's *An Historical Essay on the Magna Charta of King John*, which described it as a "beautiful and rare edition" and with notably elegant typography. Along with its elegant typography, this edition features an elegant engraved dedication to the Earl of Westmoreland surmounted



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,
VENERIAN PROFESSOR OF THE LAWS OF ENGLAND, AND D.C.L.
OXFORD,
AT THE CLARENDON PRESS.
M. DCC. LIX.



with his armorial ensigns, engraved historiated initials in the text depicting views of buildings at Oxford University, engraved tail-pieces on pages lxxvi and 73 with historical vignettes and ten other ten engraved tail-pieces depicting the royal seals that are attached to the original documents. 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.

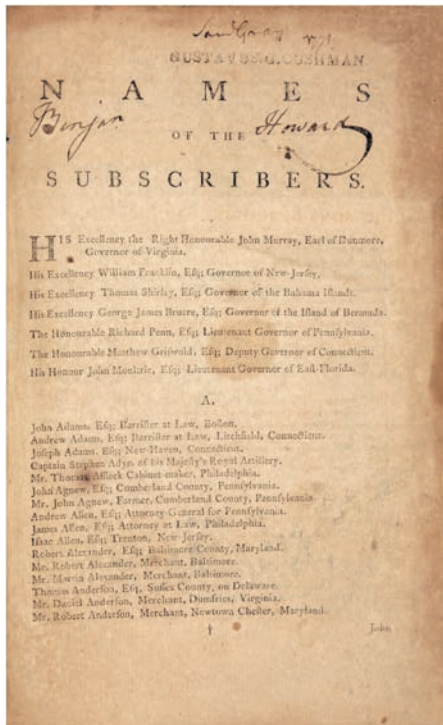


THE FIRST AMERICAN EDITION OF BLACKSTONE'S
COMMENTARIES IN A SUPERB PERIOD-STYLE BINDING

11. BLACKSTONE, SIR WILLIAM.

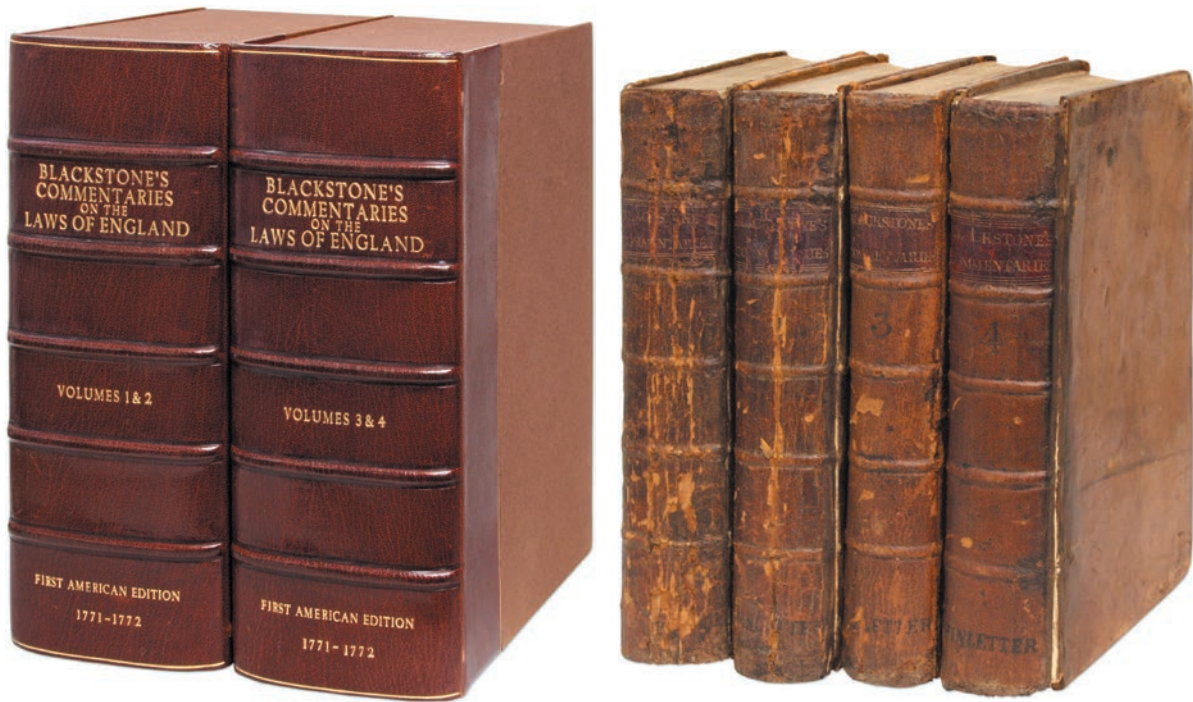
Commentaries on the Laws of England. In Four Books. Re-Printed From the British Copy, Page for Page with the Last Edition.

America [Philadelphia]: Robert Bell, 1771-1772. Four volumes. [viii], ii, [vi], 485; [viii], 520, xix; [viii], 455, [1], xxvii; [xxii], [viii], 436, vii, [1], [39] pp. Copperplate Table Of Consanguinity and copperplate folding Table of Descents in Volume II. Folding table is a high-quality bound-in facsimile printed on paper tinted to match adjacent leaves. 22-page subscriber list in Volume IV. Publisher advertisements in Volume I, 2 leaves before title page, and Volume III, p.456. Publisher advertisement, tipped-in to front endleaf, lacking from Volume IV. Octavo (9" x 5-3/4").



Handsome period style calf by Philip Dusel, with raised bands, lettering pieces and blind-stamped volume numbers to spines, blind tooling to board edges, endpapers renewed. Moderate toning, light foxing, faint dampspotting and inkspots in places, early owner signatures to preliminaries of Volumes I, III and IV, paper repair to title page of Volume II and chip to fore-edge of Leaf Q2 (pp. 125-126) in Volume IV with negligible loss to text. An appealing copy in a superb binding. \$12,500.

FIRST AMERICAN EDITION, first issue. Blackstone's *Commentaries*, a synoptic review of the English legal system, is the most influential publication in the history of modern Anglo-American law. It was especially popular in America, where it was the standard introductory legal textbook into the late nineteenth century and was the primary, or only, book studied by hundreds of self-taught lawyers, such as Abraham Lincoln. The first multi-volume book printed in America, Bell's edition, a reprint of the fourth London edition, 1770, is a landmark in the history of American publishing. Our set contains the two tipped-in advertisement leaves, for *An Interesting Appendix* (Volume III) and *Ferguson's Essay on the History of Civil Society* (Volume IV), that are often missing in copies of this set. Volume IV also includes a 22-page subscriber list of 839 men, who ordered 1,557 sets. This impressive group included John Adams, John Jay, John Dickinson, several colonial governors and many other leaders of colonial America. Sixteen subscribers were signers of the Declaration of Independence who went on to serve as members of the Continental Congress. Eller 80. Laeuchli 131.



A SUBSCRIBER'S COPY OF THE FIRST AMERICAN EDITION
OF BLACKSTONE'S COMMENTARIES IN AN ORIGINAL BINDING

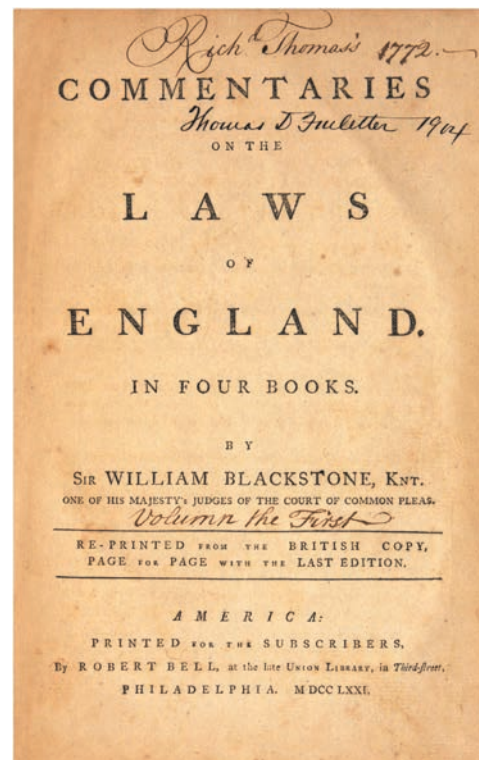
12. BLACKSTONE, SIR WILLIAM.

Commentaries on the Laws of England. In Four Books. Re-Printed From the British Copy, Page for Page with the Last Edition.

America [Philadelphia]: Robert Bell, 1771-1772. Four volumes. Copperplate Table Of Consanguinity and folding Table of Descents in Volume II. 22-page subscriber list in Volume IV, which lists the owner of this set, "Mr. Richard Thomas, Farmer, Chester County, Pennsylvania," who signed the heads of the title pages. Publisher advertisements in Volume I, 2 leaves before title page and in Volume III at p. 456. Volume III includes the publisher's rare octavo broadside prospectus "To the Encouragers of Literature" tipped-in to leaf preceding title page announcing publication of *An Interesting Appendix to the Commentaries*; Volume IV lacks the advertisement leaf mounted on fly leaf preceding title page, which is often not present. Octavo (9" x 5-3/4").

Contemporary sheep, raised bands, lettering pieces, blind-stamped volume numbers and (at foot) hand-lettered later owner name to spines. Moderate rubbing and scuffing to boards, heavier rubbing to extremities, some cracking and flaking to spines, boards beginning to separate. Moderate toning, light foxing in a few places in each volume, sections torn from two leaves in Volume I (pp. 181-184) replaced with carefully joined facsimiles, minor careful paper repair to folding table (Volume II) near stub, which has some edgewear. Thomas's signature and later owner signature, Thomas Finletter, 1904, to head of each title page, other signatures of Thomas, Finletter and Richard Thomas, junior to preliminaries. Set housed in two lightly rubbed quarter-morocco clamshell cases, raised bands and gilt titles to spines. A desirable subscriber's copy in its original binding. \$12,500.

FIRST AMERICAN EDITION, first issue. Eller 80. Laeuchli 131.



THE FIRST ABRIDGEMENT OF THE COMMENTARIES

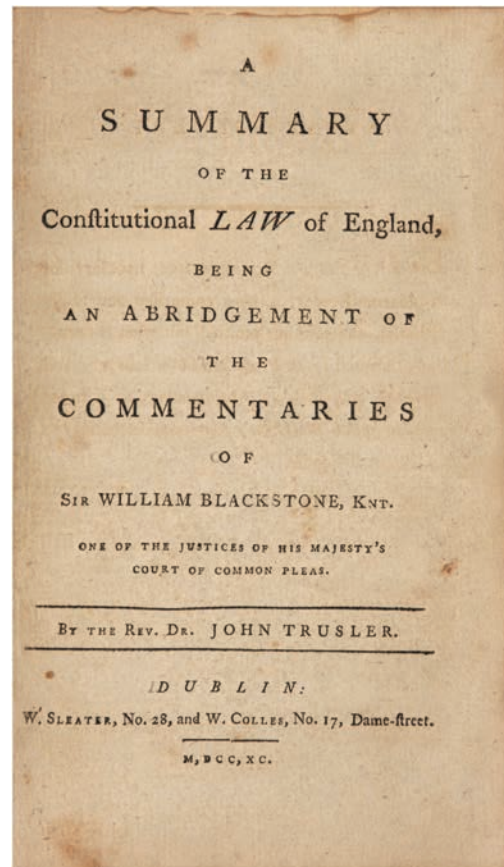
13. BLACKSTONE, SIR WILLIAM.
TRUSLER, JOHN [1735-1810], EDITOR.

A Summary of the Constitutional Law of England, Being an Abridgement of Blackstone's Commentaries.

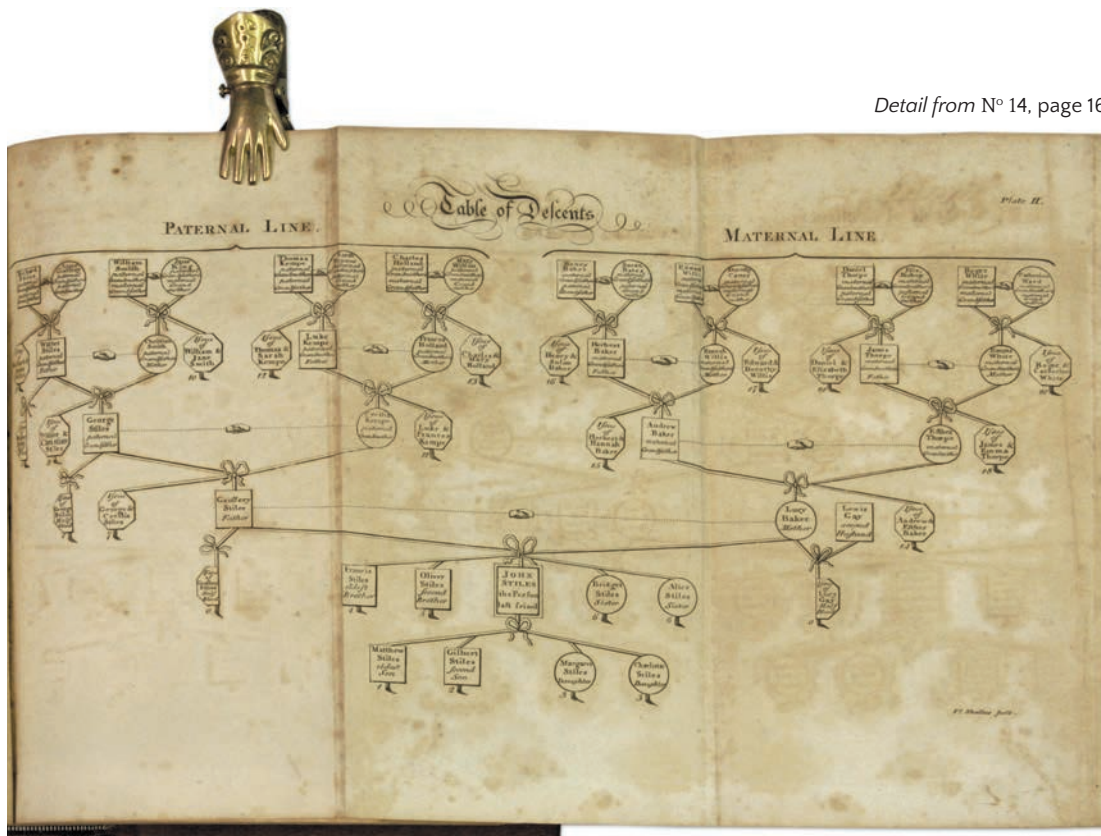
Dublin: W. Sleater, No. 28, And W. Colles, No. 17, Dame-Street, 1790. [iv], 228, [8]. 12mo. (7" x 4-1/2").

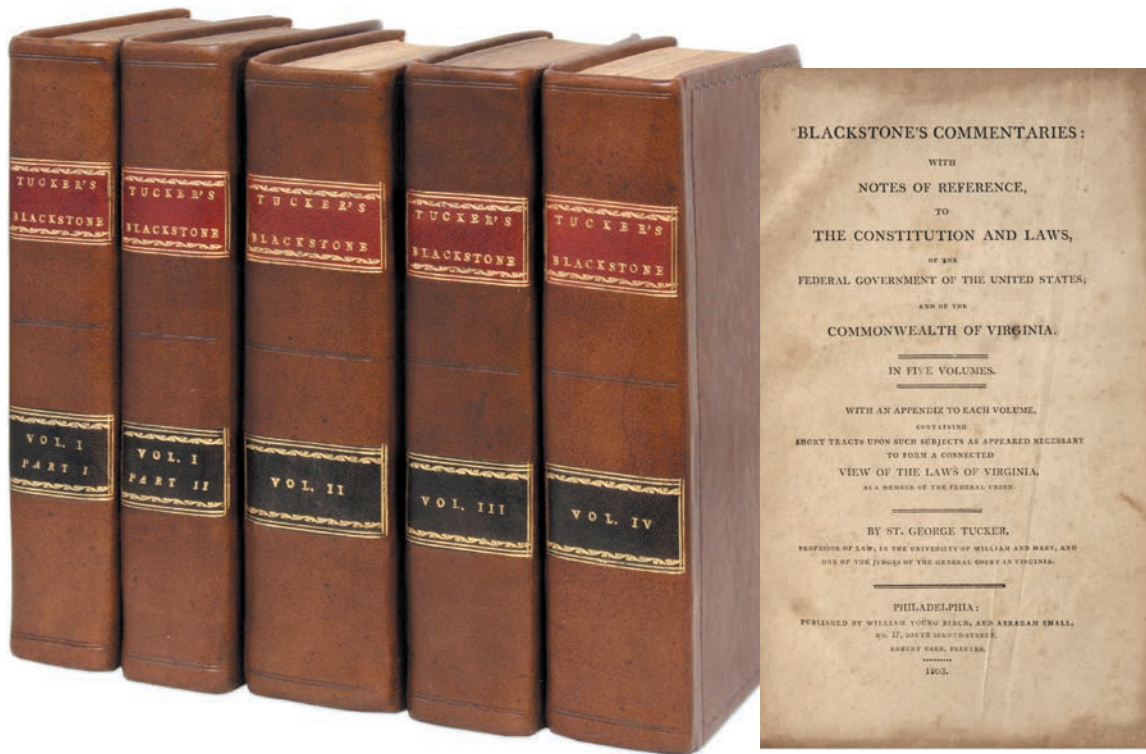
Contemporary calf, lettering piece and gilt fillets to spine, joints reinforced. Light rubbing and scuffing to boards, moderate rubbing to extremities with wear to spine ends and corners, front hinge starting, crack in text block between second and third front endleaves. Light browning to text, (illegible) owner signature dated 1860 to front free endpaper, another (of Z.C. Lee, dated 1828) to following endleaf. \$750.

REPRINT OF THE FIRST EDITION, London, 1788, the only Irish printing of this book. According to Laeuchli, "this appears to be the earliest abridgment of Blackstone's *Commentaries*." It was the work of the Rev. John Trusler, a remarkably prolific author of popular books on a variety of subjects ranging from etiquette and gardening to finance and law. His most famous works are *The Way to be Rich and Respectable* (1780) and *Hogarth Moralized* (1768). His legal writings include *Useful and Legal Information to Purchasers & Possessors of Estates*, a treatise on real property, and the present work. According to the book's Advertisement, it offers "every thing in Blackstone necessary for the general reader [with] nothing omitted but what is peculiarly adapted to the profession of a Lawyer" (iii). The book went through two more editions in 1790 and 1796. All three editions are scarce. OCLC locates 4 copies in North American law libraries (Harvard, Library of Congress, Trial Court Library of Worcester, MA, Yale). Not in Eller. Laeuchli 123.



Detail from N° 14, page 16





HANDSOME COPY OF AN IMPORTANT (AND VERY RARE)
AMERICAN EDITION OF BLACKSTONE

14. BLACKSTONE, SIR WILLIAM.
TUCKER, ST. GEORGE [1752-1827]. EDITOR.

Blackstone's Commentaries: With Notes of Reference to the Constitution and Laws, of the Federal Government of the United States, And of the Commonwealth of Virginia. In Five Volumes, With an Appendix to Each Volume, Containing Short Tracts upon Such Subjects As Appeared Necessary to Form a Connected View of the Laws of Virginia As a Member of the Federal Union.

Philadelphia: Published by William Young Birch, and Abraham Small: Robert Carr, Printer, 1803. 4 volumes in 5 books. Volume 1 in 2 parts. 4 tables (3 folded); Volume 2 has "Table of Consanguinity" and 3 different folding "Table[s] of Descents." Title pages in all volumes identical, with volume numbers omitted; volumes numbered on "Contents" pages and on the binding. Collates complete. Octavo (8-1/4" x 5-1/4").

Recent period-style calf, blind fillets to boards, red and black lettering pieces and blind fillets to spines, blind tooling to board edges endpapers renewed. Moderate toning, light foxing in places, notes in contemporary hand to a few leaves in Volumes I, Part I and Volume III. A strikingly handsome set. \$20,000.

FIRST EDITION. *Tucker's Blackstone* is a key resource for understanding how Americans viewed English common law in the years following the adoption of the Constitution and the Bill of Rights. Based on his lectures at the College of William and Mary, Tucker adapted Blackstone's often anti-democratic work to American practice. "Tucker's Blackstone became a standard reference work for many American lawyers unable to consult a law library, especially those on the frontier. It is impossible to measure its impact on American law, but it is clear that sales were strongest in Virginia, as could be expected; it was also widely used in Pennsylvania and South Carolina" (Bryson). More recently, Tucker's Blackstone has been cited in numerous constitutional cases by the United States Supreme Court relating to "original intent." Bryson, *Legal Education in Virginia, 1779-1979: A Biographical Approach* 102. Eller 87. Laeuchli 137.

ESSAYS ON THE ROMAN LAW OF LIBEL, SLANDER AND OTHER TOPICS

15. BLARER, BARTHOLOMAEUS.
CONTARDI, CESARE [D. 1585].
CAGNOLI, GIROLAMO [1491-1551].
OLDENDORP, JOHANN [C. 1480-1567].
FERRARIUS, JOHANNES [1485 OR 6-1558].
GYMNICH, WALTER.

Tractatus Sive Repetitiones Super L. Diffamari, C. de Ingenuis Manumissis, Quatuor Clarissimorum Iurisconsultorum, I.C. Bartholomaei Blareri, Caesaris Contardi, Hieronymi Cagnoli, Ioannis Oldendorpii. Quibus Nunc Primum Accessit Io. Ferrarii Montani Brevis Expositio Processus Super L. Diffam. Omnia ex Novissima, Ac Additionibus Quibusdam Locupletata Recognitione Gualteri Gymnici, Iur. Licentiati, & in Aula Electorali Coloniensi Adsectoris.



Cologne: Apud Antonium Hierat, 1616. [xxiv], 475, [59] pp. Octavo (6-3/4" x 4-1/4").

Contemporary vellum, gilt title to spine, lapped edges, ties lacking. Light rubbing to extremities, a few negligible spots to boards, partial crack between front endleaf and title page. Woodcut decorated initials and tail-pieces. Light toning to text, early owner annotation to front free endpaper, internally clean. Ex-library. Early location label to spine, armorial bookplate to verso of title page. A nice copy of a scarce title. \$1,250.

SECOND AND FINAL EDITION. This is a scarce anthology addressing the Roman law of slander, libel, torts and injuries by a distinguished group of German and Italian Jurists. OCLC locates 5 copies of this edition in North America, all in law libraries (Harvard, Northwestern, Universities of California, Berkeley, Minnesota and Pennsylvania). This edition not in the BMC.

UNRECORDED 1826 MEXICAN BROADSIDE ANNOUNCING THE ASSIGNMENTS OF THE EARLIEST CIRCUIT JUDGES FOR TEXAS, CALIFORNIA AND NEW MEXICO

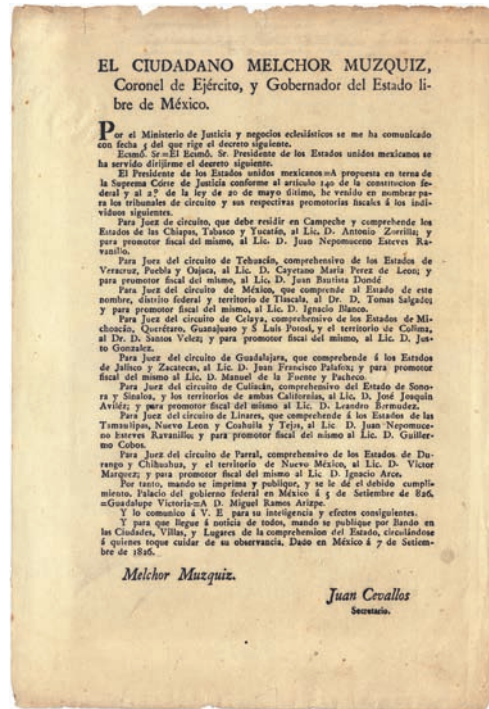
16. [BROADSIDE].
[MEXICO].
[JUDGES].
MUZQUIZ, MELCHOR [1790-1844].

El Ciudadano Melchor Muzquiz, Coronel de Ejército, Y Gobernador del Estado Libre de México.

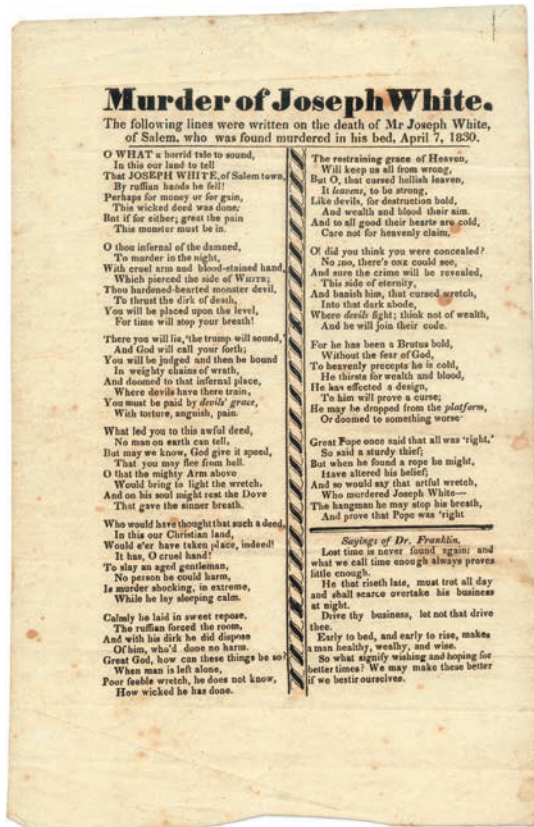
[Mexico City]: September 6, 1826.

12" x 8-1/2" broadside, text in single column below headline, signed in type by Muzquiz and Juan Cavallos, embossed seal near upper-left corner. Light browning and soiling a few minor chips and tears to edges. \$1,500.

THIS RARE BROADSIDE announces the assignments of eight of the earliest circuit judges of the First Mexican Republic [1824-1835] in jurisdictions within the region comprising parts of present-day California, Texas, Arizona, New Mexico and Utah. Included in the circuit of Jose Joaquin Avilez were the territories in California. Coahuila and Texas was in the circuit of Juan S.N. Ravnnilo. New Mexico, was in the circuit of Victor Marques. These judges were under the jurisdiction of Muzquiz, governor of the State of Mexico, the most populous part of the First Mexican Republic and the seat of the nation's legislative and judicial branches. This broadside appears to be unrecorded; it is not mentioned in any of the standard references and no copies are listed on OCLC. A similar broadside decree issued one day after the present, and also concerning Jose Joaquin Avilez, was sold in 1923 by Anderson Gallery. We found no auction records for the present example.



UNRECORDED RARE VERSE ACCOUNT
OF ONE OF THE MOST FAMOUS AMERICAN CRIMES OF THE 1830S



17. [BROADSIDE].
[MURDER].
[WHITE, JOSEPH (1747 OR 1748-1830)].

Murder of Joseph White. The Following Lines Were Written on the Death of Mr. Joseph White, Of Salem, Who was Found Murdered in his Bed, April 7, 1830.

[Boston?: S.n., 1830].

10" x 6-1/2" broadside. Ten-stanza verse text in two-columns below headline divided by spiral barber-pole ornamental rule. Final verse followed by horizontal rule and addition text. Light browning, light soiling and foxing, four horizontal fold lines, a few minor tears to edges. A rare item. \$1,250.

APPARENTLY UNRECORDED, this is one of several different verse broadsides about the murder of Joseph White, one of the most famous American crimes of the 1830s. White, a wealthy sea captain in his 80s who lived in Salem, was murdered by Joseph Knapp with the assistance of Richard and George Crowninshield. Daniel Webster helped the prosecution by presenting the closing argument. Initially, the jury could not decide whether the defendants had bludgeoned White to death. A second trial convicted Knapp and Richard Crowninshield, who were sentenced to death. In this printing, 13 lines of the "Sayings of Dr. Franklin" are added at the end. The American Antiquarian Society, the Harris Collection at Brown and OCLC record several different accounts, but not this one.

"O WHAT A HORRID TALE TO SOUND"

18. [BROADSIDE].
[MURDER].
[WHITE, JOSEPH].

Murder of Joseph White: The Following Lines were Written on the Death of Mr. Joseph White of Salem, Who was Found Murdered in His Bed on the Morning of the 7th April 1830, Aged 82 Years.

Boston: [L. Deming], 1830.

9" x 5-3/2" broadside, untrimmed edges. Woodcut image of coffin below headline, ten-stanza verse text in two columns. Light browning, light soiling and a few minor stains, three horizontal fold lines, early owner signature and early owner stamp to verso. \$1,250.

OCLC LOCATES 7 copies, 2 in law libraries (Harvard, Yale). Burt 87.



OFFENSES AGAINST PUBLIC TRADE

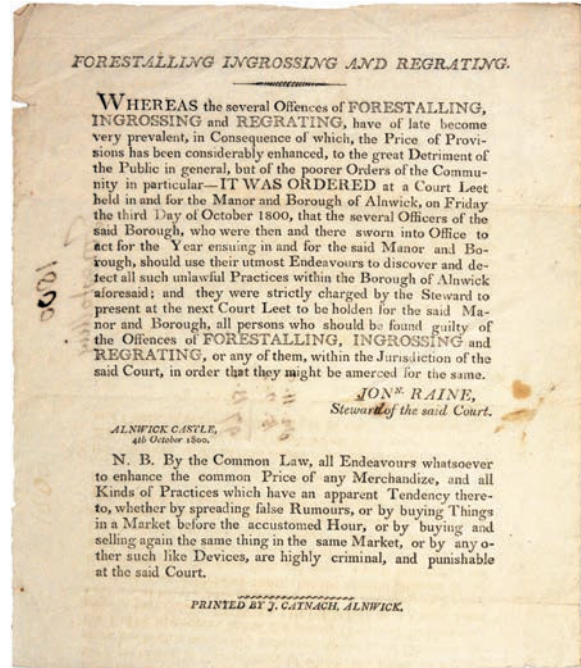
19. [BROADSIDE].
RAINE, J[OHN].

Forestalling Ingrossing and Regrating.

Alnwick: Printed by J. Catnach, 1800.

10-3/4" x 8-3/4" broadside, text in single column below headline. Signed in type by Raine. Light toning, light soiling, two horizontal fold lines, a few minor stains, contemporary annotations to verso. A very good copy. \$850.

RAINE, STEWARD of the Court Leet of Alnwick, orders officers to proceed against anyone guilty of "forestalling, ingrossing" or "regrating," that is, manipulating market prices. The broadside states these practices "have of late become very prevalent, in Consequence of which, the Price of Provisions has been considerably enhanced, to the great Detriment of the Public in general, but of the poorer Orders of the Community in Particular." Its final paragraph states, perhaps as a warning, that these actions are, "by common law...highly criminal and punishable." Not in the ESTC or COPAC.



COLORFULLY ILLUSTRATED BROADSIDE CONCERNING
A NOTABLE 19TH-CENTURY LIBEL CASE IN SALEM, MASSACHUSETTS



20. [BROADSIDE].
[TEMPERANCE].
[CHEEVER, GEORGE BARRELL (1807-1890)].

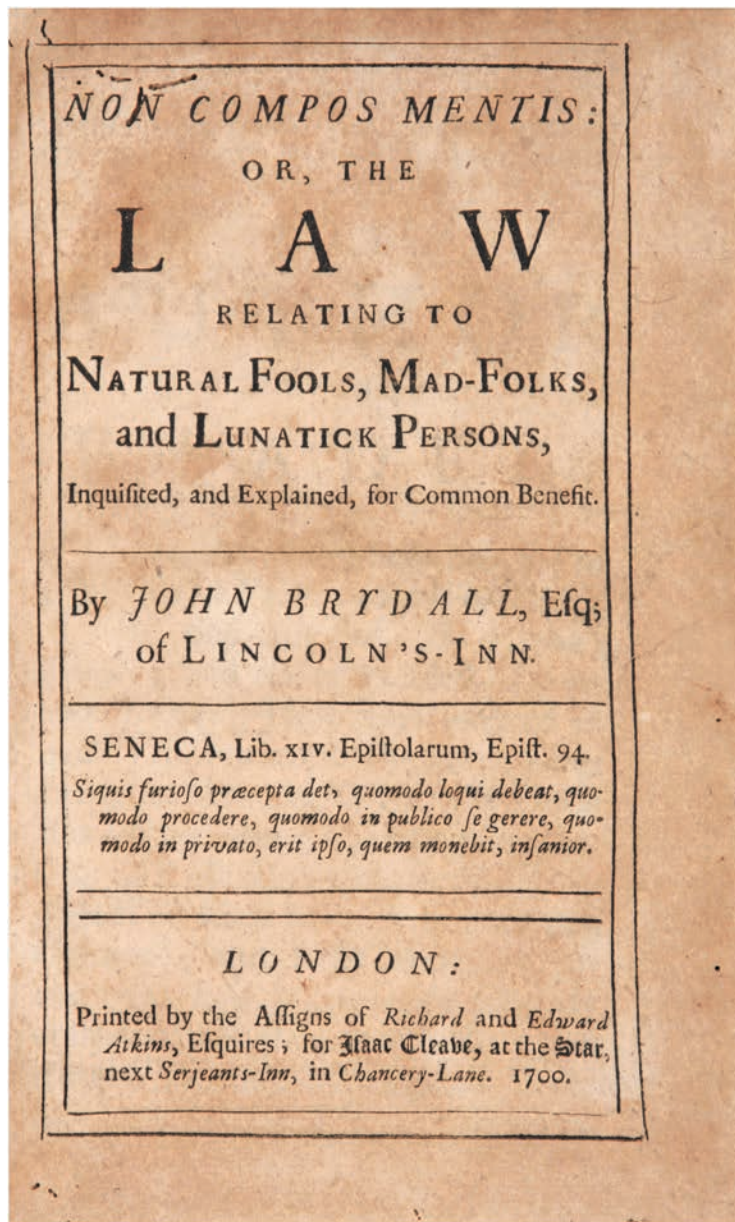
Deacon Giles's Distillery.

New York: National Temperance Society and Publication House, [c. 1865-1867]. 2 pp.

14" x 10-1/4" broadsheet, 2 pp. text in three columns, 6-1/4" x 8-3/4" woodcut below headline. Moderate toning, horizontal and vertical fold lines, minor staining to margins along horizontal center fold, tears along fold lines near center and foot of sheet with negligible minor loss to image, two of them mended with archival tape. \$1,500.

CAST IN THE FORM OF A DREAM, Reverend Cheever's Temperance tract is a thinly disguised portrayal of John Stone, a well-liked Unitarian deacon in Salem who owned a distillery. It was first published in 1835 as a newspaper article and as an illustrated broadside. Cheever's neighbors were outraged by this slanderous text and he was soon convicted for libel, imprisoned and publicly whipped. A case that attracted a good deal of attention, it brought Cheever fame among the nation's temperance reformers, abolitionists and social reformers and it sparked interest in his tract, which led to several later editions, primarily in pamphlet

format. Our example was published by The National Temperance Society and Publication House, founded in 1865, and possibly issued after Cheever's 1867 retirement from the ministry. Its large, half-page wood engraving shows barrels of Deacon Giles's brew in the foreground, labeled "Dea. Giles Distiller," "N[e]w E[ngland] Rum," "Sinfulness," "Poverty," "Death," and "Hell," and "Dea. Giles Distiller." Behind this is an infernal scene of a fiery and steaming distillery tended by nine horned and cloven-hoofed devils; at the right is seen a business office provocatively labeled "Deacon Giles's Counting Room. Bibles for Sale." OCLC locates 2 copies (Harvard Divinity School and Peabody Essex Museum). Not in McCoy.



“NATURAL FOOLS, MAD-FOLKS, AND LUNATICK PERSONS”

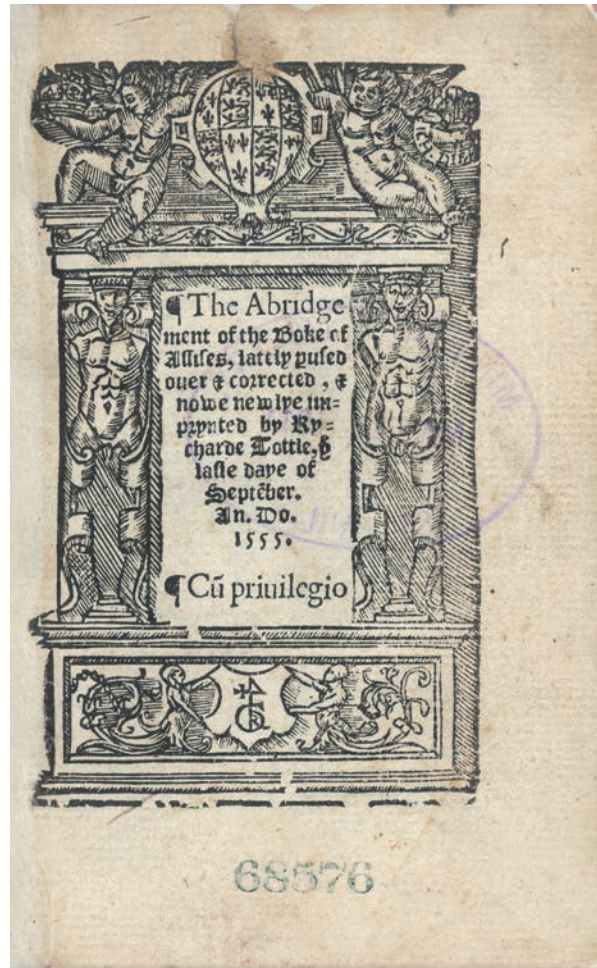
21. BRYDALL, JOHN [B. 1635?].

Non Compos Mentis: Or, The Law Relating to Natural Fools, Mad-Folks, And Lunatick Persons, Inquifited, And Explained, For Common Benefit.

London: Printed by the Assigns of Richard and Edward Atkins, for Isaac Cleave, 1700. [xvi], 127, [1] pp. Final page is a publisher advertisement. Octavo (7-1/2" x 4-1/2").

Contemporary sheep, blind rules to boards, blind fillets along joints, raised bands and early hand-lettered title to spine, gilt tooling to board edges. A few minor nicks, scuffs and some small inkspots to boards, light wear to spine ends, front joint starting at foot, corners bumped and lightly worn, rear hinge starting. Light browning and faint dampspotting, minor worming to margins in a few places, clean tears to leaves F (pp. 65-66) and G2 (pp. 83-84). \$3,000.

ONLY EDITION. Brydall was a fellow of Queen's College, Oxford, and a bencher of Lincoln's Inn. A remarkably prolific writer, he published 36 legal treatises, and left 30 others in manuscript at the time of his death. All of these are brief, synthetic works. Holdsworth says they are good summaries that are "clearly arranged and based on the leading authorities." Fascinating for its insights into English ideas about mental illness during the 17th century, this treatise also considers the legal nature of "idiots", "persons furious, or distracted" and "drunkards." Holdsworth VI:600, 605. ESTC R19885.



THE BOOK OF ASSIZES ABRIDGED, BEALE R53

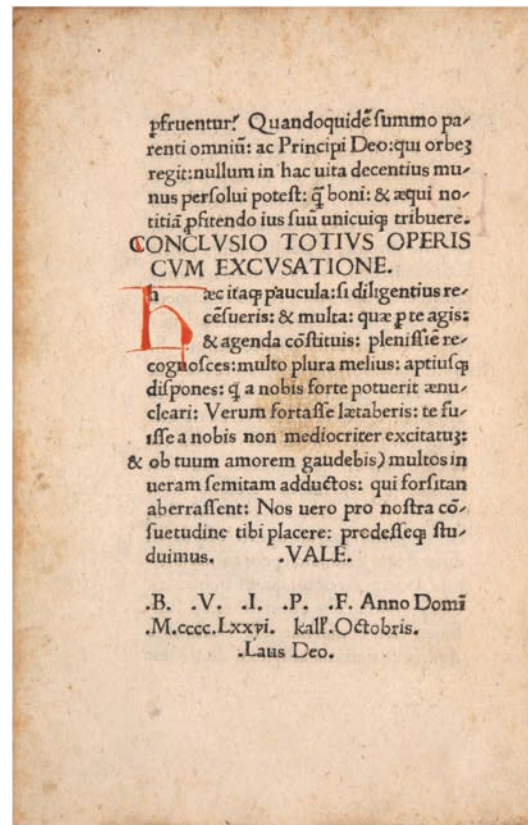
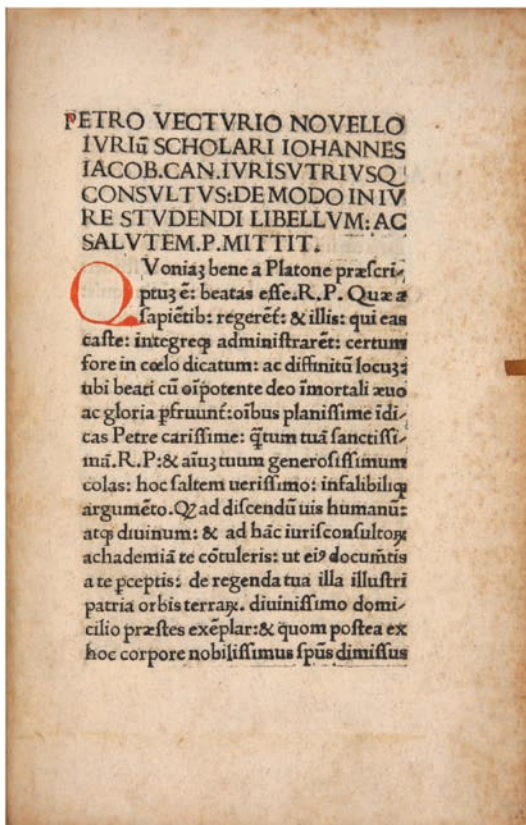
22. [CALLOW, WILLIAM, SIR
(FL. 1555), ATTRIBUTED].

The Abridgement of the Boke of Assises, Lately P[er]used Over & Corrected, & Nowe Newlye Imprinted by Rycharde Tottle, Ye Laste Daye of Septe[m]ber. An. Do. 1555.

[London: Imprinted...in Fletestrete Within Temple Barre, At the Signe of the Hand & Starre, By Richard Tottel, (1555)]. [i], 165, [2] ff. Collates complete. Octavo (5-1/4" x 3-1/2").

Recent period-style calf, raised bands, blind ornaments, and lettering piece to spine, endpapers renewed. Title printed within woodcut architectural border. Toning to text, some soiling and edgewear to title page and following leaf, early check-marks in pen to a few leaves, interior otherwise clean. Ex-library. Small stamp to foot and verso of title page. A handsome copy. Rare. \$3,500.

SECOND EDITION. Text in Law-French. With a table. The *Book of Assizes* is a selection of reports from the Year Books covering regnal years 1-50 of Edward III (1327-77). The contents are arranged alphabetically by topic. "The Book of Assizes (...) is of great authority in law; and so called because it principally contains proceedings upon Writs of Assize of Novel Disseisin, which in those days was *festinum et freems renaedium*. 'Tis often quoted and referred to by most of our ancient writers. (...) The questions are here discussed with more precision and clearness, and they contain more of those points of law that have survived to the present times. In regard to precision and clearness, all the reports of this reign excel those of the preceding; but the merit of these [reports] is of a peculiar kind, and has a very different appearance from what has in later times been considered as excellent in this way" (Rastell). OCLC locates 5 copies, the ESTC locates 6 in the British Isles, 6 in North America and 1 in Australia. Rastell, John, Preface to London, 1679, *Livre des Assises et Pleas del' Corone* cited in Marvin 754. ESTC S101227. Beale R53.



FIRST EDITION OF A
FIFTEENTH-CENTURY GUIDE TO LEGAL STUDY



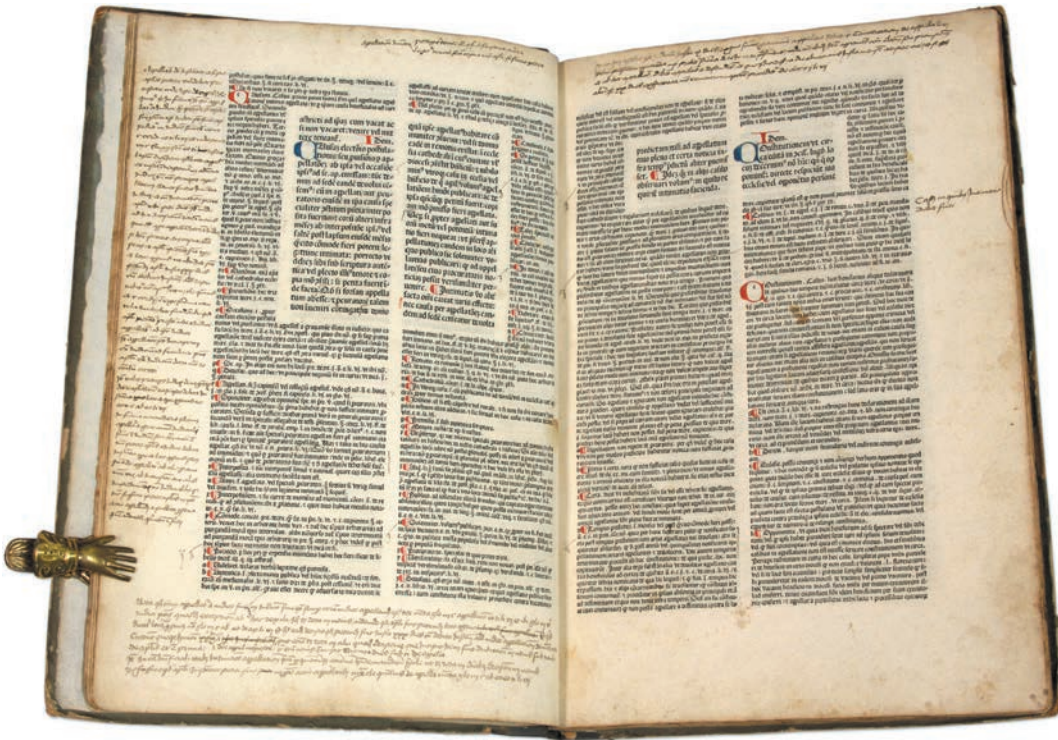
23. CANIS, JOHANNES JACOBUS
[D.1490 OR 1494].

[De Modo Studendi in Utroque Iure].

[Padua: Bartholomaeus de Valdezoccho, 1 October 1476]. [22] ff. Last leaf blank. Collation: [a10, b12]. Single-column text. Quarto (7-3/4" x 5-1/4"; 19.5 x 13.3 cm).

Contemporary quarter deerskin over wooden boards, rebacked, fragments of vellum strips nailed to outer edge of deerskin, raised bands to spine, catch and clasp lacking, shallow circular incision to front board. Text in 23-line italic type, red Lombards throughout. Moderate toning, light to moderate foxing to margins. \$16,500.

FIRST EDITION. Canis was a professor of law at the University of Padua. A work inspired by his experience as a teacher, his *De Modo Studendi* is a handbook for law university law students. It went through three more editions in 1484, 1485 and 1488). All are scarce today with very few copies held in North American libraries. Of the first edition, the ISTC locates 4 (Harvard Law School, Huntington Library, UC-Berkeley Law School, Yale Law School). Goff C97. GW 5973.



1482 KOBERGER IMPRINT OF THE CLEMENTINAE WITH A HANDSOME WATERCOLOR VIGNETTE OF THE POPE WITH PRELATES AND JURISTS

24. CLEMENT V [1305-1314], POPE.
D'ANDREA, GIOVANNI, [C.1270-1348], GLOSSES.

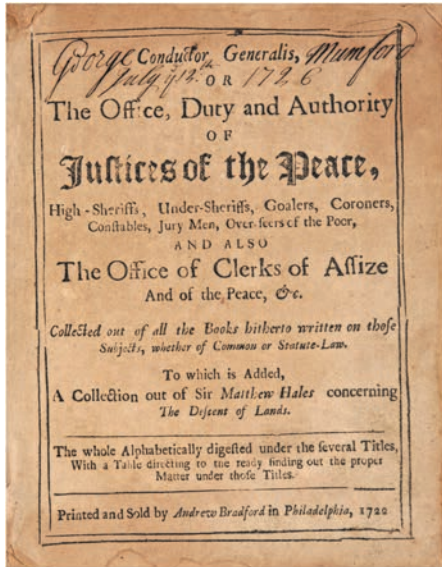
[Constitutiones (Cum Apparatu Joannis Andreae)].

[Nuremberg: Anton Koberger, 15 January 1482]. [59] of [60] ff. Text in parallel columns with linear gloss. Lacking initial blank leaf. Collation: (aA)9, B-G8, H2. Folio (13-1/4" x 9-1/4"; 34 x 24 cm).

Nineteenth-century paper-covered boards, recent calf spine with lettering piece, endpapers renewed. Moderate rubbing to boards, heavier rubbing with wear to their edges and corners. Printed in 78-80 lines, text in gothic type, rubricated, large Lombard initials in red and blue, 9-line decorated initial I and early watercolor of the pope surrounded by prelates and jurists in space above incipit on aA2r. Moderate toning, light soiling to margins through most of volume, dampstaining in upper margins gradually darkening towards the end of text block, annotations to margins in early hand throughout, light edge-wear to first leaf, a small chip to its fore-edges, small piece torn from blank outer margin of D3-4 and restored, F2 foxed, blank upper outer corner of last few leaves restored, annotation in later (18th-century?) hand below colophon. \$12,500.

ATTEMPTS TO CODIFY the body of canon law began in earnest during the Carolingian Empire. These efforts reached fruition in 1151 with the completion of Gratian's *Concordia Discordantium Canonum*, or *Decretum Gratiani*, a watershed compilation that superseded earlier collections. The *Liber Quinque Decretalium* of Gregory IX followed in 1234. Published in 1298, the *Liber Sextus Decretalium* of Boniface VIII was the last great collection of the pre-Reformation era. John XXII added the final official collection, the *Liber Septimus Decretalium*, better known as the *Constitutiones Clementis V*, or *Clementinae* (1317). Three more texts were added later: the *Extravagantes* of John XXII (1325), the *Extravagantes Communes* of other popes to 1484 and the *Appendix Pauli Lancellotti* (1563). These texts, popularly known as the *Corpus Juris Canonici*, were revised in 1580-1582 to reflect changes ordered by the Council of Trent. In this form it remained in force until the enactment of the *Codex Iuris Canonici* in 1918. The ISTC locates 14 copies in North America, 1 in a law library (Yale). Goff C725. GW 7095. See front cover.



RARE 1722 PHILADELPHIA BRADFORD EDITION OF THE *CONDUCTOR GENERALIS*

25. [CONDUCTOR GENERALIS].

Conductor Generalis, Or the Office, Duty and Authority of Justices of the Peace, High-Sheriffs, Under-Sheriffs, Goalers, Coroners, Constables, Jury Men, Over-Seers of the Poor, And also the Office of Clerks of Assize and of the Peace, &c. Collected Out of all the Books Hitherto Written on those Subjects, Whether of Common or Statute Law. To Which is Added, A Collection Out of Sir Matthew Hales Concerning The Descent of Lands. The Whole Alphabetically Digested Under the Several Titles, With a Table Directing to the Ready Finding Out the Proper Matter Under those Titles.

Philadelphia: Printed and Sold by Andrew Bradford, 1722. [viii], xii, 299, [1] pp. Two parts with continuous pagination. Second part, which follows p. 232 has a title page reading (in part) *The Office, Duty and Authority of Sheriffs*. Quarto (7-1/4" x 6").

Contemporary paneled sheep, rebaked retaining existing spine with raised bands. Some rubbing to boards and extremities, corners and hinges mended, endpapers derived from printer's waste, rear free endpaper lacking. Light browning to text, somewhat heavier in places, occasional faint dampstaining to upper corner of text block, finger smudges to a few leaves, clean tears to leaves li2, Zz2, Zz3 and Aa2 (pp. 199-200, 291-294, 299-[1]) mended, early owner signature (George Mumford/ July 13th 1726) to head of title page. \$7,500.

THE OFFICE OF JUSTICE OF THE PEACE was an English institution transplanted to the American colonies. Soon after the arrival of the institution, it became apparent to colonial printers that some sort of *vade mecum* would be useful to those officials. The first of these was published in New York in 1711 as the *Conductor Generalis* was the first of these manuals not imported from England. The similar 1722 Philadelphia imprint was the second. It was followed by at least nine other versions by different editors and printers. All share the following features: a section of legal terms and procedures, a section outlining the duties and responsibilities of justices of the peace and other officers, a selection of forms and excerpts from British legal sources and documents. (Some later manuals have local and federal laws.) Sabin, 15215. Cohen 7955.

IMPORTANT SPANISH-LANGUAGE EDITION OF THE *CONSOLATO DEL MARE*26. [CONSOLATO DEL MARE].
PALLEJÁ, CAYETANO DE, TRANSLATOR.

Consulado Del Mar de Barcelona, Nuevamente Traducido de Cathalan en Castellano por don Cayetano de Pallejá. Y Addicionado de los Autores que Tratan Cada uno de los Capítulos, En el qual se Contienen las Leyes, Y Ordinaciones de los Contratos de Mar, Muy Util, Y Provesoso para Todos los Mercaderes, Negociantes, Patrones, Y Marineros.

Barcelona: En la Imprenta de J. Piferrer, 1732. [xvi], 199, [25] pp. Main text in parallel columns. Folio (11-3/4" x 8").

Contemporary vellum, faint early hand-lettered title and later blank paper shelf label to spine, fragments of thong ties. Light soiling and faint dampstaining to sections of boards and spine, front hinge partially cracked, vellum just beginning to crack through pastedowns. Moderate toning, somewhat heavier in places, occasional faint dampstaining to margins, light foxing and faint inkstains to edges of leaves in a few places, later owner stamp to title page and a few other pieces. \$1,500.

FIRST EDITION by Pallejá. A landmark in the development of maritime law, the *Consolato del Mare* is a digest of the law and practice commonly followed by the commercial judges in the chief ports around the Mediterranean, it became a maritime common law of the Mediterranean and a foundation for subsequent European maritime laws and customs. Its circulation was widest in Italy, especially among the Venetians, but it was also influential in Western Europe. In addition to maritime law, it contains a great deal of information about the day-to-day operations of a ship and practical advice on seafaring. This work was first published in Barcelona in 1484 in Catalan. The first edition in Castilian (standard Spanish) was published in 1539. It was superseded by Pallejá's superior translation, which was the basis of later editions in Spanish. Palau 59534.





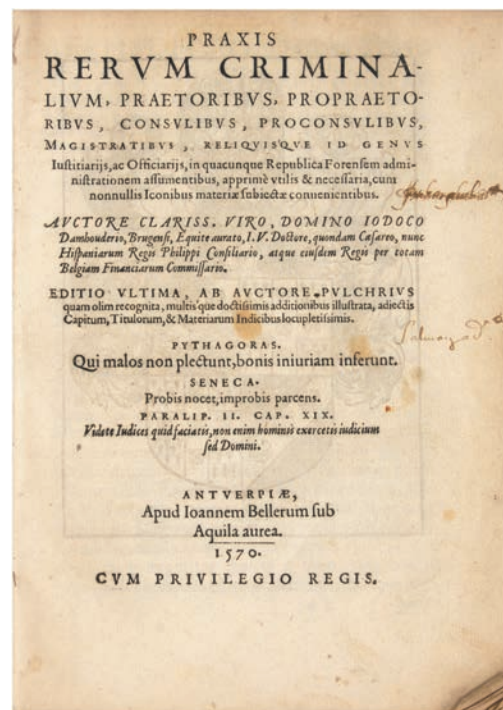
CLASSIC ILLUSTRATED
 16TH-CENTURY TREATISE ON CRIMINAL LAW

27. DAMHOUDER, JOSSE (JOOST) DE [1507-1581].

Praxis Rerum Criminalium: Praetoribus, Propraetoribus, Consulibus, Proconsulibus, Magistratibus, Reliquisque id Genus Iustitiariis ac Officialiis, Apprime Utilis & Necessaria.

Antwerp: Ioannem Bellerum, 1570. [xxxii], 508, [64] pp. Latin text printed in double columns. 70 large woodcuts in text. 68 depict criminal acts, 2 depict types of torture. Large armorial woodcuts at beginning and end of book. Quarto (8-1/2" x 6-1/2").

Contemporary limp vellum with yapp edges, early hand-lettered title to spine, ties lacking. Soiling, somewhat heavier to spine, a few minor stains, moderate wear to extremities, wear to bottom edge and corner of front cover with some loss, front pastedown loose and worn, rear pastedown loose, recent owner bookplate to front free endpaper, minor, gradually diminishing dog-earring to lower corners of first 16 leaves. Moderate toning to text, somewhat heavier in places, occasional, and negligible, minor dampstaining to bottom edge of text block, faint inkstains to a few leaves. An appealing copy. \$2,500.



FIRST PUBLISHED IN 1554, this was the first comprehensive study of criminal procedure published in northern Europe. A synthetic work drawn mostly from Roman-Dutch sources, it was based on Philip Wielant's *Practycke Crimineele* (c.1510) and other earlier treatises. Published in Latin, Dutch and French, it was standard authority throughout the continent for many years. This Belgium edition from 1570 is illustrated throughout with woodcuts depicting adultery, murder, theft and many other crimes. Damhouder was an advisor to the Duke of Burgundy and a prolific author of legal and religious treatises. Dekkers 44.

TWO OF DAMHOUDER'S CLASSIC TREATISES ON CIVIL AND CRIMINAL LAW WITH 71 ILLUSTRATIONS



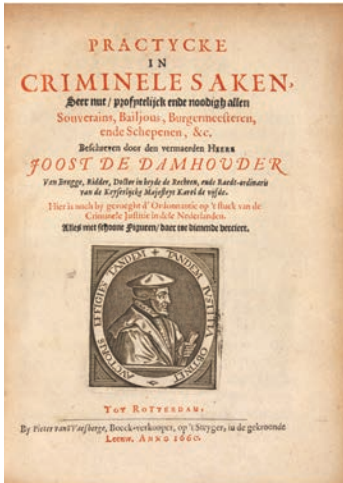
28. DAMHOUDER [DAMHOUDERE], JOSSE DE.

Practycke in Civile Saken, Seer Nut, Profytelijck Ende Noodigh Allen Schouten, Burgermeesteren, Schepenen, Ende Andere Rechteren. Uyt de Latijnsche in de Nederduytsche Tale Over-Geset, Ende met Schoone Figuren, Tot Elcke Materie Dienende, Verciert.

Rotterdam: By Pieter van Waesberge, 1660. [xxxvii], 592, [32] pp. 14 engraved copperplate leaves, 1 depicting an allegory of justice, the others depicting crimes, trials and legal procedures, copperplate engraved portrait to title page.

[BOUND WITH]
DAMHOUDER, JOSSE DE.

Practycke in Criminele Saken, Seer Nut, Profytelijck Allen Souverains, Bailjous, Burgermeesteren, Ende Schepenen, &c. Hier is noch by Gevoeght d'Ordonnantie, Op 't Stuck van de Criminele Justitie, In dese Nederlanden. Alles met Schoone Figuren, Daer toe Dienende Verciert.



Rotterdam: By Pieter van Waesberge, 1660. [viii], 264; 59, [1] pp. The final section, with a separate title page dated 1660, is titled *Ordonnantie Edict Ende Gebodt, Ons's Heeren des Konings, Optstuck van de Criminele Justitie, In dese Nederlanden*. Copperplate engraved portrait to title page, 56 woodcuts depicting crimes, trials, torture and executions.

Quarto (7-3/4" x 6"). Contemporary vellum with lapped edges, early hand-lettered title and fragments of later paper shelf label to spine. Light soiling and a few minor spots to boards, spine darkened, a few minor nicks to spine ends. Title pages (excepting that of *Ordonnantie*) printed in red and black. Light toning to text, somewhat heavier in places, light browning to outer margins of a few leaves. An appealing copy. \$2,950.

LATER DUTCH EDITIONS of *Praxis Rerum Civilium* (1557) and *Praxis Rerum Criminalium* (1554). Our 1660 edition of *Civile Saken* is distinguished by fine copperplates. Our 1650 edition of *Criminele Saken* is illustrated throughout with cruder, but more vivid, woodcuts. Dekkers 44.



Details from N° 28

CONTAINS THE FIRST ILLUSTRATION
OF AN AUCTION TO APPEAR IN A BOOK

29. DAMHOUDER, JOSSE (JOOST) DE.

Pupillorum Patrocinium, Legum et Praxeos Studiosis; Non Minus Utile Quam Necessarium, Iconibus Materiae Subiectae Convenientibus Illustratum, Iam Denuo Vigili Cura, & Non Poenitenda Accessione Locupletatum. Item De Magnificentia Politiae Amplissimae Civitatis Brugarum, Cum Eiusdem Topographia, & In Laudem Aplissimi Senatus Oratione. Subhastationum Compendiosa Exegesis, Iterum Recognita & Locupletata. Index Verborum Rerunque Locupletissimus.

Antwerp: Apud Ioannem Bellerum, 1564. [xii], 180, [18] ff. Main text in parallel columns. 12 woodcut plates, 1 double-page. Quarto (7-1/2" x 6-1/4").

Contemporary limp vellum, early hand-lettered title to spine, endpapers renewed. Moderate soiling, light rubbing to extremities, corners bumped and lightly worn. Moderate toning, light foxing and faint dampstaining to a few leaves, light edgewear faint early owner signature and a few minor tears to title page, another minor tear to f. 71., paper repairs to margins of title page, fol. 1 and fol. 71. An attractive copy of a scarce edition.

\$4,500.



THIRD EDITION. First published in 1544, this is a comprehensive treatise on the law of guardian and ward. Like Damhouder's works on civil and criminal law, *Pupillorum Patrocinium* has plates that illustrate points in the text. One depicts three young orphans with their guardian, tutor, godfather, conservator and executor before a magistrate, facing preface. Other plates depict situations in later stages of life, such as a guardian introducing a child to a teacher, the guardian and child at a shoemaker's shop and the guardian making a record of his charge's assets with an accountant. This edition incorporates two other works. *De Magnificentia Politiae Amplissimae Civitatis Brugarum*, first published in 1544, is a political and sociological study of Bruges. It is illustrated with a folding plan of the city. *Subhastationum Compendiosa Exegesis*, first published in 1546, is a brief treatise on public sales. It has an illustration of an auction scene. This is believed to be the first depiction of an auction to appear in a book. OCLC locates 10 copies in North America, 5 in law libraries (Columbia, George Washington University, Harvard, Library of Congress, Yale). Dekkers 44.



COPY OF AN IMPORTANT TREATISE ON ENGLISH CONSTITUTION
STUDIED BY A GROUP OF UPPER-CLASS ENGLISH FEMALE READERS



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 with the Republican Form of Government, And Occasionally with the Other Monarchies in Europe.

London: Printed by T. Spilsbury, 1775. vii, [1], 448 pp. Octavo (9-3/4" x 5-3/4").

Contemporary sheep-backed publisher boards, raised bands and hand-lettered title to spine, untrimmed edges. Moderate rubbing to boards and extremities, boards beginning to separate but secure, considerable rubbing to spine with loss to ends, armorial bookplate of St. Andrew St. John, 14th Baron St. John of Bletsoe, list of people who have read this book, dated 1776, all female, to front free endpaper, light toning to text. \$1,500.

FIRST ENGLISH 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. This copy has a fascinating set of associations, all from the time of the American Revolution. The bookplate suggests it was originally acquired by Lord St. John [1759-1817], a politician who sat in the House of Commons (before he inherited his peerage) and was later an under secretary of state and a privy counselor. The list on the front free endpaper, in different hands, show this copy was shared by several upper-class female readers. The entries read: "1776 November 1st. sent to Mrs. Stephenson. Mrs Stephenson recd this Book Nov 5th. Sent to Miss Manley Novr 19th/ Miss Manley set this book to Lady Robinson Decbr 2th/ Lady Robinson to Lady St. John Dec ye 20th/ Lady St. John to Mrs. Powys Feb 10th/ Mrs. Powys to Lady Cullen Febry the 17th/ Lady Cullen to Mrs. Haggitt March the 1st/ Mrs Haggitt to Mrs Supple March 16th/ Sent to the quarterly meeting ye; 24th rec'd with many others, sent to Mrs. Manssell April ye: 17th/ Sent to Mrs Hill April Ye 30th Doro. Mansell/ Sent to Mrs Jones 14th May/ Sent to Mrs Robinson the 20th/ Mrs Robinson [illegible] ye book for ye [illegible] June ye 23." ESTC T109935.

THE SUPPRESSION OF THE KNIGHTS TEMPLAR

31. DUPUY, PIERRE [1582-1651].
[DUPUY, JACQUES (1591-1656)].

Traitez Concernant l'Histoire de France: Sçavoir la Condamnation des Templiers, Avec Quelques Actes, l'Histoire du Schisme, Les Papes Tenant le Siege en Avignon, Et Quelques Procez Criminels.

Paris: Chez la Veuve Mathurin du Puis, Et Edme Martin, 1654. [x], 189, [1], 190, [3], 191-510 pp. Full-page copperplate portrait of author facing p. 1. Complete. Quarto (8-1/2" x 6-1/2").

Contemporary sprinkled calf, gilt spine with raised bands and lettering piece, marbled endpapers, edges rouged. Rubbing and shallow scuffing to boards and extremities with wear to spine ends and corners, chipping to edges of lettering piece, joints cracked, hinges secure, later owner bookplate of Jean-Baptiste L'Écuy to front pastedown. Moderate toning, somewhat heavier in a few places, worm hole from front board trough most of text block with minor loss to text, small early stamp of Masonic organization (?) to title page. \$750.

FIRST EDITION. Dupuy chronicles the political and legal suppression of the Knights Templar, the Catholic military order established in 1119 and disbanded around 1312. Skilled fighters who played a leading role in the crusades, and the inspiration for a great deal of medieval lore and legend, the Templars had significant land holdings in Europe and the Middle



East, a naval fleet and a banking network. Support for the Templars faded after the failure of the crusades and several powerful people began to openly resent their power and wealth, among them King Philip IV of France, who was deeply in debt to the order. In 1307, using a lurid rumor about the Templars's secret initiation ceremony as an excuse, Philip ordered several French members of the order arrested. They were tortured into giving false confessions and burned at the stake. Later, under pressure from Philip, Pope Clement V disbanded the order in 1312. Jean-Baptiste L'Écuy [1740-1834] was the last abbé général of the French Premonstratensian Order before the French Revolution. Brunet II:902.

A SEVENTEENTH-CENTURY GUIDE TO THE *COUTUMES* OF PARIS

32. FERRIÈRE, CLAUDE DE [1639-1715], EDITOR.

Texte des Coutumes de la Prevoste et Vicomte de Paris, Avec des Nottes ou Decisions Sommairs Sur Chaque article, & les Rapports des Articles les Uns Avec Les Autres.

Paris: Chez Jean Cochart, 1680. [x], 274 pp. 12mo. (4-1/2" x 2-1/2").

Contemporary calf, gilt spine with raised bands, edges rouged. Light rubbing to boards, moderate rubbing to extremities, tiny chip to head of spine, corners bumped and somewhat worn, hinges starting at ends. Light toning to text, slightly heavier in places, lower corner lacking from Leaf Tiii (pp. 221-222) with minor loss to text and no loss to legibility. \$1,250.

FIRST EDITION. Claude de Ferrière was a prominent *jurisconsulte* and professor at the Law Faculty of Paris who later held, simultaneously, the Chair of Civil and Canon Law and Chair of French Law at the University of Rheims. He produced numerous works on subjects ranging from Roman, canon, and customary law to notaries, the law of fiefs and patronage and civil and criminal practice. Generally designed for the practitioner, they were useful works that retained their popularity long after the author's death. His son, Claude-Joseph [c.1680-c.1748], was an important legal writer and the compiler of an important law dictionary. *Texte des Coutumes*, a study of the customary laws of Paris and their correspondence with civil law, went through four editions, the final appearing in 1764. OCLC locates 4 copies of the first edition in North American law libraries (George Washington University, Library of Congress, UC-Berkeley, Yale). Gourin and Terrin 1676.



FIRST SELDEN EDITION OF FORTESCUE'S *DE LAUDIBUS*

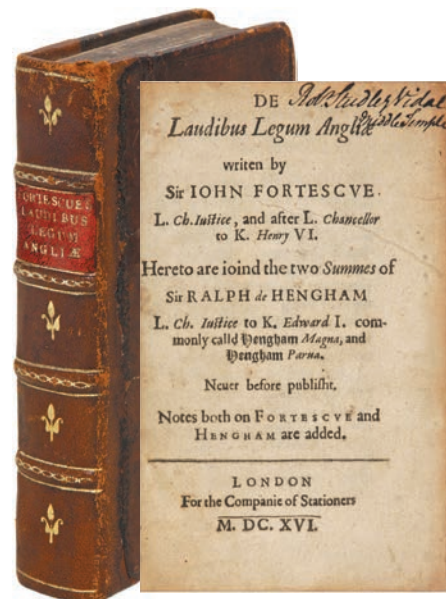
33. FORTESCUE, SIR JOHN [1394?-1476?]. [SELDEN, JOHN (1584-1654), EDITOR]. [MULCASTER, ROBERT, TRANSLATOR AND EDITOR].

De Laudibus Legum Angliae Written by Sir Iohn Fortescue L. Ch. Iustice, and After L. Chancellor to K. Henry VI. Hereto are Ioinde the Two Summes of Sir Ralph de Hengham L. Ch. Iustice to K. Edward I. Commonly Calld Hengham Magna, And Hengham Parva. Never Before Publisht. Notes Both on Fortescue and Hengham are Added.

London: Printed [by Adam Islip] for the Companie of Stationers, 1616. [viii], 132, [3] ff.; 56, [12], 35, 34-159, [1] pp. Lacking first leaf, blank except for a small paragraph symbol on the recto, and the last leaf, a blank. Two parts, each with title page and individual pagination. First part in parallel columns; Latin with running English translation. Texts of *Summes* in Latin with notes in English. Octavo (5-1/2" x 3-1/2").

Contemporary calf with later rebacking, blind rules to boards, blind fillets along joints, gilt-decorated raised bands, gilt ornaments and gilt title to spine, endpapers renewed. Light rubbing, corners bumped and somewhat worn, armorial bookplate to front pastedown, front hinge partially cracked. Light toning to text, somewhat heavier in places, faint stains and light edgewear to a few leaves. Early owner signature in tiny hand to head of title page, brief early annotations to a few leaves. \$950.

FIRST SELDEN EDITION. *De Laudibus Legum Angliae*, a history of English law, was written for the instruction of Edward, the young Prince of Wales. Cast in dialogue form, it demonstrates that the common law was the oldest and most reasonable legal system in Europe. It also compares the common and Roman systems and extols the superiority of a constitutionally limited monarchy. *De Laudibus* was written around 1470 and first printed in 1567. Selden's was the first critical edition of this work, perhaps the first critical editions of an early English legal work. Aside from their value to the elucidation of Fortescue's text, Selden's notes interrogate aspects of Fortescue's text and offer rich insights into jurisprudence and the nature of the English constitution. As noted by Christianson, his conclusions disputed "the concept of immemorial custom argued by [Sir John] Davies and the anachronistic historical interpretations displayed by [Sir Edward] Coke." It was reissued in 1660, 1672 and 1737 with various additions. Christianson 63. ESTC S102544.

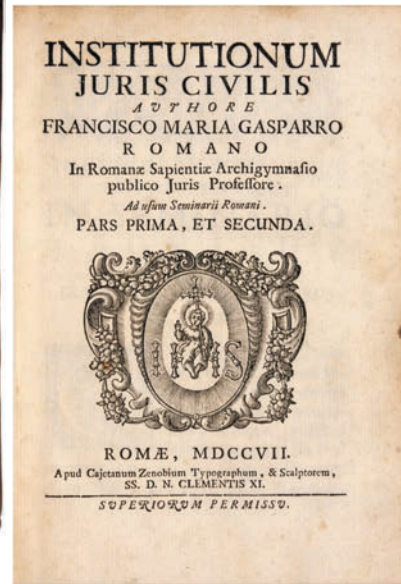


A JESUITICAL RESTATEMENT OF THE *INSTITUTES*34. GASPARRO,
FRANCESCO MARIA.

Institutionum Juris Civilis. Ad Usum Seminarii Romani.

Rome: Apud Cajetanum Zenobium, 1707. Four parts in two volumes. [viii], 105, [11], 160, [8]; 124, [8], 161, [7] pp. Quarto (8-3/4" x 6-1/4").

Contemporary morocco, gilt double frames to boards, inner frames with large fleurons, gilt spines with raised bands and lettering pieces, gilt tooling to board edges, edges of text blocks gilt, marbled endpapers. A few minor nicks to boards, light rubbing to extremities, corners bumped and lightly worn, small chip to lettering piece of Volume I. Light toning, light foxing in places, ink staining to center of fore-edge of first half of Volume I's text block, ink to margins of sixteen leaves touching text on two leaves, light soiling to preliminaries. A very handsome copy. \$1,500.



FIRST EDITION. Gasparro, a Jesuit canon lawyer and member of the Papal Curia, taught criminal and civil law and the University of Rome. Published with Jesuit sponsorship, and notable for its Jesuitical perspective, Gasparro's restatement of Justinian's *Institutes* was a standard text throughout the eighteenth century; editions appeared as late as 1787. Despite its popularity, all editions of this title are scarce today, especially in North America. OCLC locates 3 copies of the first edition (Harvard Law School, Southern Methodist University Law School, Stanford Law School). Not in Ferreira-Ibarra.

COLLECTED WORKS OF GENTILI

35. GENTILI, ALBERICO
[1552-1608].

Opera Omnia in Pluros Tomos Distributa.

Naples: Ex Typographia Joannis Gravier, 1770. Two volumes. [xii], 538, [2]; 558, [2] pp. Quarto (10-1/2" x 8-1/4").

Contemporary vellum, blind rules and large central arabesques to boards, title panels to spine, edges rouged, early vellum repair to lower half of spine of Volume II, ribbon markers. A few minor scuffs, spine ends and corners bumped, front hinge of Volume I cracked, minor worming to rear endleaves of Volume II. Very light toning, light foxing in places. A handsome set. \$2,950.

ONLY EDITION of the only volumes published. These two volumes were part of a projected collected-works edition of the great Anglo-Italian jurist and diplomat. Widely considered Grotius's most important predecessor, he was the "first true scholar and writer on modern international law as the law

of the community of states" (Walker). Volume contains *De Iure Belli, Libri Tres*, one of his principal works, and *De Armis Romanis*. Volume II has one title: *Ad Titulum D. de Verborum Significatione Commentarius*, a commentary on Book 50, Title 16 from the *Digest* of Justinian, a glossary of legal terms and legal interpretations of words like "city" and "child." OCLC locates 11 copies, 7 in North America, 6 in law libraries (George Washington University, Harvard, Library of Congress, UC-Berkeley, University of Michigan, University of Minnesota). Not in the *BMC*.

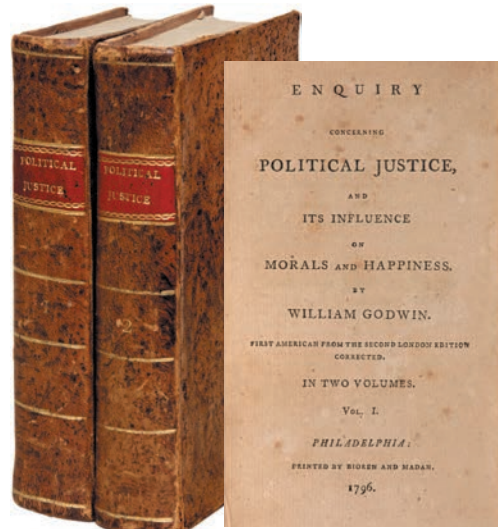
FIRST AMERICAN EDITION OF A LANDMARK, PMM-LISTED WORK IN
THE DEVELOPMENT OF UTILITARIAN, SOCIALIST AND ANARCHIST DOCTRINE

36. GODWIN, WILLIAM [1756-1836].

An Enquiry Concerning Political Justice, And its Influence on General Virtue and Happiness. First American Edition from the Second London Edition, Corrected.

Philadelphia: Printed by Bioren and Madan, 1796. Two volumes. xvi, [21]-362; viii, 400 pp. Half-titles in each volume. 12mo. (6-1/4" x 4").

Contemporary tree sheep, lettering pieces and gilt fillets and volume numbers to spines. Moderate rubbing to extremities with some wear to spine ends and corners, a few minor nicks to spines, front hinge of Volume I starting, residue from small labels to front free endpapers, early owner signature (W.L. Warren/Sept. 24th 1813) to half-titles. Moderate toning, light foxing in a few places, faint dampstaining to a few leaves, tiny chips to fore-edges of a few leaves of Volume I. A choice set. \$1,750.



FIRST AMERICAN EDITION, a reprint of the second London edition, 1796. Godwin's *Enquiry* was among of the most influential English political books inspired by the French Revolution. First published in London in 1793, it was "one of the earliest, clearest, and most absolute theoretical expositions of socialist and anarchist doctrine. Godwin believed that the motives of all human doctrine were subject to reason, that reason taught benevolence, and that therefore all rational creatures could live in harmony without laws and institutions. (...) The time would come, he maintained, when every man by doing what seemed right in his own eyes, would also be doing what was best for all men, because all, through discussion, would be guided by purely rational principles." (*Printing and the Mind of Man*). It was an equally important landmark in the development of Utilitarian thought, and on political thinking generally. It was acquired by several corresponding societies, which increased its circulation considerably among others who could not afford to purchase the book. (Members of these societies also read it to illiterate members.) Godwin was the husband of Mary Wollstonecraft, author of *A Vindication of the Rights of Women* (1792), and father of Mary Shelley, the author of *Frankenstein* and wife of poet Percy Bysshe Shelley, a devoted follower of Godwin's political theories. PMM 243 (citing the London edition). Cohen 5765.

THE LONG PARLIAMENT ESTABLISHES FUNDAMENTAL ENGLISH LIBERTIES

37. [GREAT BRITAIN].

[PARLIAMENT].

Speeches and Passages of the Great and Happy Parliament, From the Third of November, 1640, To this Instant June, 1641. Collected into One Volume, And According to the Most Perfect Originals, Exactly Published.

London: Printed for William Cooke, 1641. [8], 24, 152, 159-174, 169-184, 177-240, 205-220, [8], 233-351, [1], 351-358, 321-335, [1], 385-440, 455-459, 500-534, 24, [2], 6, 14; [iii], 46 pp. Pagination irregular, text complete. Final two sections have their own dated title pages reading *Mr. Speakers Speech, With His Majesties Speech to Both Houses of Parliament, At the Passage of the Bill for Tonnage and Poundage...* and *An Argument of Law Concerning the Bill of Attainder of High-Treason of Thomas Earle of Stafford...* Quarto (7-1/4" x 5-3/4").

Contemporary calf with later rebacking, diced spine with raised bands, lettering piece and gilt ornaments, endpapers renewed, hinges reinforced. Some rubbing and light gatoring to boards, heavier rubbing to extremities with some wear to spine ends and corners, hinges cracked, front free endpaper and title page partially detached but secure. Moderate toning, occasional faint dampspotting, faint dampstaining to fore-edges of final 38 leaves, chips to edges of a few leaves, edgewear to endleaves, small holes to leaf H2 (pp. 53-54) due to paper flaw with minor loss to text, legibility not affected, light soiling and some edgewear and owner signature in tiny hand (H.E. Cullen, Jr. 1928) to title page. \$1,500.

ONLY EDITION. Opposed to King Charles I, the Long Parliament sat from 1640 to 1660. Its duration lasted until the end Civil War and the close of the Interregnum. *Speeches and Passages* is a record of that Parliament's momentous first months. During that time it abolished the Star Chamber and High Commission and passed the Habeas Corpus and Triennial Acts, which was intended to prevent kings from ruling without Parliament, something Charles I did from 1629 and 1640. The final section, *An Argument of Law* concerns a controversial decision. The Earl of Stafford was a leading supporter and advisor of King Charles I. Scapegoated by Parliament for his "treasonous" role in the Second Bishops' War, one of the preliminary stages of the Civil War, he was condemned to death on shaky legal grounds via a bill of attainder in 1641. Feeling it necessary to yield to Parliament, Charles signed the death warrant. *An Argument of Law* is a summary and defense of Parliament's case. *Mr. Speakers Speech* relates to an episode in Parliament's action to prevent Charles I's levying of tonnage and poundage (a set of customs duties) without parliamentary consent. When the King moved to adjourn Parliament, the members held the speaker, John Finch, in his seat until three resolutions were read, one of which declared that the payment of tonnage and poundage to the king was treason. ESTC R212697.

A SCARCE SIXTEENTH-CENTURY COMMENTARY ON THE *INSTITUTES*

38. GREMP VON FREUDENSTEIN, LUDWIG

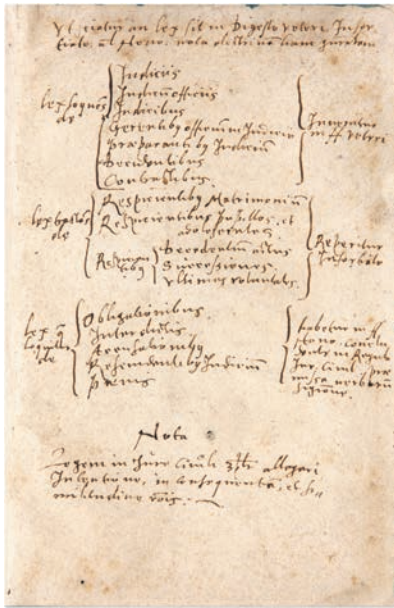
[1509–1583], EDITOR.

[BREDERODE, PIETER CORNELIS VAN [D. 1593], ATTRIBUTED.

Analysis, Seu Resolutio Dialectica Quatuor Librorum Institutionum Imperialium: Una cum Quarundam Utilium Quaestionum Iuris Explicatione, Recognita, & Nitidior in Lucem nunc Iterum Emissa.

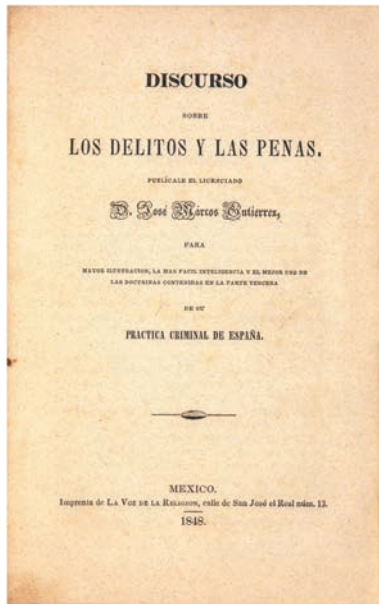
Strassburg: Excudebat Theodosius Rihelius, [1569]. 393, [5] ff. Octavo (6-1/2" x 4-1/4").

Contemporary limp vellum, early hand-lettered title to spine, one ties present, the other lacking, colored edges. Light soiling, heavier soiling to spine, moderate rubbing to extremities, small tears to front cover at spot where tie was removed, early annotations to front pastedown. Light toning to text, two annotations in later hands to title page naming Brederode as author. \$1,750.



SECOND EDITION. Grempp von Freudenstein was a lawyer and state official who spent his professional life in Tubingen and Strassburg. A well-regarded commentary first published in 1567, *Analysis*, is a textbook commentary on Justinian's *Institutes* derived from a manuscript by Brederode, a Dutch jurist and diplomat. Cast in question-and-answer form, it follows Justinian's text, paraphrasing, abridging, or adapting the text. It is equally interesting for its insights into the reception of Roman law at the end of the sixteenth century. VD16 A2448.

A RARE 1848 MEXICAN ABRIDGMENT OF A SPANISH TREATISE ON CRIMINAL LAW



39. GUTIÉRREZ, JOSE MARCOS.

Discurso Sobre los Delitos y las Penas, Para Mayor Ilustracion, La mas Facil Inteligencia y el Mejor Uso de las Doctrinas Contenidas en la Parte Tercera.

Mexico City: Imprenta de la Voz de la Religion, 1848. [iv], 114 pp. Octavo (7-1/2" x 4-1/4").

Contemporary quarter calf over marbled boards, gilt spine, speckled edges. Light rubbing to boards and extremities with light wear to spine ends and corners, moderate toning to interior. A handsome copy. \$950.

ONLY EDITION (in this form). This is a rare abridged Mexican edition of Gutierrez's three-volume *Práctica Criminal de España*. First published in 1804–1806, its fifth and final edition was published in 1828 and reissued in New York (in Spanish) in 1836. The Mexican abridgment of the fifth edition appears to be the final edition of this work. OCLC locates 1 copy (Harvard Law School).

ILLUSTRATED THROUGHOUT WITH WITTY COLOR IMAGES

40. HÉMARD, JOSEPH.

Code Pénal: Commentaires Images de Joseph Hémard.

Paris: Editions Littéraires de France, [c. 1940?]. 169 pp. Numerous pochoir color text illustrations throughout. Quarto (8-3/4" x 7").



Original publisher stiff printed wrappers, untrimmed edges. Light soiling, minor dampstaining and a few small holes to wrapper, moderate rubbing to extremities with wear to spine ends, moderate toning to interior, illustrations vivid. \$850.

FROM AN edition limited to 900 copies, this number 293. Hémard presents the official text of the French Penal Code with witty, and often mildly erotic, color pochoir illustrations.



THE LEADING FRENCH CANONIST OF HIS TIME



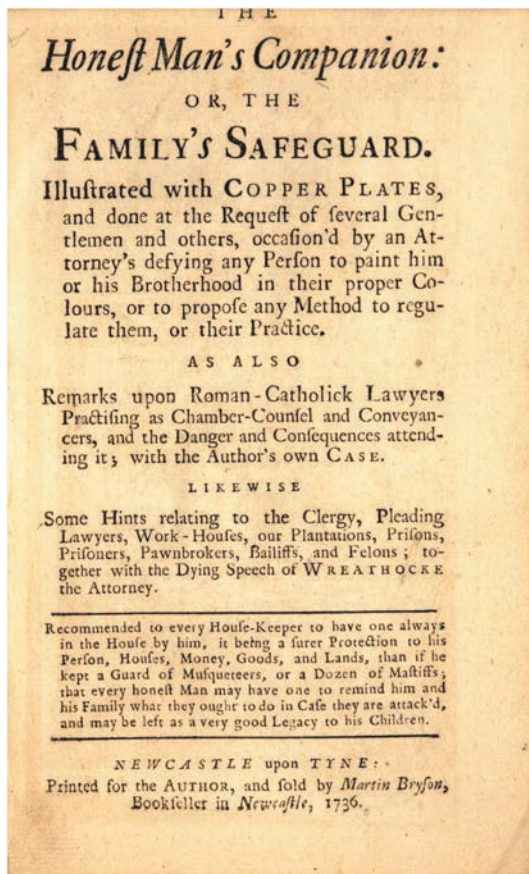
41. HÉRICOURT DU VATIER, LOUIS D' [1687-1752].

Oeuvres Posthumes de Maître Louis d'Héricourt, Avocat au Parlement.

Paris: Desaint & Saillant, Durand, Cellot, 1759. Four volumes. Quarto (10" x 7-3/4").

Contemporary calf with cat's-paw decoration, gilt spines with raised bands and lettering pieces, edges of text blocks rouged, ribbon markers. A few minor nicks and scuffs to boards, light rubbing to extremities, corners bumped and lightly worn, some wear to ends of markers, front hinge of Volume I starting, tiny chip to head of spine of Volume II, a few hinges starting, later armorial bookplates (of F. De Valenzi) to front pastedowns of Volumes I-III and rear pastedown of Volume IV. A scarce, handsomely bound set. \$1,850.

ONLY EDITION. This handsome set collects the legal opinions and other writings of a distinguished *avocat* of the Parlement of Paris. Camus notes that Héricourt de Vatier was known as the leading French canonist of his day. Contents: Volume I: Consultations Canoniques et Civiles; Volumes II-III: Mémoires sur des Questions de Droit Civil; Volume IV: Mémoires sur des Questions de Droit Canonique. OCLC locates 8 copies in North America, 3 in law libraries (Harvard, UC-Berkeley, University of Michigan). Camus 1445.



**“A SURER PROTECTION TO HIS PERSON, HOUSES, MONEY, GOODS,
AND LANDS, THAN IF HE KEPT A GUARD OF MUSQUETEERS,
OR A DOZEN OF MASTIFFS”**

42. [HODSHON, READ].

The *Honest Man's Companion: Or, The Family's Safeguard*. Illustrated with Copper Plates, And Done at the Request of Several Gentleman and Others, Occasion'd by an Attorney's Defying any Person to Paint Him or His Brotherhood in their Proper Colours, Or to Propose any Method to Regulate them, Or Their Practice. As also Remarks Upon Roman-Catholick Lawyers Practising as Chamber-Counsel and Conveyancers, And the Danger and Consequences Attending It; With the Author's Own Case. Likewise Some Hints Relating to the Clergy, Pleading Lawyers, Work-Houses, Our Plantations, Prisons, Prisoners, Pawnbrokers, Bailiffs, and Felons; Together with the Dying Speech of Wreathocke the Attorney. Recommended to Evry House-Keeper to Have One Always in the House by Him, It Being a Surer Protection to His Person, Houses, Money, Goods, And Lands, Than if He Kept a Guard of Musqueteers, Or a Dozen of Mastiffs; That Every Honest Man May have One to Remind Him and His Family what they Ought to do in Case They are Attack'd, And May be Left as a Very Good Legacy to His Children.

Newcastle upon Tyne: Printed for the Author, 1736. [xii], 72 pp. Two copperplates, one a frontispiece. Octavo (7-1/4" x 4-1/2").

Stab-stitched pamphlet bound into later three-quarter calf over marbled boards, gilt title to spine. Moderate rubbing to extremities with some wear to spine ends and corners, owner bookplate to front pastedown. Woodcut head-pieces, tail-pieces and decorated initials. Moderate toning to text, light foxing in a few places, heads of frontispiece, title page and dedication leaf just touched by trimming. A nice copy of a title rare in the trade. \$1,850.

ONLY EDITION. Hodshon, a merchant, felt impelled to compile this work after he was declared bankrupt in October, 1735. Having been victimized by "the vile practices of our Law-Men", Hodshon sets out to expose their "Tricks, and I hope it will (as it is the Intent of it) open the Eyes of the People, and let them see what daily and growing Plagues they labour under. As for the honest ones, as I hope there are some that wish well to their Neighbours and Country, they never will endeavour to stifle the Design of it; but endeavour to reform the Abuses complained of." The work is dedicated to Sir Robert Walpole. OCLC locates 2 copies in North American law schools (Harvard, Yale). ESTC T112534.

FIRST EDITION OF HOLMES'S *SPEECHES* WITH INTERESTING ANNOTATIONS43. HOLMES, OLIVER WENDELL
[1841-1935].

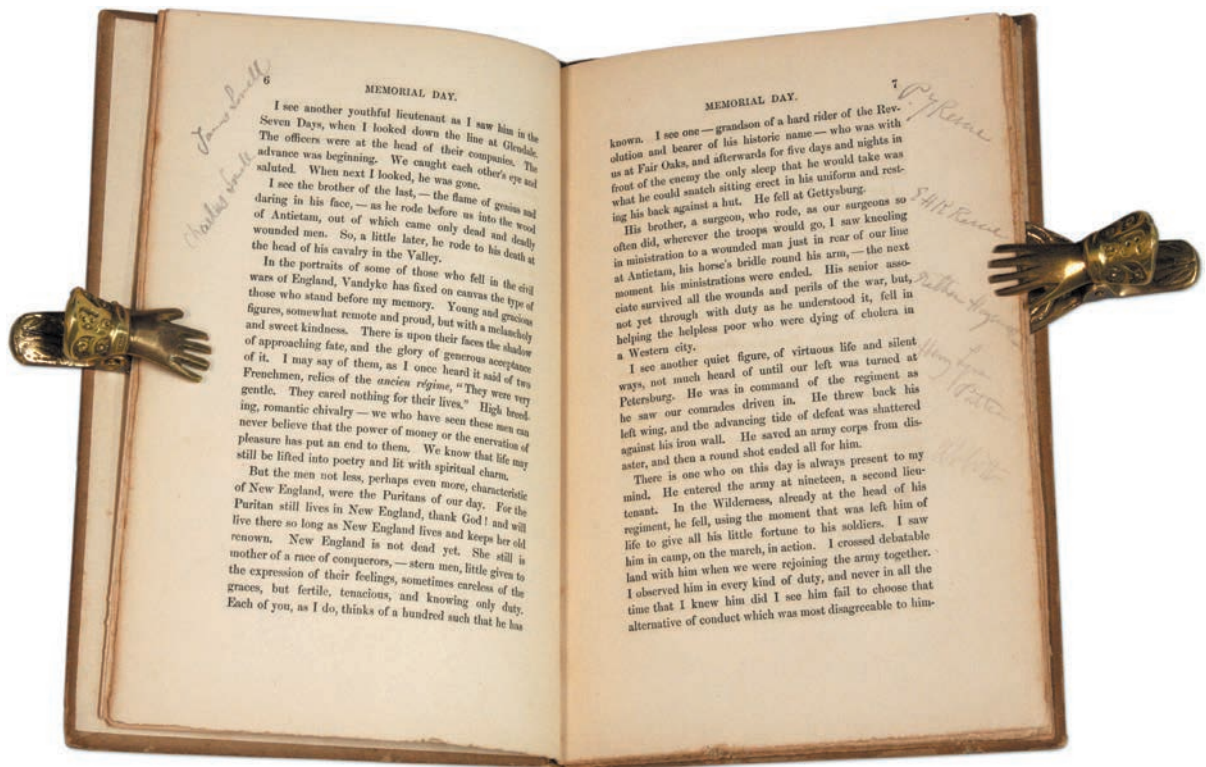
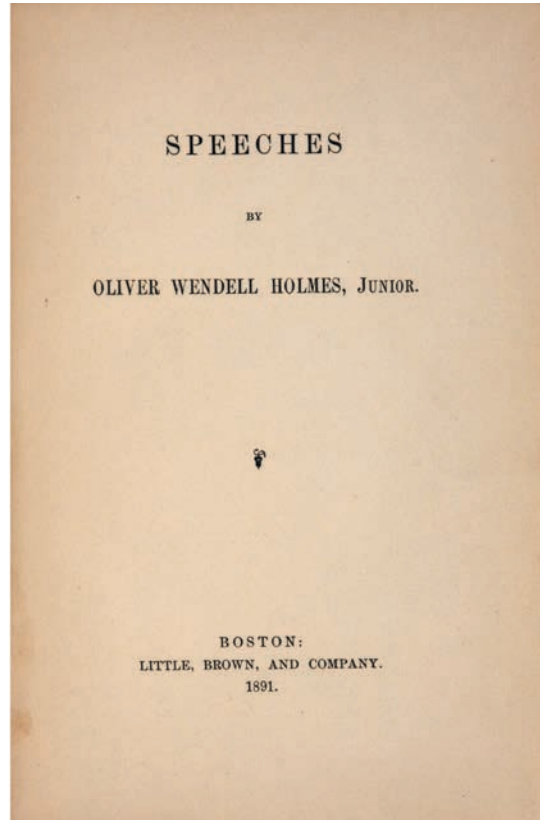
Speeches.

Boston: Little, Brown, and Company, 1891. [v]. 55 pp. Octavo (8-1/4" x 5-1/2").

Publisher's printed boards, top edge gilt, deckle fore and bottom edges. Some soiling, light rubbing to boards, moderate rubbing to extremities with light wear to corners, small nick to spine, hinges starting, moderate toning to text, contemporary notes in pencil to margins of a few leaves.

\$500.

FIRST EDITION. "These chance utterances of faith and doubt are printed for a few friends who will care to keep them." Dedication page. Includes the following speeches: "Memorial Day (May 30, 1884)," "Harvard College in the War," "The Law," "The Puritan," "The Profession of the Law," "On Receiving the Degree of Doctor of Laws," "The Use of Law Schools," "Sidney Bartlett," "Daniel S. Richardson," "The Use of Colleges" and "William Allen." The annotations appear to be in the hand of one of Holmes's army comrades. They were added to "Memorial Day," which relates some of Holmes's memories of the Civil War. The speech mentions several people, all indirectly. The annotations identify who they are.





THREE SATIRICAL VIEWS OF LEGAL PRACTICE

44. HOLTERMANN, ARNOLD MORIZ [1627-1681].

De Nequitia Advocatorum, Von Tücken und Bubenstücken der Advocaten und deren Gebet. Cum Judicio Defensivo Francisci Clientis, Dicto Virgae! Virgae!.

[Germany]: S.n., 1682. 210 pp. Added double folded copperplate title page.

[BOUND WITH]
WIEDERHOLDT, JOHANN LUDWIG [1679-1760].
[FRITSCH, AHASVER (1629-1701)].

Repraesentatio Judicis Muneribus Ac Donis Corrupti, Das Ist: Kurtze Abbildung Eines durch Gaben und Geschenke Bestochenen Richters, Darinnen gezeigt Wird: 1. Ob und wie weit einem Richter Geschenke Zunehmen erlaubt sey oder Nicht. 2. Wie sich ein Richter des Criminis Baratariae Verdächtig Mache. 3. Wie dieses Laster Zubestrafen, Und 4. Wie sich eine Hohe Landes-Herrschaft vor Solchen Geschenck-Fressern Hüten Können.



Wetzlar: Verlegt Georg Ernst Winckler, [c.1725]. 48, [iii], 14, 17-28; 29-123 pp. Pagination irregular. Text complete. Pp. [iii], 14, 17-28 reprints the complete text of Fritsch's *Der Beschämte Geschenck-Fresser: Nebst einer Treuherzigen Warnung*; it has a divisional double-folded title page with the imprint Jena: Bey Johann Bielcke, 1684. Main and divisional title pages reversed.

Octavo (6-1/2" x 3-3/4"). Eighteenth-century three-quarter vellum over marbled boards over marbled boards, faint early hand-lettered title to spine. Moderate rubbing and a few small scuffs to boards, moderate rubbing to extremities, front joint starting at ends, spine darkened, hinges cracked, recent bookseller ticket to front pastedown, vellum just beginning to crack through rear pastedown. Light browning, light foxing in a few places, faint dampstaining to a few leaves. \$2,500.

THIS VOLUME COLLECTS later editions of three German satirical titles about legal practice in the German states. The best-known of these is Holtermann's *Nequitia Advocatorum*, which features an allegorical title page depicting a young man under assault from lawyers and judges. As indicated by their titles, the other titles address the corrupt nature of lawyers and judges. *VD17* 23:653515W. *VD18* 10453814.

A DICTIONARY OF SWINDLERS

45. HÖNN, GEORG PAUL.

Betrügs-Lexicon: Worinnen die Meisten Betrügereyen in Allen Ständen, Nebst denen Darwider guten Theils Dienenden Mitteln.

Coburg: Verlegts Paul Günther Pfotenhauer, 1721. [xvii], 458, [6] pp. Octavo (6-1/2" x 3-3/4").

Contemporary three-quarter vellum over marbled boards, early hand-lettered title to spine. Binding slightly cocked, rubbing to boards and extremities with wear to spine ends and corners, which are bumped, sections of marbled paper lacking, spine darkened, hinges cracked, front free endpaper lacking, rear free endpaper partially detached. Title page printed in red and black. Moderate toning, minor worming to foot of text block, light soiling to title page, "767" in early hand to front pastedown, marks in later pencil to margins of several leaves. \$1,500.

FIRST EDITION Arranged alphabetically, this is a taxonomy of swindlers and other criminal types. Some entries are polemical. A few entries, most notably those for "monk" and "nun" bordered on blasphemy and were ordered to be removed from later editions. The book went through seven editions in all, the last in 1761. The first is the most desirable because it is uncensored. All are scarce. OCLC locates 3 copies of the first edition in North America (Columbia, University of Alberta, Yale). VD18 10178082-008.



"THE CLAMOUR RAISED AGAINST THE COMMON LAW"

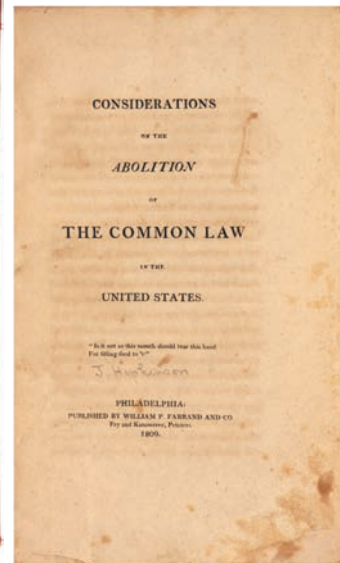
46. HOPKINSON, JOSEPH
[1770-1842].

Considerations on the Abolition of the Common Law in the United States.

Philadelphia: Published by William P. Farrand and Co., 1809. v. [6]-71 pp. Octavo (9-1/4" x 5-3/4").

Stab-stitched pamphlet with untrimmed edges bound into contemporary three-quarter calf over marbled boards, gilt title and fillets to spine. Some wear to spine ends and corners, upper joint with two inch split at top, rear hinge cracked. Moderate toning to text, light foxing, crinkling and minor tears to a few leaves. \$1,250.

ONLY EDITION This pamphlet defends the common law system used in the United States. Hopkinson, the son of Francis Hopkinson [1737-1791], was admitted to the bar in 1791 and quickly developed a notable reputation as a trial lawyer. He served as counsel for Justice Samuel Chase in defense of an impeachment charge. Elected to Congress in 1814, he was appointed by President John Quincy Adams as judge for the U.S. District Court for the Eastern District of Pennsylvania in 1828. He composed *Hail Columbia*, the first American national anthem. OCLC locates 4 copies, 1 in a law library (University of Pennsylvania). Cohen 7821.



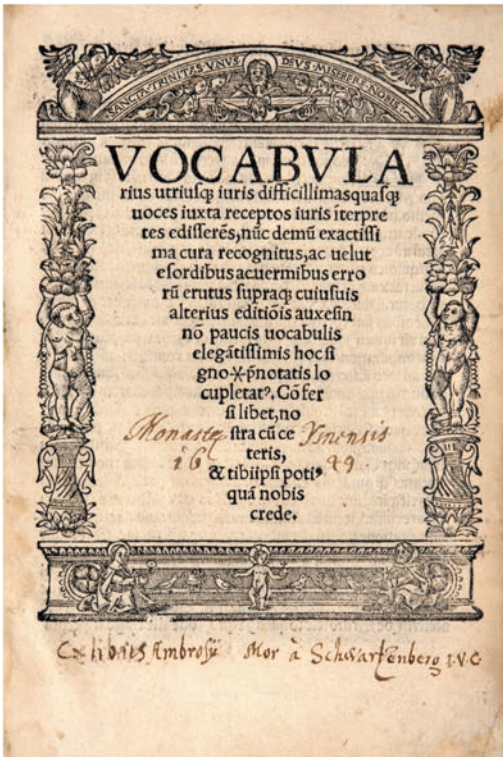


1525 LYON PRINTING OF THE GREAT VOCABULARIUS

47. [JODOCUS OF ERFURT, ATTRIBUTED].
[CACCIALUPI, GIOVANNI BATTISTA (C. 1420-1496)].

Vocabularius Utriusque Iuris, Difficillimas Quasque Voces Iuxta Receptos Iuris Interpretes Edisserens. Nu[n]c demu[m] Exactissima cura Recognitus ac Uelut e Sordibus ac Uermibus Erroru[m] Erutus Supraq[ue] Cuiusuis Alterius Editio[n]is Auxesin no[n] Paucis Vocabulis Elegatissimis Hoc Signo * P[re]notatis Locupletat[us]. Co[n]fer, si Libet, Nostra cu[m] Ceteris, & Tibiipsi Poti[us] qua[m] Nobis Crede.

[Lyon: Apud Joannem Crespin, 1525]. 200 ff. Main text in parallel columns. Octavo (7" x 4-3/4").



Blindstamped calf over wooden boards, rebaked retaining existing spine with blind tooling and raised bands, clasps restored. A few minor scuffs to boards, which are slightly bowed, a few worm holes to front board, moderate rubbing to extremities, corners bumped and lightly worn. Title printed within woodcut architectural border. Moderate toning, somewhat heavier in places, occasional faint dampstaining to head of text block above headlines, later owner annotation to front free endpaper, two later owner signatures to title page. \$6,500.

A WORK OF GREAT AUTHORITY, the *Vocabularius*, as it is popularly known, is usually attributed to Jodocus, a jurist associated with the University of Erfurt. First published around 1474, it went through more than seventy editions over the following 150 years. (It had a second life as the first section of the 1559 edition of Elio Antonio de Nebrija's *Lexicon Juris Civilis*, a work that was reissued into the seventeenth century.) A useful and highly respected reference work, the *Vocabularius* is a collection of terms dealing with the *Ius Commune* taken from such late-scholastic texts as the *Vocabularius Stuttgardiensis* (1432), the *Collectio Terminorum Legalium* (c. 1400), and the *Introductorium pro Studio Sacrorum Canonum* of Hermann von Schildesch (c. 1330). This edition also includes Caccialupi's *Tractatus de Modo Studendi in Utrouque Iure*, an introductory textbook for law students. OCLC locates 10 copies worldwide, 3 in North America, 2 in law libraries (Library of Congress, UC-Berkeley). Not in Adams. USTC 155671.



1483 VENETIAN IMPRINT OF THE INSTITUTES

48. [JUSTINIAN I, EMPEROR OF THE EAST (483-565 CE)]. [ACCORSO, FRANCISCO (ACCURSIVS) (C.1182-C.1260), GLOSSATOR].

[Institutiones].

[Venice: Ottaviano Scoto, 18 January 1483]. Collation: a-p8. [119] ff. Lacking initial blank. Text in parallel columns. Main text surrounded by linear gloss. Folio (16-1/2" x 11"; 42 x 28cm).

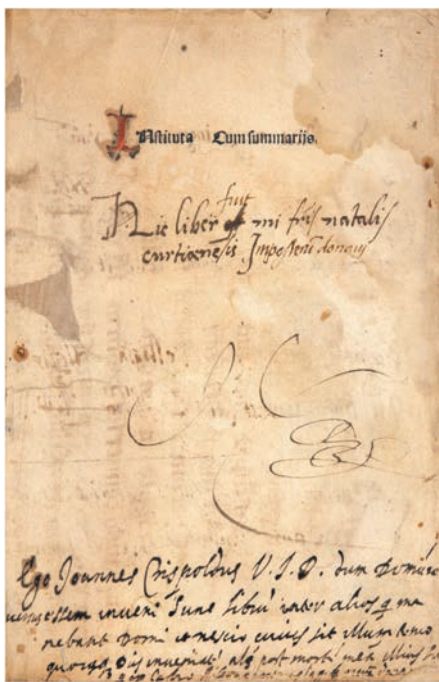
Contemporary half calf over wooden boards, brass clasps and catches, "Instituta" in early hand to front board, raised bands to spine. Light rubbing to boards, heavier rubbing to extremities with some wear to spine ends and corners, partial vertical crack through center of front board, hinges cracked, a few partial cracks to text block, a few signatures loose. Printed throughout in red and black in 62-line Gothic type, large red and black printer device to verso of final leaf. Light toning, occasional faint stains, light foxing and later annotations to a few leaves, upper corner of each leaf numbered in another later hand, small wear hole (paper flaw?) to lower corner of leaf 11 (Fol. 78) with negligible loss to text. An appealing copy. \$18,500.

AN UNCOMMON EDITION. With the *Glossa Ordinaria* of Accursius. Along with the *Digest*, *Code* and *Novels*, the *Institutes* is one of the writings known collectively as the *Corpus Juris Civilis*. Intended for students, the *Institutes* is an elementary treatise on Roman private law. Like its companion volumes, its subsequent influence on European jurisprudence is difficult to underestimate. It received a great deal of commentary during the medieval and early modern eras. The first significant commentator was Accorso (Accursius), a professor of

law at the University of Bologna and a leading figure in the revival of classical jurisprudence. He examined every extant note and commentary when he prepared his epochal edition of the *Institutes*, *Digest* and *Code*. This massive effort eliminated much of the obscurity and contradiction introduced by earlier writers. His gloss on this edition, which superseded all previous attempts, was often cited as the *Glossa Ordinaria* or *Magistralis*. It remained definitive until its 1583 revision by Denis Godefroy. OCLC locates 4 copies of this imprint, 1 in North America (Library of Congress). Goff J524. GW 7608.



Detail from N° 48



1501 VENETIAN EDITION OF THE *INSTITUTES* IN A CONTEMPORARY BINDING

49. [JUSTINIAN I, EMPEROR OF THE EAST].
 [ACCORSO, FRANCISCO (ACCURSIUS), GLOSSATOR].
 [GRADIBUS, JOHANNES DE (ACTIVE 15TH-16TH C)].

Instituta cum Summariis.

[Venice: Per Paganinum de Paganinis, May 25, 1501]. 152 [i.e. 140] ff. Text in parallel columns with linear gloss. Octavo (6-3/4" x 4-3/4").

Contemporary calf, blind frames and ornaments to boards, raised bands to spine, clasps, lower clasp lacking strap and buckle, endpapers renewed, inner margins of title page and leaf s1 (fol. 137) reinforced. Light rubbing to boards, light gatoring to spine, rubbing and light wear to spine ends, rubbing with heavier wear to corners. Printed throughout in red and black, "I" of "Instituta" on title page colored red. Moderate toning, faint, in some places very faint, dampstaining, some edgewear to preliminaries and final three leaves, annotations in early hand to title page and its verso, the verso of final leaf, and some leaves of the text. \$7,500.

OCLC LOCATES 3 COPIES, 1 in North America (Library of Congress). Not in Adams. *EDIT 16 CNCE* 14113.



1505 PARIS EDITION OF THE INSTITUTES IN A CONTEMPORARY BINDING



50. [JUSTINIAN I, EMPEROR OF THE EAST]. [ACCORSO, FRANCISCO (ACCURSIUS) (C.1182-C.1260), GLOSSATOR]. [CHAPPUIS, JEAN, EDITOR].

Institutiones Imperiales: Ordinate Glosis Textuales Divisiones Habentur. Patescit Grecum Utile cum Expositione Succincta. Universi Tituli Alphabetico Ordine Ponuntur. Summaria Rubra Multis Adiectis Sunt Textibus Immixta. Orbibus Variis Vallata Civilis Arbor hic exarat[ur], fo. cxvij. Plurima et Textuum et Glosarum Turpis Menda Expurgatur. Tituli Continuatione Patenti Redduntur Clari. Involute Materie Nectuntur Tabula Singulari. Medulle Glosarum Omnibus in Marginibus Sunt Extracte. Versibus Rubrice Iuris Cesarei Leguntur A p e r t e . Multiplices bone Glose plerisq[ue] Locis Sunt Apposite.

[Paris: Per Udalricum Gering [et] Magistrum] Bertholdum Rembolt, December 5, 1505]. [xii], 117 ff. Text in parallel columns with linear gloss. First letters of the verses that follow Institutiones Imperiales on title page from an anagram, "opus optimum." Two-page table of descents. Folio (10" x 7").

Contemporary blind-stamped calf, raised bands to spine, clasps lacking, hasps present. Moderate rubbing and a few minor scuffs to boards, heavier rubbing to extremities, corners and spine ends worn, calf worn away from two spine bands, a few cracks to text block, signature n (ff. 97-104) detached and moderately edgeworn. Printed throughout in red and black, large criblé printer device and decorative borders to title page, criblé initials and table of descents. Moderate toning and occasional light soiling and foxing, early annotations to endleaves and title page, additional early annotations and underlining to some leaves in the text. \$5,000.

OCLC LOCATES 14 COPIES, 6 in North America, 1 in a law library (Library of Congress). Adams J618.





1494 EDITION OF A DISTINGUISHED COMMENTARY
ON FOUR PARTS OF THE *CORPUS JURIS CANONICI*

51. KOELNER DE VANCKEL, JOHANNES.

Summarium Textuale et Conclusiones Super Sextum et Clementinas [et Decretales Extravagantes Johannis XXII].

[(Cologne): Johann Koelhoff, the Younger, 1494]. [290] ff. Two parts, each with title page. Part I dated 1 February 1494, Part II dated 24 March 1494. Collation: a8, b-z6, [et]6, [con]6, aa-ff6, gg8, (i-iiii2); A-N6, O4, P6. Complete. Folio 11" x 8" (28 x 20 cm).

Contemporary blindstamped calf over wooden boards, later brass clasps and central and corner bosses to boards, raised bands to spine. Moderate rubbing, joints cracked through hinges, boards secure, spine worn with loss at ends, cords exposed, vellum pastedowns derived from contemporary manuscript leaf. Woodcut arms of Holy Roman Empire to title pages, the first colored partly in red. 46-line text in parallel columns, initials and section marks in red and blue, some highlighted in silver. Moderate toning, occasional faint dampstaining to margins, clean tear to margin of Leaf r iii with no loss to text, brief later annotation to upper corners of most leaves indicating sections, tiny signature and date of 1538 in tiny hand to title page, which is lightly soiled. A handsome volume. \$30,000.

FOURTH AND FINAL EDITION. First published in 1484, this is a masterly scholastic exegesis of four principal volumes of canon law: the *Liber Sextus* of Boniface VIII (1298), the *Clementinae*, or *Liber Septimus Decretalium*, (1317), the *Extravagantes* of John XXII (1325) and the *Extravagantes Communes* of later popes to 1484. Along with Gratian's *Decretum Gratiani*, or *Concordia Discordantium Canonum*, (1151), these works are known collectively as the *Corpus Juris Canonici*. Vanckel, perhaps the leading German canonist of his time, was a professor of law at the University of Cologne. OCLC locates 3 copies of the 1494 edition, 1 in North America (Huntington Library). Goff K32. *GW* 9714. **See title page.**



Details from N° 51



"THE LEADER OF SAXON PRACTICE"



52. KÖNIG, KILIAN [c.1470-c.1526].
[BOCKSDORF, TAMMO VON,
TABLE OF CONSANGUINITY].

Practica und Process der Gerichtsleuffte: Nach dem Brauch Sächsischer Landart, Aus den Gemeinen Bepstlichen, Keyserlichen und Sechsischen Rechten. Zusammen Gezogen, Jetz und auff's New mit Viel Schönen Additionen Erkleret. Die Peenen und Straffen aller Maleficien, So im Brauch gehalten, Darzu Gebracht. Wie man nach Sachsenrecht Erbe Zunemen Pflaget. Nothhalsgericht Zuhegen, Und in Acht Zuwircken. Endlich ein Unterricht von den Verbotenen Personen und Graden, Wie man sich in Ehefachen halten Sol.

Leipzig: [Hans Steinman], 1588. [378] ff. Folding woodcut table of consanguinity followed by folding explanatory text leaf. Quarto (7-3/4" x 6").

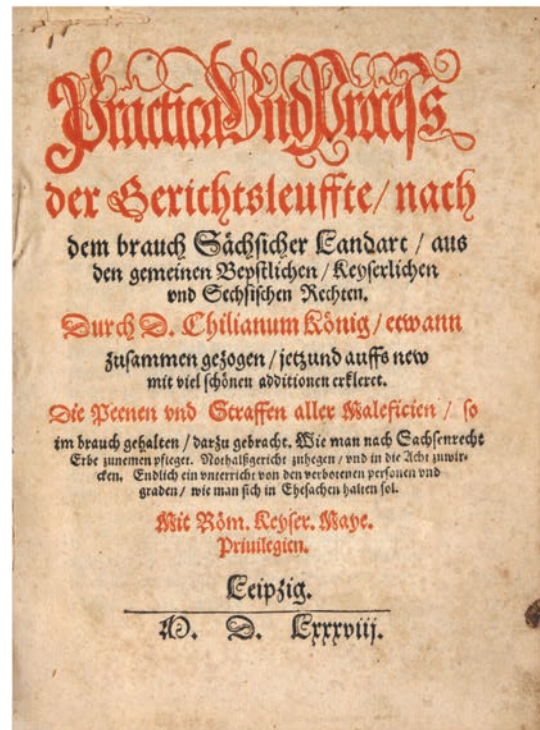
Contemporary paneled pigskin (dated 1597) over beveled boards, raised bands to spine, clasps lacking (hasps present), edges rouged. Some soiling and a few minor stains, spine darkened, minor tear to head of spine, some chipping to foot, light wear to corners, hinges cracked, front free endpaper lacking, rear free endpaper partially detached, minor worming to pastedowns and upper margins of title page and following three leaves. Title page printed in red and black. Light browning, occasional faint dampspotting.

some edgewear and a few minor tears to folding table and leaf, early annotations to front pastedown, rear free endpaper and margins of a few text leaves. \$2,750.

LATER EDITION. First published in 1541, this manual of Saxon trial procedure was a standard work for decades. "König wrote this detailed book for Saxon practitioners and one may surmise that is circulated in manuscript long before it was printed because the first edition was published about 15 years after the author's death. This work was such a decisive influence that König was known as the "leader of Saxon practice." The table of consanguinity and its explanatory notes are by Bocksdorf. All editions are scarce. OCLC locates 1 copy of this edition in North America (Harvard Law School). Stintzing-Landsberg I:560. VD16 K1853.



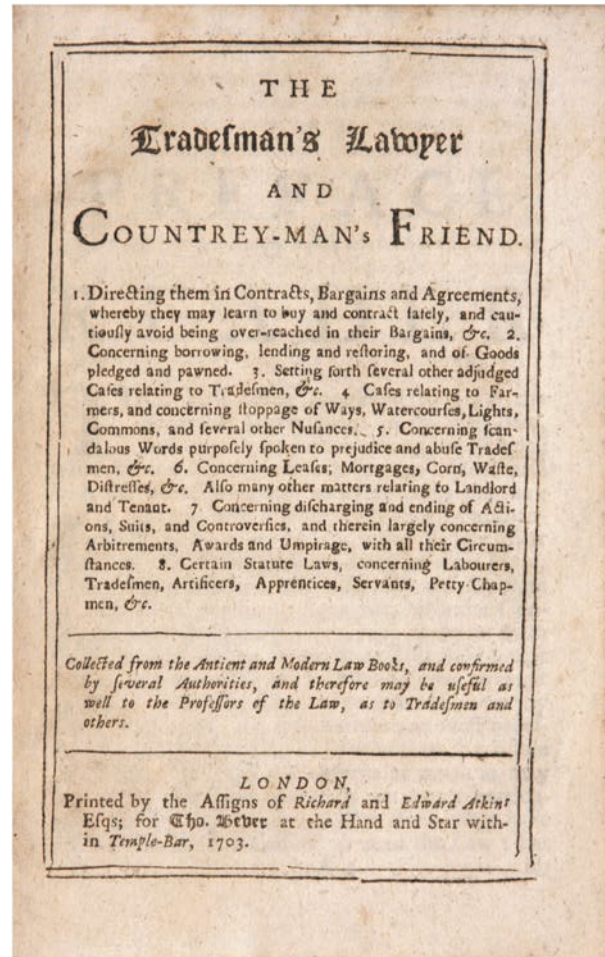
Detail from N° 52



LEGAL ADVICE FOR TRADESMEN

53. [LAYMAN'S GUIDE].

The Tradesman's Lawyer and Country-Man's Friend: 1. Directing Them in Contracts, Bargains and Agreements, Whereby They May Learn to Buy and Contract Safely, And Cautiously Avoid Being Over-Reached in Their Bargains, &c. 2. Concerning Borrowing, Lending and Restoring, And of Goods Pledged and Pawned. 3. Setting Forth Several Other Adjudged Cases Relating to Tradesmen, &c. 4. Cases Relating to Farmers, And Concerning Stoppage of Ways, Watercourses, Lights, Commons, and Several Other Nuisances. 5. Concerning Scandalous Words Purposely Spoken to Prejudice and Abuse Tradesmen, &c. 6. Concerning Leases, Mortgages, Corn, Waste, Distresses, &c. Also Many Other Matters Relating to Landlord and Tenant. 7. Concerning Discharging and Ending of Actions, Suits, and Controversies, And Therein Largely Concerning Arbitrements, Awards and Umpirage, With All Their Circumstances. 8. Certain Statute Laws, Concerning Labourers, Tradesmen, Artificers, Apprentices, Servants, Petty Chapmen, &c. Collected from the Antient and Modern Law Books, And Confirmed by Several Authorities, And Therefore May be Useful as Well to the Professors of the Law, As to Tradesmen and Others.



London: Printed by the Assigns of Richard and Edward Atkins Esqs., 1703. [viii], 424 pp. Octavo (6-1/2" x 4-1/4").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands and early hand-lettered title to spine, gilt tooling to board edges. Negligible light rubbing and a few minor nicks to boards, corners lightly bumped, rear hinge cracked. Light toning to text, slightly heavier in places, tiny worm track near upper corners of final four text leaves, rear free endpaper and rear pastedown, early owner annotation to pp. 10 and 34 and rear free endpaper. A notably well-preserved copy of a rare title. \$5,000.

FIRST EDITION. An early form of "consumer protection," this book was written to protect members of the middle ranks of English society from the "cunning" of "persons of a higher Rank," who always enjoyed the "Learning and Leisure to read the Law." Two later editions were published in 1709 and 1720 with the title *Gentleman's Assistant, Tradesman's Lawyer and Country-Man's Friend*. The ESTC and OCLC locate 7 copies worldwide, 1 in a law library (Library of Congress). ESTC T111090.



TWO RARE SEVENTEENTH-CENTURY LILLE COUTUMIERS

54. [LILLE].

Costumes et Usages de la Ville, Taille, Banlieue et Eschevinage de Lille, Confirmez et Approuvez par l'Imperialle Majesté, Et par luy Commandé, qu'ils Soient Tenus à l'Advenir, Comme Loix, Coustumes & Usages par Escrit en Ladite Ville & Eschevinage de Lille.

Lille: De l'Imprimerie de Nicolas de Rache, 1665. 48 pp.

[BOUND WITH]
[LILLE].

Costumes et Usages Generaux de la Salle, Balliage, Et Chastellenie de Lille: Confirmees et Decretees par Sa Majesté Catholique. Avec les Coustumes Localles & Particulieres de Lieux Gisans en Ladite Chastellenie, Ressortissans à la Gouvernance de Lille. Augmentees des Coustumes Localles de la Visconté de Haubourdin, & Ammerin. ... Avec l'Edict Perpetuel de Leurs Altlezes Serenissimes pour le Reglement de la Justice. Et le Salaire des Advocats & Procureurs.

Lille: De l'Imprimerie d'Ignace & Nicolas de Rache, 1652. [8], 139, [1] pp.

Quarto (7-1/2" x 6"). Contemporary limp vellum with early cloth tie. Moderate rubbing and soiling, minor chipping to spine ends, corners bumped, a few ink spots to boards, which are slightly bowed, front endleaves lacking. Large woodcut arms of Lille to versos of title pages. Moderate toning to text, occasional faint dampstaining to margins, edgewear to first and final leaves in text block, soiling to title page of 1665 *coutumier*. Appealing copies of two rare imprints. \$750.

THE COUTUMES of Lille were first compiled in the fourteenth century. The first printed collection was published in 1534. The coutumes of Lille are "remarkable in that the municipal regime was highly organized, and Germanic traditions remained strong. The coutume of Lille was officially codified in response to orders issued by Emperor Charles V in 1531" (Caswell and Sipkov). OCLC locates 2 copies of the 1665 edition in North America (Harvard Law School, Northwestern Law School), 2 of the 1652 (CWU Law School, Harvard Law School). Caswell and Sipkov 45. Gouron et Terrin 1063, 1084.



THE CUSTOMARY LAW OF PROTECTORATE-ERA LONDON

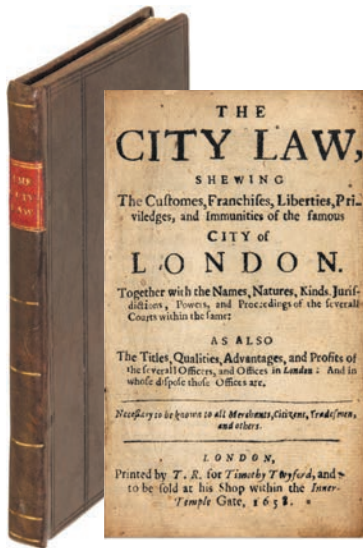
55. [LONDON].

The City Law, Shewing the Customes, Franchises, Liberties, Priviledges, And Immunities of the Famous City of London. Together With the Names, Natures, Kinds, Jurisdictions, Powers, And Proceedings of the Severall Courts Within the Same: As Also the Titles, Qualities, Advantages, And Profits of the Severall Officers, And Offices in London: And in Whose Dispose Those Offices Are. Necessary to be Known to All Merchants, Citizens, Tradesmen, And Others.

London: Printed by T.R. for Timothy Twyford, 1658. [viii], 127, [1] pp. Octavo (5-1/4" x 3-1/4").

Recent period-style calf, blind rules to boards, gilt fillets and lettering piece to spine, edges rouged. Light rubbing and a few minor nicks to boards. Moderate toning to text, minor loss to side-notes of a few leaves due to trimming, spark burns and minor edgewear to a few other leaves, light soiling to title page, internally clean. A handsome copy. \$750.

FIRST EDITION. Rich in legal and historical interest, this handbook of London's customary law during the Protectorate (1653-1659) incorporates material from a brief book published at the end of the Civil War, *The City-Law: Or, The Course and Practice in All Manner of Juridicall Proceedings in the Hustings in Guildhall, London* (1647). It offers an interesting perspective on the relationship between London's old customary laws with the reforms introduced by Cromwell's government. Both editions are scarce. OCLC locates 5 copies of the 1658 edition in North American law libraries (Columbia, Harvard, SMU, University of Pennsylvania, Yale). ESTC R24831.



Law: Or, The Course and Practice in All Manner of Juridicall Proceedings in the Hustings in Guildhall, London (1647). It offers an interesting perspective on the relationship between London's old customary laws with the reforms introduced by Cromwell's government. Both editions are scarce. OCLC locates 5 copies of the 1658 edition in North American law libraries (Columbia, Harvard, SMU, University of Pennsylvania, Yale). ESTC R24831.

INVENTORY OF THE ESTATE OF A PROMINENT
FREDERICK COUNTY, MARYLAND, LANDOWNER AND JUDGE

56. [MANUSCRIPT].

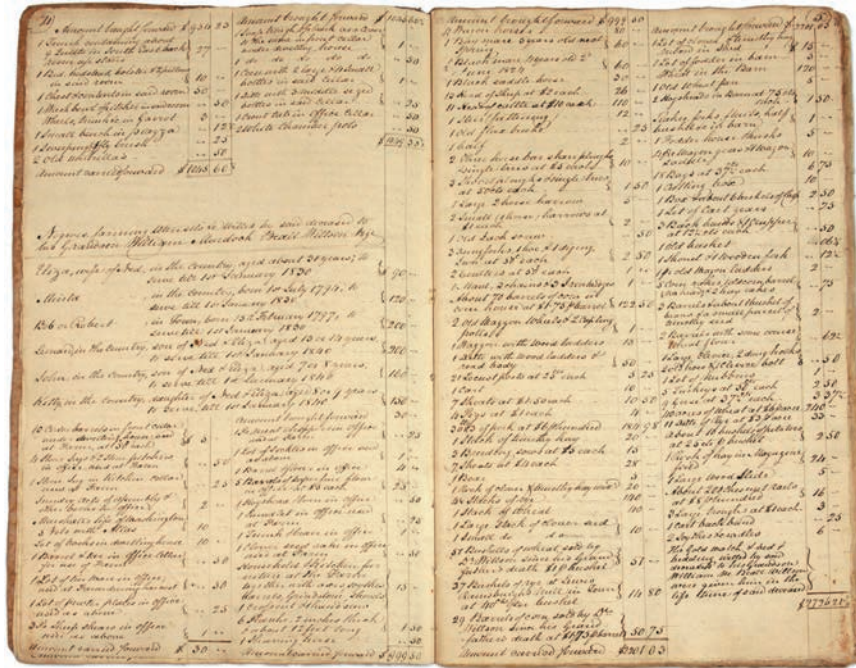
[BEALL, WILLIAM MURDOCK (1742-1823)].

[Inventory and Appraisal of the Estate of Judge William Beall].

Frederick County, MD, 1823-1825. 66 pp. Main text preceded by 2 pp. index. Folio (13-1/2" x 8-1/4").

Thick pressed-paper side-sewn ledger, untrimmed edges. Light soiling and a few stains to covers, rubbing to extremities with some wear to spine ends and corners, spine beginning to split at ends, "William M Beall Senr./ Died the 5th Nov: 1823" to inside front cover. Moderate toning, content in neat hand to rectos and versos of 37 pages. \$1,850.

WILLIAM Murdock Beall, a prominent landowner (and owner of many slaves), sat as a judge in Frederick Co. Maryland in several capacities, fought in the French and Indian War, was a member of the Frederick County Committee of Safety. Rich in legal, social and genealogical content, this inventory is probably one of a few fair copies, executed for the files of heirs and executors. (We have not been able to locate any others.) The first section is titled, "Inventory of the Personal Estate of William M. Beall, late of Frederick County, deceased, appraised in Dollars and cents, by us



the subscribers (being thereto lawfully authorized and sworn) this 11th day of December 1823."

The contents are set out ledger-style on blank sheets, with appropriate lines and columns drawn in ink. It begins with a list of "Negroes over the age of 45 years willed by said deceased free at his death Viz." followed by the names of 7 male and female slaves, their place of residence on his various properties and their approximate or actual ages. A few additional younger slaves are also listed as free. The remaining slaves are willed to various named heirs. Their values in dollars and the lengths of time of their servitude are noted. Occasionally, the names of the parents of the bequeathed slaves are also listed.

This section is followed by a double-columned listing of Beall's other goods with short descriptions and assigned values, which are carried forward as totals in each column. These items include silver, carriages, horses, bedding, farm equipment, cooking utensils, dishes, a varied group of furniture, crockery, china, mirrors, carpets, various fabric items and an-eight day clock. A separate section of slaves and farming equipment is bequeathed to his grandson William M.B. Willson and are listed in the same manner: another 6 slaves and over 100 items, mostly relating to farming, along with poultry, pigs, sheep, cattle and meats, stored barreled crops, fodder, office equipment and crops valued in planted acreage. Noted also are a copy of "Marshall's Life of Washington 5 vols with Atlas" and a "Lot or books in dwelling house." Approximately two columns's worth of materials are willed to his executors, similarly listed: various boxes & barrels, barrels of foodstuffs, glassware, various scales & weights, "sundries in pigeon holes opposite office front door," contents of the office drawers, "2 maps and old wrapping paper in office," furniture, saddlery and garden crops. Listed separately is a female slave Mary "in the country, daughter of Ned & Eliza born 10th September 1823, to serve till 25 years of age (and) "2 pews in the Episcopal church designated by numbers 4 & 5."

The document at this point is noted as witnessed by John L. Harding and John Bruegel and followed by a Recapitulation of sums and totals of inventory. Below this is noted: "Proved by Wm. Beall Jr. & Wm. B. Willson, two of the Executors on the 2d February 1824." At page 8 is listed a separate section, with the same witnesses, titled "Inventory of money left by William Murdock Beall." This includes an "Inventory of Stocks left including Government or United States 6 percent stocks; par value, per certificates" with significant investment amounts in the Baltimore and Frederick Town Turnpike Road, the Union Bank of Maryland, the Farmers Bank, the Bank of Columbia and other companies. Listed below this are the debts due the Estate, some dating back to 1816. Later columns of listings are of sales of materials and properties from the estate, all tallied in detail. This section ends with a final "Balance due the Estate," which lists with the five named heirs splitting the significant amount of \$59,843.14. The final pages list the general accounting lists, carrying forward to 1825 of the dissolution of the assets by date, persons involved and amounts paid.



BLACKSTONE SEEKS ASSISTANCE FROM HIS PATRON

57. [MANUSCRIPT].

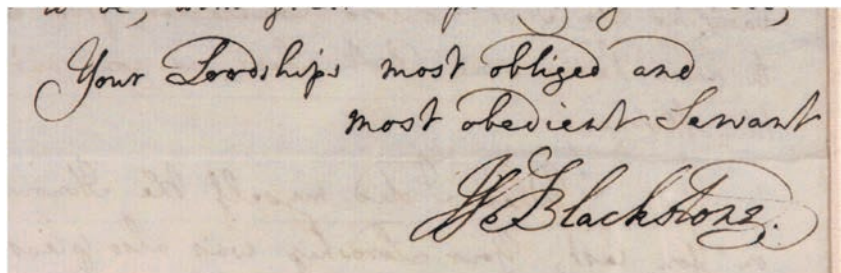
BLACKSTONE, SIR WILLIAM.

[PETTY, LORD WILLIAM, EARL OF SHELBURNE (1737-1805)].

[Autograph Letter, Addressed to "My Lord," Signed "W. Blackstone," London, Inner Temple, March 21, 1761].

Two-page letter on single 8-3/4" x 7-1/4" sheet and 5" x 4" copperplate portrait of Blackstone (after Gainsborough) in attractively matted and glazed 19-1/2" x 15-3/4" frame, the backing has a window for viewing the second side of the letter. Light toning to letter and portrait, otherwise fine. \$6,500.

BETTER KNOWN AS THE EARL of Shelburne, William Petty, 1st Marquess of Lansdowne, was an Irish-born British Whig statesman. Among other offices, he was the first Home Secretary in 1782, Leader of the House of Lords in 1782-1783 and, briefly during those two years, Prime Minister. As a young man Petty attended Blackstone's Vinerian lectures in 1755-1756. In 1761 Petty, then a member of King George III's inner circle, decided to become Blackstone's patron. He applied his influence to get Blackstone elected to Parliament, representing the "rotten" Wiltshire borough of Hindon, and elevated to the prestigious and lucrative rank of king's counsel. He pursued these goals simultaneously, which put Blackstone in an awkward position; if he became a king's counsel and was then elected, he would be required to resign his seat and stand for election again. That is the issue discussed in this letter. Blackstone knew the re-election requirement could be avoided if he was granted a royal patent of precedence instead, which would give him the privileges of a king's counsel. Reading between the lines, it is apparent that Blackstone was hoping that Petty would come to this conclusion and speak to the king on his behalf. Blackstone knew he was asking a favor that would deepen his obligation to Petty. Trying to discern the extent of that obligation is the final point of the letter. He asks "what may be incumbent upon me to do, or whether Your Lordship has any Commands for me: For it would be unpardonable Negligence on my Side, when my great & noble Friends have done so much for me, to let anything miscarry through a Want of Attention to the necessary Forms of Business." Discussed at length in Prest's definitive Blackstone biography, this letter offers fascinating insights into Blackstone's strategies to establish a career beyond Oxford and his efforts to master the intricacies of a client-patron relationship. Prest 180-182.



Detail from N° 57

DETERMINING COMPENSATION FOR MADAME DE CORBIN'S PROPERTY

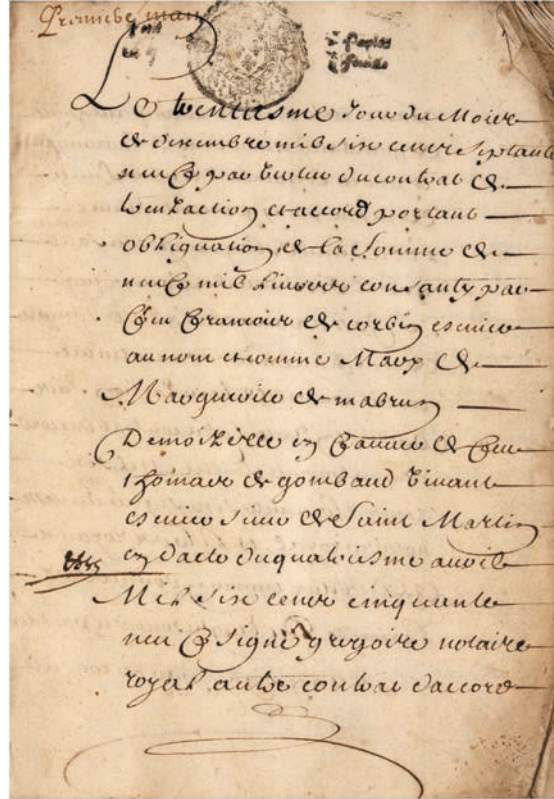
58. [MANUSCRIPT].

[Case Concerning the Seizure of Property from Madame de Corbin, A Widow].

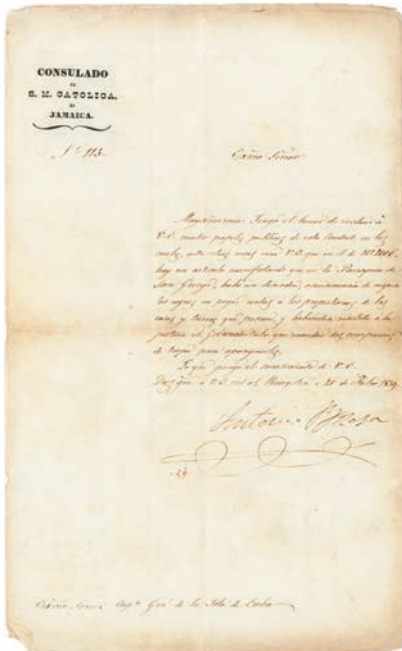
Rennes. Saint-Aignon, France, 1679-1680. 160 ff. Quarto (9-3/4" x 7").

Contemporary limp vellum, ties lacking, faint hand-lettered annotation to front cover. Moderate soiling and a few stains, worming in a few places, rodent loss to lower rear corner and corners of 52 preceding leaves with no loss to text. Text in large neat hand to rectos and versos of all but the final leaf, each section endorsed by a stamp of the Généralité de Bordeaux, the administrative division that included Sait-Aignon. \$1,500.

CAREFULLY ORGANIZED and clearly written, this is a fair copy of notes taken for a case concerning the seizure of real estate from a Madame de Corbin, a widow, by a Pierre de Gombauld, a local minor noble. It records the sale records of various parcels of land near Saint-Aignon, each endorsed with an official stamp. Presumably, these records were collected to help the court to determine an appropriate amount of financial compensation for Madame de Corbin's land.



ANXIETY ABOUT THE EFFECTS OF ABOLITION IN JAMAICA



59. [MANUSCRIPT].
[CUBA].
[JAMAICA].
[BROSA, ANTONIO].
[DUQUESNAY, CARLOS].

[Three Letters Reporting on Slavery on the Letterhead of the Cuban Consulate in Jamaica].

Jamaica, 1839-1842.

Three letters, 8" x 12-3/4," manuscript in ink. Two letters, dated March 28, 1839 and July 20, 1839, are single leaves with blank versos. The third, dated August 3, 1842, is a bifolium with content on recto of the first leaf. This letter encloses a bifolium addendum dated August 23, 1842, 6" x 8-1/2," with content on recto of the first leaf.

Moderate toning and foxing, some edgewear, faint fold lines, minor burn through, a few minor tears and worm holes, very good overall. \$2,500.

THESE LETTERS were written at a time when the Cuban government had a constant fear of its slave and free-black population. The Haitian Revolution was a fairly recent event, the abolition movement was becoming more popular and there was constant talk about slave insurrections. What's more, Cuba was a nation in a region with a majority population of free, enslaved and recently emancipated people of African origin. Addressed to

the Capitan General de la Isla de Cuba from the consulate in Jamaica, these letters record impressions about the effects of abolition, which occurred in stages between 1834 and 1838. They were dispatched by two consular officials, Antonio Brosa and Carlos Duquesnay. The first letter, from March 28, 1839, reports that his troop level has dwindled down to 1,300 men, including 100 "negroes." He is concerned about the effectiveness of this force and doubts the loyalty of his "negro" soldiers. The other letter by Brosa, dated July 20, 1839, requests a company of troops to address a "disorder" resulting from a group of "negroes" refusing to pay their rent. The Letter from Duquesnay, reports on a series of "disruptions" caused by "los emancipados." Taken together, these letters record the anxiety of Cuba's governing class over the shifting dynamics of slavery.

FASCINATING COMMONPLACE BOOK WITH EXCERPTS
FROM LOCKE, BLACKSTONE, MONTESQUIEU AND SMITH

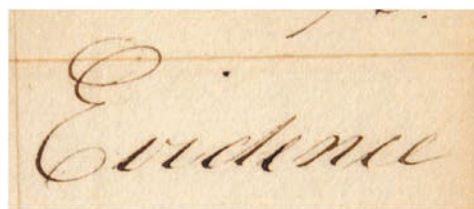
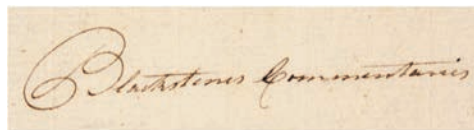
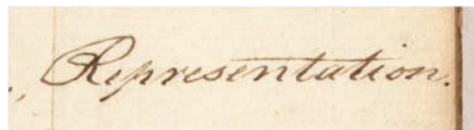
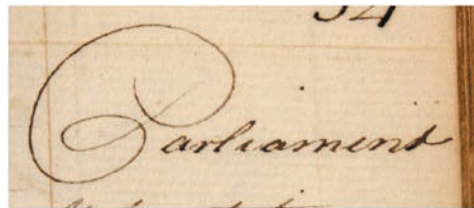
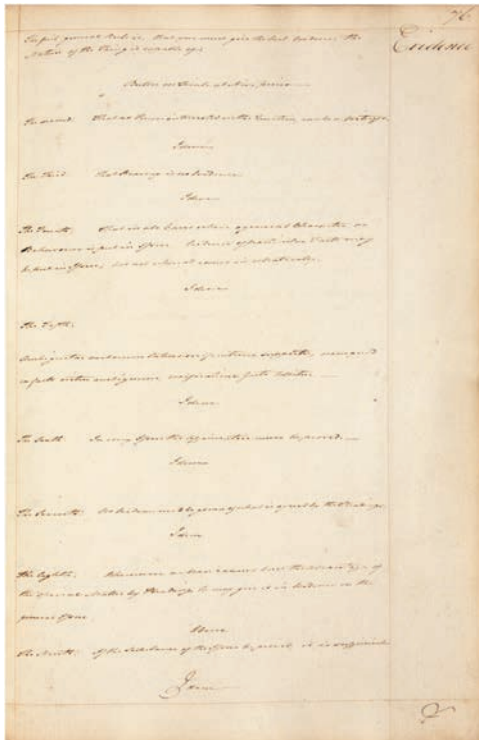
60. [MANUSCRIPT].
[GREAT BRITAIN].

[Commonplace Book by a Student of History, Law and Government].

[Great Britain or Ireland, c.1770]. Printed title page dated 1770, reading *Bell's Common Place Book, Form'd Generally Upon the Principles Recommended and Practised by Mr. Locke*, followed by 8 pp. printed introduction, 12 pp. part-printed index, partially filled in manuscript, 144 numbered leaves and 84 blank leaves. Folio (15" x 9-3/4").

Contemporary vellum, gilt fillets to board edges, morocco lettering piece to spine (reading *Common Place Book*), marbled endpapers. Moderate soiling, light rubbing to extremities, boards slightly bowed, corners bumped and lightly worn, front joint starting at foot, partial crack in text block between title page and following leaf, dampstaining and some edgewear to rear endleaves. Moderate toning, text in fine small hand \$2,000.

A DETAILED RECORD of the authorities that guided a late eighteenth-century English (or Irish) student of history, law and government, this commonplace book cites, among others, Robertson's *History of America*, Blackstone's *Commentaries*, Montesquieu's *Spirit of Laws*, Junius's *Letters*, Locke's *Two Treatises on Government*, Bolingbroke's *Dissertation on Parties* and Smith's *Wealth of Nations*. These are commonplace'd under topic headings, among them "Climate," "Population," "Commerce," "Representation," "Ireland," "Constitution," "Money," "Society," "Despotism," "Liberty of the Press," "Habeas Corpus Act," "Trade," "Taxation," "Crusades," "India," and "Law." Fols. 100-110 contain an extended report of a legal case involving John Leland, debtor, of the County of the City of Dublin and the Barons of the Exchequer.



Details from N° 60

WITH INTERESTING COMMENTARY ABOUT LAW AND SOCIETY

61. [MANUSCRIPT].
[SAVOY, FRANCE].

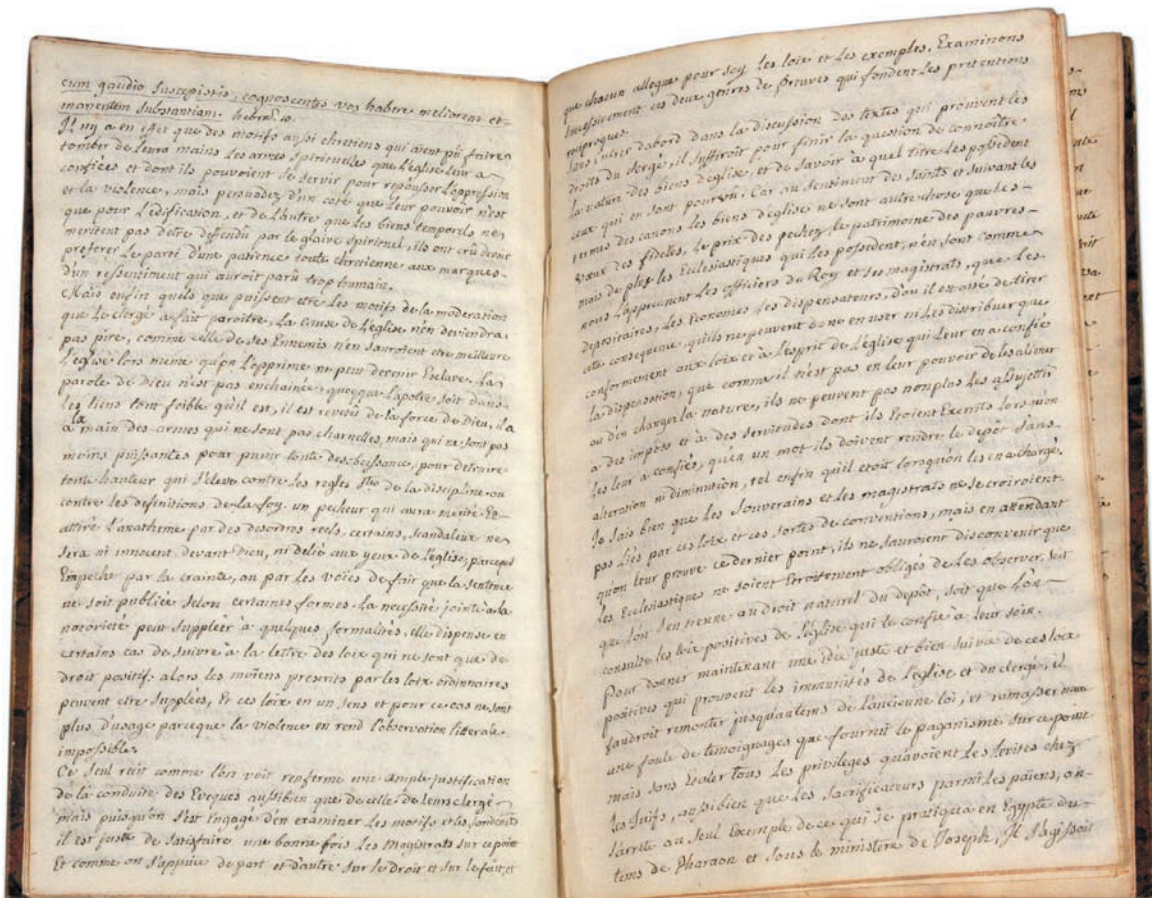
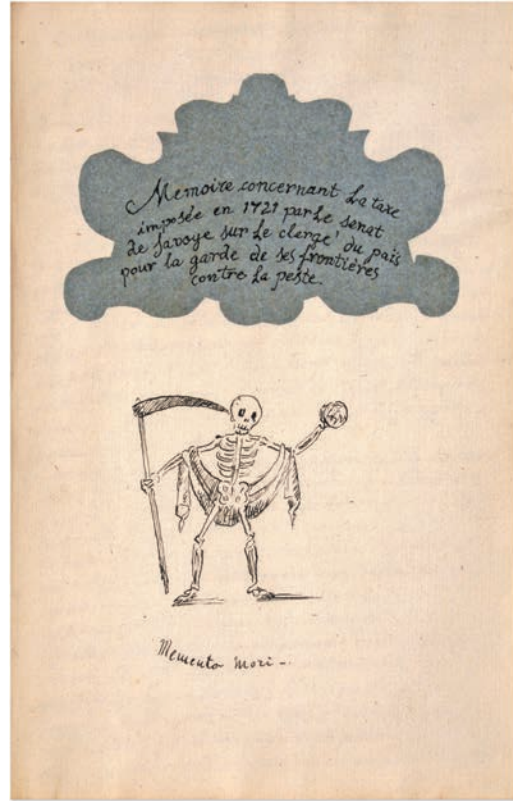
Memoire Concernant la Taxe Imposée en 1727 par le Senat de Savoye sur le Clergé du Pais pour la Garde de les Frontières Contre la Peste.

[France: 18th Century]. 28 pp. Folio (8-3/4" x 5-3/4").

Contemporary quarter vellum over marbled boards, small later (?) paper title panel reading "Memoire par le Senat de Savoye" to front board. Light rubbing to boards, moderate rubbing to extremities with minor wear to spine ends and corners, crack near center of text block, all leaves secure. Manuscript memento mori vignette of a skeleton holding a scythe and skull to title page. Text in small neat hand, light toning to text.

\$3,000.

THIS ERUDITE, DETAILED FAIR-COPY manuscript of some 10,000 words presents an interesting discussion, often critical, of the relationship between secular and ecclesiastical law and the nature of power in relation to the clergy of 18th century Savoy. This is explored in the context of a recent tax to protect the frontiers against plague. Broadly conceived, the author of this study also provides considerable general commentary on the function of law in society.



"I AM INCLINED TO GIVE CREDIT TO HER ASSERTIONS"

62. [MANUSCRIPT].

[TRIAL].

[IRELAND].

[Account of a Rape].

[County Carlow, Ireland, June 25, 1807]. 11" x 7" leaf, docketed on verso.

Horizontal fold lines, light browning and edgewear. Annotations by presiding magistrate to foot of recto and sections of verso. \$1,500.

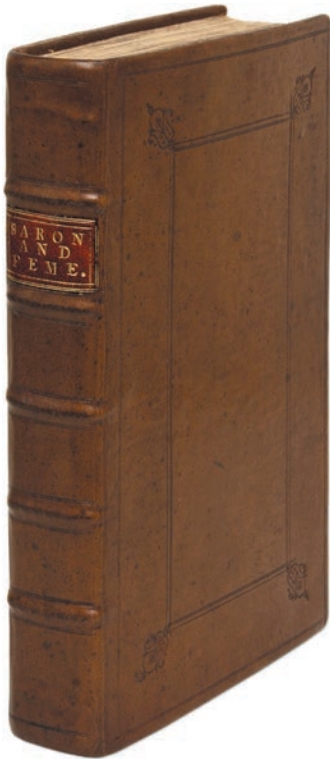
MADE BEFORE MAGISTRATE Gilbert Fitzgerald, this appears to be testimony by Margaret Janson against Myles Barin in an apparently It reads, in part: "[Myles Barin] opened his small cloths, informant asked him what he was going to do to her he answered he would ride her then extending her legs and endeavouring to force something into her body and struggled with her near an hour." Fitzgerald notes: "I did not swear Informant to this Information, as she appeared to be entirely ignorant of the nature of an Oath, but the facts are strongly corroborated by other evidence and I am inclined to give credit to her assertions."

County Carlow
(M. Barin)

The Information of Margaret Janson of Tinnahilly in
the County of Carlow given before me Gilbert Fitzgerald
Magistrate of his Majesty's Justice of the Peace for the County
the 25 day of June 1807

Informant saith that on the Evening of the 20th Inst,
she was riding sheep on the Mountain of Tinnahilly
she was met by Myles Barin of Tinnahilly who took
a hold of her and threw her down then opened his small
cloths and asked her what she was going to do he
answered he would ride her then extending his legs and
endeavouring to force something into her body and struggled
with her near an hour Inst, still screaming and telling him
that she would discover his treatment to her Master that then
the Myles Barin took her up for a while and took hold of
her arms and then ridged her up by the thighs and
said them around and closed himself into her from the
pain she suffered at that time and for a long time after
she believed that he forced something into her body as she
was a long time unable to walk or even to stand on her
legs till the next day and year but also mention
I did not swear Informant to this Information as she
appeared to be entirely ignorant of the nature of an Oath but
the facts are strongly corroborated by other evidence and I am
inclined to give credit to her assertions - Gilbert Fitzgerald

FIRST EDITION OF THE FIRST
ENGLISH TREATISE ON FAMILY LAW



63. [MARRIAGE LAW].
[GREAT BRITAIN].

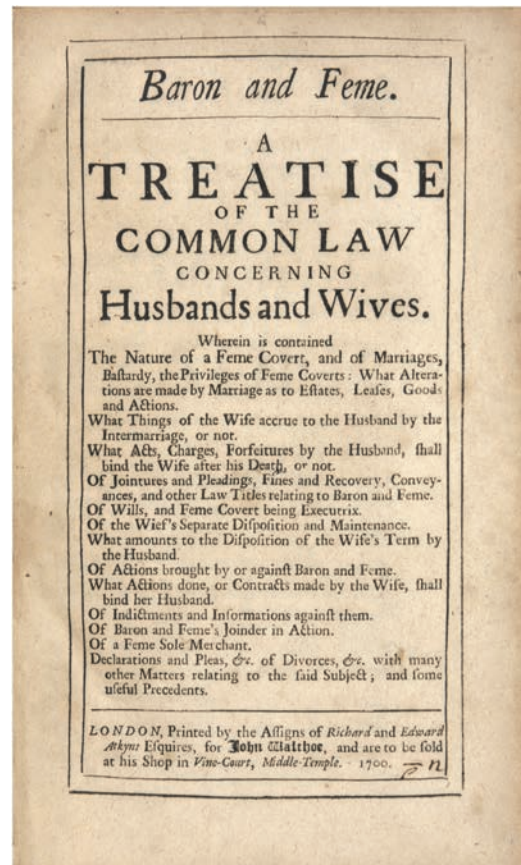
Baron and Feme: A Treatise of the Common Law Concerning Husbands and Wives. Wherein is Contained the Nature of a Feme Covert, And of Marriages, Bastardy, The Privileges of Feme Coverts: What Alterations are Made by Marriage as to Estates, Leases, Goods, and Actions. What Things of the Wife Accrue to the Husband by the Intermarriage, Or Not. What Acts, Charges, Forfeitures by the Husband, Shall Bind the Wife After His Death, Or Not; Of Jointures and Pleadings, Fines and Recovery, Conveyances and Other Law Titles Relating to Baron and Feme. Of Wills, And Feme Covert Being Executrix. Of the Wife's Separate Disposition and Maintenance. What Amounts to the Disposition of the Wife's Term by the Husband. Of Actions Brought by or Against Baron and Feme. What Actions Done, Or Contracts Made by the Wife, Shall Bind Her Husband. Of Indictments and Informations Against Them. Of Baron and Feme's Joinder in Action. Of a Feme Sole Merchant. Declaration and Pleas &c. of Divorces &c. With Many Other Matters Relating to the Said Subject; And Some Useful Precedents.



London: Printed by the Assigns of Richard and Edward Atkyns Esquires, for John Walthoe, 1700. [xxxii], 380, [36] pp. Main text preceded by publisher advertisement; this copy does not have the additional advertisement leaves that follow the text in some copies. Octavo (7-1/2" x 4-1/2").

Recent period-style paneled calf, raised bands and lettering piece to spine, gilt tooling to board edges, endpapers renewed, early hand-lettered title to fore-edge of text block. Light toning to text, somewhat heavier in places, light foxing and faint stains to a few leaves. A very nice copy in a handsome binding. \$6,500.

FIRST EDITION. Passing through subsequent editions in 1719 and 1738, this was the first English treatise devoted exclusively to family law. It is a broadly conceived work. "I have herein considered Baron and Feme in all the circumstances of life, from the solemnization of marriage to the divorce, and have not omitted 'those collateral by-blows, (the title of bastardy making a considerable figure in our books;) and the variety of the matter made me some attonement for the labour' (To The Reader). According to the introduction, the anonymous author seems to have also been the author of the earlier *Infants Lawyer: Or the Law (Ancient and Modern) Relating to Infants* (1697). ESTC R6177.



THE FIRST ENGLISH TREATISE ON MARRIAGE LAW

64. [MARRIAGE LAW].

[GREAT BRITAIN].

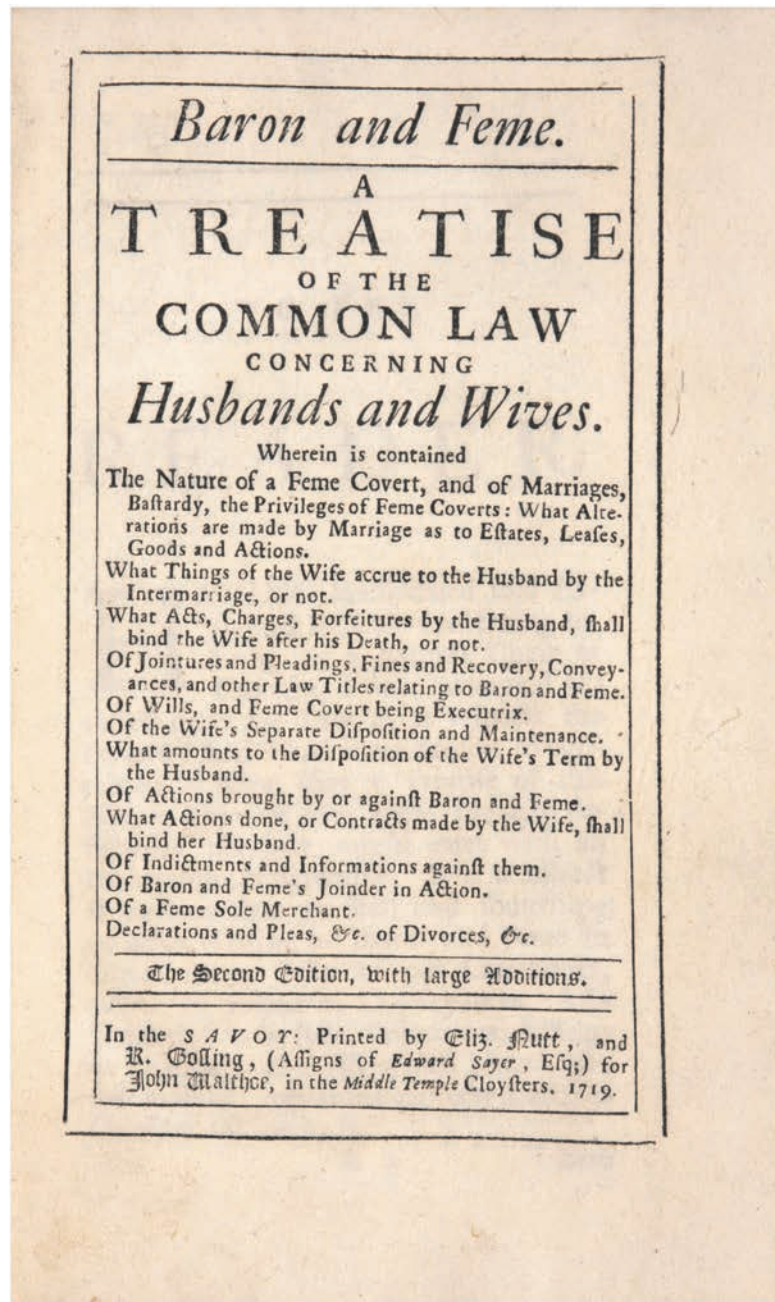
Baron and Feme: A Treatise of Law and Equity, Concerning Husbands and Wives. Wherein is Contained the Nature of a Feme Covert, And of Marriages, Bastards; The Privileges of Feme Coverts; What Alterations are Made by Marriage as to Estates, Leases, Goods, and Actions; What Things Accrue to the Husband by the Inter-marriage or Not; What Acts, Charges, Forfeitures by the Husband Shall Bind the Wife After His Death or Not; Of Jointures, And Pleading, Fines and Recovery, Conveyances and Other Law; Titles Relating to Baron and Feme. Of Wills, And Feme Covert Being Executrix. Of the Wife's Separate Dispositions and Maintenances; What Amounts to the Disposition of the Wife's Term by the Husband; Of Actions Brought by and Against Baron and Feme; What Actions Done or Contracts Made by the Wife Shall Bind Her Husband; Of Indictments and Informations Against Them; Of Baron and Femes Joinder in Action; Of a Feme Sole Merchant; Declaration and Pleas Etc.; Of Divorces Etc.; With Many Other Matters Relating to the Said Subject.

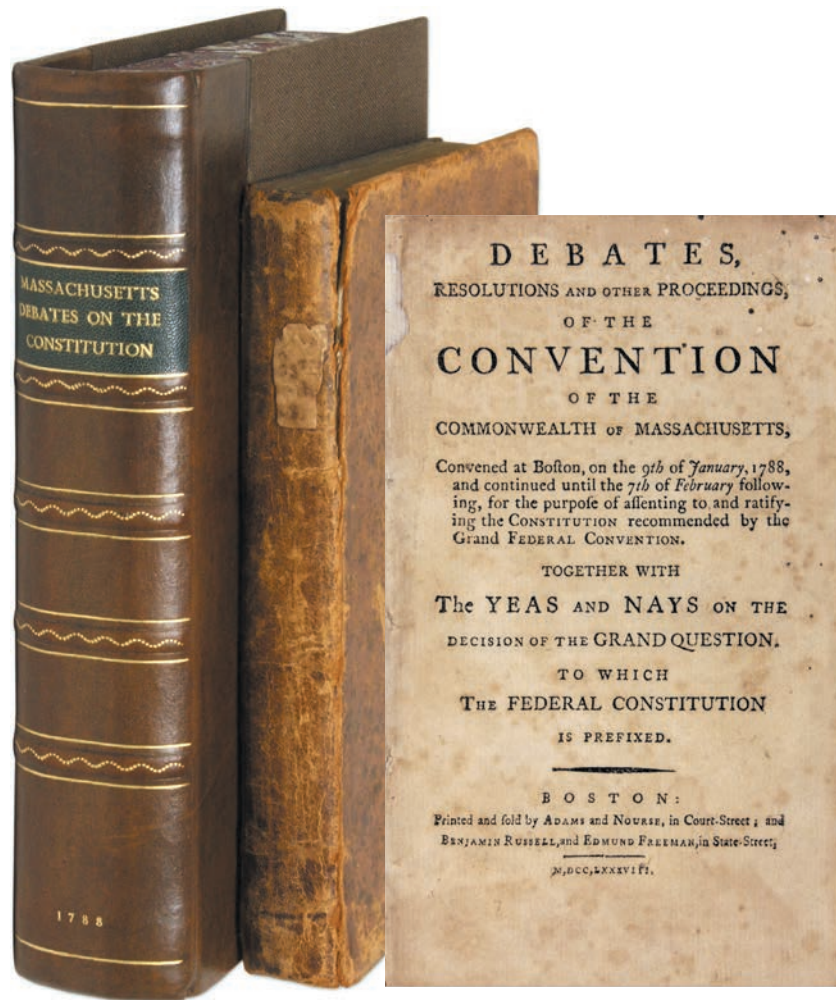
London: John Walthoe, 1719. [xxvi], 422, [42] pp. Title page preceded by one-page publisher list, another publisher list after index. Octavo (8" x 5").

Contemporary calf, rebacked in period style, blind frames to boards, blind fillets along joints, raised bands and lettering piece to spine, speckled edges, gilt tooling to board edges, hinges and upper corners of free endpapers mended. Light rubbing to boards, moderate rubbing to extremities, corners bumped and lightly worn, early armorial bookplate (of M. Verney Fermanagh) and owner inscription (of R. Calvert) to front pastedown, early owner initials (?) to front free endpaper, its upper corner removed. Light toning, slightly heavier in places.

\$2,500.

SECOND EDITION. ESTC T90323.





187 TO 168 IN FAVOR OF RATIFICATION

65. [MASSACHUSETTS]. [FEDERAL CONSTITUTION].

Debates, Resolutions and Other Proceedings, Of the Convention of the Commonwealth of Massachusetts, Convened at Boston, On the 9th of January, 1788, And Continued Until the 7th of February Following, For the Purpose of Assenting to and Ratifying the Constitution Recommended by the Grand Federal Convention. Together with The Yeas and Nays on the Decision of the Grand Question. To Which The Federal Constitution is Prefixed.

Boston: Printed and Sold by Adams and Nourse, and Benjamin Russell, and Edmund Freeman, 1788. 219 pp. Octavo (7" x 4-1/2").

Contemporary speckled sheep, blind fillets and fragment of later hand-lettered paper title label to spine. Moderate rubbing to extremities with wear to head of spine, front joint starting, hinges cracked, later owner bookplate to front pastedown, front free endpaper lacking. Moderate toning to interior, occasional light foxing, internally clean. Item housed in a period-style clamshell box, lettering piece and blind fillets to spine. A desirable copy. \$3,250.

FIRST EDITION. "The ratification process in Massachusetts was viewed with anxiety by supporters of the Constitution throughout the nation. Massachusetts was a key state, and it was thought that actions there might determine the ultimate fate of the Constitution. The struggle was hard, bitter, and characterized by wild rumor and allegations of corrupt behavior. The Federalist strategy was to ratify the Constitution first and then consider amendments to it. On February 6 the Constitution was endorsed by the narrow vote of 187 to 168. Massachusetts became the sixth state to ratify. Massachusetts was the first state to propose amendments along with ratification, setting a pattern for the states that followed. All except Maryland and Rhode Island were to ratify and simultaneously propose amendments" (Peckham). A second edition was published in 1808; another, edited by Bradford K. Peirce and Charles Hale, in 1856. Peckham USC-25. Cohen 2859. Sabin 45702.



A SCOTTISH GUILLOTINE

66. M'COLLOCH, WILLIAM THOMPSON [1815-1869].

History of the "Maiden" or Scottish Beheading Machine, With Notices of the Criminals Who Suffered by It.

Edinburgh: Printed by Neill and Company, 1870. [535]-560 pp. 2 plates. 1 text illustration. Quarto (8-1/4" x 6-1/2").

Contemporary quarter cloth over marbled boards, calf lettering piece to spine, endpapers renewed. Light rubbing to extremities with minor wear to spine ends and corners. Moderate browning to text, some wear to corners of text block.

\$750.

ONLY EDITION. (as an independent work). M'Colloch shows that an early form of the guillotine was used in Scotland from 1564 to 1710. This essay is a reprint from *The Proceedings of the Society of Antiquaries of Scotland*. OCLC locates 4 copies, 2 in North America (Northwestern University, University of Toronto).

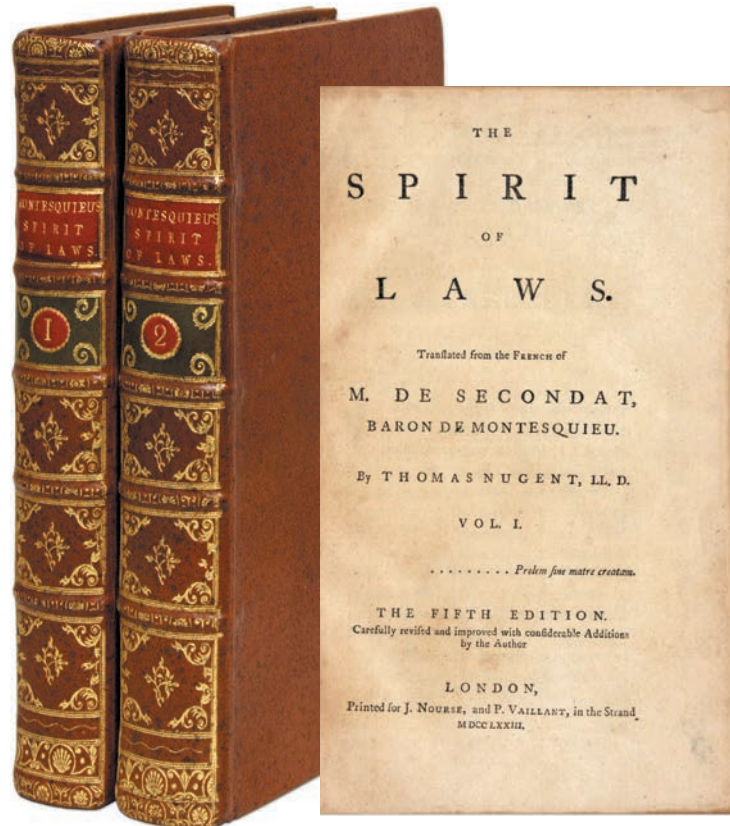
EARLY ENGLISH-LANGUAGE EDITION OF A
LANDMARK IN EIGHTEENTH-CENTURY POLITICAL SCIENCE

67. MONTESQUIEU,
CHARLES-LOUIS DE
SECONDAT, BARON DE
[1689-1755].
[NUGENT, THOMAS
(C.1700-1772), TRANSLATOR].

The Spirit of Laws. Translated from the French of M. de Secondat, Baron de Montesquieu. The Fifth Edition. Carefully Revised and Improved with Considerable Additions by the Author.

London: Printed for J. Nourse, And P. Vaillant, 1773. Two volumes. [iv], xlvii, [1], 468; [iv], xvi, 534, [46] pp. Octavo (8-1/4" x 5").

Recent period-style calf binding by Philip Dusel, gilt spine with raised bands and lettering pieces, gilt tooling to board edges, marbled endpapers. Moderate toning to text, faint dampspotting in places, owner signature (of Paul Tilghman dated 1805) to heads of half-title and dedication leaf of Volume I and heads of title page and first page of Table of Contents of Volume II. A handsome copy. \$1,500.



FIFTH (STATED) ENGLISH Edition. *De L'Esprit des Loix* was one of the landmark works of eighteenth-century political science and an immeasurable influence on jurisprudence and political thought, especially in the Americas. It was a profound influence on the founding fathers, such as Thomas Jefferson, and the framers of the U.S. Constitution. It contained provocative and wide-ranging ideas on the sociology of law, the separation of political powers and the need for checks on a powerful executive office. First published in Geneva in 1748, and first translated into English in 1750, it remains one of the most significant studies of political and legal theory ever written. Based on Montesquieu's study of the English Constitution, this work is important as the first work to propose the separation of powers, an idea incorporated into the U.S. Constitution. Sowerby 2325 (citing a collected edition of Montesquieu's works). ESTC N23470.

A PRINCIPAL SOURCE FOR STUDIES OF THE BRITISH POOR LAW
OF THE EARLY NINETEENTH CENTURY

68. NOLAN, MICHAEL [D. 1827].

A Treatise of the Laws for the Relief and Settlement of the Poor. With Considerable Additions.

London: Printed by A. Strahan, for J. Butterworth, 1808. Two volumes. Octavo (8" x 5-1/2").

Contemporary calf, blind fillets to boards, lettering pieces and blind fillets to spines. Morocco labels gilt-stamped "Hinckford Hundred/ Northern Division" to front board of each volume. Contemporary bookseller ticket to front pastedown of Volume I, light toning to text, internally clean. \$750.

SECOND EDITION. One of the principal sources for the early 19th century British poor law, this was the standard reference on the subject for some thirty years. Speaking of this branch of literature, Holdsworth remarks: "The most considerable of these books... was by Nolan. It was a successful book... It set out to explain the underlying principles of the law, and to illustrate their application in practice. In its forty chapters it gives a good straightforward account of the law with full references to authorities." Hinckford Hundred was an ancient district in Essex that would have overseen administration of the poor law in its several parishes. First published in 1805 and went through three more editions the last in 1825. All editions are scarce in North American law libraries. OCLC locates 5 copies of the second edition (at Harvard, Georgetown, UC Davis, University of Georgia and Villanova). HEL XIII:448. Sweet & Maxwell 2:258.



WITH A FULL-PAGE ALLEGORICAL FRONTISPIECE BY ALBRECHT DÜRER FEATURING LADY JUSTICE, HER FIRST APPEARANCE IN A BOOK



69. [NUREMBERG].
[DÜRER, ALBRECHT (1471-1528)].

Reformation der Stat Nuremberg.

[Nuremberg: Fridrichen Peypus, 1522]. [xxxvii], 30, 208 ff. Folio 12" x 8" (30.5 x 20 cm).

Contemporary panel-stamped reversed calf (with traces of gilt stamping), early repairs to spine ends, clasps present and intact, endpapers renewed at some point. Some rubbing to extremities, chipping to head of spine, a few scuffs and stains to boards, small crack to front joint, rear hinge cracked due to worming, minor worming to fol. 208. Allegorical frontispiece by Durer featuring Lady Justice and a female figure representing charity, attractive woodcut decorated initials throughout. Light toning to text, some leaves lightly browned, faint stains and foxing to a few leaves, wide margins. "1522/ jahre" to title page in near-contemporary hand, interior otherwise clean. \$12,500.

FIRST EDITION, and only edition with Dürer's frontispiece, which includes an image of Lady Justice. This was the first time her image appeared in a book. Nuremberg was the center of the Renaissance in Germany and was its leading cultural and intellectual center until the end of the sixteenth century. These qualities are reflected in the contents and design of this volume. Enacted in 1479, the *Reformation*, or Reformed Civic Legal Code, of Nuremberg is known for its humanistic orientation, straightforward language and elegant production. It is also notable as the collection of German city laws to be issued in print. The 1522 issue by Peypus is notable for its splendid full-page frontispiece by the great Nuremberg artist Albrecht Dürer, which was originally issued as an independent print

in 1521. The bottom half depicts two putti displaying the arms of the city and empire. The upper half depicts Lady Justice, holding scales and a sword, and a female figure representing charity, who is pouring coins from a purse and opening her bodice to bear her heart, which is represented by a flame. The woodcut initials are finely carved and possibly the work of Dürer or his workshop. OCLC locates 4 copies in North America, 1 in a law library (Harvard). VD16 N2027. Meder 285.



SEVENTEENTH-CENTURY CANON LAW IN CENTRAL ITALY



70. [ORTE, ITALY].
GOZZADINI, ANGELO.

Constitutiones, Et Decreta Edita in Prima Dioecesana Synodo Civitatis Hortanae ab Angelo Gozzadino, Civitatis Hortanae & Castellanae ad Inuicem Canonice Perpetuo Unitarum Episcopo, Celebrata Die Ultima Maii, 1. & 2. Mensis Iunii Anno Domini, 1626.

Roncilioni: Apud Franciscum Mercurium, 1627.

[xxii], 155, [3], [blank], 111, [9] pp. Two parts, each with title page and separate pagination. Signatures M and N of Second part (pp. 89-96) bound in reverse order. Quarto (8-1/4" x 6-1/4").

Contemporary vellum, faint early hand-lettered title to front board, fragment of lettering piece early hand-lettered shelf number to foot of spine. Light soiling and a few minor stains, some wear to fore-edges, vellum just beginning to crack through pastedowns, which have negligible worming. Title page of first part has handsome woodcut architectural frame, second part has typographical border and vignette, woodcut colophon, head-pieces, tail-pieces and decorated initials. Early annotations to verso of front free endpaper and title page, interior otherwise clean. \$1,500.

ONLY EDITION. Orte is a city in central Italy near Rome. This is a compilation of its local diocesan law. Also included are forms and information about costs. The second part is entitled *Sequuntur Edicta in Synodo Dioecesana Prima Civitatis Hortanae Anno 1626 Edita: Nec no Formularium Super Expeditionibus Collationum Ordinum, Beneficiorum, Causar[um] Matrimonial[ium], Criminal[ium], & Diversorum Negotiorum pro Faciliori Notariorum, Cancellariorum, & Aliorum Intelligentia: Cum Taxa civili, & Criminali*. OCLC locates no copies in North America (but we located one at UC-Berkeley Law School). Not in the *BMC*.

CRIMINAL PROCEDURE IN THE SEVENTEENTH-CENTURY PAPAL STATES



71. PARISIO, FLAMINIO [D. 1603].

Practica Omnium Terminorum Rota, Et Aliorum Tribunalium Romanae Curiae Omnibus Curialibus Necessaria & Utilissima. Una cum Feltis Palatii. Examinata, & Approbata; Atque Anno 1585, In Lucem Edita.

Rome: Apud Gulielmum Facciottum, 1612. [ii], [3]-56 pp.

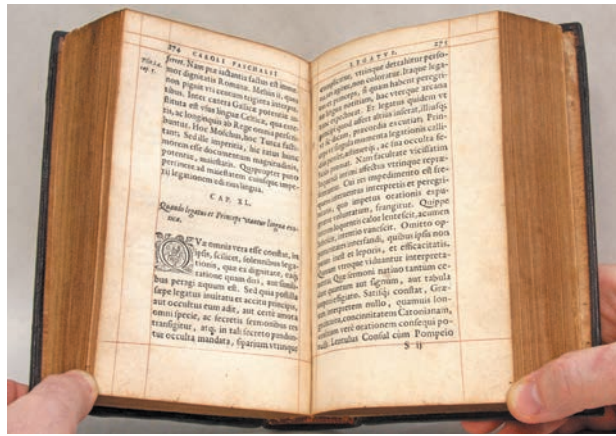
[BOUND WITH]
AMICO, PIETRO [1566-1645].

Brevis Modus Examinandi in Causis Criminalibus, Per Quosuis Iudices Observandus, Summa Curiositate in Publicam Utilitatem Noviter Redactus.

Rome: Apud Gulielmum Facciottum, 1612 24 pp.

Octavo (5-1/2" x 3-3/4"). Recent flexible sheep, gilt title and blind rules to boards, patterned endpapers. Spine ends and corners lightly bumped, moderate toning and occasional light foxing to text, annotations and inkspots to a few leaves. A handsome volume containing two rare titles. \$1,750.

TERMINORUM, fourth edition; *Examinandi*, second edition. Often bound together, the two handbooks in this volume describe the practice of the mixed secular (civil and criminal) and ecclesiastical courts in the Papal States. First published in 1585, it went through six editions, the last one in 1647. Parisio's *Terminorum* describes the nature and jurisdictions of the different courts, including the Rota Romana. Amico's *Examinandi* discusses criminal procedure, with sections on evidence, trial procedure and the use of torture. It was first published in 1604 and went through four editions, the last one in 1647. All editions of both titles are very scarce, rare if you omit holdings in European libraries. *Terminorum*: OCLC locates 3 copies in North America, none of this edition; *Examinandi*: OCLC locates 2 copies in North America, 1 of this edition (at the Library of Congress). Neither title in the *BMC*.



FIRST EDITION OF AN INFLUENTIAL TREATISE ON AMBASSADORS

72. PASQUALI, CARLO [1547-1625].

Legatus. Accessit Graecarum Dictionum Interpretatio, Et Index, Quod Satis est, Locuples.

Rouen: Apud Raphaelem Parvivalium, 1598. [xxiv], 539, [13] pp. Octavo (6-3/4" x 4-1/4").



Near-contemporary morocco, rebaked retaining existing spine, gilt frames to boards and spine, which has fragments of a hand-lettered paper title panel, ties lacking, corners of boards and hinges mended, all edges gilt. A few minor stains to boards, early owner bookplate to front pastedown, early annotation (shelf mark) in small early hand to front free endpaper. Ruled throughout in red. Moderate toning, light soiling to title page and a few other leaves. A handsome copy. \$2,750.



FIRST EDITION. One of the first books on the subject, and one of the most influential, *Legatus* is a detailed treatise on the duties and functions of ambassadors. (It reached its fifth and final edition in 1645.) An Italian by birth, Pasquale worked for the French court. By the time he had written this book, he had served Henry III as an envoy in Poland and had been part of a successful mission to the court of Elizabeth I on behalf of Henri IV. Adams P368.

A DURABLE COMMENTARY ON THE LAW OF CONTRACTS CONCERNING SALES IN JUSTINIAN'S CODE

73. PINHEL, AIRES [16TH C.].

SOARES DA RIBEIRA, MANUEL [16TH C.].

Ad Rub. & L. II C. De Rescin. Vend. Elaboratissimi Commentarii. In Quibus sic Eleganter, Ornate ac Luculenter Materiam ille Enucleavit, ut Nihil Amplius Desiderari Possit. Accessere viri Disertissimi ac Iurisconsulti Celeberrimi Emanuelis Soarez a Ribeira Doctissimae Adnotationes.

Venice: [Damiano Zenaro], 1570. [xii], 199, [1] ff. Quarto (8-1/4" x 5-3/4").

Contemporary limp vellum with yapp edges, early calligraphic title to spine, fragments of ties to front cover. Light soiling and a few minor stains to covers, spine darkened, light rubbing to extremities, vellum just beginning to crack though pastedowns, which have minor worming, hinges partially cracked. Large woodcut Zenara salamander device to title page. Moderate toning, light foxing in places, gradually diminishing faint dampstaining at head and foot of text block from front pastedown to fol. 13. \$1,500.



THIS IS A DISTINGUISHED commentary on the rubric "De Rescindenda Venditione," the sections of the Code of Justinian that addresses contracts concerning sales with additional commentary on related parts of the *Corpus Juris Civilis*. Pinhel was a Spanish jurist, and his discussion considers the related Spanish and Portuguese civil law of his day. Soares da Ribeira was a Portuguese canonist. Originally published in 1508, it went through several issues and editions throughout, the last edition in 1667. All editions are scarce. OCLC locates 5 copies of the 1570 edition in North America (Harvard Law School, Library of Congress, Penn State University, SMU Law School, University of Kansas). USTC 848818.

ONE OF THE GREAT LEGAL WORKS OF THE MEDIEVAL ERA

74. PLACENTINUS, PETRUS [D.1192].
RHODIUS, NIKOLAUS [FL. 1530-1535], EDITOR.

In Codicis Dn. Iustiniani Sacratissimi Principis ex Repetita Praelectione Libros IX. Summa a Placentino Legum Interprete Excellentissimo Ante 400. Ferme Annos Conscripta et nunc Primum in Lucem Aedita. Accessit Praeterea Index Geminus, In quo Omnes Huius Summae Tituli, Non tam Secundum Librorum, Quam Secundum Alphabeti Ordinem, Pulcherrime Demonstrantur.

Mainz: [In Officina Iuonis Schoeffer], 1536. [xxviii], 454, [2] pp.

[BOUND WITH]
ZASIUS, ULRICH [1461-1535].
FREIGE, NICOLAUS (AND OTHERS), EDITOR.

In Usus Feudorum Epitome, Ordine Et Utilitate Commendabilis. Eiusdem Oraciones Aliquot Disertae, Tum in Laudem Legum, Tum Funebres.

Basel: Apud Io. Bebelium, 1535. [xxiv], 174, [2] pp.

[AND]
AYTTA, WIGLE VAN [1507-1577].

Commentaria Viglii Zuichemi Phrysi in Decem Titulos Institutionum Iuris Civilis, Quibus Omnia Penè Testamentorum Iura Eleganter ac Dilucide Explicantur. Titulorum Catalogum Sequens pagina Indicabit.

Basel: In Officina Frobeniana, 1534. [viii], 192, [12] pp.



Folio (12" x 8"). Contemporary paneled pigskin, eighteenth-century speckled paper, gilt ornaments and lettering piece to spine, ties lacking (possibly removed when the spine was "modernized"). Light soiling, a few minor worm holes, moderate rubbing to extremities with light wear to paper covering spine, corners bumped, front endleaves lacking, front hinge cracked, minor worming to rear pastedown and free endpaper, which has some edgewear and a chip to its top-edge near the gutter. Notably elegant woodcut initials in all three titles. Light toning, somewhat heavier in places, occasional light foxing, light soiling to title pages, lower margin trimmed from title page of *Codicis* with no loss to text. \$4,500.

ONLY EDITION: *Codicis*; first edition: *Usus Feudorum, Commentaria*. Written around 1180, Placentinus's exposition of Justinian's *Code* (then believed to contain 9 books) was one of the great legal works of the medieval era. Rhodius's edition was the first printed version of this work. Zasius's *Usus Feudorum*, his last work, is a study of feudal land law, Aytta's *Commentaria* is a study of the Title X of the Justinian's *Institutes*, "Concerning the Execution of Wills." *Usus Feudorum* and *Commentaria* went through several editions and issues through the end of the sixteenth century. VD16 P1887, Z158, A4525.



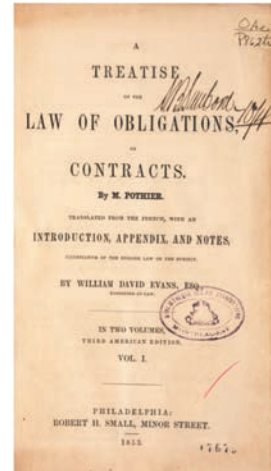
EARLY AMERICAN EDITION OF POTHIER ON OBLIGATIONS

75. POTHIER, ROBERT JOSEPH [1699-1722].
EVANS, WILLIAM DAVID [1767-1821], TRANSLATOR AND EDITOR.

A Treatise on the Law of Obligations, Or Contracts. Translated from the French, With an Introduction, Appendix, And Notes Illustrative of the English Law on the Subject.

Philadelphia: Robert H. Small, 1853. Two volumes. xv, [17]-605; [iii], iv, 628 pp. Octavo (9" x 5-1/2").

Contemporary sheep, blind frames to boards, red and black lettering pieces and small paper shelf labels to spines. Moderate rubbing to boards and extremities, Volume I boards beginning to separate but secure, corners bumped and somewhat worn, card pockets to front pastedowns, hinges of Volume II cracked, early owner inscription ("S.B. Sanborn, Montreal, October 1874") and presentation inscription ("Donated by the Estate of E.J. Bedard to Brother Walter Bedard") to front free endpaper, identical presentation inscription to front free endpaper of Volume II. Light toning to text, offsetting to margins of preliminaries and endleaves, small monastery library stamps and markings to title pages. \$1,250.



THIRD AMERICAN EDITION, from the sole London edition, 1806. Holdsworth praises Evans's edition for introducing Pothier to English lawyers, which "did considerable service to the development of the English law of contract." Marvin agrees and observes that "[Evans's] notes are comprehensive and learned, and deserve a careful perusal in connexion with the text, and he is entitled to considerable praise for having furnished *Pothier on Obligations* to the profession in so good and accurate an English garb." The first American edition, a translation by F.X. Martin, was published in 1802. The first American Evans edition, the second overall, was published in 1826. Holdsworth XIII:467. Marvin 578. Cohen 3659.

A SUPPORTER OF AMERICAN LIBERTY

76. POWNALL, THOMAS [1722-1805].

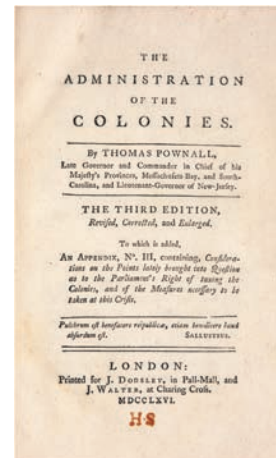
The Administration of the Colonies. The Third Edition, Revised, Corrected, and Enlarged. To Which is Added, An Appendix, No. III, Containing, Considerations on the Points Lately Brought into Question as to the Parliament's Right of Taxing the Colonies, And of the Measures Necessary to be Taken at this Crisis.

London: Printed for J. Dodsley and J. Walter, 1766. [xxviii], 202, 60, 52 pp. With a half-title. Seven woodcuts text at pp. 172-1744 reproducing the marks of Native American sachems (chiefs). Octavo (8" x 5").



Contemporary sprinkled calf, gilt-edged raised bands and gilt ornaments to spine, gilding rubbed away from title, gilt tooling to board edges. Negligible light rubbing and a few minor nicks and scuffs to boards, corners bumped. Light toning to text, light soiling to a few leaves, small hole to head of front endleaves and half-title, early owner initials to foot of title page. \$2,750.

THIRD EDITION. Pownall was governor of Massachusetts from 1757 to 1759, after which "he remained an acknowledged expert on Britain's colonial affairs in general, especially the American colonies that declared independence in 1776. Pownall's most influential statement in this respect was his *Administration of the Colonies*, first published in 1764.... Pownall consciously sought in this work to identify himself as a supporter of American liberty. Although he feared that Britain was losing control of its colonies, he wrote that the Americans were entitled to the same rights of representative government as their fellow subjects in England, Scotland, and Wales" (ODNB). The first edition was published in 1764, its final edition in 1777. Appendix No. III. is an assessment of Parliament's right to tax its colonies drawn from the then-recent history of the Stamp Act (1765-1766). Oxford Dictionary of National Biography (online edition). Sabin 64816. ESTC T90025.



WITH A BROADSIDE LISTING THE RULES AND REGULATIONS OF THE RHODE ISLAND HOUSE OF REPRESENTATIVES

77. [RHODE ISLAND].

Public Laws of the State of Rhode-Island and Providence Plantations Passed Since the Session of the Hon. General Assembly in January, A.D. 1798.

Providence: Printed by Jones & Wheeler, 1810. 144 pp. [38] bound-in leaves, bound-in 10-1/2" x 8-1/4" broadside bound after rear free endpaper. At head of title: *A Supplement to the Digest of the Laws. ... 1798.* Octavo (8-3/4" x 5-3/4").

Contemporary quarter sheep over plain paper boards, untrimmed edges. Moderate rubbing with some wear to spine ends and corners, faint early signatures and other marks to boards, hinges cracked. Light browning and foxing, faint dampstaining to head of text block near gutter, early owner signatures (Samuel Gibbs, William

Brown) to front free endpaper, brief annotations (and doodles) to some of the leaves at the rear of the text, a few clean tears along folds of broadside. \$750.

THE BOUND-IN LEAVES are from later volumes of session laws from 1811 to 1813. Many of these have an annotation reading "Sheriff, Kent" or "Sheriff, Kent County" and a date of 1812 or 1813.

The broadside after the text is titled "Rules and Regulations, To be Observed in the House of Representatives of the State of Rhode-Island and Providence-Plantations." A well-respected citizen of Kent county, Gibbs [1777-1868] was a farmer, militia officer, sheriff, justice of the peace and judge. We were not able to trace the identity of William Brown. Arnold, James N., Editor, *The Narragansett Historical Register* Vol. IX, No. 2 (1891):174-175. Babbitt 457-458

A PAMPHLET ON TRADE POLICY THAT WAS POPULAR WITH AMERICAN COLONIAL RADICALS

78. [ROBINSON, MATTHEW, BARON ROKEBY (1713-1800)].

Considerations on the Measures Carrying on With Respect to the British Colonies in North America.

[New York]: London: Printed, And New-York: Re-Printed, by John Holt, 1774. [ii], 73, [1] pp. Octavo (7-3/4" x 4-3/4").

Disbound stab-stitched pamphlet. Light browning, light foxing in a few places, faint dampstaining, and light foxing to title page, upper and lower corners lacking with no loss to text. \$650.

ITS OPPOSITION to Lord North's repressive colonial policies made this pamphlet popular among American radicals. First printed in London in 1774, it went through six American editions the same year. ESTC W11914. Evans 13586.

THE MERRY LAWYER

79. [ROTTMANN, FRIEDRICH J.].

Der Lustige Jurist, Welcher im Ersten Theil Nicht Allein Mancherley Theils Ergetzende Theils Nützliche Rechts-Fragen Erörtert, Verschiedene Seltsame Gerichts-Händel Darstellet, Viele kurzweilige Discurse Führet und zu einigen Curiösen Disputationen Anlaß giebt; Sondern auch im Andern Theil eine Kurtze Anweisung, Wie Allerhand Suppliquen, Instrumenta, Formulen und Rechts-Briefe; Imgleichen Mündliche Verhöre, Schriftliche Prozesse und Rechts-Sprüche, Ehestiftungen, Testamenta U.D.G. Abzufassen: Unter Darstellung Vieler Lustigen Exempel und Kurtzweiligen Historien, Mittheilet.

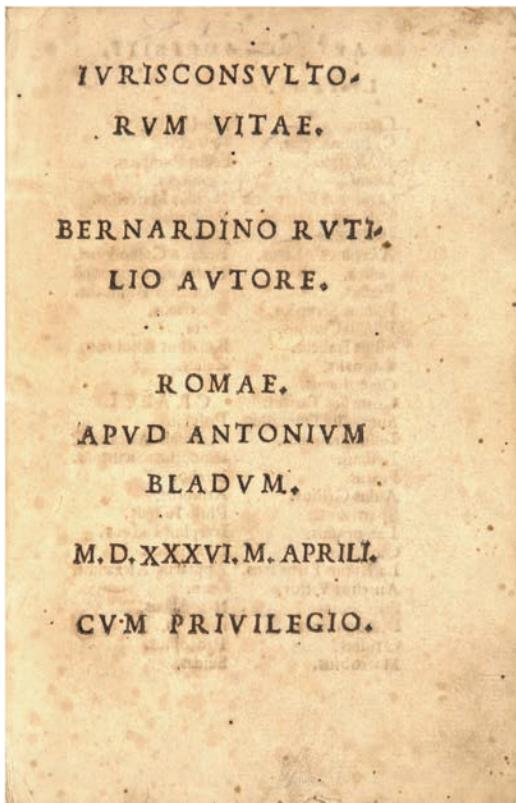
Bremen: Bey Philipp Gottfried Saurmann, 1730. [xxii], 1108, [22] pp. Two parts in one with continuous pagination. Octavo (6-1/4" x 4").

Contemporary vellum, lettering piece neatly removed from spine, colored edges. Light soiling and a few minor stains. Double folded title page printed in red and black. Moderate toning to text, slightly heavier in places. \$2,950.

FOURTH EDITION. *De Lustige Jurist (Merry Lawyer)* is a collection of thorny questions and answers, many of a sexual nature, couched in legalese, and some in crude verse, for the amusement of lawyers and judges. Its topics include love potions, virginity, marriage and smoking in the presence of women. First published in 1716, it went through five editions, the last in 1738. All are scarce or rare. OCLC locates 2 copies of the 1730 edition, neither in North America. It is not listed on VD18. It is mentioned in Murray 5.



HUMANISTIC BIOGRAPHIES
OF THE GREAT JURISTS OF ANCIENT ROME



80. RUTILIO, BERNARDINO [1504-1538].

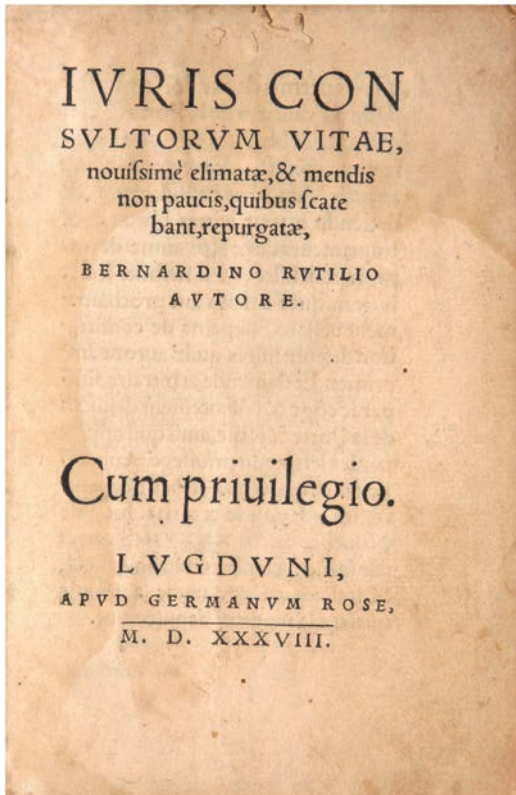
Iuris Consultorum Vitae.

Rome: Apud Antonium Bladum, 1536. [xvi], CCCLXVII, [1] pp. Octavo (6" x 4").

Contemporary limp boards, later hand-lettered title to spine. Light soiling, moderate rubbing to extremities, spine darkened, hinges cracked, upper section lacking from front free endpaper, which is pasted to front pastedown. Light toning to text, somewhat heavier in places, brief early annotations throughout, minor worming to a few leaves, light soiling to title page. \$1,500.

FIRST EDITION. Rutilio was Italian jurist and humanist scholar. He was also one of the first authors to compile biographies of lawyers. *Iurisconsultorum Vitae* describes the lives and achievements of 77 Roman jurists, from Papirius to Tribonian. Distinguished by its discerning criticism and careful use of sources, the work was well-received. It went through later editions in 1537, 1538, 1539, 1545, 1584 and 1718. All editions are scarce. OCLC locates 2 copies of the first edition in North America (University of Minnesota Law School, Yale). *Censimento Nazeionale delle Edizioni Italiane del XVI Secolo* CNCE24161.

THE GREAT JURISTS OF ANCIENT ROME



81. RUTILIO, BERNARDINO [1504-1538].

Iuris Consultorum Vitae, Novissime Elimatae, & Mendis non Paucis, Quibus Scatebant, Repurgatae.

Lyon: Germanum Rose, 1538. [xvi], 254, [1] pp. Octavo (6-1/4" x 4-1/4").

Contemporary boards covered in vellum derived from medieval manuscript, later paper title label to head of spine. Light soiling, moderate rubbing with some wear to spine ends and corners, small chip to front joint, rear pastedown partially detached. Light toning to text, somewhat heavier in places, faint dampstaining to head of text block from front pastedown to p. 17, minor worming to front pastedown and upper margins of preliminaries, light foxing to a few leaves. An attractive copy. \$1,250.

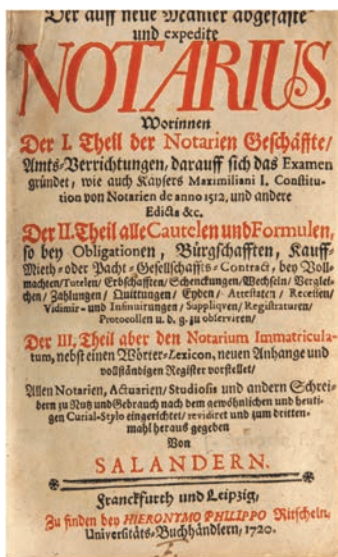
THIRD EDITION. OCLC locates 9 copies in North America, 5 in law libraries (Harvard, Library of Congress, Ohio State, UC-Berkeley, University of Georgia). Baudrier 5:12.

USEFUL TO THE GERMAN LAWYER OR LAW STUDENT

82. SALANDER (SCHADE, FRANZ HENNING)
[1699-1732].

Der AufNeue Manier Abgefaste und Expedite Notarius, Worinnen Der I. Theil der Notarien Geschäfte, Amts-Verrichtungen, Darauff sich das Examen Gründet, Wie auch Käysers Maximiliani I. Constitution von Notarien de Anno 1512. Und andere Edicta &c. Der II. Theil alle Cautelen und Formulen, So bey Obligationen, Bürgschafften, Kauff- Mieth- Oder Pacht-Gesellschafts-Contract, Bey Vollmachten, Tutelen, Erbschafften, Schenckungen, Wechseln, Vergleichen, Zahlungen, Quittungen, Enden, Attestaten, Recessien, Vidimir- und Infinuirungen, Suppliquen, Registraturen, Protocollen u.d.g. zu Observiren, Der III. Theil aber den Notarium Immatriculatum, Nebst einen Wörter-Lexicon, Neuen Anhang und Vollständigen Register Vorstellet. Allen Notarien, Actuaren, Studiosis und Andern Schreibern zu Nutz und Gebrauch nach dem gewöhnlichen und Heutigen Curial-Stylo Eingerichtet, Revidiret und zum Drittenmahl Heraus Gegeben von Salandern.

Frankfurt and Leipzig: Zum Finden bey Hierontmo Philippo Ritscheln, 1720. [xiv], 832. [16] pp. Copperplate pictorial frontispiece.



[BOUND WITH]
LUDOVICI, JACOB FRIED-
RICH [1671-1723].

Usus Practicus Distinctionum
Juridicarum, Juxta Ordinem
Digestorum Adornatus. Rivisa &
Aucta Duplici Indice.

Halle: Sumptibus Orphanotropei, 1717.
[lxxvix], 171; 175; 199 pp. Three parts, each
with title page and individual pagination.
Copperplate portrait frontispiece (of
Justinian I).

[AND]
RIVINUS, QUINTUS SEPTI-
MIUS FLORENS [1651-1713].

Specimen Exceptionum Forensium,
Exhibens Dilatorias ad Usum Fori Saxonici Accomodatas in Gratiam
Auditorum Suorum.

Leipzig: Apud Dav. Fleischeri Viduam, 1719. [ii], 279, [2] pp.

Octavo (6" x 3-3/4"). Contemporary vellum, edges rouged. Light spotting, moderate rubbing, vellum just beginning to crack through pastedowns. Title pages printed in red and black. Moderate toning, light foxing and faint dampstaining in a few places, headlines and lower margins affected in places by trimming with no loss to legibility, light edgewear to frontispieces. \$4,500.

THIS VOLUME COLLECTS later editions of three works that would have been useful to a German lawyer or law student. Enhanced by a law dictionary, Salander's *Neue Manier Abgefaste und Expedite Notarius* is a thorough guide to legal drafting and procedure concerning legal documents. Ludovici's *Usus Practicus Distinctionum* is treatise on jurisprudence based on Justinian's *Digest*. Rivinus's *Specimen Exceptionum* is a guide to pleading and procedure. All of these titles are scarce with few holdings in North American libraries. *Das Verzeichnis Deutscher Drucke des 18. Jahrhunderts* 11274026 (Salander), 10909036 (Rivinus). The 1717 edition of Ludovici not in VD18 or the BMC.



A FIFTEENTH-CENTURY LEGAL REFERENCE LIBRARY

83. SCHUSSENRIED, WERNER
VON [ET AL.]

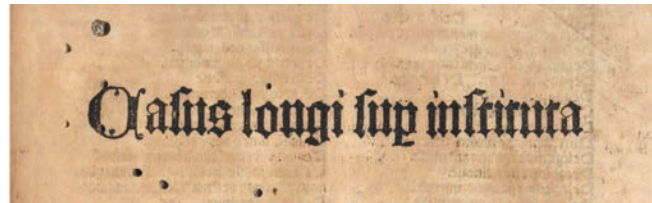
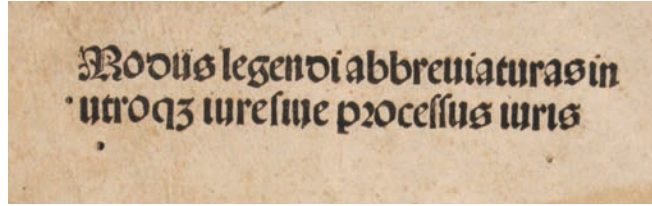
Modus Legendi Abbreviaturas in Utroq[ue]
Iure, Sive Processus Iuris.

[Strasbourg: Printer of the 1483 Jordanus de
Quedlinburg (Georg Husner), 9 August 1490].
[126] ff. Text in parallel columns. Collation: a8 b6 c8 d6 e8 f-v6. Complete.

[BOUND WITH]
GUIDO DE CUMIS.

Casus Longi Super Institutis.

[Strasbourg: Johann Prüss, about 1488-1493].
[84] ff. Text in parallel columns. Collation: A8
B-K6 L8 M6 N8. Lacking final blank leaf.



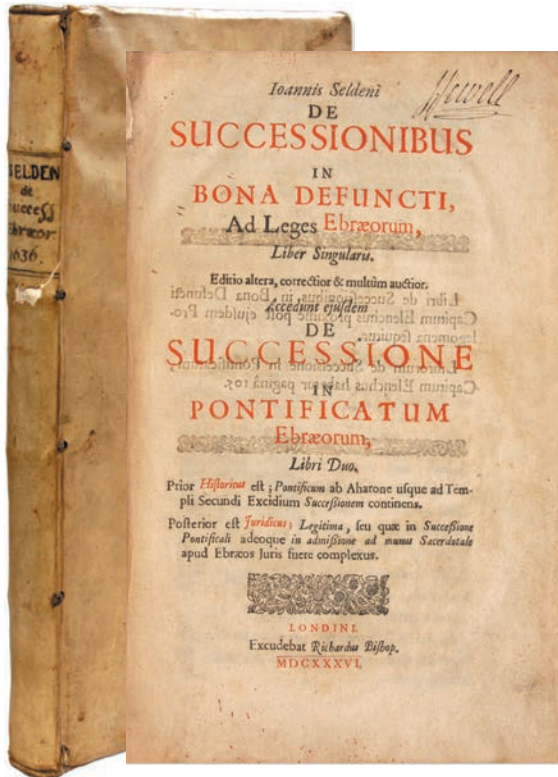
Folio (11-1/4" x 8-1/4"; 29 x 21 cm). Contemporary paneled pigskin, raised bands to spine, pigskin clasps with pigskin straps and brass hardware, lower strap and clasp renewed, faint hand-lettered early title to head of front board. Moderate soiling, several worm holes to boards and spine, moderate rubbing to extremities, corners bumped and somewhat worn, section of rear pastedown renewed. Light toning, several worm holes and a few worm tracks to text block with no loss to legibility, faint dampstaining to margins in a few places, some edgewear to corners of the first four leaves of *Modus Legendi* and final 23 leaves of *Casus Longi*, light soiling to title pages, later owner inscription to front free endpaper, "33" in later hand to title page of *Modus Legendi*, later doodles to rear endleaf. \$12,000.

THIS VOLUME COLLECTS a group of classic medieval and early-modern texts. The *Modus Legendi Abbreviaturas* is a dictionary of abbreviations compiled by Wernherus von Schussenried. It is accompanied by the *Processus Jucarius* of Johannes Auerbach, a handbook on procedure, the *Tractatus de Praesumptionibus* of Bartolo of Sassoferrato (attributed to Auerbach in this edition), a treatise on legal reasoning and conjecture, the *Summa Qualiter Notarii* and *Tractatus Notariatus* of Dominicus of Vicentina, handbooks on notaries and legal process, the *Defensorium Juris* of Gerardus of Rheinau, a handbook on defense procedure, the *Tractatus Exceptionum* of Pope Innocent IV, a treatise on jurisdictional authority between higher and lower-ranking members of clergy, the *Tractatus Praescriptionum* of Dinus of Mugello, a study of land tenure in Roman law, the *Arbitris et*

Arbitratoribus of Petrus Jacobus of Montepessulano, a handbook on arbitration, the *Differentiae Legum et Canonicum* of Galvanus Salvianis of Bononia, a comparative study of Roman and Canon law, and the *Tractatus de Tabellionibus* of Baldus de Ubaldis (attributed to Bartolus in this edition). The *Casus Longi Super Institutis* is a summary of the *Institutes* of Justinian. Goff M757, G555. CW M47350, 11711.



SELDEN ON THE JEWISH LAWS OF INHERITANCE



84. SELDEN, JOHN [1584-1654].

De Successionibus in Bona Defuncti, Ad Leges Ebraeorum, Liber Singularis. Editio Altera, Correctior & Multum Auctior. Accedunt Ejusdem De Successione in Pontificatum Ebraeorum, Libri Duo. Prior Historicus Est; Pontificum ab Aharone Usque ad Templi Secundi Excidium Successionem Continens. Posterior est Iuridicus; Legitima, Seu quae in Successione Pontificali Adeoque in Admissione ad Munus Sacerdotale apud Ebraeos Juris Fuere Complexus.

London: Excudebat Richardus Bishop, 1636. [vi], XXIV, [4], 266 pp. Folio (11" x 7").

Contemporary vellum, hand-lettered title to spine. Light soiling, rubbing and a few minor stains to boards, tiny chip to center of spine, minor wear to corners, vellum just beginning to crack through pastedowns, tiny early owner signature (Zacharias Cautig) and later library bookplates to front pastedown, 1-1/4" strip removed from head of front endleaf. Title page printed in red and black. Moderate toning to text, light browning and faint dampspotting in a few places, light soiling, a few minor inkspatters and later owner signature (J. Jewell) to title page. \$750.

SECOND EDITION. Text in Latin, some passages in Hebrew. Selden was the first great English jurists to study Jewish law seriously. As noted by the *Dictionary of National Biography*, Selden's "familiarity with rabbinical literature was such as has been acquired by few non-Israelite scholars; and many details of oriental civilization and antiquities were certainly brought to the knowledge of Europeans for the first time in them." First published in 1631, *De Successionibus* is a notable exposition of the rabbinical laws of inheritance and succession and laws concerning rabbis. It went through several editions into the eighteenth century. *DNB* XVII:1157. *ESTC* S117055.

PIONEERING ENGLISH TREATISE ON ELECTION LAW

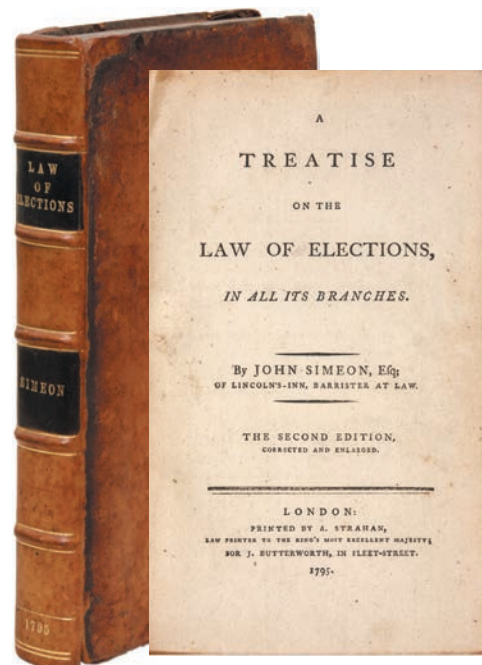
85. SIMEON, JOHN [1756-1824].

A Treatise on the Law of Elections, In All Its Branches. Corrected and Enlarged.

London: Printed by A. Strahan, 1795. xx, 210, cxxvii, [13] pp. Octavo (8-1/2" x 5").

Contemporary calf, rebacked in period style, gilt-edged raised bands and lettering pieces to spine, front endpapers and rear free endpaper renewed. Negligible light rubbing and a few scuffs to boards, moderate rubbing and a few nicks to board edges, corners bumped and moderately worn, front hinge cracked, partial crack between final two leaves of index. Moderate toning to text, faint dampstaining to head of text block, short clean tear to margin of leaf Y4 (pp. cxvii-cxviii) not affecting text. A handsome copy. \$750.

SECOND AND FINAL EDITION. With extensive index containing extracts from election cases. "We have seen that Douglas, the reporter in the court of King's Bench, had also made reports of election cases, which he published in 1775-177, and that other reports of election cases began to appear about the same time. The publication of these reports gave an opportunity for a more logical treatment of the subject, which was provided by Simeon's [book]...": Holdsworth XII:346. The first edition, which has less content, was published in 1789. *ESTC* N14028.



ISSUED ON THE EVE OF THE REVOLUTION

86. SOMERS (SOMMERS), LORD [JOHN]
[1651-1716], ATTRIBUTED.
DEFOE, DANIEL [1661?-1731], ATTRIBUTED.
DUNTON, JOHN [1659-1733], ATTRIBUTED.

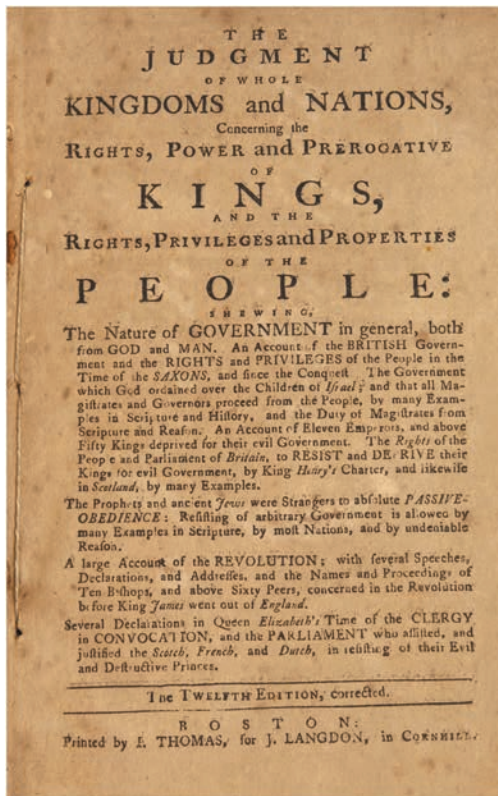
The Judgment of Whole Kingdoms and Nations, Concerning the Rights, Power and Prerogative of Kings, And the Rights, Privileges and Properties of the People: Shewing the Nature of Government in General, Both from God and Man. An Account of the British Government and the Rights and Privileges of the People in the Time of the Saxons, And Since the Conquest. The Government Which God Ordained Over the Children of Israel; And that All Magistrates and Governors Proceed From the People, By Many Examples in Scripture and History, And the Duty of Magistrates From Scripture and Reason. An Account of Eleven Emperors, And Above Fifty Kings Deprived for Their Evil Government. The Rights of the People and Parliament of Britain, To Resist and Deprive Their Kings for Evil Government, By King Henry's Charter, And Likewise in Scotland, By Many Examples....

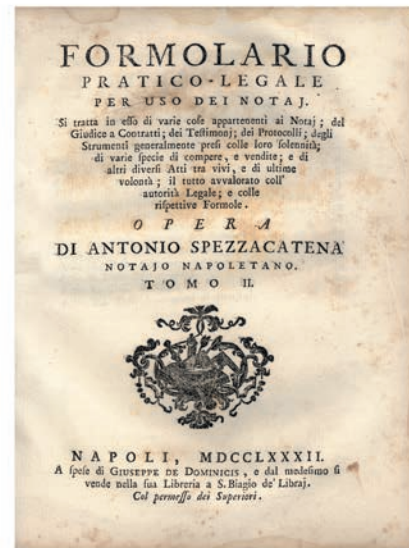
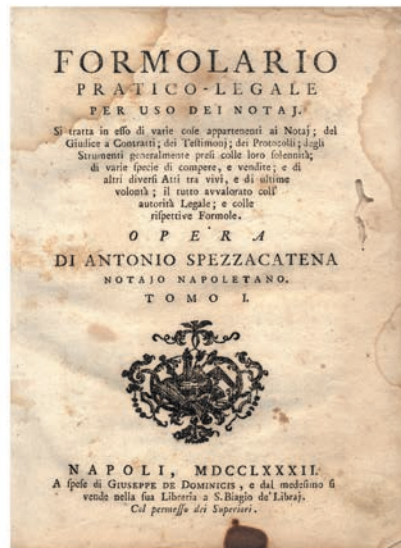
Boston: Printed by I. Thomas, For J. Langdon, In Cornhill, [1773]. 144 pp. Octavo (7-3/4" x 4-3/4").

Contemporary quarter-sheep over paper-covered boards. Moderate rubbing to boards and extremities with some wear to spine ends and corners, partial crack between front free endpaper and title page, rear hinge starting. Light to moderate browning and light foxing to text, early owner signature ("Beriah Curtis") to endleaves and head of p. 16, later signature ("L.R. Ashanau/ 1899") to rear pastedown. An appealing copy. \$1,850.

THE FIRST AMERICAN EDITION, also printed in Philadelphia in the same year, priority not established. It was printed in Newport in 1774. This highly popular tract was first published in 1709 with the title *Vox Dei, Being True Maxims of Government*. Somers, a barrister of the Middle Temple, was Lord Chancellor of England and the author of *The Security of Englishmen's Lives*

(1681), a tract on juries and one's right to a jury trial. The present work outlines the development of English freedoms, and calls for religious freedom, resistance to tyranny and a limited monarchy. It found a ready audience in the colonies on the eve of the American Revolution and was issued by presses in Philadelphia, Boston and Newport. It was read by several Founding Fathers, including Thomas Jefferson, who owned the 1773 Philadelphia imprint. This work is attributed sometimes to John Dunton or Daniel Defoe. Some sources, such as Evans and Cohen, date this imprint to 1774. Isaiah Thomas's copy, now owned by the American Antiquarian Society, bears his handwritten date of 1773. See Sowerby 2712. ESTC W27538. Cohen 6372.





A RARE HANDBOOK FOR NEAPOLITAN NOTARIES

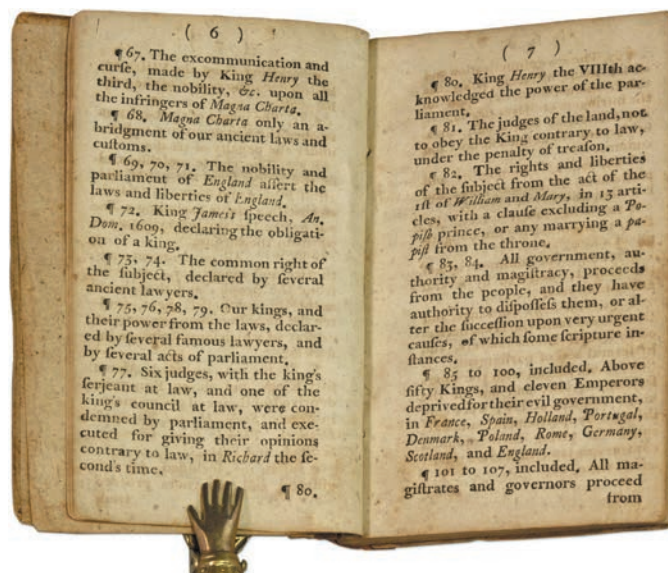
87. SPEZZACATENA, ANTONIO.

Formulario Pratico-Legale per Uso Dei Notaj: Si Tratta in Esso di Varie Cose Appartenenti ai Notaj; Del Giudice a Contratti; Dei Testimoni; Dei Protocolli; Degli Strumenti Generalmente Presi colle Loro Solennita; Di Varie Specie di Compere, E Vendite; E di Altri Diversi Atti tra Vivi, E di Ultime Volonta; Il Tutto Avvalorato Coll' Autorita Legale; E Colle Rispettive Formole.

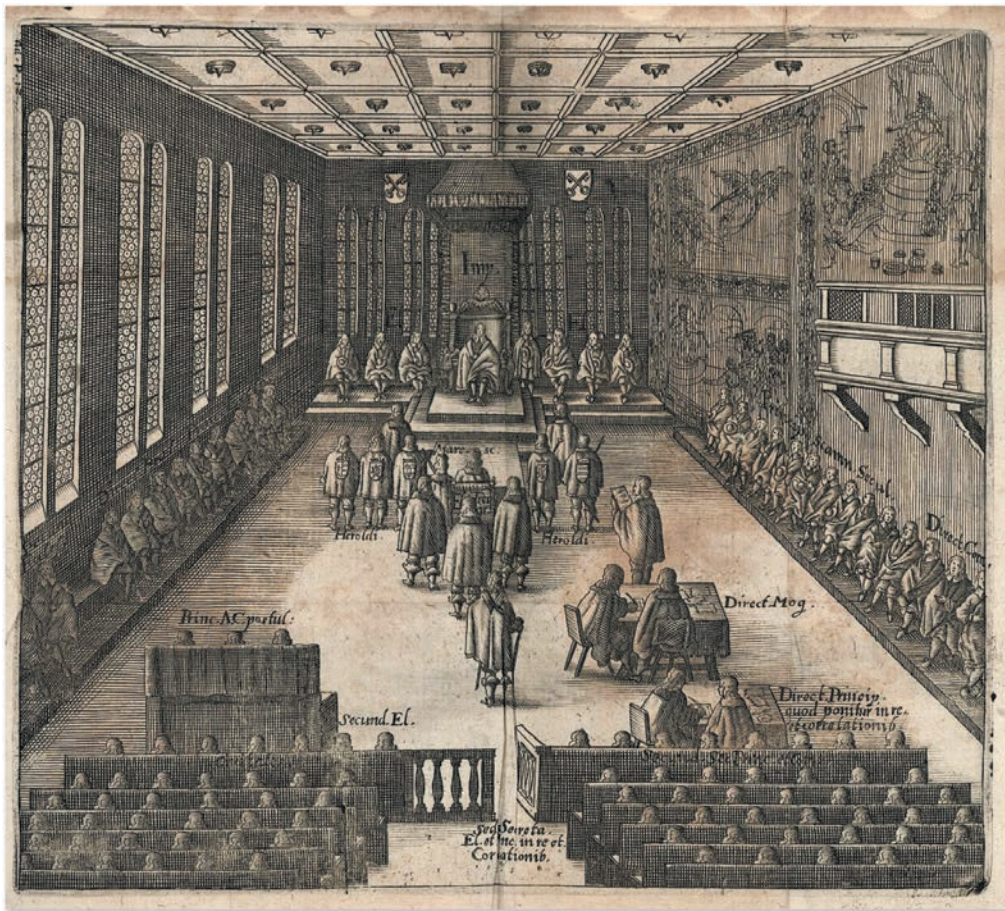
Naples: A Spese di Giuseppe de Dominicis, 1782. Two volumes bound as one. Quarto (9" x 7").

Contemporary vellum, early hand-lettered title to spine. Some soiling and minor stains, rubbing to extremities with minor chipping along joints and edges, corners bumped, boards slightly bowed, front hinge cracked. Moderate toning, occasional foxing, dampstaining in some places, minor edgewear to endleaves, small worm holes to fore-edges through p. 46 with no loss to text. A solid copy of a scarce edition. \$750.

FIRST EDITION. From the establishment of the legal profession onward, a notary was an important legal officer in Continental law with a role analogous to a present-day English solicitor. This treatise was written for notaries in the Kingdom of Naples. A second edition followed in 1789–90. The third edition, its last was issued in 1798, a year before the establishment of French rule under Napoleon. In 1816 it became one of the two parts of the Kingdom of the Two Sicilies, which became the largest and wealthiest of the Italian states before unification. All editions are scarce. OCLC locates 1 copy in North America (at UC–Berkeley Law School, which has a third edition). Not in the *BMC*.



Detail from N° 86



WITH AN OVERSIZE COPPERPLATE FOLDING LEAF
DEPICTING A COURTROOM SCENE



88. SPRENGER, JOH[ANN] THEODOR
[1630-1681].

Lucerna Moderni Status S. Rom. Imperii; Ad Vivum Repraesentans Omnia, Quae Ad Notitiam Novissimi Juris Publici Practici Magis Quam Speculativi, Necessaria Sunt.

Frankfurt: Impensis Aegidii Vogellii, 1665. [xviii], 663, [5] pp. Added copperplate pictorial title page, engraved copperplate folding leaf depicting a courtroom scene, 8 folding tables numbered at pp. 27-30 and 433-448. 12mo. (5" x 3").

Contemporary vellum, blind frames to boards, later hand-lettered paper title panel and location label to spine, brass clasps on vellum straps. Light rubbing to extremities, corners bumped. Moderate toning, light foxing in places, light rubbing to a edges of a few tables, faint dampstaining to verso of courtroom leaf, image not affected, tiny early owner signature to title page. A remarkably well-preserved copy. \$2,950.

FIRST EDITION, one of two issues from 1665. This study is concerned with the legal status of nobles and bishops under the public law of the Holy Roman Empire and Roman law. Later editions were published in 1666 and 1667. All are scarce. OCLC locates 1 copy of the first edition in North America (Harvard Law School), 3 of the second (Library of Congress, UC-Berkeley Law School, Yale Law School) and 2 of the third (Harvard Law School, Library of Congress). VD17 23:323607U. *See rear cover.*

FIRST EDITION OF "AN EPOCH IN THE LAW"

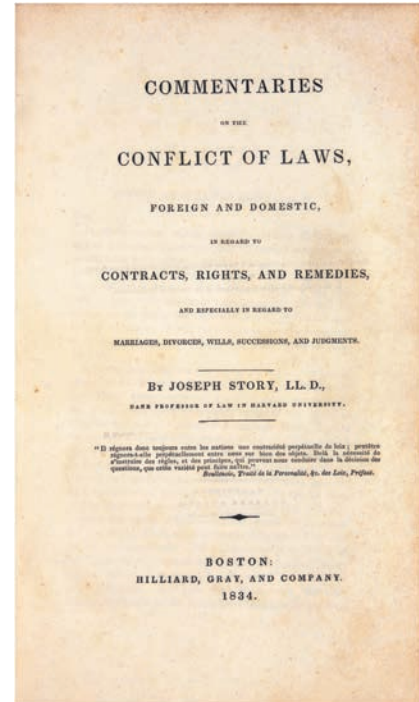
89. STORY, JOSEPH [1779-1845].

Commentaries on the Conflict of Laws, Foreign and Domestic, in Regard to Contracts, Rights, and Remedies, and Especially in Regard to Marriages, Divorces, Wills, Successions, and Judgments.

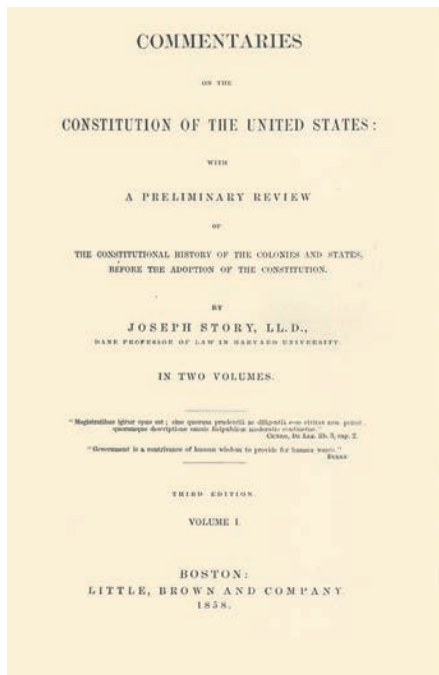
Boston: Hilliard, Gray and Company, 1834. xxv, [1], 557 pp. Octavo (8-1/2" x 5-1/2").

Contemporary sheep, blind rules to boards, raised bands and lettering piece to spine. Light rubbing and a few shallow scuffs to boards, somewhat heavier rubbing to extremities, early owner signature of Edwin Conant to front pastedown below early annotation in pencil (Price \$3.50). Moderate toning to text, somewhat heavier in places, occasional light foxing. An appealing copy of a landmark work. \$2,500.

FIRST EDITION. Story's *Conflict of Laws*, the first systematic treatise on the subject, is one of his greatest and most influential works. Warren says: "It is not too much to say that its publication constituted an epoch in the law; for it became at once the standard and almost the sole authority... [it] received the honor of being practically the first American law book to be cited as authority in English courts." Expanding on this latter point Marvin quotes "a late English writer" who says that "No work on international jurisprudence merited, nor received, greater praise from the jurists of Europe. It impressed English lawyers with the highest respect for [Story's] extensive learning." Conant [1810-1891] was a prominent Worcester, Massachusetts, lawyer, businessman and philanthropist. Marvin 471. Warren 545. Cohen 2723.



ATTRACTIVE THIRD EDITION OF STORY'S COMMENTARIES ON THE CONSTITUTION, THE LAST EDITION PUBLISHED BEFORE THE CIVIL WAR



90. STORY, JOSEPH.
[BENNETT, E. H., EDITOR].

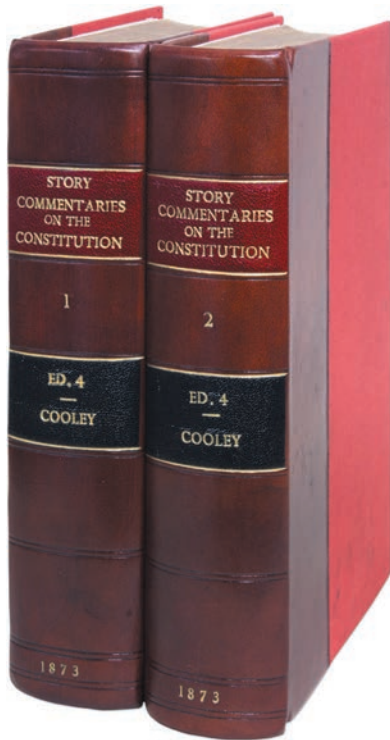
Commentaries on the Constitution of the United States: With a Preliminary Review of the Constitutional History of the Colonies and States, Before the Adoption of the Constitution.

Boston: Little, Brown and Company, 1858. Two volumes. 8, xxxiii, [ii], 735; [ii], 702 pp. (Eight-page publisher catalogue at beginning of Volume I.) Octavo (9" x 5-1/2").

Recent period-style quarter calf over cloth, raised bands, retaining original red morocco lettering pieces, endpapers renewed. Light to moderate toning, negligible foxing to a few leaves, some offsetting to margins of Volume II title page, internally clean. A nice copy in a handsome binding. \$2,500.

THIRD EDITION. First published in 1833, this work is probably the most important work written on the American Constitution during the first half of the nineteenth century. Divided into three books, it offers a strongly nationalist interpretation of the Federal constitution. Book I contains a history of the colonies and a discussion of their charters. Book II discusses the Continental Congress and analyzes the flaws that crippled the Articles of Confederation. Book III begins with a history of the Constitution and its ratification. This is followed by a brilliant line-by-line exposition of each of its articles and amendments. Cohen 2917.

UNCOMMON COOLEY EDITION OF
STORY'S COMMENTARIES ON THE CONSTITUTION



91. STORY, JOSEPH.
THOMAS M. COOLEY, (1824-1898)], EDITOR.

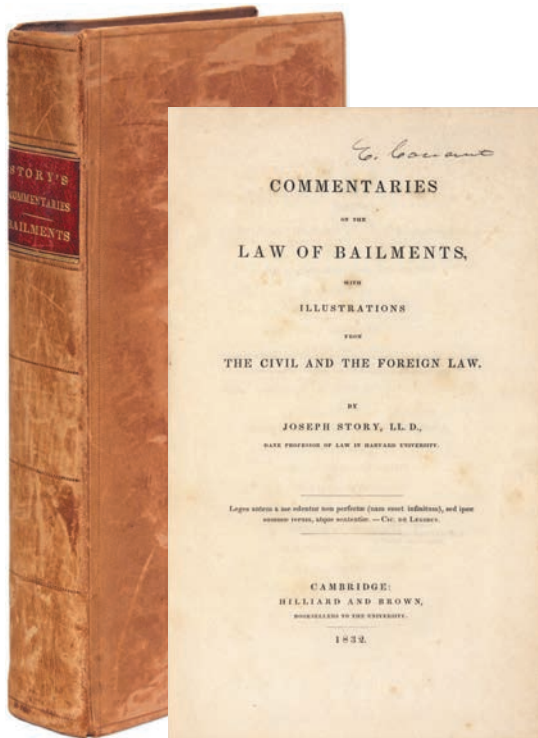
Commentaries on the Constitution of the United States: With a Preliminary Review of the Constitutional History of the Colonies and States Before the Adoption of the Constitution.

Boston: Little, Brown, And Company, 1873. Two volumes. xxxii, 752; 737 pp. Octavo (9" x 6").

Recent period-style calf, blind fillets and lettering pieces to spine, endpapers renewed. Light toning to text, moderate edgewear, light soiling and small library inkstamps to title pages. Quite uncommon in the trade. \$1,750.

FOURTH EDITION. Cooley's edition updated Story's text to include discussion of the 13th, 14th and 15th Amendments, as well as other changes introduced during the Civil War and Reconstruction. Cooley's additions are enclosed in square brackets, some notes by Edmund Bennett, the editor of the third edition, are retained and attributed. *HLC* II:669.

STORY ON BAILMENTS, FIRST EDITION



92. STORY, JOSEPH.

Commentaries on the Law of Bailments, With Illustrations from the Civil and Foreign Law.

Cambridge: Hilliard and Brown, 1832. xxxiv, 411 pp. Octavo (9" x 5-1/2").

Contemporary sheep, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing and a shallow scuffing to boards, moderate rubbing to extremities, a few small chips to head of spine, corners lightly bumped, early owner signature of Edwin Conant to front free endpaper and head of title page and p. 25. Moderate toning to text, browning to a few leaves, light foxing in a few places. A nice copy. \$950.

FIRST EDITION. "Whatever was to be found in the English and American decisions, whatever Roman and Continental jurisprudence afforded on illustration of the law of bailments, Joseph Story collected and combined with surprising industry, and wonderful learning...Story's *Bailments* affords one of the best examples, in modern times, of the illustration which our laws are susceptible of, by the aid of foreign jurisprudence"(Marvin). Conant [1810-1891] was a prominent Worcester, Massachusetts, lawyer, businessman and philanthropist. Marvin 668-669. Cohen 2451.

"A TRULY LUMINOUS EXPOSITION"



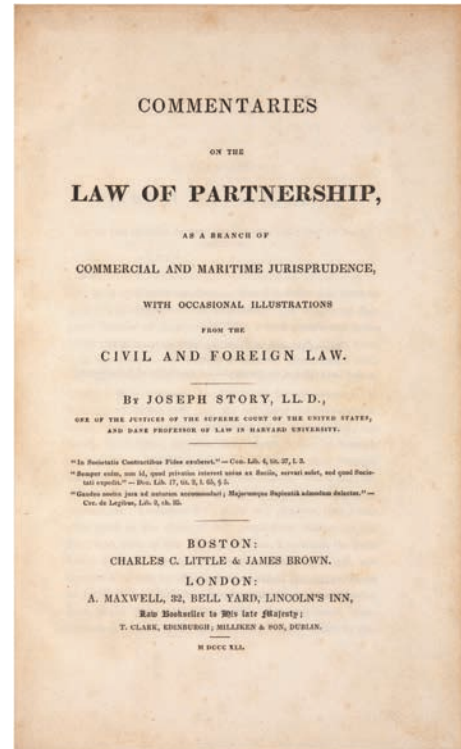
93. STORY, JOSEPH.

Commentaries on the Law of Partnership as a Branch of Commercial and Maritime Jurisprudence. With Occasional Illustrations from the Civil and Foreign Law.

Boston: Charles C. Little & James Brown/London: A. Maxwell, 1841. xxi, 690 pp. Octavo (9" x 6").

Contemporary sheep, blind fillets to boards, raised bands and small lettering piece to spine. Light rubbing and some shallow scuffing to boards, moderate rubbing to extremities, somewhat heavier rubbing to spine, corners bumped. Moderate toning to text, light foxing in places, upper corners of some leaves have fold lines, a few have early underlining and other marks in pencil. An appealing copy. \$950.

FIRST EDITION of one of Story's great treatises. Like the others, it was a standard work in the United States and, to some extent, Great Britain. In his *Law Studies* Samuel Warren said the *Commentaries on the Law of Partnership* is "a truly luminous exposition of a subject noted for its intricacy, and the subtlety of the rules upon which the system depends" (451). It was a deeply influential work as well. Indeed, Pound mentions it his list of texts that were "a significant force in our legal development.": *The Formative Era of American Law* 140. Cohen 9321.



THE FIRST LEGAL WORK BEARING STORY'S NAME

94. STORY, JOSEPH.

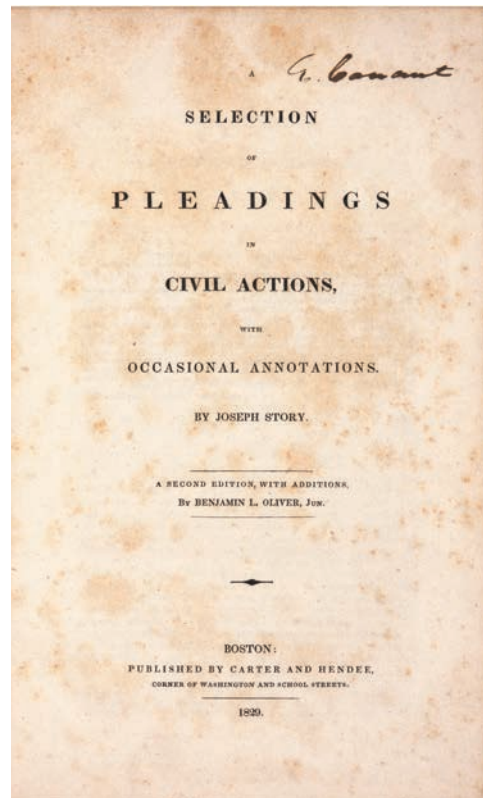
OLIVER, BENJAMIN L. [1788-1843], EDITOR.

A Selection of Pleadings in Civil Actions, With Occasional Annotations on the Law of Pleading. With Additions by Benjamin L. Oliver.

Boston: Published by Carter and Hendee, 1829. xv, 709 pp. Octavo (9-1/2" x 6-1/4").

Contemporary sheep, blind fillets to boards, blind fillets and red and black lettering pieces to spine. Light rubbing and some shallow scuffing to boards, somewhat heavier rubbing to extremities, some chipping to head of spine, early owner signature of Edwin Conant to front free endpaper (below small struck-through signature). Moderate toning to text, somewhat heavier in places, occasional light foxing, light soiling to a few leaves. \$450.

SECOND EDITION. This is both the first legal work bearing Story's name and the first American book of entries of precedents. According to Marvin, the work's "notes and references show that the author had made no ordinary attainments in the science of special pleading." Story was Associate Justice of the U.S. Supreme Court, a professor at Harvard Law School and the most respected and prolific legal writer of his time. Edwin Conant [1810-1891] was a prominent Worcester, Massachusetts, lawyer, businessman and philanthropist. Marvin 668. Cohen 9275.





A NOTABLE STUDY OF GERMAN FEUDAL AND CUSTOMARY LAW



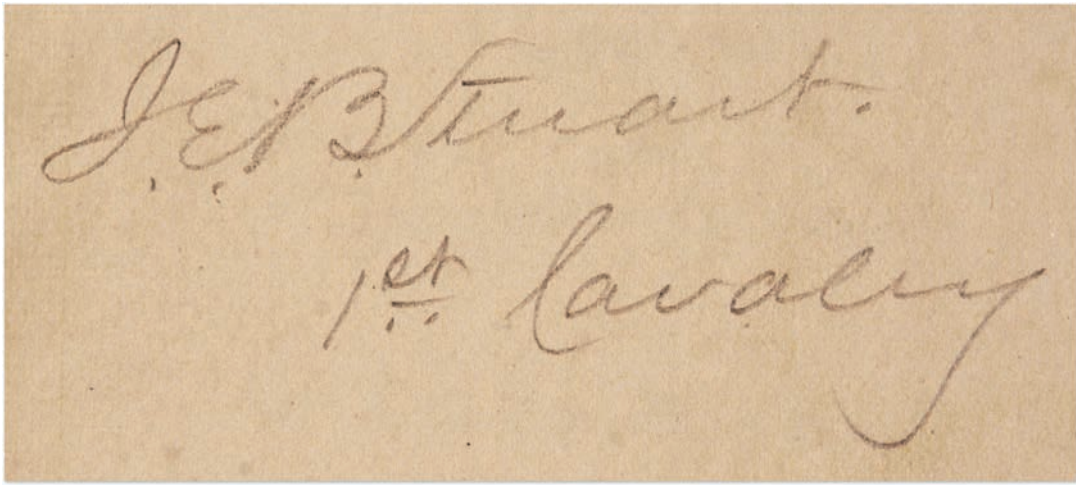
95. STRYK, SAMUEL [1640-1710].

Examen Juris Feudalis, Ex Novissimis Ejus Interpretibus in Gratiam Auditorum Collectum, Ac Methodo Institutionum Dispositum. Accessit Appendix Solemnium, Quibus Hodie Apud Imp. Principes Investiuntur, Subjuncta Taxa Dignitatum in Imperio & Vasallagiis. Editio IX. Multo Auctior. Cum Privilegiis Special. Sereniss. Regum Poloniae et Borussiae.

Frankfurt: Impensis Jermiae Schrey, & Joh. Christoph. Hartmanni, 1710. [xxi], 530, [46] pp. Title page preceded by copperplate pictorial title page. 12mo. (5-1/4" x 3").

Contemporary calf, gilt spine with raised bands, patterned endpapers. Some rubbing to boards and extremities with wear to corners. Title page printed in red and black facing added pictorial title page featuring a seated monarch, possibly Frederick William I of Prussia, as a figure of justice. Moderate toning, slightly heavier in places, light foxing to a few leaves, "Vi94" in early hand to front pastedown. \$650.

LATER EDITION. Stryk was an important German jurist who helped to develop German law from native sources rather than from received Roman law. First published in 1675, the *Examen Juris Feudalis*, a study of Germanic feudal and customary law, is one of his principal works. *Das Verzeichnis Deutscher Drucke des 18. Jahrhunderts* 10209239.



TREATISE ON COURTS MARTIAL OWNED
BY CONFEDERATE GENERAL J.E.B. STUART

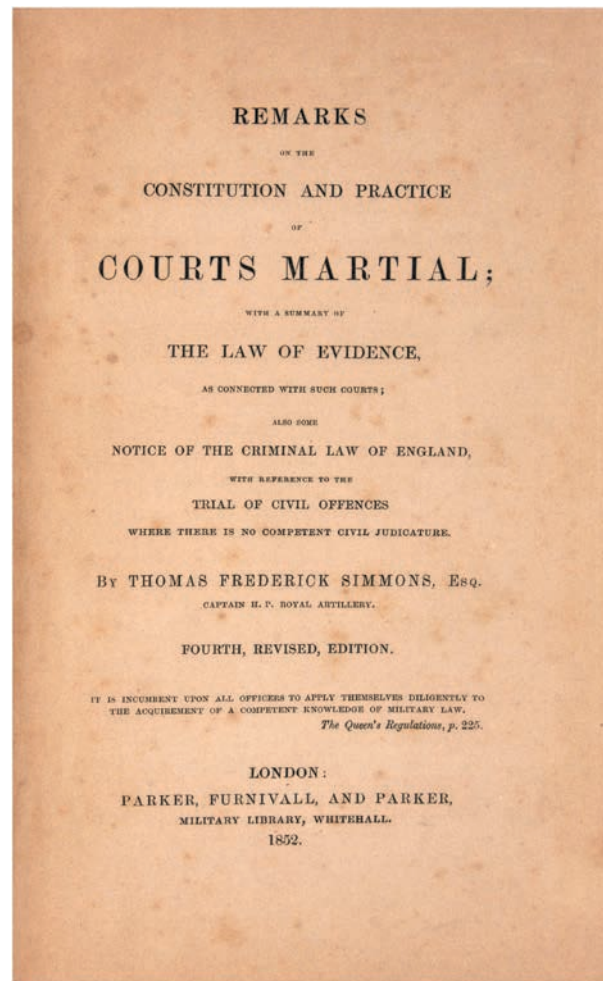
96. [STUART, J.E.B. (1833-1864)].
SIMMONS, THOMAS FREDERICK.

Remarks on the Constitution and Practice of Courts Martial; With a Summary of the Law of Evidence, As Connected with Such Courts; Also Some Notice of the Criminal Law of England, With Reference to the Trial of Civil Offences Where There is no Competent Civil Judicature.

London: Parker, Furnivall, And Parker, 1852. xvi, 668, [4] pp. Includes 4-page publisher catalogue. Octavo (8-3/4" x 5-1/2").

Original cloth, blind frames to boards, blind fillets and gilt title to spine. Light rubbing, soiling and a few minor dampstains, chipping to spine ends, corners bumped, hinges cracked. "J.E.B. Stuart./ 1st Cavalry" in large penciled hand to front free endpaper. Moderate toning to text, light foxing in a few places, upper corners of a few leaves dog-eared. A copy with an interesting Civil War association. \$3,500.

FOURTH EDITION. This copy of the standard nineteenth-century British treatise on courts martial belonged to James Ewell Brown "JEB" Stuart, the great Confederate general. The designation "1st Cavalry" dates his ownership of this book to 1855-1861, the period when he was a lieutenant, later Captain, in the U.S. Army. (He went on to lead the 1st Virginia Cavalry for the Confederacy in 1861-1862.) Stuart signatures and signed items are uncommon. The last three to appear at auction (in 2019), an undated clipped signature, a signed 1859 pay receipt and an 1863 letter with military content, received hammer prices of \$2,250.00, \$2,280.00 and \$5,700.00. Sweet & Maxwell 2:326.



A COPY OF THE *LAIENSPIEGEL* BOUND WITH
CLASSIC GERMAN WORKS OF ROMAN LAW AND LEGAL WRITING



97. [TENGLER, ULRICH (c.1447-1511)].
[BRANT, SEBASTIAN (1458-1521)].
[LOCHER, JAKOB (1471-1528)].
[TENGLER, CHRISTOPH, EDITOR].

Layenspiegel: Von Rechtmässigen Ordnungen
inn Burgerlichen und Peinlichen Regimenten:
Mit Addition Ursprünglicher Rechtsprüchen,
Auch der Guldin Bulla, Küniglicher Reformation,
Landtfriden, &c. Sampt Bewärungen Gemeiner
Rechten und Anderm Anzeygen Newlich
Getruckt.

Strasbourg: In Knoblochs Druckerey [for Wendelin
Rihel and George Messerschmidt], 1544. [vi], 128, [3]
ff. Woodcut pictorial title page. 28 woodcuts in text
(some images repeated).

[BOUND WITH]
BRANT, SEBASTIAN, EDITOR.

Der Richterlich Clagspiegel: Ein Nutzbarlicher
Begriff, Wie man Setzen unnd Formieren Sol
nach Ordnung der Rechten ein Yede Clag,
Antwort, und Aussprechene Urteilen. Gezogen

auss Geistlichen vnd Weltlichen Rechten. Dadurch Sich ein Yeder, Er sey Clager, Antworter,
Oder Richter, In Recht Geschickt Machen, Das selb üben, Brauchen und Dargegen vor
Unrechter That, Anfechtung- unnd Fürnemen Verhüten Mag.

[Strasbourg: Durch Johannem Albrecht und Wendel Rihel], 1538. [vi], 135 ff. Woodcut pictorial title page. Two woodcut
leaves.

[AND]

New Formular Teutsch, Allerlei Schreibenn Als Instrument, Sendbrief, Anlaß, Compaß, Testament &c. Un[d]
Dergleichen Andere Schrifften, In und Ausserhalb Gericht Zubrauchen, In Fürsten Cantzleien und Sunst üblich
Belangend. Vorhin im Truck nie Außgangen. Allen und Ieden, So sich Schreibens Gebrauchen, Fast Nutzlich vnd
Dienlich. Mit Einem Vorgehenden Gutten und Underschildlichen Register.

Frankfurt: Bei Christian Engenoff, [1545]. [iv], 165 ff. Woodcut pictorial title page.

Folio (12" x 8"). Contemporary paneled pigskin with elaborate blind-tooling over beveled boards, raised bands to spine, clasp recently repaired, rear endpapers renewed. Moderate soiling and staining, moderate rubbing to extremities with wear to corners, tiny chip to head of spine, early manuscript index and two recent owner bookplates to front endleaves, another recent bookplate and a bookseller description of this book to rear pastedown, crack in text block between final text leaf and rear free endpaper. Moderate toning, occasional light dampstaining to margins, worming in a few places, mostly to margins, with minor loss to text, early owner signature to title page of Layenspiegel, early brief annotations to a few leaves. \$9,500.

FIRST PRINTED IN 1509, the *Laienspiegel* (or *Layenspiegel*) responded to a popular need among laymen (i.e. *Laien*) and local political and legal officials for a compilation of civil, criminal and public law in the vernacular. It is somewhat notorious for its commentary on witches, heretics and Jews. The preface is by Brant, the humanist and legal scholar. Locher, a scholar and poet, wrote the introduction and a dedication in verse. Christoph Tengler, the author's son, prepared the text used in this 1544 edition. Written in 1436, the *Clagspiegel* was the first book on Roman law in German. It has two parts, the first on civil law and procedure, the second on criminal law and procedure. Throughout, it shows relations between German practice and the *Corpus Juris Civilis*. The first edition by Brant was published in 1516. A durable work that went through 20 editions between 1475 and 1612, it played a leading role in the popularization of Roman law in early modern Germany and was especially influential in the development of criminal law. First printed in 1522 as *Deutsch Formulari*, the *New Formular Teutsch* is a style manual for German legal and business documents. It went through several editions into the seventeenth century. *Das VD16* T350, B8092, F1879.



Details from N° 97

A STANDARD CANON-LAW TREATISE ON PUNISHMENT

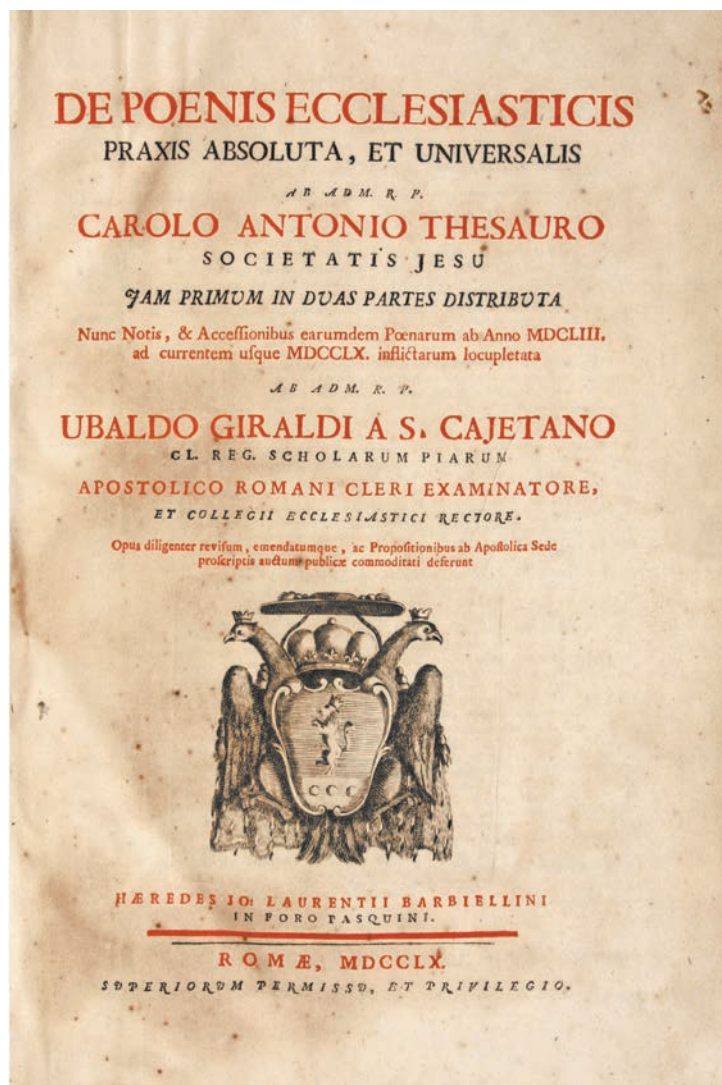
98. TESAURO, CARLO ANTONIO [1587-1655].
GIRALDI, UBALDO [1692-1775], EDITOR.

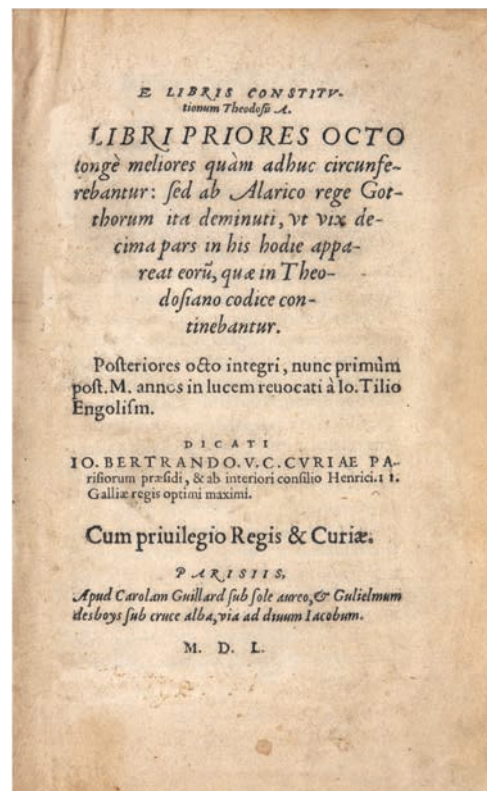
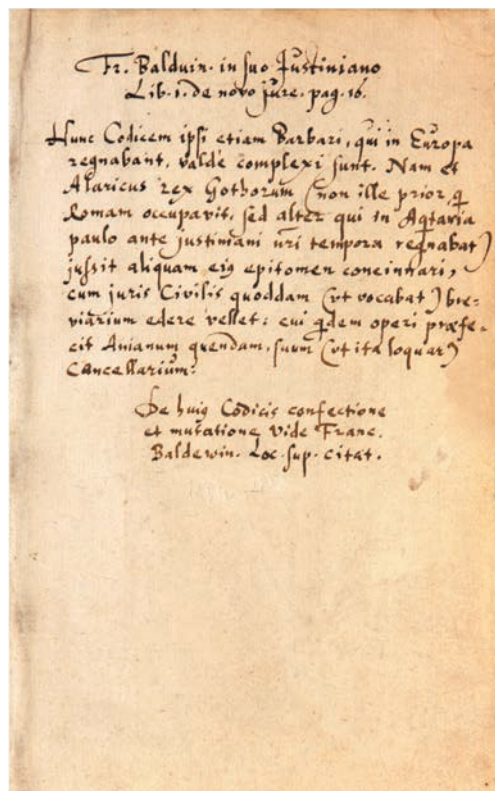
De Poenis Ecclesiasticis Praxis Absoluta, Et Universalis. Iam Primum in Duas Partes Distributa Nunc Notis, & Accessionibus Earumdem Poenarum ab Anno MDCLIII. Ad Currentem MDCCLX. Inflictarum Locupletata ab Adm. R.P. Ubaldo Giraldi a S. Cajetano. Opus Diligenter Revisum, Emendatumque, Ac Propositionibus ab Apostolica Sede Proscriptis Auctum Publicae Commoditati Deferunt.

Rome: Haeredes Jo. Laurentii Barbiellini, 1760. [iv], 524 pp. Main text in parallel columns. Folio (13" x 8-1/2").

Contemporary vellum, raised bands and early hand-lettered title and small early shelf label (reading "63") to spine, speckled edges. Light rubbing, light soiling and a few tiny worm holes to spine, boards slightly bowed, corners bumped and somewhat worn, crack in text block between front free endpaper and title page, which is printed in red and black. Moderate toning to text, somewhat heavier in places, some leaves have light foxing or dampspotting. A handsome copy. \$750.

LATER EDITION. First published in 1640, this treatise on punishments by a Jesuit canonist went through at least six editions. It was a standard work into the final decades of the nineteenth century. Not Ferreira-Ibarra.





A SCARCE CRITICAL EDITION OF THE CODIX THEODOSIANUS

99. THEODOSIUS II [401-450 CE],
EMPEROR OF THE EAST.
DU TILLET, JEAN [D. 1570], EDITOR.

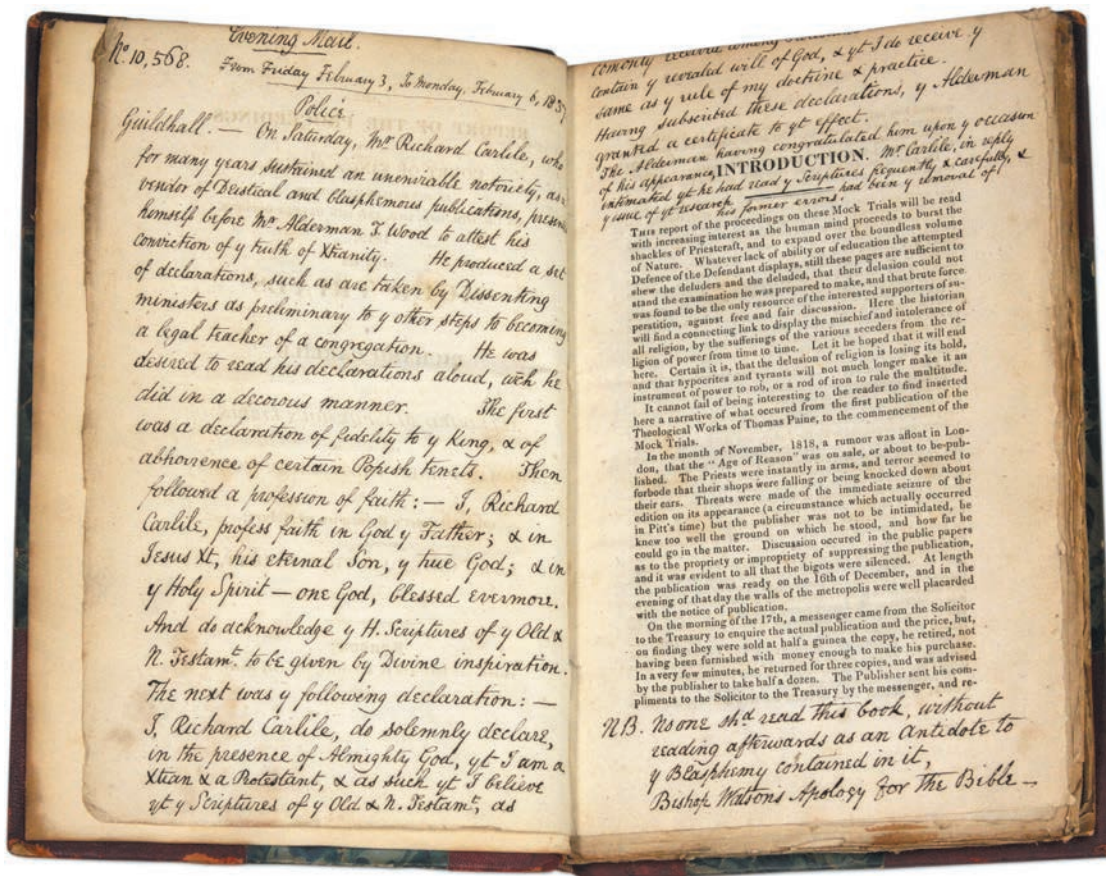
E Libris Constitutionum Theodosii A. Libri Priores Octo:
Longè Meliores Quàm Adhuc Circunferebantur: Sed ab Alarico
Rege Gothorum ita Deminuti, Ut vix Decima Pars in his Hodie
Appareat Eoru[m], Quæ in Theodosiano Codice Continebantur.
Posteriores octo integri, Nunc Primùm post M. Annos in Lucem
Revocati à Io. Tilio Engolism.

Paris: Apud Carolam Guillard sub Sole Aureo, & Gulielmum Desboys sub
Cruce Alba, 1550. [xii], 123, [12], 580 pp. Octavo (6-3/4" x 4-1/4").

Contemporary vellum, blind frames and large arabesques to boards,
raised bands, early hand-lettered title to spine, blind tooling to spine
ends. Light soiling to spine, corners bumped and lightly worn, front joints
and front and rear hinges starting, early owner signatures and annotations
to front endleaves, early manuscript index inserted into rear endleaves,
which contain part of index, a few cracks to text block. Moderate toning,
occasional light dampstaining, light soiling to title page, light soiling and
some edgewear to other preliminaries. \$1,850.

ONLY EDITION. Commissioned by the Emperor Theodosius II in 429
CE, the *Codex* is an official compilation of all laws enacted since the
reign of Constantine. 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 legal
systems of the Barbarians who conquered the Western Empire. The first
part, Books 1-8, was lost after the fall of empire and it was reconstructed
by later scholars from sections preserved in later sources, most notably
the Visigothic Code (*Lex Romana Visigothorum*). The first part in Du
Tillet's edition presents the pieces of Books 1-8 in the Visigothic Code. The second part, which has its own title page,
contains the rest of the *Codex*, Books 9-16. 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*. OCLC
locates 3 copies in North American libraries (Library of Congress, Smith College, UC-Berkeley Law School). Adams T-544.





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

100. [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, 1819, Being the Mock Trials of Richard Carlile, For Alledged [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, 1826. xx, 203 pp. Octavo (8-1/4" x 5-1/4").

Stab-stitched pamphlet with untrimmed edges bound into later three-quarter morocco over marbled boards, raised bands, gilt title and gilt institution arms (of Constitutional Club) to spine. Light rubbing to boards, moderate rubbing and a few scuffs to extremities, front joint cracked, rear joint starting, hinges reinforced with cloth tape, bookplate (of Constitutional Club) to front pastedown. Moderate toning to text, negligible light foxing to a few leaves, light soiling and a few finger smudges to title page, extensive notes in contemporary hand to its verso and margins of following page. \$750.

REISSUE OF THE ONLY EDITION, which was published in 1822. 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. The manuscript notes were copied from an eyewitness account of the trial published in the *London Evening Mail* (there is a citation at the head of the notes). The annotator added the following statement: "N.B. No one sh.d read this book without reading afterwards as an antidote to ye blasphemy contained in it, Bishop Watson's Apology for the Bible." OCLC locates 2 copies of this issue (Harvard Law School, California State-Northridge).

A DRAPER IS CHARGED WITH SEDITIOUS LIBEL FOR DISPLAYING A STRIKE NOTICE IN HIS SHOP WINDOW

101. [TRIAL].

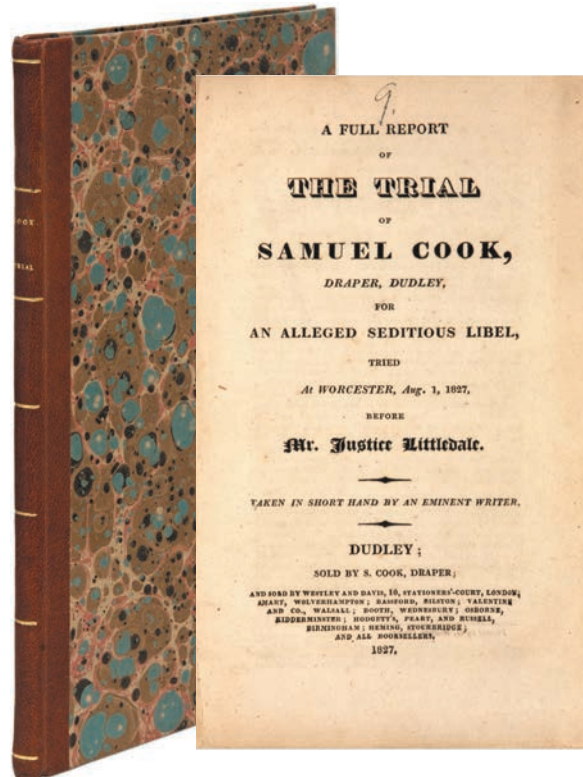
COOK, SAMUEL [1786-1861], DEFENDANT.

A Full Report of the Trial of Samuel Cook, Draper, Dudley, For an Alleged Seditious Libel, Tried at Worcester, Aug. 1, 1827, Before Mr. Justice Littledale. Taken in Short Hand by an Eminent Writer.

Dudley [Worcester]: Sold by S. Cook, Draper, 1827. [ii], 72 pp. Octavo (8-1/4" x 5-1/4").

Stab-stitched pamphlet bound into period-style quarter morocco over marbled boards, gilt titles and ornaments to spine, endpapers renewed. Light toning to text, somewhat heavier in places, "4" in early hand to head of title page. \$850.

ONLY EDITION. Cook, a linen draper and political radical, was found guilty of displaying in his shop window a handbill promoting a nailers' strike that accused government ministers of contributing to the starvation of the people. However, his punishment was light, being bound over for the sum £200 to receive sentence "when called upon." This pamphlet was published by Cook to raise money for his legal expenses. A note at the foot of p. 72 is an appeal for additional financial assistance: "S. Cook will be happy to receive and Subscriptions towards his late expenses, and towards such subsequent proceedings as may be deemed requisite." OCLC locates 4 copies, 2 in North America (Duke, Southern Illinois University). McCoy IC318.



LORD ADMIRAL NELSON TESTIFIED AS A CHARACTER WITNESS

102. [TRIAL].

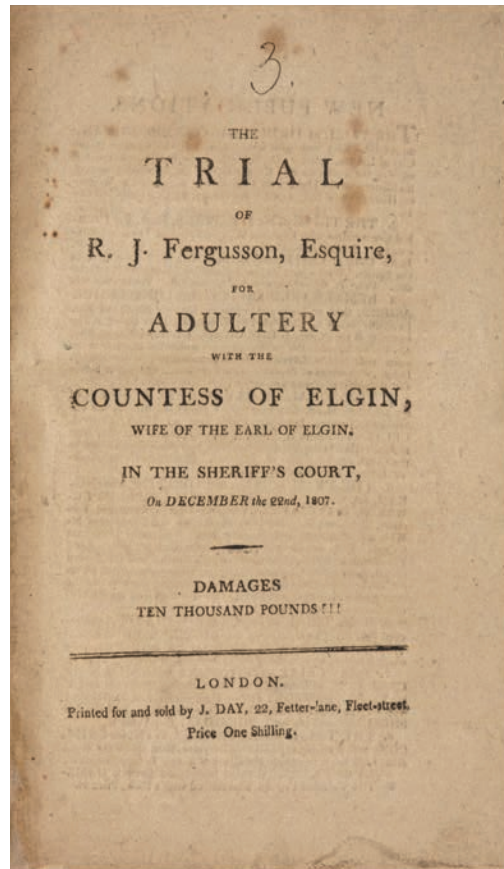
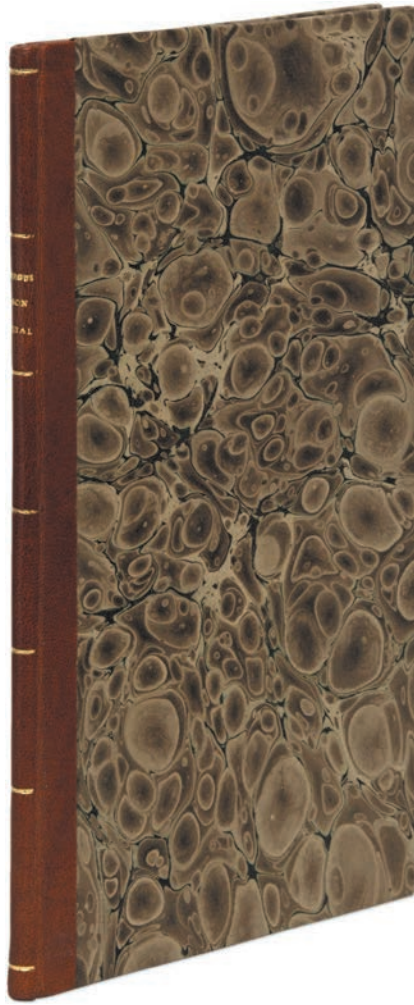
DESPARD, EDWARD MARCUS [1751-1803], PRIMARY DEFENDANT.

The Trial of Colonel Despard and His Associates, For High Treason, And a Conspiracy, &c. &c. Before Lord Chief Justice Ellenborough and the Other Commissioners, At the New Sessions-House, In the County of Surry [sic], Great Britain, 1803. Published from the London Morning Chronicle.

New York: Printed by George F. Hopkins, at Washington's-Head, no. 118, Pearl-Street, 1803. 56 pp. Octavo (9-1/4" x 5-1/2").

Stab-stitched pamphlet in self-wrappers, untrimmed edges. Light browning, title page detached, lightly soiled and moderately edgeworn with loss to corners, early owner signature to head, moderate edgewear and light soiling to final leaf, light foxing to a few leaves. \$500.

ONLY AMERICAN EDITION. After a brilliant military career in the West Indies, where his achievements impressed Lieutenant, later Lord Admiral, Nelson, Colonel Despard was recalled from his command and dismissed on frivolous charges. He tried to clear his name and seek compensation, but his complaints led to imprisonment without trial for two years. Financially ruined and bitter, he came to resent the establishment. He joined the radical London Corresponding Society and revolutionary United Irishman and took part in a plot to organize uprisings in London and Ireland, the latter with support from French revolutionaries. After the plot was foiled Despard and six others were convicted of treason. A highlight during the trial was Lord Admiral Nelson's testimony as a character witness on Despard's behalf. Despard and his co-conspirators share the dubious distinction of being the last men in Great Britain sentenced to be hanged, drawn, and quartered. However, the king commuted their sentences to death by hanging followed by decapitation. Cohen 14127.



**ADULTERY TRIAL
INVOLVING A WEALTHY HEIRESS,
A MEMBER OF PARLIAMENT
AND THE DIPLOMAT WHO ACQUIRED THE ELGIN MARBLES**

103. [TRIAL].

FERGUSSON, R[OBERT] J., DEFENDANT.

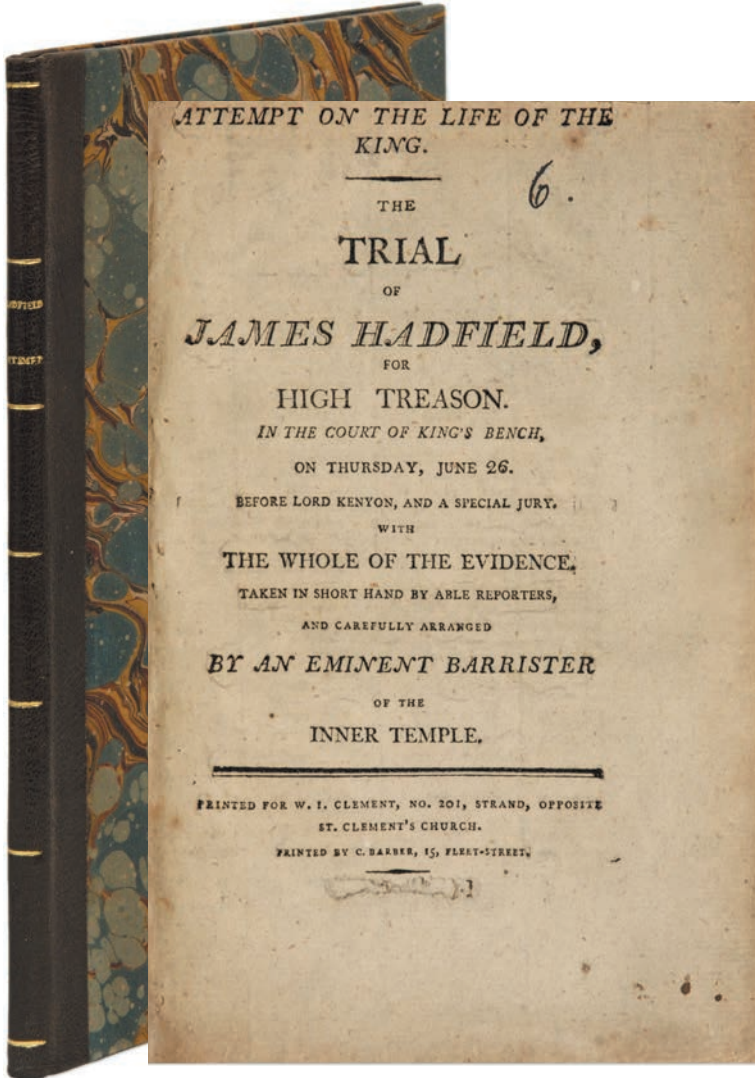
The Trial of R.J. Fergusson, Esquire, For Adultery with the Countess of Elgin, Wife of the Earl of Elgin. In the Sheriff's Court, On December the 22nd, 1807. Damages Ten Thousand Pounds!!!

London: Printed and Sold for J. Day, [1807]. 20 pp. Octavo (8-1/2" x 5-1/8").

Stab-stitched pamphlet bound into period-style quarter morocco over marbled boards, gilt titles and ornaments to spine, endpapers renewed. Light browning to text, light foxing and tiny stains to a few leaves. \$1,250.

FIRST EDITION. Mary Hamilton Bruce [1778-1855], Countess of Elgin, was the wife of British diplomat Thomas Bruce, 7th Earl of Elgin [1766-1841], who is best known for his acquisition of the sculptures from the Parthenon in Athens, the Elgin Marbles. Fergusson, also spelled Ferguson, was a Whig Member of Parliament and an amateur geologist. When the earl discovered his wife's affair with Fergusson, he sued him and won £10,000 (around £5 million today). A divorce followed. Ferguson then married her on 20 April 1808. A second edition of our trial account was published in 1808. Both are rare. Counting both editions, OCLC locates 8 copies of the first edition, 5 in North America, 2 in law libraries (Social Law, Yale). Not in the *BMC*.

A NOTABLE ENGLISH INSANITY CASE



104. [TRIAL].
HADFIELD, JAMES
[C.1772-1841], DEFENDANT.

Attempt on the Life of the King. The Trial of James Hadfield, For High Treason. In the Court of Kings Bench, On Thursday, June 26. Before Lord Kenyon, and a Special Jury. With the Whole of the Evidence, Taken in Short Hand by Able Reporters, And Carefully Arranged by an Eminent Barrister of the Inner Temple.

London: Printed for W.I Clement by C. Barber, [1800]. 31 pp. Octavo (7-3/4" x 5-1/4").

Stab-stitched pamphlet bound into period-style quarter morocco over marbled boards, gilt titles and ornaments to spine, endpapers renewed. Moderate toning to text, "6." in early hand to head of title page, small hole near its bottom margin. A scarce trial. \$1,250.

ONLY EDITION. Hadfield attempted to assassinate King George III in 1800, but was acquitted by reason of insanity thanks to an able defense by Thomas Erskine. This was challenging case. Though mentally ill, Hadfield's careful planning to kill the king suggested otherwise. As a result of Hadfield's acquittal, Parliament passed the Criminal

Lunatics Act 1800, which called for the indefinite detention of insane criminals. OCLC locates 11 copies in North America, 3 in law libraries (Ohio State, University of Miami, University of Pennsylvania). ESTC N31671.

MUTINY AND MURDER ON THE HIGH SEAS, MCDADE 679

105. [TRIAL].
MILLER, GEORGE [D. 1876], DEFENDANT.
GLEW, JOHN, DEFENDANT.
SMITH, WILLIAM [D. 1876], DEFENDANT.

The Jefferson Borden Mutiny: Trial of George Miller, John Glew, And William Smith for Murder on the High Seas: Before Clifford & Lowell, JJ.

Boston: Printed Under the Direction of the Clerk of the Court, 1876. 141 pp. Octavo (7-1/2" x 4-3/4").

Stab-stitched pamphlet, printed wrappers, which are detached with moderate edgewear, fading and light soiling,

spine perished, text block secure. Moderate toning to text, faint offsetting to title page, light foxing to a few leaves, heavier offsetting to verso of final leaf, a blank. \$450.

ONLY EDITION. "The *Jefferson Borden* was bound for London from New Orleans. Corydon Trask Patterson was the mate, and in the course of a mutiny, he was hit with an iron bar and thrown overboard. The mutiny was suppressed, and at this trial Glew was acquitted and Miller and Smith were condemned" (McDade). This official account includes the indictment, arraignment, pleas, assignment of counsel to prisoners, empanneling of the jury, evidence, charge to the jury, verdict, remarks of the Court on passing sentence and the sentences. McDade 679.



TORTURE OF A FEMALE PRISONER IN TRINIDAD

106. [TRIAL].

PICTON, SIR THOMAS [1758-1815], DEFENDANT.

The Trial of Governor T. Picton, For Inflicting the Torture on Louisa Calderon, A Free Mulatto, And One of His Britannic Majesty's Subjects in the Island of Trinidad. Tried Before Lord Chief Justice Ellenborough and a Special Jury, And Found Guilty. Taken in Short-Hand During the Proceedings on the 24th of February, 1806.

London: Printed by Dewick and Clerk, For B. Crosby and Co., [1806]. 126 pp. Etched frontispiece.

[BOUND WITH]

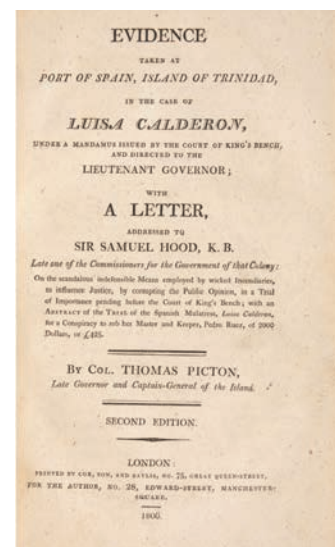
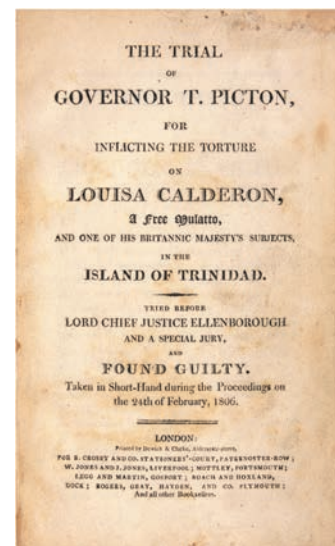
PICTON, SIR THOMAS.

Evidence Taken at Port of Spain, Island of Trinidad, In the Case of Luisa Calderon, Under a Mandamus Issued by the Court of King's Bench, and Directed to the Lieutenant Governor; With a Letter Addressed to Sir Samuel Hood, K.B., Late One of the Commissioners for the Government of that Colony: On the Scandalous Indefensible Means Employed by Wicked Incendiaries, To Influence Justice, By Corrupting the Public Opinion, In a Trial of Importance Pending Before the Court of King's Bench; With an Abstract of the Trial of the Spanish Mulatress, Luisa Calderon, For a Conspiracy to Rob Her Master and Keeper, Pedro Ruez, of 2000 Dollars, or £425.

London: Printed by Cox, Son, And Baylis, For the Author, 1806. xxiv, 160 pp.

Octavo (8" x 5-1/4"). Contemporary three-quarter morocco over cloth, gilt rules to boards, raised bands and lettering piece to spine, top edge gilt. Light rubbing to boards and extremities, hinges cracked. Moderate toning to *Trial*, light browning to *Evidence*, light foxing in places, light soiling to title pages, erased signature to head of *Trial* title page, a few faint dampstains to margins of its frontispiece. \$2,500.

TRIAL: ONLY EDITION; *Evidence*: Second and final edition. This case arose from the torture of a female prisoner in Trinidad. At question was the relative status of local Spanish law, where torture was legal, and British law, where it wasn't. Picton, an army officer, had been appointed civil and military governor of Trinidad in 1797 with instructions to administer Spanish law. Picton took an extremely harsh line on crime and civil disorder, allowed a number of executions and published a new slave code that made slave discipline the backbone of his new order. The island was pacified within a few months. In 1803, London sent two more commissioners to administer the law with superior authority and Picton resigned. When he returned to London he was arrested and charged for ordering the use of torture to extort a confession of a robbery from a free biracial 13 year-old named Luisa Calderon. Picton's first trial took place in February 1806. It resulted in a technical guilty verdict and a call for a new trial, which followed in June and exonerated Picton. The verdict said, in effect, that Picton had the right to prescribe torture under Spanish law as a military officer, but not as a colonial governor. The frontispiece shows Calderon being subjected to "picketing," which forces the victim to stand on the point of a metal spike with one foot while supported only by the wrist of the opposite arm suspended from the ceiling. This was a fairly common punishment in the British Army during the seventeenth and eighteenth centuries. *BMC* 20:298.



HE SEDUCED HER TO WIN A BET

107. [TRIAL].

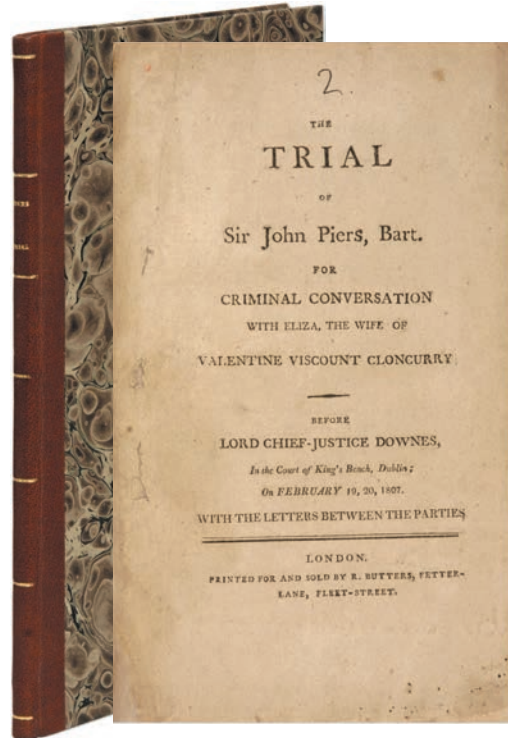
PIERS, SIR JOHN [1772-1845], DEFENDANT.

The Trial of Sir John Piers, Bart. For Criminal Conversation with Eliza, the Wife of Valentine Viscount Cloncurry Before Lord Chief-Justice Downes, In the Court of King's Bench, Dublin; On February 19, 20, 1807. With the Letters Between the Parties.

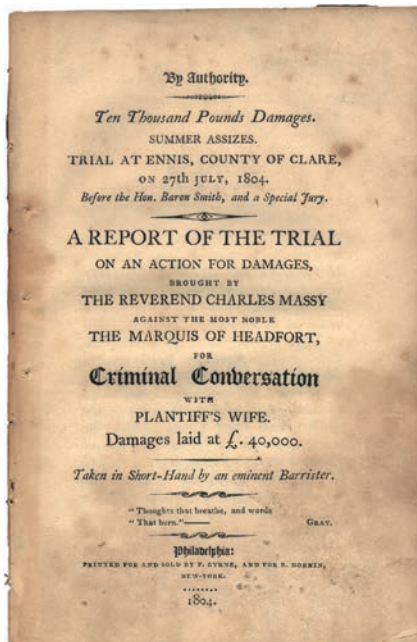
London: Printed for and Sold by R. Butters, [1807]. 44 pp. Lacking portrait frontispiece. Octavo (8-1/4" x 5-1/4").

Stab-stitched pamphlet bound into period-style quarter morocco over marbled boards, gilt titles and ornaments to spine, endpapers renewed. Disbound stab-stitched pamphlet. Moderate toning to text, light foxing to a few leaves, edgewear and a few minor holes to title page, "2" in early hand to upper margin. \$600.

ONLY EDITION. Piers, 6th Baronet of Tristernagh Abbey, was an Anglo-Irish baronet and a notable rake. His notoriety dates from his 1807 adultery trial involving Elizabeth Georgiana, Lady Cloncurry, the wife of an old school friend (and creditor), Lord Cloncurry. The trial established that Piers had seduced Lady Cloncurry as part of a bet. Lord Cloncurry was awarded the enormous sum of £20,000 in damages, the largest award granted in a criminal conversation case. The scandal attracted a great deal of attention and secured Piers a footnote in history. This case was the subject of John Betjeman's poem *Sir John Piers* and a 1978 BBC documentary *The Bold Bad Baronet*. COPAC locates 1 copy (National Library of Scotland). OCLC locates 5 copies, 3 in North America (Temple University, University of Missouri-Columbia, Yale Law School). Not in the *BMC*.



DESIGNED TO DISPLAY THE CORRUPTION OF THE IRISH NOBILITY



108. [TRIAL].

TAYLOUR, THOMAS, MARQUESS OF HEADFORT [1757-1829], DEFENDANT.

A Report of the Trial on an Action for Damages Brought by the Reverend Charles Massy Against the Most Noble the Marquis of Headfort, For Criminal Conversation With Plaintiff's Wife: Damages Laid at £40,000.

Philadelphia: Printed and Sold by P. Byrne, And for B. Dornin, New-York, 1804. vii, 95 pp. Octavo (8" x 5-1/4").

Disbound stab-stitched pamphlet. Light soiling to exterior, a few minor tears and chips to edges of a few leaves, stitching loose, first signature detached. Light browning to text, faint dampstaining to foot of text block, light foxing to a few leaves. \$950.

ONLY AMERICAN EDITION. At head of title: *Ten Thousand Pounds Damages, Summer Assizes, Trial at Ennis, County of Clare, on 27th July, 1804, Before the Hon. Baron Smith, And a Special Jury*. The Marquis of Headfort, a member of the Irish House of Commons, eloped with the wife of a clergyman, who was awarded £10,000 damages. The Patrick Byrne and Bernard Dornin were Irish political radicals living in exile. Published shortly after its printing in Ireland, this American imprint, which was issued in New York and Philadelphia, was probably issued to display the corruption of the Irish nobility. Cohen 12010.

SENSATIONAL 1825 MURDER TRIAL IN BUFFALO, N.Y.

109. [TRIAL].

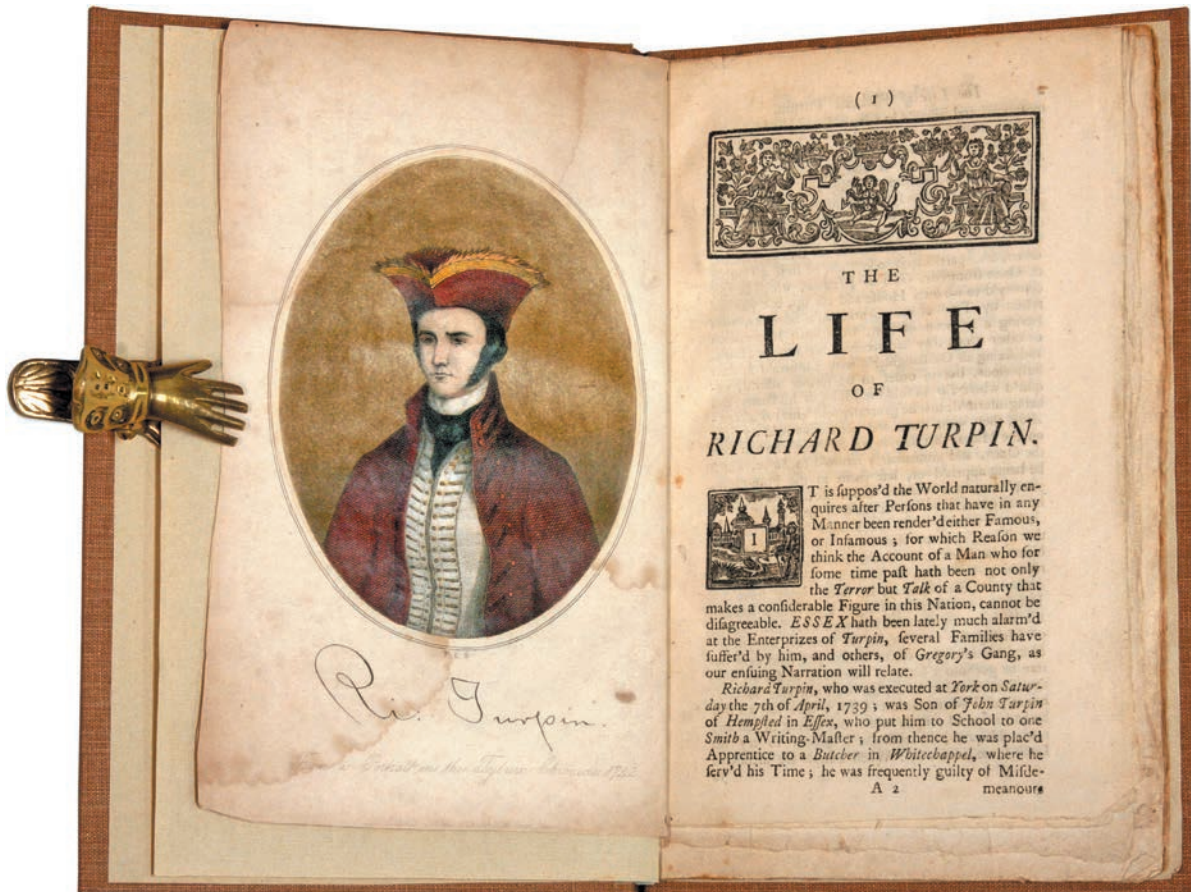
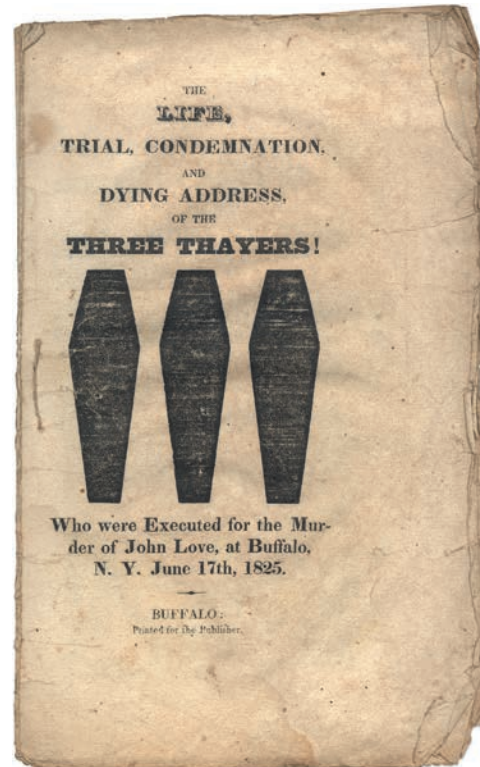
THAYER BROTHERS.

The Life, Trial, Condemnation and Dying Address, Of the Three Thayers! Who Were Executed for the Murder of John Love, At Buffalo, N.Y. June 17th, 1825.

Buffalo: Printed for the Publisher, [1825]. 16 pp. Octavo (8-1/2" x 5-1/4").

Stab-stitched pamphlet in printed wrappers, untrimmed edges, large woodcut of three coffins to front. Light browning and faint dampspotting, light soiling to exterior, faint stain to foot of front wrapper. A well-preserved copy. \$950.

THE THAYER BROTHERS were convicted in two separate trials for the robbery and murder of their boarder. They were executed together by hanging on June 17, 1825. A sensational event, it was the subject of several pamphlets. It was probably the first hanging to take place in Erie County, New York. In this edition the dying address is followed by an account of the trial and execution in verse. This imprint, which is listed in Cohen, is a variant of a copy in McDade, which has an image of a single coffin. See McDade 972. Cohen 13088.



Detail from N° 110

UNRECORDED IMPRINT WITH AN ADDED
HAND-COLORED PORTRAIT OF THE CRIMINAL

110. [TRIAL].

TURPIN, RICHARD [c.1705-1739], DEFENDANT.
KYL, THOMAS, REPORTER.

The Whole Life and Trial at Large of the Notorious Highwayman Richard Turpin, At York Assizes, On the 22d Day of March, 1739, Before the Hon. Sir William Chapple, Knt. Judge of Assize, And One of His Majesty's Justices of the Court of King's Bench. Taken Down in Court by Mr. Thomas Kyll, Professor of Short-Hand. To Which is Prefix'd, An Exact Account of the Said Turpin, From His First Coming Into Yorkshire, To the Time of His Being Committed Prisoner to York Castle; Communicated by Mr. Appleton of Beverly, Clerk of the Peace for the East-Riding of the Said County. With a Copy of a Letter which Turpin Received from his Father, While Under Sentence of Death. To which is Added, His Behaviour at the Place of Execution, On Saturday the 7th of April, 1739. Together with the Whole Confession he Made to the Hangman at the Gallows; Wherein he Acknowledg'd Himself Guilty of the Facts for Which he Suffer'd, Own'd the Murder of Mr. Thompson's Servant on Epping-Forest, And Gave a Particular Account of Several Robberies which he Had Committed. The Sixth Edition. To Which is Prefix'd, a Large and Genuine History of the Life of Turpin, From his Birth to his Execution; And of All his Transactions and Robberies, And the Various Methods he Took to Conceal himself. The Whole Grounded on Well-Attested Facts, And Communicated by Mr. Richard Bayes, At the Green Man on Epping-Forest, and Other Persons of the County of Essex.

York: Printed by Ward and Chandler Booksellers, At their Printing-Office in Coney-Street; And Sold at Their Shop without Temple-Bar, London, 1739. (Price Sixpence). [vi], [2], 18, iii-vii, [1], [3]-25, [1] pp. Copperplate portrait frontispiece of Richard "Dicky" Dickinson. Added Colored portrait of Turpin dated 1742 preceding p. iii. Complete. Octavo (8" x 5").

Stab-stitched pamphlet with untrimmed edges bound into recent cloth, gilt title to spine, small bookplate (Waite Collection) to front pastedown. Moderate toning, somewhat heavier in places, light foxing to title page and a few other leaves, faint dampstaining to margins of Turpin portrait. \$1,850.

SIXTH EDITION. Turpin, a charismatic highwayman, was one of the "media sensations" of his day, especially after his execution for horse theft. Not related to the text, the frontispiece depicts Richard "Dicky" Dickinson was a popular eccentric who managed a spa house in the fashionable spa town of Scarborough, North Yorkshire. The publisher's preface says it was included as a bonus. All editions by Ward and Chandler are rare, with no copies this edition found on OCLC or COPAC. Not in the *ESTC*.

THE FATE OF A MASSACHUSETTS ARSONIST

111. [TRIAL].

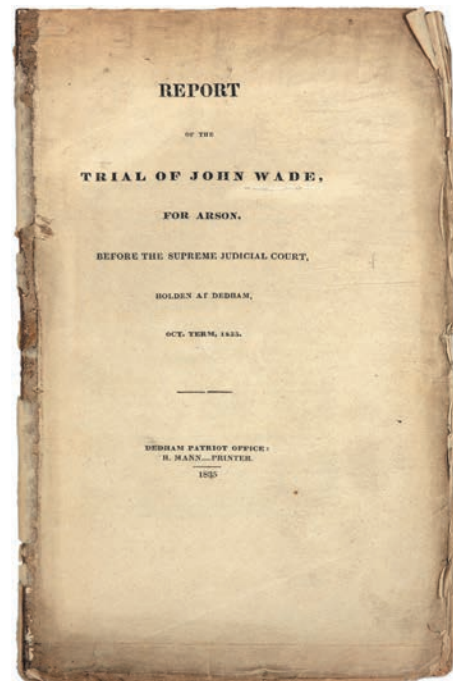
WADE, JOHN, DEFENDANT.

Report of the Trial of John Wade, For Arson, Before the Supreme Judicial Court, Holden at Dedham, Oct. Term, 1835.

[Dedham, MA]: Dedham Patriot Office, H. Mann, Printer, 1835. 40 pp. Octavo (9-3/4" x 6").

Disbound stab-stitched pamphlet, untrimmed edges. Moderate toning, light soiling to exterior, some rubbing to extremities with mild wear to spine ends. \$500.

ONLY EDITION. Wade was indicted, convicted and hanged in 1832 for setting fire to a barn. His case is interesting because it was tried before Chief Justice Lemuel Shaw [1781-1861] and arguably involved a case of double jeopardy overlooked by the court. (He had been indicted earlier for the same crime but acquitted due to a technicality.) The anonymously compiled *Report* includes Shaw's eight-page charge to the jury and three-page address to the prisoner, along with the arguments of counsel and the testimony of witnesses on direct and cross-examination. Cohen 12152.



NINETEENTH-CENTURY SCOTTISH TREASON TRIALS



112. [TRIALS].
[TREASON].
DOUGLAS, NIEL [1750-1823], DEFENDANT.

An Address to the Judges and Jury, In a Case of Alleged Sedition, On 26th May, 1817, Which was Intended to be Delivered Before Passing Sentence.

Glasgow: Printed by D. Mackenzie, 1817. 40 pp.

[BOUND WITH]
DOW, JOHN, REPORTER.

The Trial of the Rev. Niel Douglas, Before the High Court of Justiciary, At Edinburgh, On the 26th May 1817, For Sedition.

Edinburgh: Printed for John Robertson, 1817. [ii], 50 pp. Portrait frontispiece.

[AND]
[BELLINGHAM, JOHN].

An Authentic Account of the Trial and Execution of John Bellingham, For the Assassination of the Right Hon. Spencer Perceval. With a Vindication of the Character of Sir Francis Burdett from the Aspersions of Some of the London Prints.

Edinburgh: Printed and Published by D. Schaw and Son, 1812. [ii], [5]-65 pp.

[AND]
M'LAREN, ALEXANDER, DEFENDANT.
BAIRD, THOMAS, DEFENDANT.
DOW, JOHN, REPORTER.

The Trial of Alexander M'Laren, And Thomas Baird, Before the High Court of Justiciary, At Edinburgh, On the 5th and 7th March 1817, For Sedition.

Edinburgh: Printed for John Robertson, 1817. vi, 153 pp.

[AND]
Account of the Proceedings of the Public Meeting of the Burgesses and Inhabitants of the Town of Kilmarnock, Held on the 7th of December, 1816, For the Purpose of Deliberating on the Most Proper Method of Remedying the Present Distresses of the Country. With a Full Report of the Speeches on that Occasion.

Kilmarnock: Printed by H. Crawford, 1816. 45 pp.

Octavo (8-1/2" x 5"); *Account*: Octavo (6-1/2" x 4"). Stab-stitched pamphlets bound into contemporary three-quarter sheep over marbled boards, lettering piece and gilt fillets to spine. Moderate rubbing, a few scuffs to boards, some chipping to spine ends, corners bumped, front hinge cracked. Light to moderate toning, soiling to title page of *Bellingham*, internally clean. \$1,850.

AN EXEMPLARY gathering of five tracts, four of them concerning the trials of Douglas and M'Laren, the first trials for sedition held in Scotland during the aftermath of the Napoleonic Wars, a time of acute economic distress and social protest. These took place concurrently with the London trials of William Hone. Douglas, an eccentric non-conformist minister, poet, abolitionist and visionary social reformer was charged with sedition for comments in a sermon that compared the king to Nebuchadnezzar, the prince regent to Belshazzar and the House of Commons to a den of thieves. His counsel brought forth witnesses familiar enough with the preacher's eccentricities to prove his innocence. He was acquitted. M'Laren, a weaver, was charged with sedition for delivering a fiery speech at Kilmarnock in favor of Parliamentary reform. Thomas Baird, a grocer, was charged with printing it. They were fined and sentenced to six months in prison. Bellingham was the only person to assassinate a British Prime Minister. A merchant who had been imprisoned in Russia, he demanded compensation from the British government. Twice refused, he shot the prime minister in the lobby of the House of Commons. *An Address to the Judges*, prepared in advance of the trial, is scarce, more so than accounts of the trial. OCLC locates 6 copies in North America, 1 in a law library (Harvard). *Account of the Proceedings* is the rarest item in this volume. OCLC locates 1 copy (at the National Library of Scotland). Concerning Douglas and M'Laren, see May II:192.

INTERESTING ENGLISH CASES TRIED IN 1737,
THREE CONCERNING SOLDIERS, ONE A CATTLE THIEF

113. [TRIALS].
[GREAT BRITAIN].

[Three Cases Concerning Soldiers, One Concerning a Cattle Thief].

London: Printed by John Baskett, 1737. Folio (12-1/2" x 7-3/4").

Five pamphlets, two relating to the same trial, bound into nineteenth-century three-quarter calf over pebbled cloth, tiny blank label to foot of front board, raised bands and lettering pieces to spine. Light rubbing to boards, moderate rubbing to extremities, corners bumped, sections of backstrip lacking from spine ends, front board detached, rear board partially detached. Light toning to text, light foxing in places, light soiling to title pages, each with a number in an early hand, the first with a small later library stamp. \$950.

ONLY EDITIONS. The cases of Porteous, Haunt and McAdams and Long involve murders committed by members of the army. Laidly's case involved cattle theft and assault.

Contents:

1. PORTEOUS, JOHN, DEFENDANT.

Authentick Extract of the Proceedings in the Trial of Capt. John Porteous, Laid Before the House by the Duke of Newcastle, March the 3d. 1736. [ii], 68 pp. ESTC (ESTC) T22797.

2. HAUNT WILLIAM, DEFENDANT.

Authentick Coppie of the Tryal of William Haunt, Dragoon, Anno 1711. Laid Before the House, Pursuant to Their Lordships Order for that Purpose, 18 Aprilis, 1737. 28 pp. ESTC T22794.

3. MCADAMS, THOMAS, DEFENDANT.

LONG, JAMES, DEFENDANT.

Extract of the Proceedings Before James Graham of Airth, Esq; Judge of the High Court of Admiralty in Scotland, In the Action at the Instance of Duncan Forbes, Esq; His Majesty's Advocate, And Mr. Hugh Forbes, Advocate, Procurator Fiscal of the Said High Court, Against Thomas Mc Adams Souldier, And James Long Corporal in the Regiment of Foot Commanded by Colonel _____ Hamilton. Laid Before the House Pursuant to Their Lordship's Order April 18, 1737. 47, [1] pp. ESTC T33912.

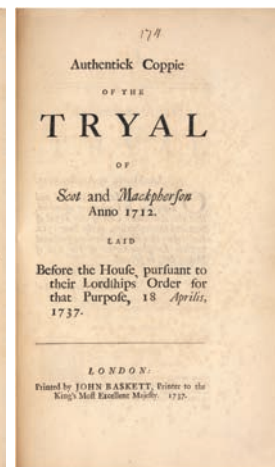
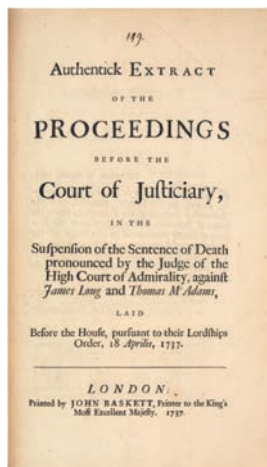
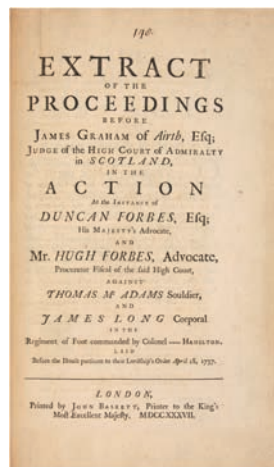
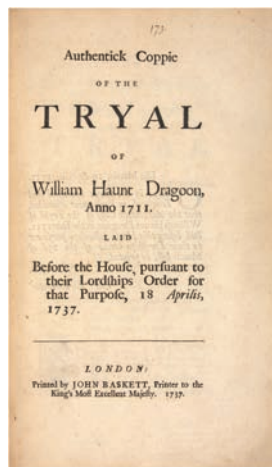
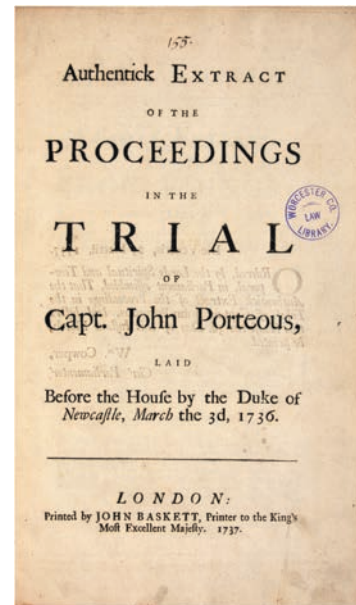
4. LONG, JAMES, DEFENDANT.

MCADAMS, THOMAS, DEFENDANT.

Authentick Extract of the Proceedings Before the Court of Justiciary, In the Suspension of the Sentence of Death Pronounced by the Judge of the High Court of Admiralty [sic], Against James Long and Thomas McAdams. Laid Before the House, Pursuant to Their Lordships Order, 18 Aprilis, 1737. London: Printed by John Baskett, 1737. 12 pp. ESTC T22796.

5. LAIDLIE, WILLIAM, ALIAS SCOT, OF MOSSPHENNAN, DEFENDANT.

Authentick Coppie of the Tryal of Scot and Mackpherson Anno 1712. Laid Before the House Pursuant to Their Lordships' Order for that Purpose, 18 Aprilis, 1737. London: Printed by John Baskett, 1737. 33, [1] pp. ESTC T22795.

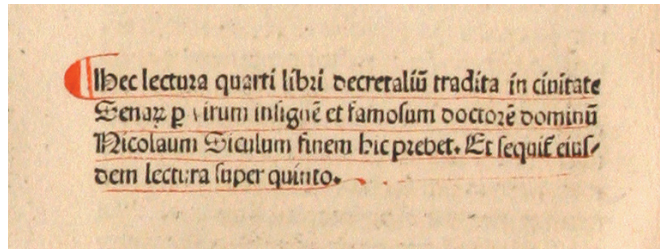


COMMENTARIES ON THE DECRETALS OF GREGORY IX CONCERNING
MARRIAGE AND CRIMINAL PROCEDURE BY THE "LAMP OF THE LAW"

114. TUDESCHII, NICCOLÒ DE
(ABBAS PANORAMITANUS)
[1386-1445].

[Lectura Super V Libris Decretalium].

[Basel: Johann Besicken, 1480-1481]. Part VI (of VI). [236] ff. Text in parallel columns. Collation: a-c10, d12, e10, f8, g-k10, l8, m-o10, p8, q-r10, [symbol]10, [symbol]8, s6, t-v10, u10, w10, x6. Folio (14" x 10-1/4": 357 x 256 mm.).



Contemporary blind-tooled pigskin over wooden boards, manuscript vellum lettering piece to front cover, spine with raised bands sanded white, eighteenth-century leather lettering pieces and later paper shelf labels, boards lacking catches and clasps. Moderate soiling to boards, corners bumped and lightly worn, numerous small wormholes through covers into text block with minor text loss to few leaves but not impairing legibility, pastedowns loose, eighteenth-century Salzburg Benedictine Monastery bookplate to verso of front board, brief early annotations to front free endpaper (author name) and head of leaf a2 (ownership inscription). Printed in 55 lines, text in gothic type, rubricated, large Lombard initials in red and blue, seven-line decorated initial and three-quarter illuminated border in colors and gold on a2r incorporating 3 linked roundels in lower margin containing depictions of 2 men with shields and lances and woman with bow and arrow, similar decoration on g1r with floral and ornamental motifs instead of figures in the roundels. Light toning, dampstaining to lower margin of c1-3 and light browning to margin of m7, blank lower outer corner off q3, paper flaw in blank lower outer corner of t1. \$25,000.

TUDESCHII, A BENEDICTINE CANONIST from Sicily, taught at the Universities of Siena, Parma and Bologna. His commentaries on the *Liber Quinque Decretalium* of Gregory IX, the *Liber Sextus Decretalium* of Boniface VIII and the *Liber Septimus Decretalium (Clementinae)*, three components of the *Corpus Juris Canonici*, established his immense authority and the title of "lucerna juris" (lamp of the law). First printed in 1475-1477 in Venice, his commentary of the Gregory's decretals is a multi-volume work. The 1480-1481 Basel edition was issued in six parts, each complete in itself. Our part contains the portions concerning marriage and criminal procedure. The ISTC locates 3 single parts in North America (Houghton Library, Harvard, V. Columbia University, I, Huntington Library, V), 1 complete set (George Washington University Law School) and two incomplete sets (Library of Congress, V-VI, Union Theological Seminary (I, III-V). Goff, *Incunabula in American Libraries* P48. *Gesamtkatalog der Wiegendrucke* M47800.



Conventus S. Petri
Salisburg.

De sponsalibus et matrimonio.

Supra visum est in precedenti libro de actibus et gestibus spectantibus ad clericos. Adhuc nunc restat videre de spectantibus ad laicos. Et hec rubrica habet duas partes. In prima dicitur de sponsalibus. In secunda de matrimonio. et differentia est inter illa maxima.

Quid autem sit matrimonium. unde dicatur. ubi fuit institutum. et per quem. et quot sunt cause instituendi matrimonij et de impedimentis ipsius et multis alijs vide bonam glo. xxxij. q. i. in sum. ad declarationem diffinitionis prosequitur glo. ea. ca. q. ij. in prin.

Quid sint sponsalia vide per tex. xxx. q. v. in. c. nostrates. sunt enim futurarum nuptiarum promissio. vbi se habent ad matrimonium et quoddam preambulū. Et dicantur a spondeo eo. quod idem est quod promittit. ut in. l. i. ff. de sponsa. hinc sponsus quasi promissus. et sponsa quasi promissa. sed quasi post contractum matrimonij adimpleta ē promissio. unde pprie

non dicantur sponsus et sponsa. s. maritus et vxor. etiā ante carnalem copulam. nam solus consensus animorum facit matrimonium. xxxij. q. ij. c. sufficiat. et ideo si legatur aliquid certum qd si contraxerit matrimonium cum herede debet illico sibi legatum cum p̄traxit per verba de presenti. licet matrimonium non consummaverit. ut in. l. cum fuerit. ff. de condi. et dempn.

Quāquam tamen appellatōne matrimonij comprehenditur matrimonium dumtaxat carnali copula consummatum ut est tex. in. c. ex publico de p̄er. p̄ug. vñ ante copulam possunt licet improprie appellari sponsi. nam videtur mulier sponsa. i. promissa respectu carnalis copule et sic p̄nt intelligi iura que tales nuptias appellant sponsalia per verba de p̄nti ut in. c. p̄f. eo. Unde fm̄ subiectas materias appellatōne matrimonij quāq̄ p̄bendit matrimonium tractū solo p̄nti. quāq̄ carnali copula consummatū. ut plenissime tetigi i questione facti. de qua vide quod dixi in. d. c. ex publico.

Per p̄dicta de terminatur alia questio. dicit statutum mulier maritata nō admittatur ad successione p̄ris cū fratribus. qd̄a decessit relicta filijs masculis et filia desponsata p̄ vba de futuro q̄ritur nūq̄d ista debeat excludi a successione



Detail from N° 114



Details from N° 116



WITH A STRIKING COLOR FRONTISPIECE BY GEORGE CRUIKSHANK

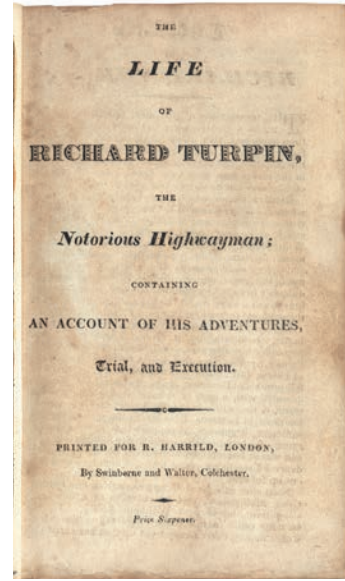
115. [TURPIN, RICHARD (1706-1739)].
[CRUIKSHANK, GEORGE (1792-1878)].

The Life of Richard Turpin, The Notorious Highwayman; Containing an Account of His Adventures, Trial and Execution.

London: Printed for R. Harrild, [c. 1830]. 36 pp. Hand-Colored frontispiece by George Cruikshank. 12mo. (7" x 4-1/2").

Stab-stitched pamphlet in recent plain wrappers. Negligible light soiling to exterior and title page, light edgewear, moderate toning to text, early over signature (Henry North) to verso of frontispiece. \$850.

TURPIN, A CHARISMATIC HIGHWAYMAN, was one of the "media sensations" of his day, especially after his execution for horse theft in 1739. He assumed legendary status after his death. Popular interest in his exploits continued into the nineteenth century, as we can see in this account published around 1830. The frontispiece has the following caption: "Turpin on Black Bess stopping a mounted Traveller." No copies located on COPAC. OCLC locates 3 copies (Harvard, Princeton, University of Praetoria). Cohn, *George Cruikshank: A Catalogue Raisonné* 810. *See inside rear cover.*



DISTINGUISHED COMMENTARIES ON THE CODE AND AUTHENTICA

116. UBALDI, BALDO DEGLI [1327?-1400].
UBALDI, ANGELO DEGLI [c.1327-1400], NOTES.

Bald. & Angel. Sup. III. Lib. C. Lectura Acutissimi Juris Utriusque Doc. Famosissimi Domini Baldi de Perusio Super Tribus Libris Codicis: Decimo Scilicet Undecimo et Duodecimo: Una cum Excellentissimo Domini Angeli Jurium Interpretis Clarissimi Super Eisdem Libris Commento : Cum Numeris: Summariis ac Repertorio Alphabeticum Nuperrime Additis: Feliciter Incipit.

[Lyon]: Jacobus Giunta, 1541. 47, [6] ff. Main text in parallel columns.

[BOUND WITH]

UBALDI, ANGELO DEGLI [1327?-1400].

Angelus De Ubaldis De Perusio Super Autenticis. Lectura Autenticorum Praestantissimi Domini domini Angeli de Ubaldis der Perusio, Additionibus Novis Cincta, Cum Summariis Hactenus non Impressis et Numerorum Distinctione, Ut Materiae Singulares in Repertorio Facilius Inveniantur: & Una cum Nova Castigatio ne Omnium Errorum in Aliis Impressionibus non Correctorum, & Oculis Lynceis Revisorum: Nec te Pigeat Omnia Aequilibrio Animo Pendere: & Id Verissimum Esse Dijudicabis: Quia Ita Omnia Clausulatim Distinximus ut Amplius Lectoribus Erroris Locus Relictus non Sit: & Si cum Alias Impressis Comparabis Iudicio Externo Haud Opus Erit.

[Lyon]: Vincenti de Portonariis, 1536. 51, [7] ff. Main text in parallel columns with side-notes.

Folio (15-1/4" x 10-1/2"). Contemporary vellum derived from a choirbook, faint early hand-lettered title to head of front board, early hand-lettered title panel and shelf label to spine. Some soiling and a few minor stains, minor worm holes and tracks in a few places, corners bumped and somewhat worn, hinges starting, front free endpaper lacking, fragment of later bookplate to front pastedown, faint embossed library stamp to title page of *Sup. III. Lib. C. Lectura*. Title pages with woodcut architectural frames and large printer devices printed in red and black, woodcut and crible decorated initials. Moderate toning and faint dampstaining to text block, light soiling, a few tears and edgewear to title page of *Sup. III. Lib. C. Lectura* with loss to border at head of leaf, some edgewear and worming to final leaf of *Super Autenticis* with minor loss to headline. \$2,500.

BALDUS DE UBALDIS, a pupil of Bartolus, was one of the great jurists of Medieval Europe. He taught at the Universities of Bologna, Perugia, Pisa, Florence, Padua, Pavia and Piacenza. He also served occasionally as a judge and diplomat. His fame rests on his commentaries on Roman and canon law, which were standard texts into the seventeenth century. *Sup. III. Lib. C.* (i.e. *Super Tribus Libris Codicis*) is a commentary on Books X, XI and XII of the *Code* of Justinian, one of the four components of the *Corpus Juris Civilis*. Angelus de Ubaldis, Baldus's brother, was an equally distinguished jurist, teacher and scholar. His *Super Authenticis*, also known as the *Lectura de Authenticis*, is a commentary on the *Authentica*, a collection of 134 constitutions of Justinian, later included in the *Novels* of the *Corpus Juris Civilis*. USTC 124039, 200261.

BALDUS'S DISTINGUISHED COMMENTARIES ON THE DIGEST

117. UBALDI, BALDO DEGLI.
VADI, BENEDETTO [16TH. C.], NOTES.
[GRADIBUS, JOHANNES DE
[15TH. C.], NOTES].
[THIERRY, JEAN (ACTIVE C. 1517),
EDITOR].

Prima Baldi Super Digesto Veteri.
Commentariorum Iuris Utrius, Que
Interpretis Doctissimi Baldi de Ubaldis
Perusini Prima Pars in Digestu[m] Vetus,
Cum Adnotationibus, Domini Benedicti de
Vadis Forosempronensis, Denuo Qua[m]
Emunctissime in Causidicorum Gratiam in
Lucem Prodit.

[Lyon: Sébastien Gryphe and Compagnie des
Libraires], 1535. 314 ff. Text in parallel columns
with side-notes.

[AND]

UBALDI, BALDO DEGLI.
[GRADIBUS, JOHANNES DE, NOTES].
THIERRY, JEAN, EDITOR.

Secunda Baldi Super Digesto Veteri.
Lectura Super Secunda Parte Digesti
Veteris, Cum Additionibus, Necnon cum
Summariis, Numeris, Ac Alphabeticis
Repertorio Ioannis Thierrii Lingonensis.

Lyon: [Compagnie des Libraires], 1536. 147; [22]
ff. Fo. 91 is an early bound-in manuscript copy.
Repertorio preceded by individual title page
dated 1535. Text in parallel columns with side-
notes.

[AND]

UBALDI, BALDO DEGLI.
GRADIBUS, JOHANNES DE, NOTES.
THIERRY, JEAN, EDITOR.

Baldus Super Digesto Novo. Lectura Super Digesto Novo cu[m] Additionib[us] Egrigii Viro Magistri Ioanis
Degradibus, Necno[n] Cum Tersa Castigatione, Summariis, Numeris, Additionibus, Concordantiis et Repertorio
Alphabeticis Nobilis Viri Domini Ionnis Thierry Lingon[ensis].

[Lyon: Compagnie des libraires], 1536. 39 ff. Text in parallel columns with side-notes.

[BOUND WITH]

UBALDI, BALDO DEGLI.
GRADIBUS, JOHANNES DE, NOTES.
THIERRY, JEAN, EDITOR.

Baldus Perusinus Super Infortiato. Lectura Subtilis et Aurea Domini Baldudsde Ubaldus, Super Infortiato, Cum
Quidusd[am] Additionibus: Necnon Summariis Io. Thierrii Lingo Recenter Anteleges & Paragraphos affixis ac
eiusdem Repertorio Alphabeticis Affabre Compilato.

[Lyon: [Lyon: S.n.], 1536. 129 ff. Text in parallel columns with side-notes.





Folio (15-1/4" x 10-1/2"). *Prima Baldi*: later marbled boards; other volumes: contemporary vellum derived from a choirbook, faint later hand-lettered titles to front boards, later hand-numbered paper location labels to spine. Light soiling and a few minor stains, moderate rubbing to extremities, a few chips and minor tears to spines and spine ends, corners bumped and somewhat worn, a few hinges cracked or starting, front endleaves lacking from *Secunda Baldi* and *Super Digesto/Super Infortiato*, later library bookplates to front pastedowns and small library embossed stamps to heads of title pages. Title pages, with woodcut vignettes of Baldus lecturing to his students, printed in red and black within woodcut architectural borders, woodcut decorated initials. Moderate toning to text, faint dampspotting, foxing and brief early annotations in a few places in each volume, early signatures, annotations, stamps light soiling and some edgewear to title pages, except that of *Super Infortiato*. An impressive set. \$7,500.

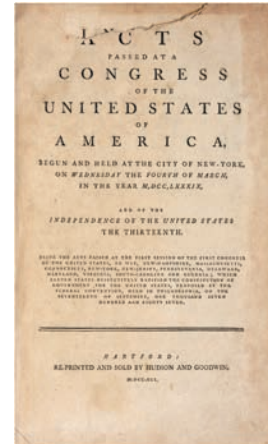
BALDUS'S COMMENTARY of the *Digest* is one of his principal works. One of the four components of the *Corpus Juris Canonici*, the *Digest* is a 50-book compilation of jurisprudential writings that form an annotated code of Roman law. The organization of Baldus's commentary follows the way this book was organized during the medieval era: *Digestum Vetus* (Books I-XXIV, Title 2), *Digestum Infortiatum* (Books XXIV, Remaining Part of Title 2-XXXVIII) and *Digestum Novum* (Books XXXIX-L). (This organization reflects the order in which the *Digest* was rediscovered.) Published individually, our four volumes form a complete uniform set. *USTC* 146954, 147155, 147164, 140265.

**SCARCE HARTFORD IMPRINT OF THE ACTS PASSED
AT THE FIRST U.S. CONGRESS**

118. [UNITED STATES].
[CONGRESS].

Acts Passed at a Congress of the United States of America, Begun and Held at the City of New-York, On Wednesday the Fourth of March, In the Year M,DCC,LXXXIX, And of the Independence of the United States the Thirteenth. Being the Acts Passed at the First Session of the First Congress of the United States, To wit, New-Hampshire, Massachusetts, Connecticut, New-York, New-Jersey, Pennsylvania, Delaware, Maryland, Virginia, South-Carolina and Georgia, Which Eleven States Respectively Ratified the Constitution of Government for the United States, Proposed by the Federal Convention, Held in Philadelphia, On the Seventeenth of September, One Thousand Seven Hundred and Eighty Seven.

Hartford: Re-Printed and Sold by Hudson and Goodwin, 1791. [x], [3]-327 pp. Octavo (9-1/4" x 5-1/2").



Contemporary sheep, gilt fillets and lettering piece to spine. Moderate rubbing and scuffing, some wear to corners, faint inkspatters to spine, hinges cracked, front free endpaper lacking. Moderate toning, some what heavier in places, light foxing and minor inkstains to a few leaves, section removed from top-edge of title page with some loss to letters "A" and "C" of Acts, other sections removed from top-edges of leaves A2-A3 (pp. 3-6) with loss to page numbers, text not affected. \$1,250.

VERY SCARCE Hartford edition. Includes the acts and resolutions of all three sessions of the First Congress (March 1789 to March 1791), treaties (including Indian treaties) and the texts of the Declaration of Independence, the Articles of Confederation, and the U.S. Constitution. The Bill of Rights had yet to be ratified and those amendments are included within the general legislative text. This edition not in Sabin or Evans, which do describe later Hartford edition dated 1791, containing 486 pages, which was actually printed after March, 1792. Howes A35.

UNOFFICIAL PREDECESSOR TO FOLWELL'S LAWS

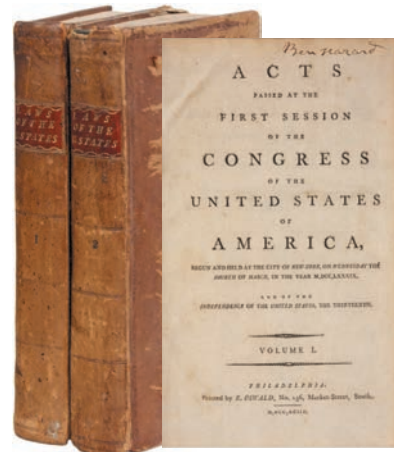
119. [UNITED STATES].
[CONGRESS].

Acts Passed at the First Session of the Congress of the United States of America, Begun and Held at the City of New-York, On Wednesday the Fourth of March, in the Year M,DCC, LXXXIX. And of the Independence of the United States, the Thirteenth. Volume I.

Philadelphia: Printed by E. Oswald, 1793. 375, [1], 45 pp. Includes acts of the second and third sessions, each preceded by divisional title pages.

[AND]

Acts Passed at the First Session of the Second Congress of the United States of America: Begun and Held in the City of Philadelphia, On Monday the Twenty-Fourth of October, In the Year M, DCC, XCI. And of the Independence of the United States, The Sixteenth. Volume II.



Philadelphia: Printed by E. Oswald, 1793. 380, [28] pp. Includes acts of second session, preceded by divisional title page, and a section of treaties, the first with a drop-head title.

Octavo (7-3/4" x 4-3/4"). Contemporary sheep, blind fillets to boards, lettering pieces, blind fillets and black-stamped volume numbers to spines. Moderate rubbing and scuffing to boards, lighter rubbing to spines and extremities, corners bumped and somewhat worn, small chip to spine head of Volume II, front hinge of Volume I starting. Moderate toning to text, somewhat heavier in places, light foxing to some leaves in Volume II, early owner signature of "Ben Hazard" to head of title pages. A very attractive and well preserved set. \$2,000.

ONLY EDITION. Complete set. With indexes and the text of the U.S. Constitution and Bill of Rights. This is one of the unofficial compilations that preceded by government-authorized Folwell edition of 1796-1796. Among other achievements, the first two congresses passed the acts that established the war, postal and treasury departments, the judicial circuits, authorized the census, passed the copyright law and created the states of Kentucky, Tennessee and Vermont. Other interesting legislation concerns the Whiskey Rebellion, Indian affairs and federal and local legal jurisdictions. "Ben Hazard" may be Benjamin Hazard [1774-1841], a Rhode Island attorney, legislator and member of the Hartford Convention. Not in Babbitt. Evans 27825-6.



THE INDISPENSABLE RECORD OF THE CONTINENTAL CONGRESS,
THIS SET INCLUDES THE VERY RARE 1777 AITKEN PRINTING OF VOLUME II

120. [UNITED STATES].
[CONTINENTAL CONGRESS].

[Journals of the Continental Congress, 1774-1783].

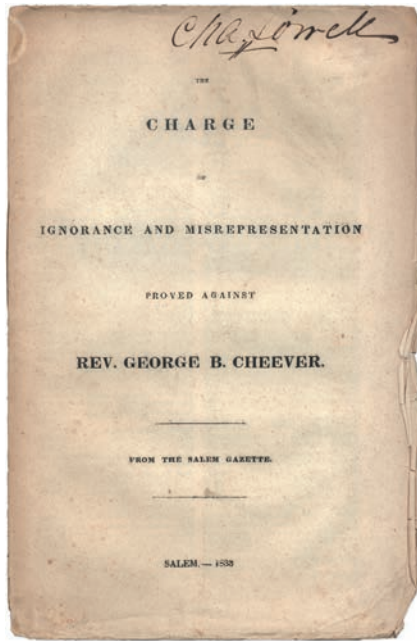
Philadelphia: Robert Aitken [and others] 1777-1784. Nine volumes. Octavo (7-3/4" x 4-3/4").

Later signed bindings by Sangorski & Sutcliffe, three-quarter calf over cloth, raised bands and lettering pieces to spines, top-edges gilt, endpapers renewed. Occasional light rubbing and minor nicks and scuffs to boards and spines, moderate rubbing to extremities. Some toning to interiors, slightly heavier in places, occasional light foxing and dampspotting, faint offsetting to corners of preliminaries and final leaves of each volume. A handsome set. \$20,000.

COVERING THE YEARS 1774 TO 1783, the entire period of the American Revolution, this set comprises the first nine volumes of the official journals issued by the Continental Congress. (Thirteen volumes in all were printed through 1789, when the U.S. Constitution was enacted.) Our set includes the rarest imprint of the series: the Robert Aitken printing of Volume II, which records the opening events of the American Revolution. (The complete text of the Declaration of Independence is printed on pp. 241-246.) According to Aitken's account, 532 copies were completed. In the fall of 1777 the British forced Congress to evacuate Philadelphia. Unable to transport many copies of the Journal, many were left behind and later destroyed by the British, which accounts for the scarcity of this volume today. Indeed, the last copy to appear at auction, in 2017, sold for \$11,000.00. Taken together, these volumes provide a vivid real-time account of the American Revolution as it was experienced by the Founding Fathers.

Contents: *Journals of Congress. Containing the Proceedings from Sept. 5, 1744. To Jan. 1, 1776. Published by Order of Congress.* Volume I. Philadelphia: Printed and Sold by R. Aitken, 1777. [ii], 310, [12] pp. Evans 15683. Hildeburn 3576; *Journals of Congress. Containing the Proceedings in the Year 1776. Published by Order of Congress.* Volume II. Philadelphia: Printed and Sold by R. Aitken, 1777. [ii], 513, [23] Evans 15685. Hildeburn 3577. Early struck-through initials near head of title page; *Journals of Congress, Containing the Proceedings from January 1st, 1777, To January 1st, 1778. Published by Order of Congress.* Volume III. Philadelphia: Printed by John Dunlap. [1778]. 603, [1], xxiii pp. Evans 16138. Hildeburn 3728. This copy does not have the "General Index to Volume I" (12 pp.); *Journals of Congress, Containing the Proceedings from January 1st, 1778, To January 1st, 1779. Published by Order of Congress.* Volume IV. Philadelphia: Printed by David C. Claypoole, [1779]. [2], 748, [2], lxxxix, [5] pp. Lacking final blank leaf. Evans 16584. Hildeburn 3900; *Journals of Congress. Containing the Proceedings [from] January 1st, 1779, To January 1st, 1780. Published by Order of Congress.* Volume V. Philadelphia: Printed by David C. Claypoole, 1782. 464, [16], lxxiv pp. Lacking final blank. Evans 17766. Hildeburn 4206. This is the printing with the corrected errors. Early signature to head of title page, small carefully repaired chip along gutter with minor loss to text ("fro"); *Journals of Congress, From January 1st, 1780, To January 1st, 1781. Published by Order of Congress.* [Volume VI]. Philadelphia: David C. Claypoole, [1781]. 403, [3], xxxviii, [3] pp. Lacking final blank. Evans 17767. Hildeburn 4116. "6 Volume" in small early hand near foot of title page; *Journals of Congress, And of the United States in Congress Assembled. For the Year 1781. Published by Order of Congress.* Volume VII. Philadelphia: Printed by David C. Claypoole, 1781. 522, [vi], lxxix pp. Lacking final blank. Evans 17767. Hildeburn 4117. Early signature to head of title page; *Journal of the United States in Congress Assembled: Containing the Proceedings from the First Monday in November 1782, To the First Monday in November, 1783. Published by Order of Congress.* Philadelphia: Printed by David C. Claypoole, 1783. Volume VIII. 483 pp. Though our collation matches several copies, such as one held by the Massachusetts Historical Society, Evans calls for 489 pp. and an index of 36 pp. It appears some copies were issued without the index. Evans 18266. Hildeburn 4311; *Journal of the United States in Congress Assembled: Containing the Proceedings from the Third Day of November, 1783, To the Third Day of June, 1784. Published by Order of Congress.* Volume IX. Philadelphia: Printed by John Dunlap, [1784]. 317 pp. As is the case with Volume VIII, this copy does not have the index present in most copies. Evans 18840. Hildeburn 4500.

PAMPHLET CONCERNING A NOTABLE
NINETEENTH-CENTURY LIBEL CASE IN SALEM, MASSACHUSETTS



121. [UPHAM, CHARLES W. (1802-1875)].

The Charge of Ignorance and Misrepresentation Proved Against the Rev. George B. Cheever. From the Salem Gazette.

Salem: S.n., 1833. [16] pp. Text in parallel columns. Octavo (9-1/2" x 6").

Stab-stitched pamphlet in self-wrappers, untrimmed edges. Light soiling to exterior, minor wear to spine ends, owner signature (Charles Lowell) to head of front wrapper, light toning to text, faint spotting to a few leaves. \$750.

ONLY EDITION. Cheever, a Unitarian minister, social reformer and Temperance advocate, published a thinly disguised portrayal of John Stone, a well-liked Unitarian deacon in Salem who owned a distillery. It was first published in 1835 as a newspaper article in Salem and as an illustrated broadside. Cheever's neighbors, one of them Upham, were outraged by this slanderous text and he was soon convicted for libel, imprisoned and publicly whipped. A case that attracted a good deal of attention, it brought Cheever national fame, which led to several job offers and several more editions of his tract. After an extended tour of Europe and the Near East, he became the minister of the Allen Street Presbyterian Church in New York City. OCLC locates 11 copies, none in law libraries. Not in McCoy, Sabin 98032.

HANDSOME COPY OF A NOTABLE EIGHTEENTH-CENTURY DICTIONARY

122. VICAT, B[EAT]-PHIL[IPPE]
[1715-1770], COMPILER.
[FERRIGNO, PASQUALE (FL. 1760), EDITOR].

Vocabularium Juris Utriusque ex Variis Ante Editis, Praefertim ex Alexand. Scoti, Jo. Kahl, Barn. Brissonii, et Jo. Gottl. Heineccii Accessionibus. Auctior Atque Emendatior.

Naples: Sumptibus Joannis Gravier, 1760. Four volumes. Main text in parallel columns. Copperplate pictorial frontispiece in Volume I. Octavo (7-1/2" x 4-3/4").

Contemporary calf, cat's paw decoration to boards, gilt spines with raised bands and lettering pieces, gilt tooling to board edges, marbled endpapers, speckled edges. Moderate rubbing to extremities, corners bumped and lightly worn, a few minor worm holes, a few boards slightly bowed, small chip to head of spine of Volume I. Light toning to text, light foxing in a few places. A well-preserved handsome set. \$850.

SECOND EDITION. As Vicat explains in his preface, he compiled this dictionary from those of Francois Hotoman, Barnabe Brisson, Johannes Calvinus (Kahl) and, especially, Alexander Scotus to bring their "excellent" work to a wider audience. More important, by combining these works and filling the gaps with original entries he was able to create a dictionary that covered the whole language of the law. Vicat's definitions are brief, but they contain comprehensive references to authorities and texts as well as conjugations, common phrases using the words, metaphors, alternate definitions and antonyms. The first edition was published in 1759. Vicat was a jurist and the director of the University of Lausanne from 1749 to 1762. A pioneer in library science, he was the first to issue a printed library catalogue. *BMC* 26:118.





PARSON WEEMS'S ACCOUNT OF TWO CASES OF ADULTERY AND MURDER

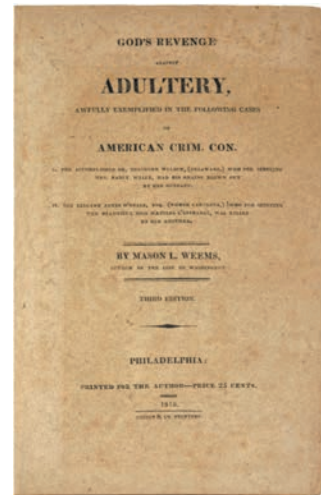
123. WEEMS, MASON L[OCKE] [1759-1825].

God's Revenge Against Adultery, Awfully Exemplified in the Following Cases of American Crim. Con. I. The Accomplished Dr. Theodore Wilson, (Delaware,) Who for Seducing Mrs. Nancy Wiley, Had His Brains Blown Out by Her Husband. II. The Elegant James O'Neale, Esq. (North Carolina,) Who for Seducing the Beautiful Miss Matilda L'Estrange, Was Killed by Her Brother.

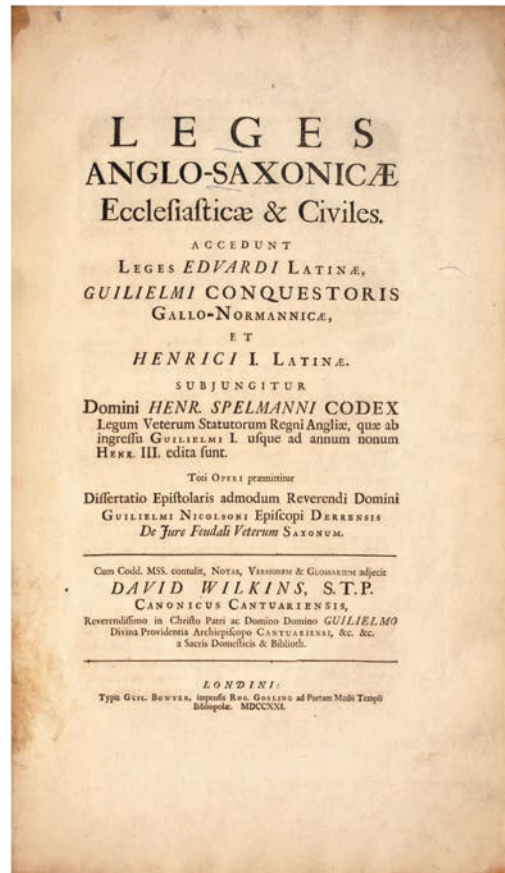
Philadelphia: Printed for the Author, 1818. 48 pp. Copperplate engraved frontispiece. Octavo (8-1/4" x 5").

Disbound stab-stitched pamphlet, remnants of binding along spine. Minor wear to extremities, light browning to text, light soling to exterior, frontispiece partially detached but secure, top-edge trimmed close to image, wear to corners with no loss to text. \$650.

THIRD EDITION. Better known as "Parson" Weems, Mason Locke Weems introduced the legend of George Washington and the cherry tree in the fifth edition of his *Life of Washington* (1809). Here Weems presents two moral tales on the sin of adultery driven by extremes in religious attitude. Both are based on actual events. Not in McDade. Cohen 13706.



Detail from N° 122



**IMPRESSIVE COMPILATION OF EARLY ENGLISH LAWS
BASED ON SPELMAN'S *CODEX LEGUM VETERUM*,
THOMAS JEFFERSON OWNED A COPY**

124. WILKINS, DAVID [1685-1745].

SPELMAN, HENRY [1564?-1641].

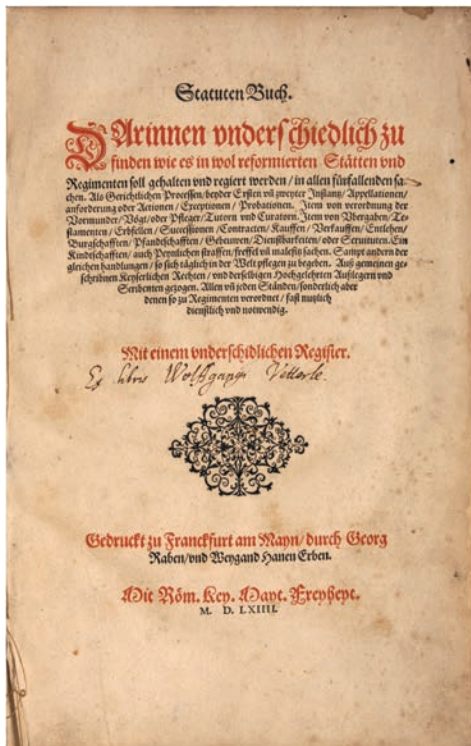
Leges Anglo-Saxonicae Ecclesiasticae & Civiles. Accedunt Leges Edvardi Latinae, Guilielmi Conquestoris Gallo-Normannicae, Et Henrici I. Latinae. Subjungitur Domini Henr. Spelmani Codex Legum Veterum Statutorum Regni Angliae, Quae ab Ingressu Guilielmi I. Usque ad Annum Nonum Henr. III. Edita Sunt. Toti Operi Praemittitur Dissertatio Epistolaris Admodum Reverendi Domini Guilielmi Nicolsoni.

London: Typis Guil. Bowyer, Impensis R. Gosling, 1721. [xii], xxiv, 434, [18] pp. Latin; Partly in Anglo-Saxon, with Latin translation in parallel columns. Folio (15-1/4" x 9-1/2").

Nineteenth-century calf with later rebacking, elaborate gilt panels to boards, gilt title to spine, nineteenth-century thick patterned-paper endleaves, cloth-reinforced hinges, all edges gilt. Light rubbing to boards and spine, heavier rubbing to rear boards, removing much of the gilding, and board edges with some chipping and wear to corners, front free endpaper partially detached, armorial bookplate (of Andrew K. Hichens) dated 1888 to verso. Moderate toning to text, finger smudges to a few leaves, light soiling and edgewear, light edgewear to preliminaries and final few leaves of text, light soiling and a few tiny pen marks, to title page. \$500.

ONLY EDITION, one of 500 copies in this format. (63 copies were printed in smaller formats.) Research into Anglo-Saxon legal sources began in the seventeenth century with the work of William Lambard, William Somner and Henry Spelman. Their work was the foundation for the work of George Hicks, Robert Kelham and David Wilkins in the eighteenth century. A professor of Arabic at Cambridge University and librarian to the Archbishop of Canterbury, Wilkins was the most distinguished member of this trio. *Leges Anglo-Saxonicae*, which incorporates Spelman's *Codex Legum Veterum*, includes the collections of Anglo-Saxon customs that were made after the Conquest: the laws of Edward the Confessor, the laws of William I and the *Leges Henrici Primi*. According to the *ESTC*, Bowyer's records show three sizes of paper used (demy, 500 copies; royal, 50; writing royal, 13). The *ESTC* also notes that some of the large-format copies were issued with a subscriber list. Jefferson owned a copy of this book. Sowerby 1768. Holdsworth, *History of English Law* XII:403. *ESTC* T138841.

SIXTEENTH-CENTURY STATUTES OF AN
IMPORTANT IMPERIAL CITY OF THE HOLY ROMAN EMPIRE



125. [WORMS].

Statuten Buch. Darinnen Unterschiedlich zu Finden wie es in Wol Reformierten Stätten und Regimenten soll gehalten und Regiert Werden, in allen Fürfallenden Sachen. Als Gerichtlichen Processen, Beyder Ersten un[d] Zweyter Instantz, Appellationen, Anforderung oder Actionen, Exceptionen, Probationen.... Mit einem Underschiedlichen Register.

Frankfurt: Georg Raben and Weygand Hanen Erben, 1564. [ii], clxv, [10] ff. Folio (11-3/4" x 7-1/2").

Quarter blind-tooled pigskin over vellum (derived from earlier manuscript leaves), faint early hand-lettered title label and later shelf label to spine, fragments of thong ties. Light soiling, a few minor worm holes and moderate rubbing to boards and extremities, a few nicks

to boards, some wear to corners and foot of spine, hinges cracked, endleaves lacking, title page and following leaf partially detached. Light browning to text, minor worming to fore-edge of text block to fol. 23 with no loss to text, faint dampstaining to fore-edges of preliminaries, early owner inscription and light edgewear to title page. \$2,500.



A ROMAN CATHOLIC bishopric since the early medieval era, Worms was a prosperous and powerful imperial free city. The city is best known as the site of the 1521 Edict of Worms, which declared Luther a heretic. The Worms *Statuten Buch* was first issued in 1505. Like other books of its kind, it offers a wealth of information about administrative bodies, courts and procedure, as well as the daily lives of the population. The Worms compilation differs, however, by its greater emphasis on criminal law. OCLC locates 1 copy of the 1564 printing in North America (Harvard Law School). VD16 D710.

COMMENTARY ON THE *INSTITUTES* BY A NOTABLE DUTCH HUMANIST

126. ZOES, HENDRIK [1571-1627].
ANDREAS, VALERIUS [1588-1655], EDITOR.

Commentarius ad Institutionum Juris Civilis. Libros IV. Brevis, Analiticus, Methodicus, In quo Praeter Quaestiones Plurimas, Ac Controversias Passim Insertas, Additiones hinc Inde ex Jure Potissimum Consuetudinario Nonnullarum Provinciarum Reperiuntur.

Venice: Apud Nicolaum Pezzana, 1757. [viii], 554, [2] pp. Main text in parallel columns. Quarto (10" x 7-1/4").

Contemporary quarter calf over marbled boards, gilt fillets and title to spine, speckled edges. Moderate rubbing to extremities with wear to fore-edges of boards, corners bumped, a few minor scuffs to boards, front joint starting at ends, rear joint cracked, minor worming to hinges, leaf Mm2 (pp. 545-546) detached and mildly edgeworn. Light toning to text, foxing in a few places, internally clean. \$500.

LATER EDITION. Zoes was a notable Dutch humanist jurist, later the rector of the University of Louvain. His commentaries on the *Code*, *Digest* and *Institutes* of Justinian and the *Decretals* of Gregory IX were highly regarded works that went through several editions. His commentary on the *Institutes* was first published in 1653. All editions of this work are scarce. OCLC locates 2 copies of our 1757 edition, neither in North America. This edition not in Dekkers.

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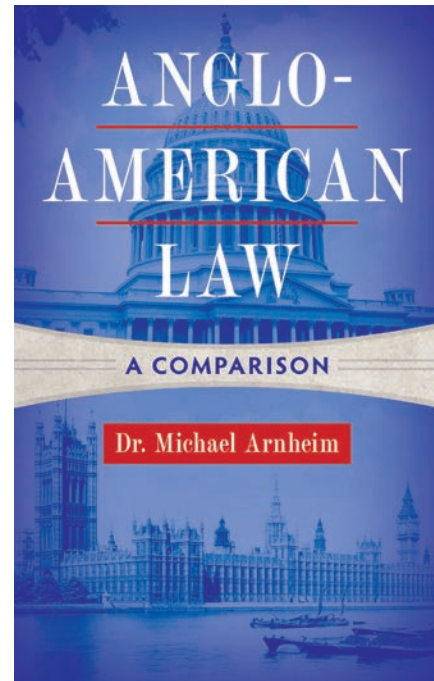
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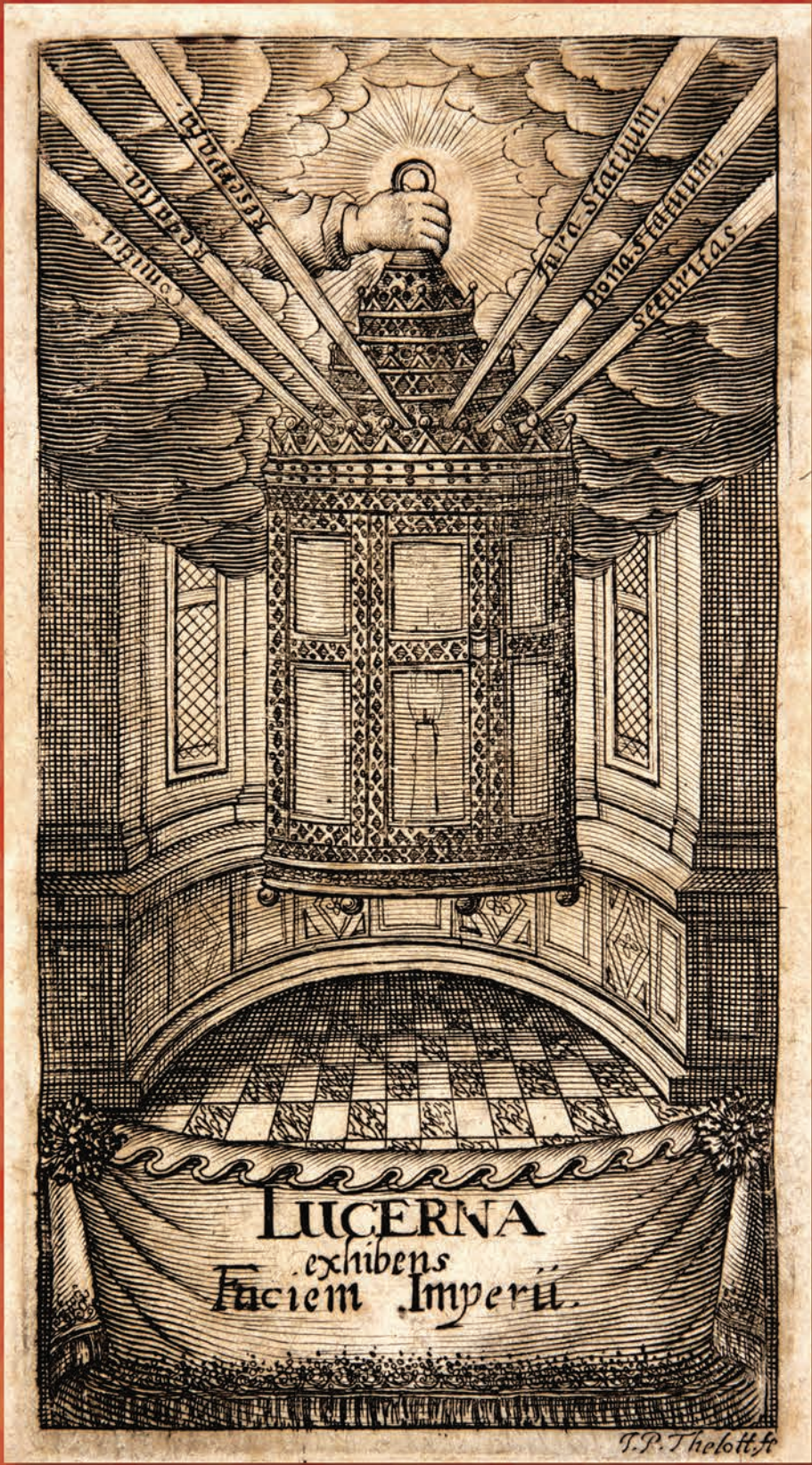
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