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and Manuscripts in Law and Related Fields

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

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America, Great Britain *and* Europe,
16th to 20th Centuries

CATALOGUE 105



Detail from N° 16

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- 🍷 an early London printing of the Zenger trial (Item 119)
- 🍷 a commentary on the U.S. Constitution by one of its authors (Item 132)
- 🍷 a 16th-century collection of legal maxims on marriage and other matters (Item 70)
- 🍷 a 17th-century poetic satire of English legal pleading (Item 22)
- 🍷 a first edition of *A Treatise of Feme Coverts: Or, The Lady's Law* (Item 133)

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Interior Front Cover: Item 18
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Exterior Rear Cover: Item 27

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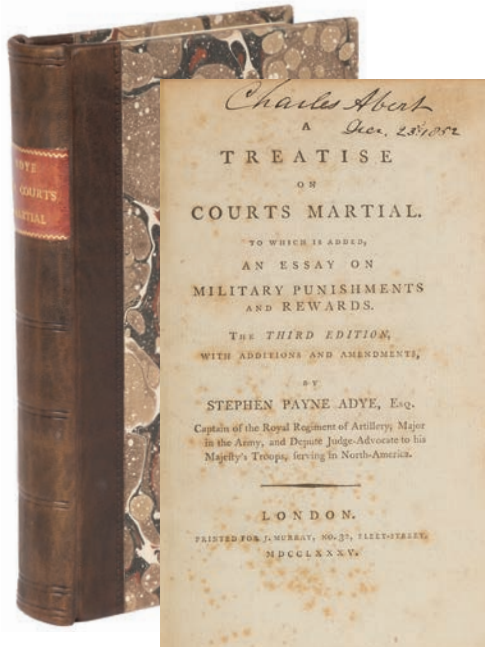
- Selected Topics**
- Abridgments 6, 8, 23, 32, 91, 93, 131
- American Law 12, 13, 14, 28, 29, 31, 51, 53, 57, 71, 77, 78, 80, 81, 82, 83, 86, 90, 101, 102, 104, 105, 106, 112, 113, 115, 116, 117, 118, 119, 121, 123, 124, 126, 132
- Association Copies 30, 35, 63, 95, 99, 114, 118, 121, 126
- Canon Law 5, 25, 70, 85, 125
- Codes, Compilations of Laws 28, 37, 46, 55, 56, 63, 65, 80, 81, 86, 93, 94, 124, 126
- Connecticut 28, 104
- Continental Law 5, 15, 25, 30, 34, 54, 55, 56, 63, 65, 69, 70, 85, 87, 94, 95, 125, 127
- Criminal Law, Penology 25, 58, 59, 65, 67, 91
- Dictionaries, Encyclopedias, Reference Works 15, 69, 70, 95
- Fine Bindings 9, 15, 24, 30, 33, 55, 56, 99
- First Editions 3, 6, 8, 9, 11, 13, 29, 32, 33, 40, 43, 57, 58, 61, 65, 69, 80, 84, 95, 102, 104, 109, 114, 118, 131, 132, 133
- Freedom of the Press 29, 119
- Frontispieces, Pictorial Title Pages 15, 31, 53, 84, 87, 110, 112, 113, 120, 125, 127, 132
- Handwriting Analysis 67
- Heavily Annotated Books 52, 63, 64, 65, 80, 85, 100, 133, 134
- Holy Roman Empire 125, 127
- Homeopathy 123
- Homosexuality 37
- Illustrated Books and Pamphlets 30, 53, 55, 56, 58, 59, 106, 113
- International Law 76, 84, 107, 108, 129
- Jews 12
- Kingdom of Italy 65
- Law and Religion 27, 37, 85, 96
- Legal Publishing 74
- Manuscripts 71, 72, 73, 74, 75, 76, 77, 78, 789
- Maryland 12, 77, 80
- Massachusetts 53, 81, 90, 105, 123
- Military and Naval Law 1, 84
- Murder 17, 18, 20, 31, 53, 83, 110, 112, 113, 116, 117, 120, 121, 122, 130
- Notaries 5, 127
- Roman Law 5, 15, 54, 63, 67, 69, 70, 87, 125
- Rye House Plot 79
- Saxony 94
- Signed Bindings 9, 30, 55, 99
- Slavery 76, 98, 118
- Tiffany Studios 78
- Titles in Beale 6, 23, 36, 37, 40, 41, 93, 99, 134,
- Titles in Cohen 29, 60, 62, 101, 104, 106, 117, 118, 121, 124, 132
- Titles in the *ESTC* 1, 2, 3, 4, 6, 9, 10, 11, 19, 21, 22, 23, 24, 27, 32, 35, 36, 37, 38, 39, 40, 41, 44, 45, 46, 47, 48, 49, 52, 58, 59, 61, 62, 64, 67, 81, 84, 88, 89, 91, 93, 96, 97, 99, 107, 108, 111, 114, 119, 122, 124, 131, 133, 134
- Titles in McDade 31, 53, 112, 113, 116, 117, 121
- Trials 20, 78, 79, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123
- U.S. Supreme Court Justices 13, 14, 57, 77, 132
- Urban Issues 44, 46, 68, 73
- Women and Children 30, 55, 70, 110, 112, 113, 116, 118, 122, 133
- Authors and Named Persons**
- Adye, Stephen Payne 1
- Ashe, Thomas 2
- Augustus, John 120
- Babington, Zachary 3
- Bacon, Sir Francis 4, 35
- Bacon, Thomas 80
- Bach, Johann August 54
- Barnes, David M. 112
- Bellew(e), Richard 6
- Bertazzoli, Bartolommeo 5
- Beyer, Georg 127
- Blackstone, Sir William 7, 8
- Blake, Martin Joseph 109
- Boethius 9
- Bohmer, Justus Henning 15
- Bolton, Sir Richard 10
- Booth, William 11
- Brackenridge, Henry Marie 12
- Branch, Benjamin 73
- Brandeis, Louis D. 13, 14
- Brisson, Barnabae 15
- Brograve, Sir John 35
- Brome, Alexander 22
- Brooke, Sir Robert 23
- Browne, William 97
- Burlamaqui, Jean Jacques 24
- Bushnell, William 123
- Butterfield, Jane 110
- Cannon, Arthur 118
- Caryll, John 64
- Cavendish Bradshaw, Augustus 111
- Charles I, King 19, 44
- Chiericato, Giovanni Maria 25
- Chitty, Joseph 26
- Cock, Charles George 27
- Coke, Sir Edward 2, 35
- College, Stephen 38, 39
- Colville, George 9
- Cooper, Thomas 29
- Crisp, John 16
- Crockett, Simeon L. 106
- Croke, Sir John 64
- Crompton, Richard 40
- Curry, William 8
- Damhouder, Josse de 30
- Daniels, Thomas H. 31
- D'Anvers, Knightly 32
- Darrow, Clarence 33
- D'Assas, Claude 96
- Davis, George 20
- D'Ayala, Sebastiano 34
- Duncan, William 120
- Dyer, Sir James 35, 36
- Edward IV, King 134
- Fitzherbert, Sir Anthony 40, 41
- Flamminius, Ioannes Baptista 70
- Fuller, Milton 123
- George II, King 74
- Goodridge, Elijah Putnam 121
- Gray, John 43
- Gregg, Samuel 123
- Greenway, Thomas 120
- Greenwood, William 50
- Hamilton, Alexander 51
- Hargrave, Francis 52
- Haskell, E. Luscomb 53
- Haubold, Christian Gottlieb 54
- Heineccius, Johann Gottlieb 15
- Hémard, Joseph 55, 56
- Hendrickson, John 112

- Henry VIII, King 37
 Hevenor, W.S. 112
 Hoffendahl, H.L.H. 123
 Hogan, Edward 16
 Holmes, Oliver Wendell, Jr. 57
 Howard, John 58, 59
 Husain, Bernhard Melchior 125
 Hussey, Charles 17
 Jackman, Joseph 121
 Jeremy, Henry 60
 Jones, Sir William 61
 Justinian I, Emperor 63
 Keilwey, Robert 64
 Keith, Helen Watt 122
 Keith, William 122
 Kring, Charles F. 113
 Kring, Eugene 113
 Lee, Charles 126
 Le Vayer de Boutigny, Roland 67
 Lorient, Pierre 69
 Lowell, John, Jr. 82
 Mantova Benavides, Marco 70
 Massachusetts Farmer 82
 Maycock, John 120
 Merritt, Timothy 83
 Molloy, Charles 84
 Montholon, Jean de 85
- Nugent, Thomas 24
 Paine, Thomas 114
 Peck, Pieter 87
 Person of Honour 47
 Phillips, Charles 109
 Piantanida, Luigi 65
 Plowden, Francis 89
 Pomeroy, Jesse Harding 53
 Pope, John 120
 Powers, Michael 121
 Pulton, Ferdinand(o) 91
 Randell, Henry 92
 Rastell, William 41, 93
 Rebuffi, Pierre 69
 Riden, Thomas 35
 Rolle, Henry 32
 Rush, James Bloomfield 18
 Russell, George 123
 Schard, Simon 95
 Scott, James 16
 Sheppard, William 97
 Serres, Etienne 96
 Smith, John 16
 Smith, Sir Thomas 99
 Soares de Ribeira, Manuel 69
 Stanford, Sir Robert 100
 Story, Joseph 101, 102
- Swift, Richard 103
 Swift, Zephaniah 104
 Talbot, I.T. 123
 Taney, Roger B. 77
 Thayer, David 123
 Travers, Michael 10
 Van Leeuwen, Simon 87
 Van Patten, John F. 116
 Vigelius, Nikolaus 125
 Volckmann, Adam 127
 Walcot, Thomas 79
 Webster, Daniel 121
 Weskett, John 128
 West, Benjamin H. 123
 West, William 40
 Wildman, Richard 129
 William III, King 21
 William IV, King 98
 Williams, Charles 130
 Williams, John 117
 Williams, Thomas Walter 131
 Williamson, Passmore 118
 Wilson, Bird 132
 Wilson, James 132
 Zenger, John Peter 119



Copperplate title page detail from N° 87

THE FIRST ANGLO-AMERICAN TREATISE ON COURTS-MARTIAL



1. ADYE, STEPHEN PAYNE [d.1794].

A Treatise on Courts Martial. To Which is Added, An Essay on Military Punishments and Rewards.

London: Printed for J. Murray, 1785. viii, 284, [4] pp. Includes 4 pp. publisher catalogue. Octavo (7-1/4" x 4-1/2").

Recent period-style quarter calf over marbled boards, lettering piece and blind fillets to spine, endpapers renewed. Moderate toning to interior, light foxing in places, later owner signature (Charles Abert, dated 1852) to head of title page. \$1,500.

THIRD EDITION. First published in New York in 1769, this title was 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. A standard treatise for many years, and an authority today, it went through eight editions, the final in 1810. The third edition is a much-expanded version of its predecessor. Adye was Deputy Judge Advocate for the British Army in North America

from 1769 to 1783. OCLC locates 11 copies of this reissue in North America, 5 in law libraries (Columbia, Harvard, Howard, Library of Congress, Thurgood Marshall State Law Library, Annapolis, MD). 📄 Wiener, *Civilians Under Military Justice* 182-188. ESTCN13707.

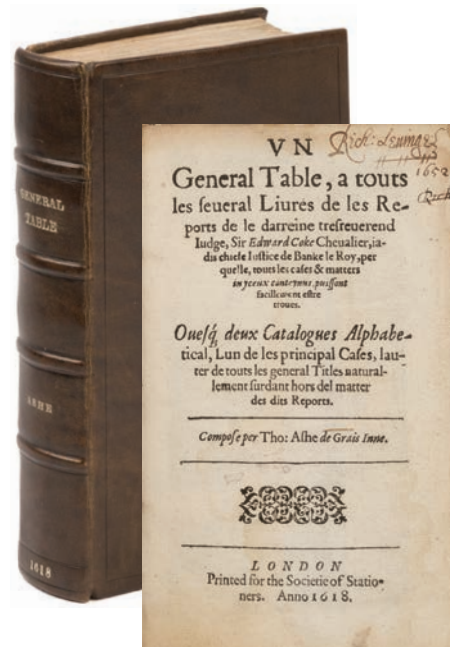
NOTABLE EARLY DIGEST OF COKE'S REPORTS

2. ASHE, THOMAS [fl.1699-1618].
[COKE, SIR EDWARD (1552-1634)].

Un General Table, A Touts les Several Livres de les Reports de le Darreine Tresreverend Iudge, Sir Edward Coke Chevalier, Iadis Chiefe Iustice de Banke le Roy, Per Quelle, Touts les Cases & Matters in Yceux Conteynus, Puisseont Facilement Estre Troves. Ouesq[ue] Deux Catalogues Alphabetical, Lun de les Principal Cases, Lauter de Touts les General Titles Naturellement Surdant Hors del Matter des Dits Reports.

London: Printed for the Societie of Stationers, 1618. [560] pp. Main text in parallel columns. Octavo (6-1/2" x 4-1/4").

Recent period-style calf, blind rules to boards, raised bands, gilt title and gilt publication date to spine. Moderate toning to interior, hinges starting, faint stains to margins in a few places, light edgewear to preliminaries and final few leaves, two illegible contemporary owner signatures, one dated 1654, to front free endpaper, another illegible signature, dated 1652, to head of title page. \$850.



SECOND LAW-FRENCH EDITION. First published in 1606, this is an important early digest of the *Reports* of Edward Coke then published (Parts 1-11, first published 1600-1615). A popular work, it went through three editions in Law-French (in 1606, 1618 and 1631) and three editions in English (in 1652, 1653 and 1672). It was also reprinted in the 1664 and 1680 editions of *Coke's Reports*. 📄 ESTCS108464.

GRAND JURIES MUST INDICT IN ALL
"CASES OF BLOOD"



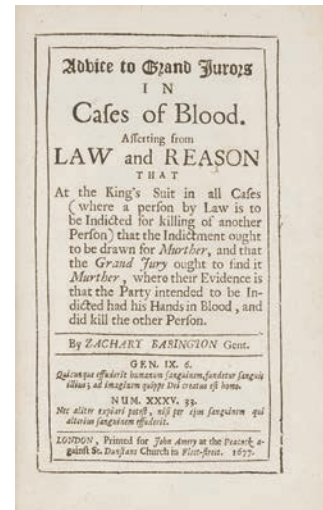
3. BABINGTON, ZACHARY.

Advice to Grand Jurors in Cases of Blood. Asserting from Law and Reason That at the King's Suit in All Cases (Where a Person by Law is to be Indicted for Killing of Another Person) That the Indictment Ought to be Drawn for Murther, And That the Grand Jury Ought to Find it Murther, Where Their Evidence is That the Party Intended to be Indicted had his Hands in Blood, And Did Kill the Other Person.

London: Printed for John Amery, 1677. [xxxii], 216 pp. With initial imprimatur leaf. Octavo (6-3/4" x 4-1/2").

Contemporary mottled calf, gilt panels to boards, gilt-edged raised bands to spine, gilt tooling to board edges, edges of text block rouged. Light rubbing to extremities, moderate wear to head of spine, corners bumped, front hinged cracked, rear hinge starting, upper outside corner torn from front free endpaper and following endleaf (fragment of early signature to front free endpaper remains). Moderate toning to interior, light foxing to endleaves. A handsome copy. \$850.

FIRST EDITION. Babington encourages grand juries to indict in all murder cases for which there is evidence and to leave mitigating circumstances for the consideration of the petit jury at trial. Later editions appeared in 1680 and 1692. All are scarce. OCLC locates 7 copies of the first in North American law libraries (Harvard, LA County Law Library, San Francisco Law Library, Social Law Library, University of Alabama, University of Pennsylvania, Yale), the ESTC adds 2 (Columbia, Library of Congress). ☞ ESTC R17389.



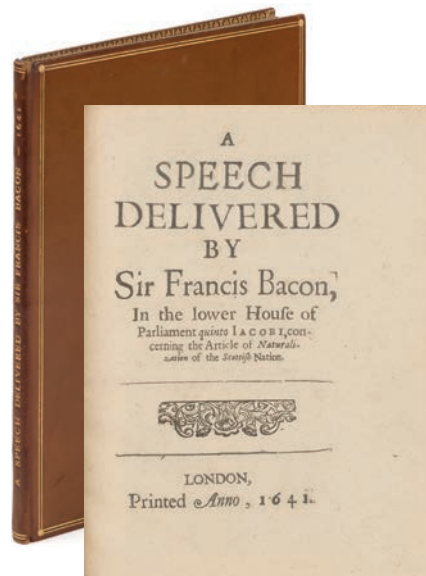
THE UNION OF ENGLAND AND SCOTLAND

4. BACON, SIR FRANCIS [1561-1626].

A Speech Delivered by Sir Francis Bacon, In the Lower House of Parliament Quinto Iacobi, Concerning the Article of Naturalization of the Scottish Nation.

London: [S.n.], Printed Anno 1641. [iv], 34, [2] pp. First and final leaves are blank. Quarto (7" x 5-1/2").

Stab-stitched pamphlet bound into recent calf, gilt frames to boards, gilt fillets, title and date to spine, gilt tooling to board edges, gilt inside dentelles, edges of text block gilt, marbled endpapers. A few very light scratches to boards, a few tiny nicks to spine, light rubbing to spine ends and corners, faint offsetting to endleaves, later bookplate (of Nicholas Wall), which has a brief pencil annotation, to front pastedown, pencil annotations to front free endpaper. Moderate toning to interior, negligible light foxing to a few leaves, internally clean. A handsome copy. \$950.



ONLY EDITION. An important expression of Bacon's conception of natural law, this speech led to his appointment as King James I's solicitor general. It supported James's keen desire to unite the kingdoms of England and Scotland, a goal finally realized in 1706 and 1707 with the Acts of Union. It was probably issued to promote the position of King Charles I during the Bishops' Wars, a rebellion in Scotland over religious authority. OCLC locates 3 copies in North American law libraries (Boston College, Harvard, Library of Congress). ☞ ESTC R20938.

SCARCE TREATISE ON NOTARIAL
INSTRUMENTS, OATHS AND
COMPROMISE

5. BERTAZZOLI, BARTOLOMEO [1520-1588].

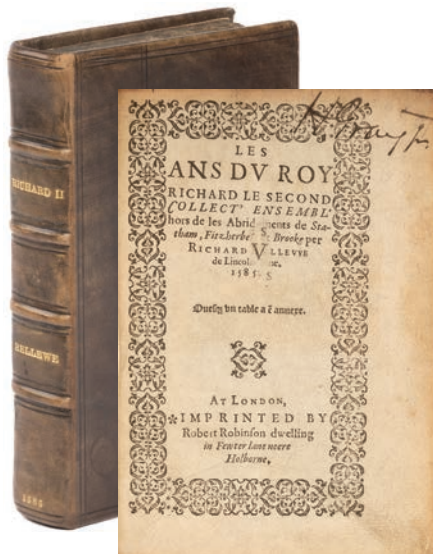
Tractatus Clausularum Instrumentalium, In Quo, Praeter ea Quae ad Litium Integram Discussionem, & Causidicorum Faciliorem Pariter Instructionem Necessariò Requiritur Videntur, Accuratè Omnia Etiam Difficilium Quasi Legum Aenigmata Passim Enodata Reperiuntur. Opus Profectò Cunctis Iurium Alumnis ut Utile, Sic & Advocatis ac Potissimum Tabellionibus Publicis Summè Proficuum, Quotidianaeq[ue] Praxi Eorundem Forensi Gnauiter Exercendae Maximè Necessarium. Cui ad Extremum Eiusdem Autoris Elegans Admodum Repetitio Adnexa Est L. Si Quis Maior, C. De Transactionibus. Indice Rerum Memoria Dignarum, Ut Copiosissimo, Ita & Serie Alphabetica Ordinate Digesto, Accedente.

Venice: Apud Florauantem Pratum, 1601. [46], 219, [1]; [2], 26 ff.
Main text in parallel columns. Folio (12-1/2" x 8-1/2").



Contemporary vellum with later repairs to spine and corners, faint illegible inscription to front board, raised bands and later hand-lettered title label to spine, hand-lettered title to foot of text block. Light rubbing and soiling to boards, which are slightly bowed, spine ends and corners bumped, minor chipping to foot of spine, front free endpaper, which has some show through from early inscriptions, affixed to front pastedown, front hinge cracked, title page and following leaf partially detached and lightly edgeworn, but secure. Moderate toning to interior, light foxing and faint dampstaining in a few places. \$1,400.

SECOND (STATED) EDITION, actually the third. Written by a judge and state official from Modena, this is a digest of notarial instruments for canon courts of Ferrara and the Emilia-Romagna region. It also discusses the historical background of these instruments and the subjects of oaths and compromise in Roman law. This work was first published in 1598 with later editions in 1599, 1601 and 1624. All editions are scarce and few copies of any edition are held in North American libraries. OCLC locates 1 of the 1601 edition (Catholic University of America). 📖 *Universal Short-Title Catalogue* 4036493.



BRIDGES A "CHASM" IN THE YEAR BOOKS

6. BELLEW(E), RICHARD, COMPILER.

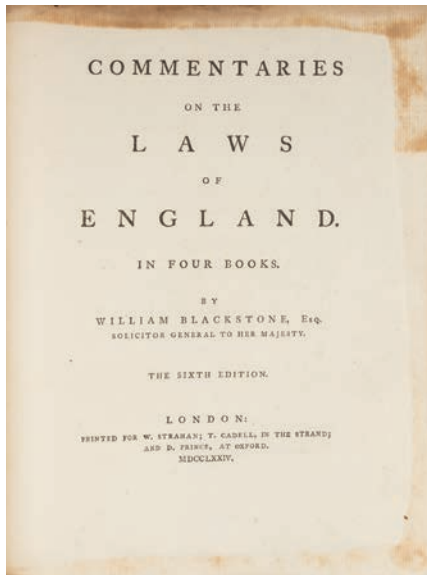
Les Ans du Roy Richard le Second Collect' Ensembl' Hors de les Abridgments de Statham, Fitzherbert et Brooke.

London: Imprinted by Robert Robertson, Dwelling in Fewter Lane Neere Holborne, 1585. [viii], [6], 145, 144-270, 255-326 [i.e. 342], [8] pp. Pagination irregular, text complete. Table misbound after p. [viii]. Final leaf, a blank, lacking. Octavo (6" x 4-1/2").

Recent period-style calf, blind rules to boards, raised bands, blind fillets, gilt title and gilt publication date to spine, endpapers renewed. A few minor nicks and scratches to boards, light fading to spine. Light browning to interior, negligible faint dampstaining to corners of a few leaves, light soiling and small later owner signature (H.Gray Jr.) to title page. \$2,750.

FIRST EDITION, one of 3 issues, all by Robertson in 1585. This is an alphabetical collection of cases from the abridgments of Statham, Fitzherbert and Brooke from 1378 to 1400. As Wallace observes, it spans a "chasm" between the Year Books of Edward III and Henry IV "and is, therefore, sometimes dignified with the title of the Year Book of King Richard II." 📖 Wallace 112. Beale R478. ESTC S101603.

THE FIRST LONDON EDITION OF BLACKSTONE'S COMMENTARIES
IN AN ATTRACTIVE CONTEMPORARY BINDING



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

Commentaries on the Laws of England. In Four Books.

London: Printed for W. Strahan; T. Cadell, In the Strand; And D. Prince, At Oxford, 1774. Four volumes. Copperplate Table of Consanguinity and folding Table of Descents in Volume II. Quarto (11-1/4" x 9").

Contemporary calf, gilt spines with red and black lettering pieces, gilt tooling to board edges. Light rubbing to boards, moderate rubbing to extremities, joints starting, some chipping to spine ends, corners bumped and somewhat worn, several hinges cracked or starting, early armorial book plate (of John Smyth, "Esqr. of Heath") to front pastedown of each volume. Moderate toning to interiors, offsetting and light chipping to margins of preliminaries, final leaves of texts, rear endleaves and

bottom edges of several leaves in Volume I, offsetting from tables in Volume II. An appealing copy overall in an attractive contemporary binding. \$2,500.



SIXTH EDITION and the first edition published in London. The most influential publication in the history of modern Anglo-American law, the *Commentaries on the Laws of England* is based on a course of lectures delivered at Oxford University. Because it was not intended for aspiring practitioners, it described general principles rather than practical specifics. Sensitive to the systematizing trends of the day and the prestige of the natural sciences, it described the common law as an intricate, well-designed system akin to Newton's mechanistic universe. It was also an important account of the law's evolution. As Holdsworth notes, "the *Commentaries* are not only a statement of the law of Blackstone's day, but the best history of English law as a whole which had yet appeared...The skillful manner in which Blackstone uses his authorities new and old, and the analogy of other systems of law, to illustrate the evolution of the law of his day, had a vast influence, both in England and America, in implanting in the profession a sound tradition of the historical development of the law." 🍷 Holdsworth, *The Historians of Anglo-American Law* 22. Eller 9. Laeuchli 12.

FIRST EDITION OF AN EARLY ABRIDGMENT OF BLACKSTONE

8. BLACKSTONE, SIR WILLIAM.
CURRY, WILLIAM, EDITOR.

The Commentaries of Sir William Blackstone, Knt. On the Laws and Constitution of England; Carefully Abridged, In a New Manner, And Continued Down to the Present Time: With Notes, Corrective and Explanatory.

London: Printed for W. Clarke and Son, 1796. viii, [8], 566, [2] pp. Octavo (8-1/4" x 5-1/4").

Contemporary three-quarter calf over marbled boards, gilt title and ornaments to spine, speckled edges. Moderate rubbing to boards, extremities and spine, front joint starting at foot, corners bumped and somewhat worn, hinges cracked. Moderate toning, light foxing in places, chips to fore-edges of leaves gg5-6 (pp. 457-460), early owner signature (Thomas Wright) to head of title page. \$650.

FIRST EDITION. This was the second abridgment of Blackstone's *Commentaries*. A well-conceived work, it combines extracts from Blackstone with notes by Curry, which draw heavily on Edward Christian's notes to the 12th edition of the *Commentaries* (1793-1795). 🍷 Eller 49. Laeuchli 66.

NOTABLY HANDSOME
FIRST EDITION OF A RARE AND
IMPORTANT TRANSLATION OF
DE CONSOLATIONE

9. BOETHIUS [c.480-524].
COLVILLE, GEORGE, TRANSLATOR.

Boetius de Consolationae Philosophiae. The Boke of Boecius, Called the Comforte of Philosophye, Or Wysedome, Moche Necessary for All Men to Read and Know, Wherein Suche as be in Adversitie, Shall Fynde Muche Consolation and Comforte, And Suche as be in Great Worldly Prosperitie May Knowe the Vanitie and Frailtie Thereof, And Consequently Fynde Eternall Felycytie. And This Boke is in Maner of a Dialogue or Communication Betwene Two Persones, The One is Boecius, And the Other is Philosophy, Whose Disputations and Argumentes do Playnly Declare the Diversitie of the Lyfe Active, That Consisteth in Worldly, Temporall, And Transitory Thynges, And the Lyfe Contemplatyve, That Always Dyspyseth the Worlde, And All Things Therein, And Beholdeth Almighty GOD, And All Heavnyly Thynges. Translated out of Latin into the Englyshe Toungue by George Colvile, Alias Coldewel, To Thintent that Such as be Ignoraunt in the Latin Tongue, And Can Rede Englyshe, Maye Understande the Same. And to the Mergentes is Added the Latin, Accordynge to the Boke of the Translatour, Whiche was a Very Olde Prynte.

[London: Imprynted...by Ihon Cawoode], 1556. [230] pp. Final leaf blank. Quarto (7-1/2" x 5-1/4").

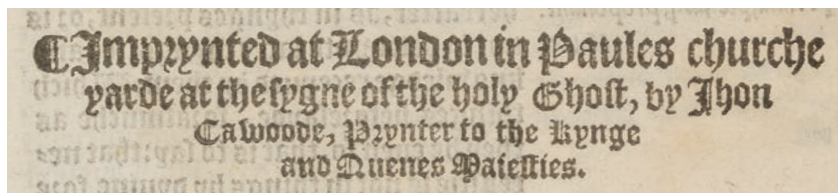
Twentieth-century signed binding (by Sangorski & Sutcliffe of London), green morocco, raised bands, gilt title, author name and date to spine, gilt rules to inner board edges, endpapers renewed. A few negligible shallow scratches to rear board, negligible light rubbing to extremities, corners lightly bumped, rear hinge discreetly reinforced. Woodcut initials, main text printed in Latin and English in parallel columns. Moderate toning to interior, somewhat lighter or heavier in places, occasional light foxing, light soiling and creasing in a few places, faint dampstaining in a few places, somewhat more noticeable to last several leaves, a few very small folded corners, tear to bottom margin of leaf S1 not affecting text. A notably handsome copy of a rare title. \$20,000.



Signed binding detail

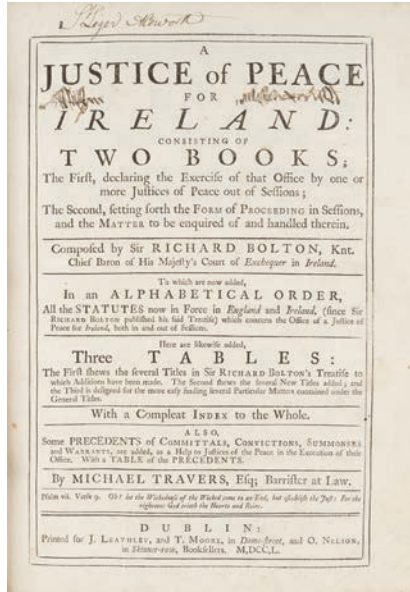
FIRST EDITION of the Colville translation. *De Consolatione Philosophiae* is widely considered Boethius's most important work and one of the last (if not the last) great works of the Classical period. Written while he was imprisoned on charges of treason, the work is structured as a dialogue between the prisoner Boethius and a female personification of philosophy. The two discuss many Christian themes, such as good and evil, predestination and free will, and the transient and the eternal, using secular philosophical modes of inquiry.

Given its wide influence, *De Consolatione* had many notable translators, among them Chaucer and Queen Elizabeth I. The Colville translation is notable for its inclusion of the Latin text alongside the English and the extensive additions and clarifications by Colville, both in marginal glosses and within the text itself. A remarkable work that not only translates but interacts critically with Boethius's text, it provides crucial insight into the reception of Boethius in the early modern era, particularly among Christians. (Colville dedicated the work to the Catholic Queen Mary.) It was reprinted in 1897. A 1561 edition referenced by some sources appears to be a ghost. OCLC and the ESTC locate 6 copies of this title in North America (Harvard, Yale, University of Minnesota, University of Illinois, Folger Shakespeare, Huntington Library). ESTC S102981.



Colophon detail from N° 9

RECEIVED EDITION OF THE FIRST IRISH LEGAL TREATISE

10. BOLTON, SIR RICHARD [c.1570-1648].
TRAVERS, MICHAEL, EDITOR.

A Justice of Peace for Ireland: Consisting of Two Books; The First, Declaring the Exercise of That Office by One or More Justices of Peace Out of Sessions; The Second, Setting Forth the Form of Proceeding in Sessions, And the Matter to be Enquired of and Handled Therein. To Which are Now Added, In an Alphabetical Order, All the Statutes Now in Force in England and Ireland, (Since Sir Richard Bolton Published His Said Treatise) Which Concern the Office of a Justice of Peace for Ireland, Both in and Out of Sessions. Here are Likewise Added, Three Tables: The First Shews the Several Titles in Sir Richard Bolton's Treatise to Which Additions Have Been Made. The Second Shews the Several New Titles Added; And the Third is Designed for the More Easy Finding Several Particular Matters Contained Under the General Titles. With a Compleat Index to the Whole. Also, Some Precedents of Committals, Convictions, Summonses and Warrants, Are Added, As a Help to Justices of the Peace in the Execution of Their Office. With a Table of the Precedents.

Dublin: Printed for J. Leathley, And T. Moore, 1750. xiv, 586; 292 pp. Two parts, each with title page and individual pagination. Quarto (10" x 8").

Contemporary calf, raised bands and lettering piece to spine, blind tooling to board edges. Light rubbing and a few minor stains and scuffs to boards, moderate rubbing to extremities with some wear to board edges, joints just starting at ends, corners bumped and somewhat worn, a few nicks to spine, including one to lettering piece, front hinge cracked, a few creases and light edgewear to front endleaves. Moderate toning to interior, heavier toning and light foxing in places, struck-through signature to title page, early owner signature (of St. Leger Aldworth) to title page, rear free endpaper and rear pastedown. \$1,250.

THIRD AND FINAL EDITION, the received edition of this work. First published in 1638, this was the first Irish legal treatise. Considerably enlarged by Travers, the third is the preferred edition of this work. Bolton was chief baron of the Irish Court of Exchequer, later Ireland's lord chancellor. Travers was an Irish barrister. ♡ESTCT117728.

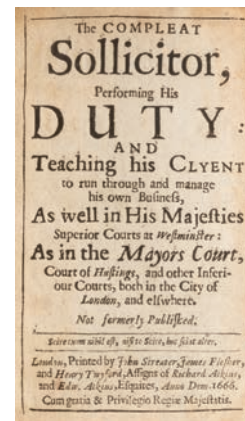
NOTABLE FOR ITS INSIGHTS INTO SEVENTEENTH-CENTURY LEGAL PRACTICE

11. [BOOTH, WILLIAM, ATTRIBUTED].

The Compleat Solicitor, Performing His Duty: And Teaching his Clyent to Run Through and Manage His Own Business, As Well in His Majesties Superior Courts at Westminster: As in the Mayors Court, Court of Hustings, And Other Inferiour Courts, Both in the City of London, And Elsewhere. Not Formerly Published.

London: Printed by John Streater, James Flesher, and Henry Twyford, Assigns of Richard Atkins, And Edw. Atkins, Esquires, 1666. [xxiv], 550 pp. Octavo (5-1/2" x 3-1/2").

Contemporary sheep, rebaked in period-style calf, blind rules to boards, corners mended, blind fillets to spine, endpapers added. Moderate rubbing to boards and board edges, later armorial bookplate (Exeter Cathedral Library) to front pastedown. Moderate toning to interior, light browning and foxing to a few leaves, offsetting to margins of endleaves. \$1,500.



FIRST EDITION. Holdsworth considered this book one of the best of its kind and cited it for its insight into seventeenth-century legal practice. A book of "intensely practical character," it discusses the "process of the different courts, with instructions as to the manner and time of taking the various steps in an action" and detailed forms for pleading and conveyances with other relevant documents. Later editions, titled *The Compleat Solicitor* (note spelling), were published in 1668 (twice), 1672 and 1683. All editions are scarce. OCLC locates 7 copies of the first in North American law libraries (Columbia, Library of Congress, Northwestern University, University of Minnesota, University of Pennsylvania, University of Washington, Yale). ♡Holdsworth, *History* VI:437. ESTCR211660.

FIRST SEPARATE PRINTING OF BRACKENRIDGE'S ELOQUENT DEFENSE OF RELIGIOUS LIBERTY FOR MARYLAND JEWS

12. [BRACKENRIDGE, HENRY MARIE (1786-1871)].

Niles' Weekly Register. New Series. No. 14-Vol. IV. Baltimore, May 29, 1819.

[Baltimore]: Printed and Published by H. Niles, [1819]. 225-240 pp. Octavo (9-3/4" x 6-1/4").

Disbound, leaves starting to separate at ends but secure, moderate toning, faint dampstaining to corners, light soiling to a few leaves, small tear to fore-edge of first two leaves not affecting text. \$2,500.

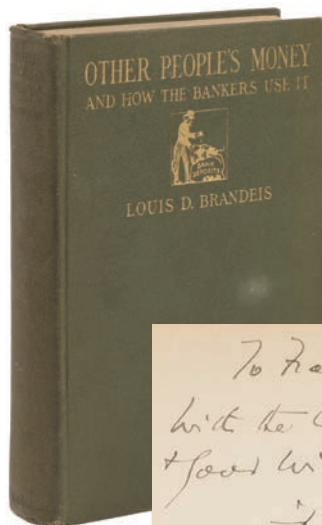
INCLUDES THE FIRST SEPARATE PRINTING of Henry Brackenridge's speech in favor of Maryland's act "to extend to the sect of people professing the Jewish religion the same rights and privileges enjoyed by Christians," better known as the "Jew Bill." Like many other states, Maryland's constitution required public officials to profess "a belief in the Christian religion," barring Jews from holding any public office, including military service and the legal profession.

The struggle to change the law was long and bitter. Petitions to the legislature were submitted by Maryland Jews beginning in 1797, but the bill was repeatedly defeated on the floor. In 1818, the bill was reintroduced and Brackenridge gave an extensive, passionate speech in its favor. Referring to the exclusion of Jews from office as "degrading" and "odious," he argued that the law violated the federal constitution and the founding principles of the nation, citing, among other sources, James Madison and Tucker's Blackstone. Despite his efforts, the bill was defeated again and would not pass until 1826.

The speech was issued in pamphlet form along with the full text of the bill and another speech from Thomas Kennedy in November 1819, with the text of Brackenridge's speech taken from this issue of the *Weekly Register* (Cohen). Though there is no official record of the debates, a collection of speeches on the bill was published by Brackenridge in 1829. Not in Rosenbach or Singerman. 🍷 See Cohen 3516. Eitches, "Maryland's Jew Bill," *American Jewish Historical Quarterly* 60.3 (1971): 258-279.



THE FIRST EDITION INSCRIBED BY FRANKFURTER TO A PROTÉGÉ

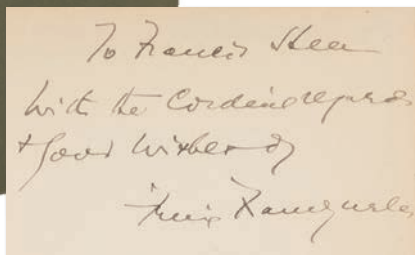


13. BRANDEIS, LOUIS D. [1856-1941].

Other People's Money and How the Bankers Use It.

New York: Frederick A. Stokes Company, [1914]. xiv, [2], 223 pp.

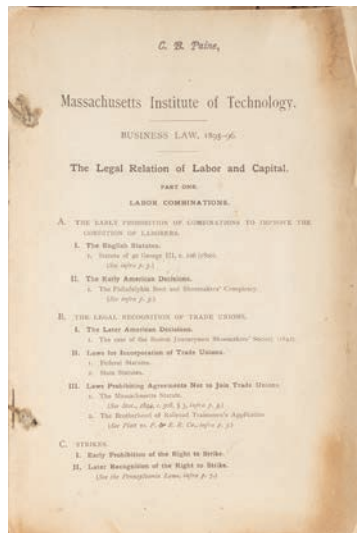
Original cloth, gilt titles to front board and spine. Small stain to front board, light wear to spine ends and corners, majority of gilding rubbed away from spine title. Moderate toning to interior, gift inscription from Felix Frankfurter to front free endpaper. \$1,950.



Inscription detail

FIRST EDITION, FIRST ISSUE. This scathing critique of "Our Financial Oligarchy" is based on a series of articles published in *Harper's Weekly* from 1913 to 1914. Frankfurter [1882-1965], a protégé of Brandeis, inscribed this copy to one of his protégés, Francis Shea [1905-1989], who was one of his former Harvard Law students (LL.B., 1928). Shea became a prominent New Deal official and went on to a distinguished career as the dean of the University of Buffalo School of Law, which experienced a renaissance under his direction. Recruited by Robert H.

Jackson, he was Roosevelt's Assistant Attorney General, heading the Claims (now Civil) Division. In 1945 he joined the staff of American lawyers that helped to design the International Military Tribunal at Nuremberg, then served on as a prosecutor at the trials. Returning to Washington after the war, he established what became a leading Washington law firm, Shea & Gardner. The inscription reads: "To Francis Shea/ With the cordial regards/ & good wishes of/ Felix Frankfurter." 🍷



A COURSE ON BUSINESS LAW
TAUGHT BY LOUIS BRANDEIS

14. BRANDEIS, LOUIS D.

Massachusetts Institute of Technology: Business Law, 1895-96.

[Cambridge: Massachusetts Institute of Technology, 1895-1896]. 390 pp. Octavo (8-3/4" x 6").

15 stapled pamphlets in self-wrappers with continuous pagination, stab-tied at head and foot of spines and bound into contemporary three-quarter calf over cloth binder. Moderate rubbing to boards of binder with wear to corners, spine mostly perished and partially split, tie at head broken, pamphlets beginning to detach. Moderate toning to pamphlets, chipping to fore-edges to first few leaves of first pamphlet and a few other leaves in later pamphlets, light soiling, offsetting and owner stamp (C.B. Paine) to its title page, other stamps (of Paine) to a few other leaves, each pamphlet numbered in pencil on title page, owner inscription and brief annotation (by Paine) to rear pastedown of binder. \$1,250.

BETWEEN 1892 AND 1896, Brandeis, then a successful Boston attorney and already a respected legal thinker, taught a course on business law to undergraduates at MIT, which used a syllabus designed by him. Our set of course materials is from the final academic year in which he offered this course. It had six units: "The Legal Relation of Labor and Capital," "Legal Limits of Monopoly and Competition," "Regulation of Quasi-Public Business (Railroads)," "Regulation of Businesses 'Affected with a Public Interest,'" "Legal Limits of Government Participation in Business" and "Corporations." Each pamphlet has an outline of the course unit followed by a compilation of cases, court opinions and statutes organized by topic.

Brandeis covers several subjects in these lectures that would engage him as an activist lawyer and Supreme

Court justice: anti-trust, labor, the public, legal ethics, legislation and the role of legislatures and the judiciary. In some places, his selections show the foundations of his later work. Overall, these materials indicate sources that engaged him and his way of organizing them into patterns of thought. Brandeis put a great deal of thoughtful effort into this course. And it had a profound effect on him. Reflecting on the course twenty years later, Brandeis said, "Those talks at Tech marked an epoch in my own career." ☞ Brandeis cited in Livy, "Up From Aristocracy," *The Independent*, July 27, 1914, 130.

FINAL AND BEST EDITION
OF BRISSON'S LEGAL DICTIONARY
IN A HANDSOME CONTEMPORARY
PRIZE BINDING

15. BRISSON, BARNABAE [1531-1591].
[HEINECCIUS, JOHANN GOTTLIEB
(1681-1741), EDITOR].
[BOHMER, JUSTUS HENNING
(1674-1749)].

De Verborum Quae ad Ius Civile Pertinent Significatione Opus Praestantissimum in Meliorem Commodioremque Ordinem Redactum Innumeris Mendis Emaculatum et Post Aliorum Curas Plurimis Accessionibus, Observationibusque Philologicis, Criticis, Iuridicis Locupletatum. Prodit Opera Studioque Io. Gottliebii Heineccii IC. Praemissa Praefatione Nova de Interpretationis Grammaticae In Iure Civili Fatis et Vario usu Nec Huius Novae Editionis Praerogativis Iusti Henningii Bohmeri.



Halle: Impensis Orphanotropei, 1743. Two parts in one volume. [xiii], 48, 760; 761-1436 pp. Title page preceded by copperplate pictorial title page depicting a library designed by G. Grundler and engraved by Sysang. Second part preceded by half-title. Folio (13-1/4" x 8-1/4").

Contemporary paneled calf, gilt arms to centers of boards, raised bands, gilt ornaments and gilt title to spine, speckled edges, gilt tooling to board edges, hinges mended. Minor scratches and scuffs to boards, which are slightly bowed, minor worming to rear board, moderate rubbing to extremities, corners bumped and somewhat worn. Moderate toning and light foxing to interior, light browning to a few leaves, faint dampstain to foot of half-title before Part I, two small ink smudges to margins of copperplate title page. A handsome copy. \$950.



Copperplate title page detail



Front board detail

FINAL AND BEST EDITION. Brisson was a renowned French jurist and philologist. Widely respected, he was appointed president of the Parliament of Paris in 1588. In 1591, however, he was hanged by The Sixteen, a group of insurgents who captured Paris in a bizarre coup. First published in 1557, Brisson's *Verborum* was the standard legal dictionary of its day and remained an authoritative source for hundreds of years. In this edition, the definitions are preceded by a useful digest of Roman and French laws and interesting sections on marriage, adultery and the feudal system. Edited and corrected by Johann Gottlieb Heineccius, an important German jurist and scholar at Halle, this edition is much larger than its predecessors. It includes more notes and entries and a section on the interpretation of Latin grammar by Bohmer, the director of the Halle Royal Academy. 🍷 Walker, *The Oxford Companion to Law* 53. Brunet, *Manuel du Libraire et de L'Amateur de Livres* I:1262.

"FOUR WRETCHES ARE ORDERED TO DIE"



Woodcut vignette detail

16. [BROADSIDE]. [EXECUTION].

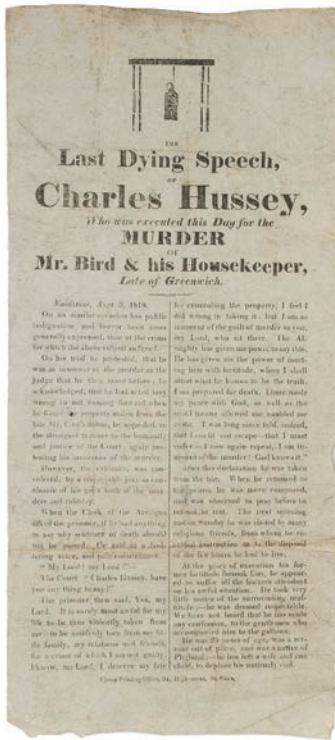
The Recorder's Report. To The King in Council, Of All the Prisoners, Under Sentence of Death in Newgate, When the Four Following Prisoners, John Smith for Uttering Forged Bank Notes, John Crisp for Burglary, Edward Hogan, And James Scott for Cutting and Maiming, Were Ordered for Execution on Wednesday Next.

[London]: Pitt, Printer, Wholesale Toy and Marble Warehouse, 6 Great St. Andrew Street 7 Dials, [1823].

13-1/2" x 8-3/4" broadside, text in two columns below headline and large woodcut vignette, main text followed, at foot of second column, by six stanzas of verse titled "A Mournful Copy of Verses, On the Occasion." Moderate toning, faint horizontal fold line, a few minor creases, light soiling to headline. A well-preserved copy. \$1,500.

STYLISTICALLY SIMILAR TO a court calendar, this broadside reviews the sentences of several prisoners, some of them not guilty. This was not the case, alas, of the four men listed in the headline. Their fate is the subject of the verses, which begin: "The Report is now made, and the Lord has decreed, and four Wretches are ordered to die; On Wednesday next for their sins they will bleed, So their time it draws now very nigh." This appears to be an unrecorded broadside. No copies located on OCLC or Library Hub. 🍷

"I HAVE MADE MY PEACE WITH GOD"



17. [BROADSIDE].
[EXECUTION].
HUSSEY, CHARLES [d.1818].

The Last Dying Speech, Of Charles Hussey, Who was Executed This Day for the Murder of Mr. Bird & his Housekeeper, Late of Greenwich.

[London]: Cheap Printing Office, [1818].

14-1/2" x 6-1/2" broadside, text in double columns below headline and woodcut vignette of execution. Light soiling and creasing, horizontal and vertical fold lines, light foxing to top quarter of sheet. Rare. \$1,950.

HUSSEY CONFESSED to stealing from the home of Mr. Bird, but strenuously denied any involvement in the murder of Bird and his housekeeper. Despite this, he was convicted of murder and executed on August 3, 1818. Twenty-five years old at the time of his execution, he left behind a wife and child. This broadside is apparently unrecorded. No copies located on OCLC or Library Hub.



THE EXECUTION OF THE STANFIELD HALL MURDERER

18. [BROADSIDE].
[EXECUTION].
RUSH, JAMES BLOOMFIELD [1800-1849].

The Awful Execution and Confession of James Bloomfield Rush, Who was Executed on Saturday Morning at Norwich.

Exeter: W. Cooper, Printer, [1849].

19-1/2" x 14-3/4" broadside, text in three columns below headline and woodcut vignette. Moderate toning, faint horizontal and vertical fold lines, a few faint dampstains, small chip to left edge, small tear to bottom-edge affecting last two lines of text, small holes to text block of third column affecting a few words of text, no loss to legibility. Rare. \$3,850.

RUSH, a delinquent tenant of Isaac Jermy and his son, devised a plan to kill the two men, their servant, and the son's wife and blame the murders on rival claimants to the Jermy estate. He succeeded in killing

the Jermys but failed to kill Mrs. Jermy and the servant, who survived to identify him. Popularly known as the "murders at Stanfield Hall," the killings became a national sensation, and many businesses sought to cash in on the lurid tale. A wax figure of Rush was displayed at Madame Tussauds after Rush's execution; our broadside notes that "agents of Madame Tussaud" were seeking to purchase the disguises Rush wore on the night of the murder. It also reports a Norwich bookseller's offer of five hundred pounds to each of Rush's children for a history of his life. This broadside appears to be unrecorded. No copies located on OCLC or Library Hub.

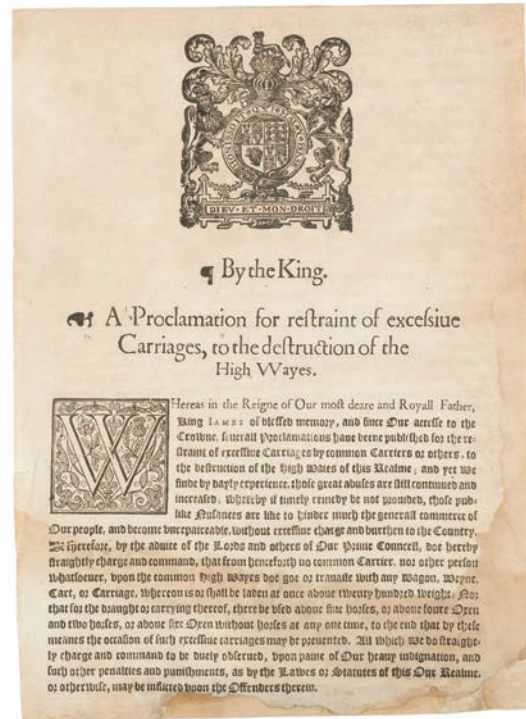
CARRIAGES OVER ONE TON
BANNED "UPON PAIN OF OUR
HEAVY INDIGNATION"

19. [BROADSIDE].
[HIGHWAYS].
CHARLES I [1600-1649],
KING OF ENGLAND.

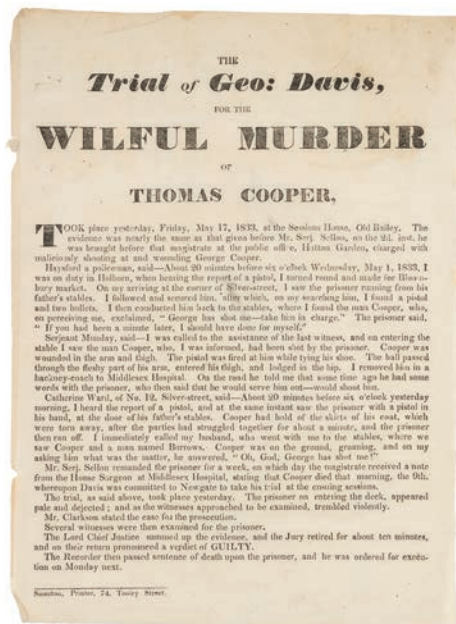
By the King. A Proclamation for Restraint of Excessive Carriages, To the Destruction of the High Ways.

London: Imprinted...by Robert Barker and by the Assignes of Iohn Bill, 1635.

14-1/4" x 10-1/4" 2 ff. broadside, text in single column below headline and large woodcut royal arms, 8-line woodcut initial. Moderate toning, very light foxing and soiling, slight horizontal fold lines, faint dampstain to bottom and two small worm holes near top of both sheets, minor loss to woodcut but no loss to text, crease to left edge of first sheet, which is mended at bottom edge just touching a few letters of text without loss. Housed in attractive 15" x 11" green buckram folder with red morocco lettering piece to front. \$2,000.



DESPITE PREVIOUS ATTEMPTS to regulate excessively heavy carriages, the king and his people still found "by daily experience" that "those great abuses" were "still continued and increased." This two-page proclamation restricts carriages to "twenty hundred weight" (one ton) and imposes limits of either five horses, five oxen or four oxen and two horses. It also encourages local officials to keep up with highway maintenance and "answere the contrary at their perils." Offenders were duly reported to the attorney general as a public nuisance, where they would receive "such punishment as their contempts and offences shall deserve." OCLC and the ESTC locate 1 copy of this scarce broadside in North America (Huntington Library). ☞ ESTC S122973.



HE FATALLY SHOT HIS FATHER'S SERVANT

20. [BROADSIDE].
[TRIAL].
DAVIS, GEORGE [d.1833], DEFENDANT.

The Trial of Geo: Davis, For the Wilful Murder of Thomas Cooper.

[London]: Smeeton, Printer, [1833].

10" x 7-1/4" broadside, text in single column below headline. Light toning, light foxing, soiling and very light creasing in places, a few small chips to left edge, which is neatly reinforced. Rare. \$750.

DAVIS SHOT COOPER, one of his father's servants, and was apparently prepared to shoot himself as well until the police arrived and apprehended him. According to the arresting officer, Cooper claimed that Davis had threatened him during an argument. Cooper's wounds proved fatal and Davis was tried and executed for murder. OCLC and Library Hub locate 1 copy of this rare broadside worldwide (British Library). ☞



"A FREE PARLIAMENT
FOR THE PRESERVATION
OF THE PROTESTANT RELIGION"

21. [BROADSIDE].
WILLIAM III [1650-1702], KING OF ENGLAND.

A Letter from His Highness the Prince of Orange, For the
Summoning of a Convention, To be Held at Westminster, The
22th of January, 1688/9.

London: Printed by J. Starkey, and A. and W. Churchill, 1688.

14-1/2" x 10-1/2" broadside. Moderate toning, very light foxing and
soiling, horizontal and vertical fold lines, portions excised from left
margin, large clean tear and small hole affecting text without loss
to legibility. \$1,250.

A BROADSIDE ANNOUNCING William of Orange's intent to
call a "Free Parliament for the Preservation of the Protestant Religion,
and restoring the Rights and Liberties of the Kingdom" following the

Glorious Revolution of 1688. By this time, James II had fled to France, and many were advocating for William's accession to the throne. Ultimately, the convention, which became known as the Convention Parliament, decided that James had abandoned the throne and installed William and Mary as King and Queen. OCLC locates 3 copies of this broadside in North America (Huntington Library, Library Company of Philadelphia, College of William & Mary), to which the ESTC adds 3 North American copies (Harvard, Newberry Library, UCLA). ☞ ESTC R23228.

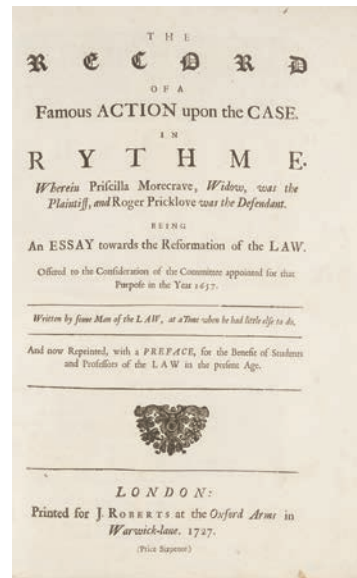
A POETIC SATIRE OF LEGAL PLEADING

22. [BROME, ALEXANDER (1620-1666)].

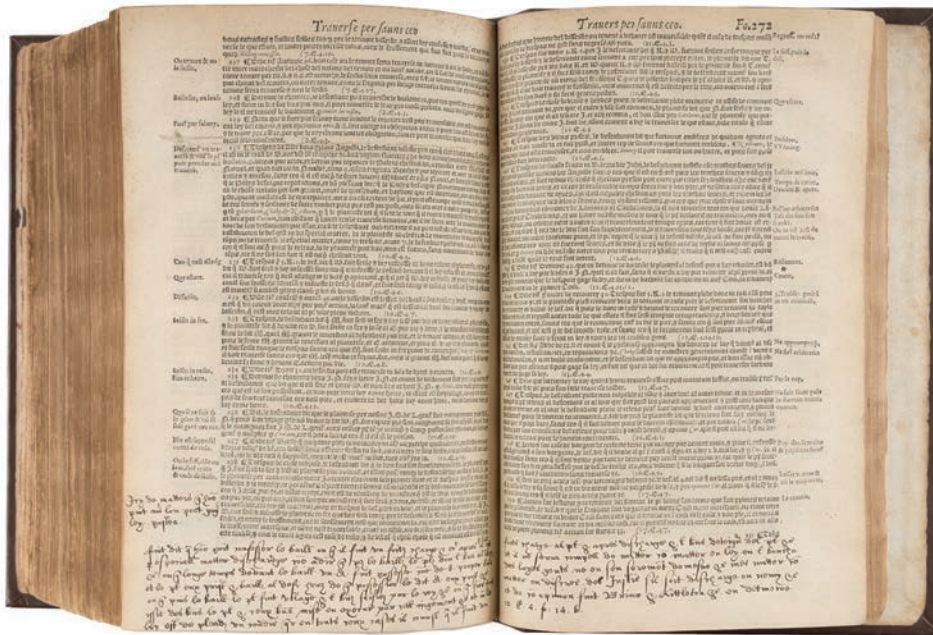
The Record of a Famous Action Upon the Case. In Rythme. Wherein
Priscilla Morecrave, Widow, Was the Plaintiff, And Roger Pricklove Was the
Defendant. Being an Essay Towards the Reformation of the Law. Offered to
the Consideration of the Committee Appointed for that Purpose in the Year
1657. Written by Some Man of the Law, At a Time When He Had Little Else
to Do. And Now Reprinted, With a Preface, For the Benefit of Students and
Professors of the Law in the Present Age.

London: Printed for J. Roberts, 1727. 12 pp. Folio (12-1/2" x 8-1/4").

Stab-stitched pamphlet bound in later (twentieth-century) paper-covered boards,
printed title and date to spine, edges untrimmed. Light rubbing to boards, light
foxing to endpapers, armorial bookplate (of Albert Fairfax, 12th Lord Fairfax) to front
pastedown. Light toning to interior, light foxing and soiling to a few leaves. \$1,250.



SECOND EDITION. First published c.1660 as *A Record in Rithme* and resurrected for the education of the "Modern Orator," this satirical poem documents a fictional case of defamation brought by the widow Priscilla Morecrave against one Roger Pricklove, who accuses her of unchaste behavior. Brome makes an appearance as Pricklove's defense attorney, but does not reveal the outcome of the case. Originally a response to the widely ridiculed Commonwealth-era ruling that court records could not use (as the work's preface puts it) "any unknown Jargon, or that Popish ill-favoured Character, commonly called Court-hand," the second edition appeared as calls to make English the only permissible language of the courts began to circulate again. The Proceedings in Courts of Justice Act would pass three years later in 1730, making English the official language for records and pleadings of all English courts except the exchequer and admiralty. OCLC locates 1 copy of the second edition in North America (Harvard); the ESTC adds 3 North American copies (Columbia, Indiana University, Folger Shakespeare). ☞ Foxon, *English Verse 1701-1750* B485. ESTC N13679.



Annotation detail from N° 23

“A WORTHY AND PAINFUL WORK”

23. BROOKE, SIR ROBERT [d.1558].

La Grande Abridgement, Collecte & Escrie per le Iudge Tresreverend Syr Robert Brooke Chivalier, Nadgairs Chiefe Justice del Common Banke.

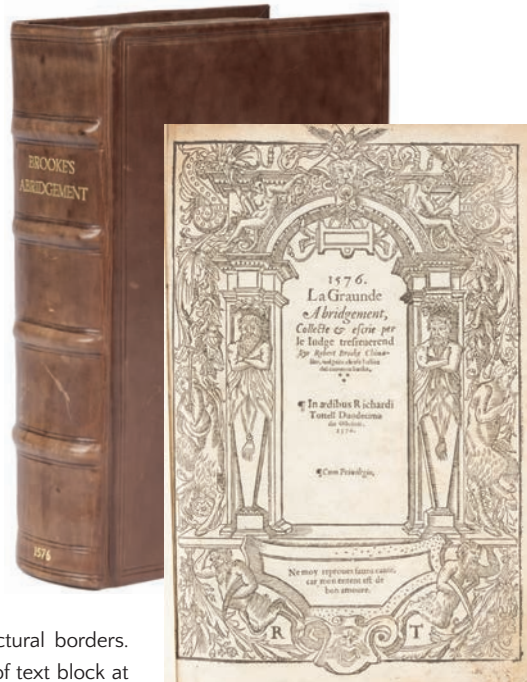
London: In Aedibus Richardi Tottell, 1576. [iv], 351 ff.

[And]

La Secoude Part du Graunde Abridgment...

London: In Aedibus Richardi Tottell, 1576. [i], 328 ff.

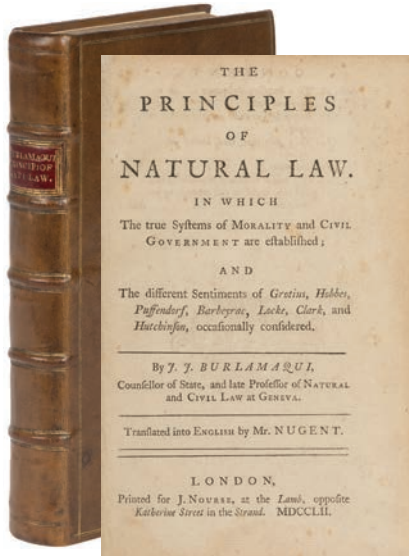
Small folio (9-1/4" x 6-1/2"). Recent period-style calf, blind rules to boards, raised bands, blind fillets, gilt title and gilt publication date to spine, hinges mended. A few minor nicks and scratches, corners lightly bumped, later stamp (reading "Earl of Ellenborough's Heirlooms," with a book number) to front pastedown. Title pages printed within woodcut architectural borders. Moderate toning to interior, (very) faint dampstaining to head of text block at gutter and final few leaves after Fol. 278 of the *Secoude Part*, contemporary annotations, underlining, markings and ink spots in a few places, some affected by trimming, light soiling and edgewear to preliminaries of *La Grande Abridgement* and final leaves of the *Secoude Part*.



\$2,000.

SECOND EDITION. Sir Robert Brooke was renowned for his great learning and probity as a judge. First published in 1573, his *Abridgement* is based on Fitzherbert's *Abridgement*, but it contains much new material. In all, Brooke abridged nearly 21,000 cases and digested them alphabetically under 404 headings. It abridges fully the Year Books of Henry VII and Henry VIII. Brooke proceeded with great care and accuracy, and is believed to have had access to the original records of the Year Books. Coke calls the *Abridgement* "a worthy and painful work and an excellent repertory or table for the Year Books of the Law." This edition is superior to earlier printings, in which abbreviations are frequently unintelligible. A fair number of important early American lawyers had copies of this title, and it remained a reference into the nineteenth century. The *ESTC* considers it a two-part work; Beale as two separate works. ☞ Coke cited in Marvin 151-152. *ESTC* S106717. Beale R471, R472.

HANDSOMELY BOUND EARLY ENGLISH EDITION OF ONE OF THE
GREAT TREATISES ON NATURAL LAW



24. BURLAMAQUI, J[EAN] J[ACQUES] [1697-1748].
NUGENT, [THOMAS] [1700?-1772], TRANSLATOR.

The Principles of Natural Law. In Which the True Systems of Morality and Civil Government Are Established; And the Different Sentiments of Grotius, Hobbes, Puffendorf, Barbeyrac, Locke, Clark, and Hutchinson, Occasionally Considered. Translated Into English by Mr. Nugent.

London: Printed for J. Nourse, At the Lamb, Opposite Katherine Street in the Strand, 1752. xvi, [24], 312 pp. Octavo (7-1/4" x 4-3/4").

Superb period-style calf (by Philip Dusel), gilt rules to boards, raised bands and lettering piece to spine, endpapers renewed. Moderate toning to interior, light foxing to title page and the final four leaves of text, small light stain to head of p.iii. A very appealing copy. \$1,500.

SECOND EDITION, one of the two reissues of the first English edition (1748), both by Nourse. Burlamaqui, a Swiss jurist and professor of civil and natural law at Geneva, influenced several important Anglo-American jurists and political theorists, such as Blackstone. He was especially influential among the American founding fathers. As Harvey notes, "[he] formulated the principles of popular sovereignty, of delegated power, of a constitution as a fundamental law, of a personal and functional separation of powers into three independent departments... and finally, he provided for an institutional guardian of the fundamental law." ☞ Harvey, *Jean Jacques Burlamaqui: A Liberal Tradition in American Constitutionalism* 178-179. ESTC N20840.

DISTINCTIONS BETWEEN CIVIL AND CRIMINAL MATTERS IN CANON LAW

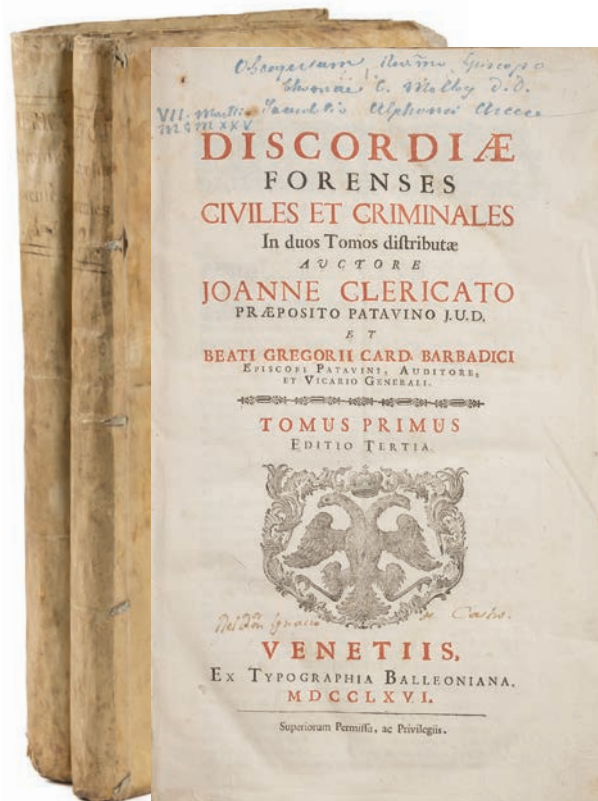
25. CHERICATO, GIOVANNI MARIA
[1633-1717].

*Discordiae Forenses Civiles et Criminales in
Duos Tomos Distributae.*

Venice: Ex Typographia Balleoniana, 1766. Two
volumes. xxiv, 487; xx, 349 pp. Main text in parallel
columns. Folio (15-1/4" x 9-1/4").

Contemporary flexible vellum, thong ties, early hand-
lettered titles to spines. Minor stains to boards and
spine, moderate rubbing to extremities with minor
chips and wear to spine ends and corners, hinges
cracked, vellum just beginning to crack through
pastedowns. Title pages printed in red and black.
Light toning to text, light foxing and dampstaining
in places, light edgewear to preliminaries and final
leaves, illegible early owner signature and inscription
to title page of Volume I. A handsome set. \$1,500.

THIRD AND FINAL EDITION. Chiericato,
or Clericato, was a highly regarded expert in canon-
law jurisprudence. Vicar-general of the Diocese of
Padua for much of his career, he published several
books on canon and civil law. First published in
1708-1715, *Discordiae Forenses Civiles et Criminales*



is a comprehensive, carefully organized treatise on distinctions between civil and criminal matters in canon law. All editions of this work are scarce. OCLC locates 5 copies of the third in North America, 3 in law libraries (Columbia, Harvard, Library of Congress). ☞ Stapleton, John H., "Clericato, Giovanni," in *The Catholic Encyclopedia* (<https://www.catholic2000.com/cathopedia/title.shtml>). Ferreira-Ibarra, *The Canon Law Collection of the Library of Congress* 2139.

APPRENTICES, JOURNEYMEN AND THE INDUSTRIAL REVOLUTION

26. CHITTY, JOSEPH [1776-1841].

A Practical Treatise on the Law Relative to Apprentices and Journeymen, And Exercising Trades.

London: Printed for W. Clarke and Sons, 1812. iv, 169, [4] pp. Forms. 1 pp. publisher advertisement at rear of text. Octavo (8-1/2" x 5").

Contemporary three-quarter calf over marbled boards, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing to boards, moderate rubbing to extremities with some wear to spine, early owner stamp (of Robert Davy) to front pastedown, partial crack between front endleaf and title page. Light toning to interior, light foxing in a few places, light crinkling to a few leaves at rear of text, early owner signature (Parr Ringwood) to head of title page. \$650.

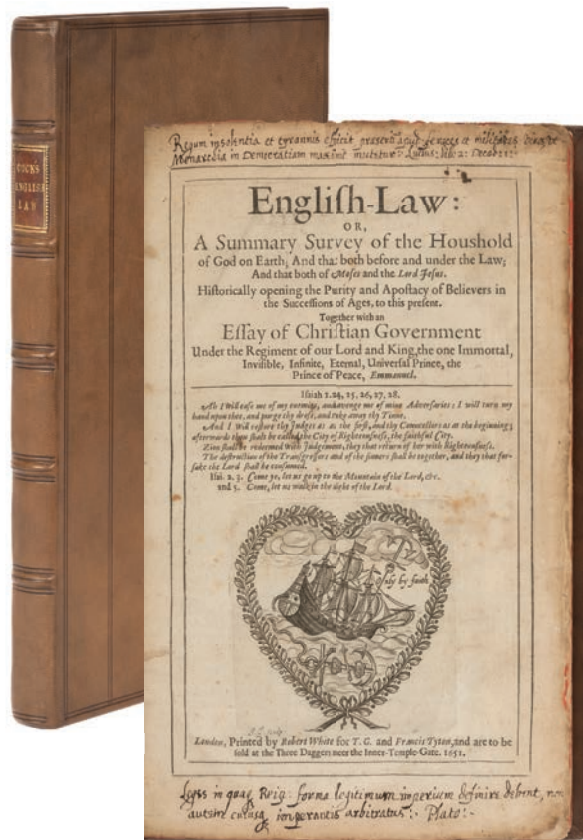
ONLY EDITION. Chitty's pioneering book was, as Holdsworth notes, prompted "by events which arose out of the industrial revolution." It shows how the law, dating to an Elizabethan statute, was increasingly out of touch with the economic and industrial conditions of the early 1800s. ☞ Holdsworth, *History* XIII:486-487. Sweet & Maxwell 2:63.

WITH "AN ESSAY OF CHRISTIAN GOVERNMENT"

27. [COCK, CHARLES GEORGE].

English-Law: Or, A Summary Survey of the Household of God on Earth; And that Both Before and Under the Law; And that Both of Moses and the Lord Jesus. Historically Opening the Purity and Apostacy of Believers in the Successions of Ages, To this Present. Together with an Essay of Christian Government Under the Regiment of our Lord and King, The One Immortal, Invisible, Infinite, Eternal, Universal Prince, The Prince of Peace, Emmanuel.

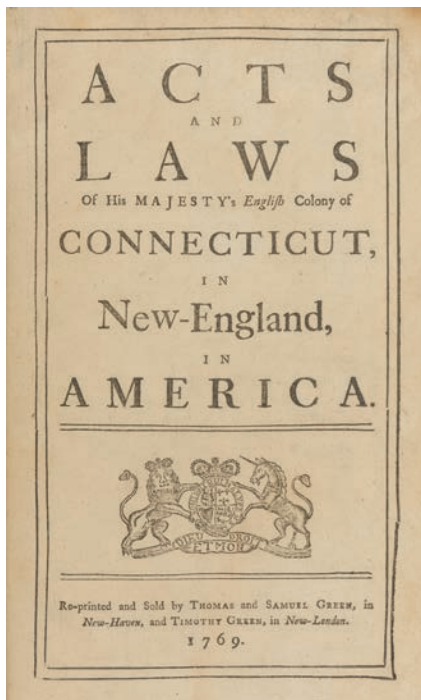
London: Printed by Robert White for T.G. And Francis Tyton, 1651. [xx], 95, [1]; [17], 101-194, [2] pp. "An Essay of Christian Government" has separate dated title page. Pagination irregular, text complete. Folio (11" x 6-1/2").



Details from N° 27

Recent period-style calf, blind rules to boards, raised bands, blind fillets and lettering piece to spine, edges rouged, endpapers renewed. Moderate toning to interior, light browning to edges of text block, light foxing in places, moderate edgewear to preliminaries and final few leaves. Recent owner inscription to front free endpaper, early owner annotations to title page and a few other leaves, faint, often very faint, recent marks in pencil and colored pencil to margins of several leaves. \$4,500.

ONLY EDITION. Cock's treatise is a characteristic and exceptionally detailed exposition of an important strain of Puritan thought during the Commonwealth era: that English law and government should be reformed along biblical lines, a belief shared by the New England Puritans. This core of the book's argument is encapsulated by its title vignette of a ship, representing the Commonwealth, in a storm-tossed sea. It will be saved because it has cast off the anchor decorated with crowns and scepters, that is, monarchy, and fastened itself to an anchor secured by the clouds with the caption "only by faith." This is a scarce title. It has appeared only three times at auction since 1939. The early annotations, in Latin and English, are quotations from Lucius, Plato and the Bible. (One quote, which we can't identify, appears to be a paraphrase of Proverbs 13.) Combined, the ESTC and OCLC locate 16 copies, 8 in North America, 4 in North American law libraries (Columbia, Georgetown, Harvard, UC-Berkeley). ☞ ESTC R37185.



1769 COMPILATION OF CONNECTICUT LAWS

28. [CONNECTICUT].

Acts and Laws of His Majesty's English Colony of Connecticut, In New-England, In America.

New Haven and New London: Re-printed and sold by Thomas and Samuel Green and Timothy Green, 1769. 8, 10, 371, [1] pp. 21 ff. of blank leaves and contemporary blue wrappers bound at end of text block. Folio (11-3/4" x 7").

Contemporary sheep, raised bands to spine. Light rubbing, moderate scuffing, scratching and dampstaining to boards, gouge at upper edge of front board, which is separated but secured by cords, rubbing to extremities, rear joint starting at head, chipping to spine ends, corners bumped and worn, later armorial bookplate (of Archibald Philip, Earl of Rosebury) to front pastedown, a few tears to pastedowns and front free endpaper, which is edgeworn. Moderate toning and light foxing to interior, occasional light soiling, faint dampstaining in a few places, small holes to text blocks of pp. 341-342 and final leaf affecting text without loss to legibility. \$1,250.

BASED ON THE 1750 REVISION and including the colony's original charter, this fascinating volume of acts and laws provides deep insight into the colony's attitude towards Indians, "Negro servants or slaves," "Ideots" and the poor, fornication, incest, gambling, taxation and many other important social and political topics. As in most copies, our volume contains additional acts published with continuous pagination; the last such act is dated 1772. 🍷 Babbitt 54. Benedict 16. Tower 48.

FIRST EDITION OF ONE OF THE FIRST IMPORTANT
AMERICAN BOOKS ON FREEDOM OF THE PRESS

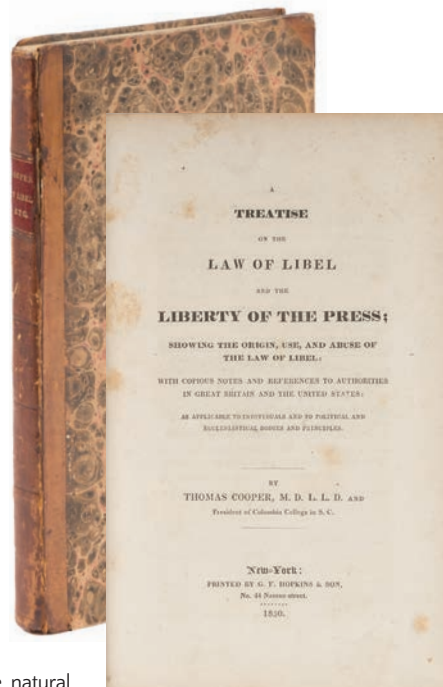
29. COOPER, THOMAS [1759-1835].

A Treatise on the Law of Libel and the Liberty of the Press; Showing the Origin, Use, and Abuse of the Law of Libel: With Copious Notes and References to Authorities in Great Britain and the United States: As Applicable to Individuals and to Political and Ecclesiastical Bodies and Principles.

New York: G.F. Hopkins & Son, 1830. xxxviii, 184 pp. Octavo (8-3/4" x 5-1/2").

Contemporary three-quarter calf over marbled boards, lettering piece and blind fillets to spine. Light rubbing to boards, heavier rubbing to extremities with wear to spine ends and corners, joints partially cracked, small worm-track to rear pastedown. Moderate toning to text, light foxing in places. Early presentation inscription to front pastedown (from J.E. Goodrich to Geo. L. Fletcher, Esq., April 1860), small embossed library stamp to front free endpaper. An appealing copy. \$1,000.

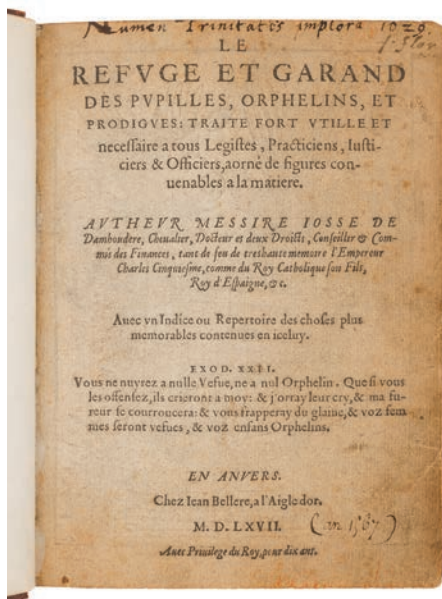
FIRST EDITION. With an appendix of two letters by Thomas Jefferson. Cooper, trained as a chemist and lawyer, was a polymath who published books on law, political science, economics, medicine and the natural sciences. A friend of Joseph Priestley and Thomas Jefferson, he was convicted in 1800 under the Sedition Act for libeling President Adams in a 1799 handbill. He went on to become a professor of chemistry at Dickinson College and the University of Pennsylvania. He joined the faculty of South Carolina College in 1819 and became its president in 1820. He is considered one of the intellectual fathers of the secession movement. 🍷 McCoy, *Freedom of the Press* C558. Cohen 3445.





HANDSOME FRENCH EDITION OF DAMHOUDER ON GUARDIAN AND WARD

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



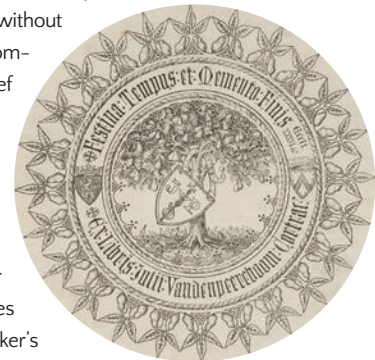
Le Refuge et Garand des Pupilles, Orphelins, Et Prodiges: Traite Fort Utile et Necessaire a Tous Legistes, Practiciens, Iusticiers & Officiers, Aorné de Figures Convenables a la Matiere.

Antwerp: Chez Jean Bellere, 1567. [xiv], 133, [19] ff. With two full-page armorial woodcuts and ten full-page illustrations. Quarto (7-1/4" x 5-1/4").

Later signed binding (by Gustave Schildknecht of Brussels), three-quarter morocco over marbled boards, gilt fillets to morocco edges, gilt-edged raised bands, gilt title and date to spine, gilt ornaments to compartments, edges rouged, marbled (renewed) endpapers, silk ribbon bookmark. Text in two columns with a few woodcut tail-pieces and initials. Moderate rubbing to joints, light rubbing to board edges, armorial bookplate of Jules Vandenpeereboom to front pastedown, autograph letter, signed, from him dated 15 October 1880 and fragment of an additional autograph letter laid in. Light browning to interior, light foxing and soiling in a few places, occasional faint dampstaining to bottom margin from f. 45, just touching main text on a few pages without loss to legibility, trimming to bottom-

edges of leaves ***3-4 (ff. [xi-xii]) with loss to catchwords but no loss to main text, a few brief annotations and corrections in an early hand. A handsome copy of a scarce title. \$3,500.

ONLY FRENCH EDITION. First published in 1544 in Latin as *Pupillarum Patrocinium*, this is a comprehensive treatise on the law of guardian and ward. Like Damhouder's works on civil and criminal law, it has woodcut illustrations, 10 in this case, 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. The French edition includes an address to the reader in verse by Antoine Tiron. OCLC locates 7 copies of the French edition in North America, 3 in law libraries (Harvard, George Washington University, John Jay College of Criminal Justice). Our copy was owned by Jules Vandenpeereboom [1843-1917], a politician who served as prime minister of Belgium in 1899. In 1880, he presented it to a friend along with a note addressed to "Mon cher Jean." This note is laid in to the volume along with a fragment of an 1884 letter that seems to identify the recipient as a Jean Bethune. Not in Adams. 🐦 Cockx-Indestege, *Belgica Typographica 1541-1600* 804. Dekkers 44.



Bookplate detail

MCDADE 240: "HOW WRETCHED IS THE MAN WHO'S WISE TOO LATE"



Frontispiece detail

31. DANIELS, THOMAS H. [D. 1819].

Some Particulars of the Life of Thomas H. Daniels, Alias Daniel H. Thomas, Who Was Apprehended in Newport on the 29th November on Suspicion of Being Concerned in the Robbery and Murder of Mr. Jacob Gould of Stoneham on the Evening of the 25th November and Who Put an End to His Existence by Hanging Himself in Middlesex Prison on the 13th Instant. Communicated by Said Daniels While in Prison in Newport to a Gentleman of This Town. Annexed is a Serious Address to the Public, On the Pernicious Effects of Vice and Immorality.

Boston: Printed for William Chamberlain, 1819. 24 pp. Woodcut portrait frontispiece. 12mo. (7" x 4").

Disbound stab-stitched pamphlet. Light browning and dampspotting, a few minor chips and tears to margins of frontispiece. \$1,850.

ONLY EDITION. Daniels, who took part in a robbery that ended in murder, had a criminal career that included convictions for horse-theft and counterfeiting. He hanged himself in his cell with a handkerchief. The frontispiece depicts Daniels kneeling in chains in his cell below a stanza of verse, which summarizes the message of the pamphlet: "Youths! By my example, learn to shun my fate. (How wretched is the man who's wise too late!), Ere innocence, and fame, and life be lost, Here purchase wisdom cheaply at my cost." This title is rare in commerce. The last time a copy sold at auction since 1910 was in 1991. OCLC locates 10 copies, 1 in a law library (Harvard). ☞ McDade 240.

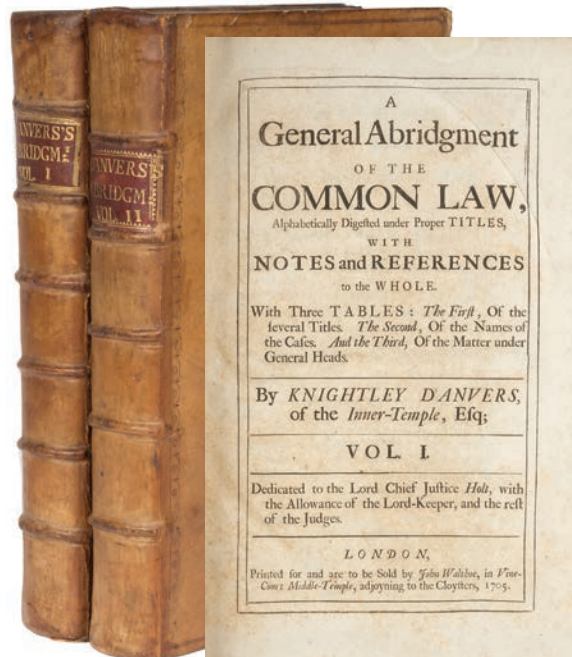
D'ANVERS'S SUBSTANTIALLY REVISED TRANSLATION OF "A NEW DEPARTURE IN THE LITERATURE OF ABRIDGMENTS"

32. D'ANVERS, KNIGHTLY. [ROLLE, HENRY (1589-1656)].

A General Abridgment of the Common Law, Alphabetically Digested Under Proper Titles, With Notes and References to the Whole. With Three Tables: The First, Of the Several Titles. The Second, Of the Names of the Cases. And the Third, Of the Matter Under General Heads.

Volume I: London: Printed for and Are to be Sold by John Walthoe. 1705; Volume II: [London]: Printed by John Nutt, Assignee of Edward Sayer Esq; for John Walthoe, 1713. Complete set. Folio (12-1/4" x 7-3/4").

Uniform contemporary calf, blind rules to boards, blind fillets along joints, raised bands and lettering pieces to spine, gilt tooling to board edges. Light rubbing and some minor nicks, scuffs and scratches to boards, corners bumped and somewhat worn, bookplate residue to front pastedowns, hinges starting. Moderate toning to interiors, light foxing in places, worming at center and rear of text block of Volume I with minor loss to text on a few leaves, some creasing and light edgewear to endleaves.



Minor loss to text on a few leaves, some creasing and light edgewear to endleaves. \$2,500.

FIRST EDITION. This is an English translation of Rolle's *Abridgment des Plusiers Cases et Resolutions del Common Ley* (1668), up to the letter "E," with substantial editorial additions and the addition of later cases by D'Anvers. (Despite later supplements, he never completed his work on this book.) The third, and last, abridgment to contain Year Book cases, Rolle's *Abridgment* was consulted and cited as frequently as those of Fitzherbert and Brooke. More important,

as Holdsworth notes, it marked “a new departure in the literature of abridgments” because it was better organized and included summaries of Parliamentary records and statutes. Surpassing its predecessors as a digest of the whole law, it became a model for future abridgments, including those of Hughes, Nelson and Viner. 📖 Holdsworth, *History* V:376-377. ESTC T112658.

LIMITED EDITION OF A *PERSIAN PEARL*
PEARL SIGNED BY DARROW

33. DARROW, CLARENCE [1857-1938].

A Persian Pearl and Other Essays.

East Aurora, New York: The Roycrofters, 1899. 175 pp.
Octavo (8-3/4" x 5-1/2").

Original quarter reversed calf over paper-covered boards, gilt title to front board, gilt fillets and title to spine, deckle edges, green silk ribbon bookmark. Light soiling and a few minor stains, moderate rubbing to extremities, corners bumped and somewhat worn, hinges cracked (after first and before final leaves). Printed throughout in red and black with ornamental initials, head and tail pieces and other decorative devices. Signature of Clarence Darrow (and bookplate of H.M. Goldberg) to limitation page. Moderate toning, internally clean. \$950.

FIRST EDITION limited to 980 copies, this number 423. *A Persian Pearl* was Darrow's first book and the cornerstone of any Darrow collection. It consists of five essays. “A Persian Pearl” is an appreciation of Omar Khayyam's *Rubaiyat*. The other essays discuss Walt Whitman, Robert Burns, realism in literature and art and the importance of facing up to past mistakes without fear or shame. 📖 Hunsberger, *Clarence Darrow: A Bibliography* 18.

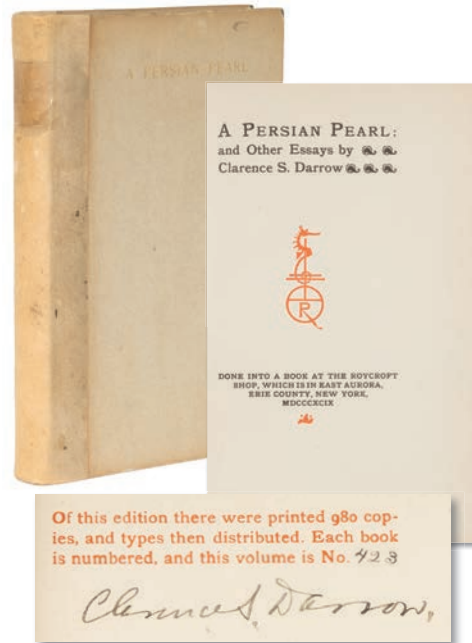
AGAINST THE IDEALS OF
THE FRENCH REVOLUTION

34. D'AYALA, SEBASTIANO [1744-1817].

De la Liberté et de l'Égalité des Hommes et des Citoyens, Avec des Considérations sur Quelques Nouveaux Dogmes Politiques.

Pavia: Chez Balthazard Comino, 1793. xv, [1], 416 pp.
Octavo (8-1/2" x 5-1/4").

Contemporary patterned wrappers, handwritten title label to head of spine, edges untrimmed. Moderate rubbing, spine torn and partially abraded, corners lightly worn. Light toning to interior, occasional light foxing, early ownership inscriptions to inside front wrapper (“C. Ercole Belgiojoso”) and verso of front free endpaper (“ex libris Caroli Gola”). \$650.



Details from N° 33



Details from N° 33

SECOND EDITION, one of several imprints published the same year. An extensive critique of the political ideals and moral philosophy undergirding the French Revolution. d'Ayala, a conservative Jesuit writer, politician and diplomat, uses Enlightenment theory to define concepts like liberty and equality in a manner consistent with the existing monarchic order, which he contrasts with the anarchy of Revolutionary French society. The work also attempts to shore up support for European monarchs like the Hapsburgs. The first edition was published in Vienna in 1792. OCLC locates 3 copies of the Pavia edition in North America (Cornell, University of Minnesota, Queens University). 📖



AN ATTRACTIVE COLLECTION
OF LEGAL TRACTS

35. DYER, SIR JAMES [1512-1582].
BROGRAVE, SIR JOHN [d.1613].
RISDEN, THOMAS.

Three Learned Readings Made Upon Three Very Usefull Statutes: The First [...] Upon the Statute of 32.H.8.Chap.I. Of Wills, [...] The Second, [...] Upon the Statute of 27.H.8.Chap.10. Concerning Jointures. The Third, [...] Upon the Statute of 8.Hen.6. Chap.9. Of Forcible Entry.

London: Printed for W. Lee, M. Walbancke, D. Pakeman, And G. Bedell, 1648. [iv], 12 [i.e. 123], [1] pp.

[BOUND WITH]

COKE, SIR EDWARD [1552-1634].

A Little Treatise of Baile and Maineprize.

London: Printed for William Cooke, 1637. [iv], 33, [1] pp.

[AND]

BACON, SIR FRANCIS [1561-1626].

Cases of Treason.

London: Printed by the Assignes of John More, 1641. [iv], 35, [1] pp.

[AND]

[REAL PROPERTY].

A Briefe Declaration for What Manner of Speciall Nufance Concerning Private Dwelling Houses, A Man May Have His Remedy by Assise, Or Other Action as the Case Requires. Unfolded in the

Arguments, And Opinions of Foure Famous Sages of
the Common Law...

London: Printed by Tho. Cotes, For William Cooke, 1639. [ii], 45, [1] pp.

Quarto (7" x 5"). Contemporary speckled calf, blind rules to boards and board edges, blind fillets to spine. Very light rubbing to boards, which are slightly bowed, and board edges, moderate rubbing to joints, which are starting slightly at ends, minor crack across foot of spine, corners just bumped and lightly worn, hinges cracked, front pastedown loosening. Moderate toning to interior, light foxing and soiling in a few places, a few partial cracks to text block, all leaves secure, folded corners and small tears to edges of a few leaves not affecting text, fore and bottom edges of *A Little Treatise* untrimmed, brief later pencil annotation to p. 5 of first work. Later (c.1741) ink and pencil annotations to endleaves with later pencil annotation to p. 5 of first work, circular ink stamp (Cornwell House) of Francis Penyston to front endleaf. An appealing volume with an interesting provenance. \$4,800.



Francis Penyston
ink stamp detail

ONLY EDITIONS. A group of important treatises on a range of topics in the common law, including Coke's overview of the law of bail and Bacon on treason, felony and the king's prerogative. The first work focuses on property law, including Dyer on land inheritance, Brograve on jointures and Ridsen on landlord and tenant and forcible entry. The final work deals with public nuisance law. It also summarizes the 1633 assizes resolutions on the Elizabethan poor law. The volume was owned by the Reverend Dr. Francis Astrey [1676-1766], an honorary canon and treasurer of St. Paul's Cathedral, and given to his cousin, Francis Penyston, in 1741. Astrey was active as a royal commissioner for his local community and would have found the works in this volume useful for their discussion of real property and the poor laws. ESTC R204745, S108453, R16590, S109444.

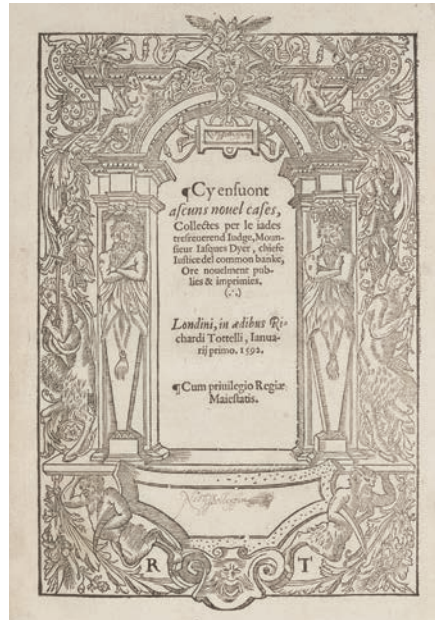
AN AUTHORITY SECOND ONLY
TO THE YEAR BOOKS

36. DYER, SIR JAMES.

Cy Ensuoit Ascuns Novel Cases, Collectes per le Iades Tresreverend Iudge, Mounseieur Iasques Dyer, Chiefe Iustice del Common Banke.

London: In Aedibus Richardi Tottelli, 1592. [iv], 62, 65-377, [1] ff. Complete. Folio (11" x 7-1/2").

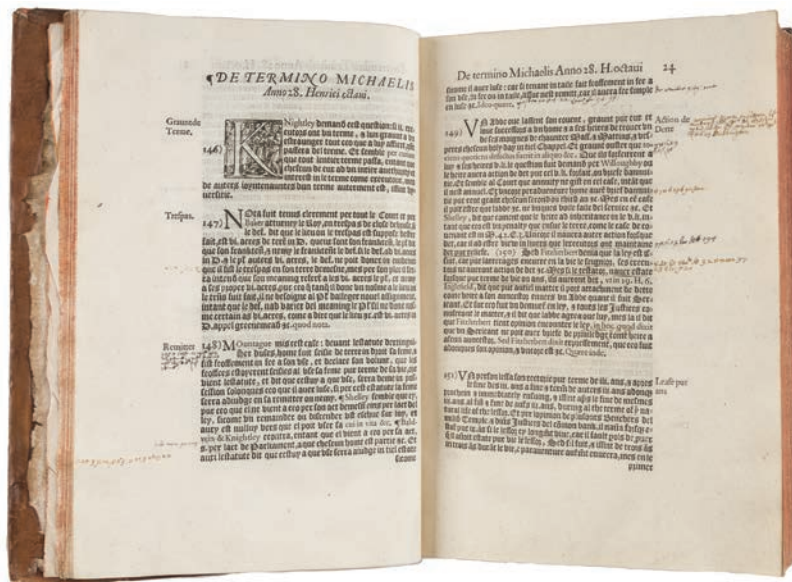
Near-contemporary speckled calf, blind rules to boards, raised bands, blind fillets and later blank paper label to spine, gilt rules to board edges, edges rouged, endleaves renewed. Binding slightly cocked, light rubbing and a few minor spots, nicks and scratches to boards, moderate rubbing to extremities, front joint starting at ends (neatly mended at foot), rear joint starting at head, corners bumped and somewhat worn, hinges cracked, early ownership signatures to front free endpaper (Edmund Pollexfen) and title page (Nicholas Pollexfen). Title page printed within woodcut border. Light toning to interior, light soiling and faint stains to a few pages, fold lines to



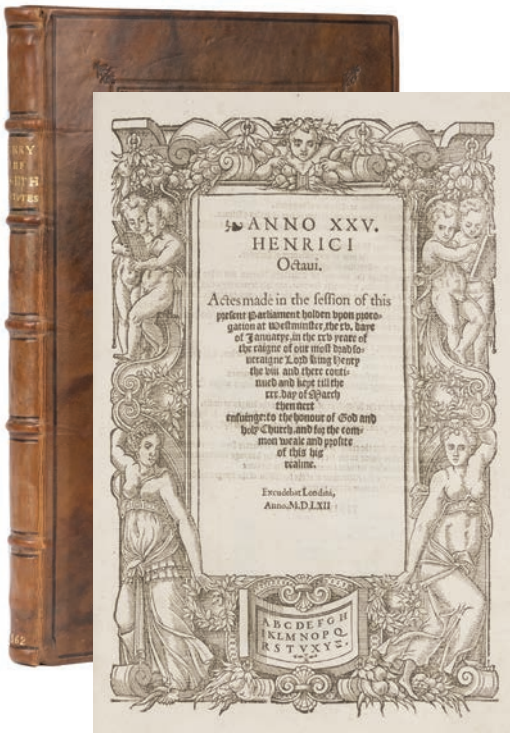
Title page detail from N° 36

corners of several leaves, first three leaves reinforced at gutter, title page and following leaf lightly soiled and edgeworn at lower right corner without loss, light creasing to final leaf. Occasional brief annotations in at least two early hands, a few affected slightly by trimming. An appealing copy. \$3,000.

SECOND EDITION. First published in 1585, Dyer's *Ascuns Novel Cases*, generally known as *Dyer's Reports*, contain cases heard in the Courts of Common Pleas, King's Bench, Exchequer and Chancery from 1513 to 1582. One of the first publications of its kind, it was also the first to be referred to regularly as "Reports." A work of great authority (second only to that of the Year Books), it went through six editions in Law-French, the last one in 1688. The annotations to our copy are case citations and statutory references. ESTC S111772. Beale R482.



N° 36



LANDMARK LEGISLATION FROM HENRY VIII

37. [ENGLISH REFORMATION].
[HOMOSEXUALITY].
HENRY VIII [1491-1547],
KING OF ENGLAND.

Anno XXV. Henrici Octavi. Actes Made in the
Session of this Present Parliament Holden Upon
Prorogacion at Westminster...

London: Excudebat [Thomas Marsh] anno 1562 [i.e. 1575?].
[82] pp. Lacking final blank.

[BOUND WITH]

Anno XXVI. Henrici VIII. Actes Made in the
Session of this Presente Parliamente Holden Uppon
Prorogacion at Westminster...

[London: Thomas Marsh, 1575?]. [52] pp.

[AND]

Anno XXVII. Henrici Octavi. Actes Made in the
Session of this Present Parliamente Holden Upon
Prorogacion at Westminster...

London: Imprinted... in Fletstrete by Thomas Powell [i.e.
Thomas Marsh], 1562 [i.e. 1575?]. [92] pp.

[AND]

Anno XXVIII. Henrici VIII. Actes Made in the
Parliament Begunne and Holden at Westminster...

[London: Thomas Marsh, 1575?]. [52] pp.

Folio (11-1/4" x 7-1/2"). Recent (twentieth-century)
paneled calf, raised bands, blind fillets and gilt title and
date to spine. A few scuffs to boards, light rubbing to
extremities, later bookplate (of George Goyder) to front
pastedown, ownership signature and recent notes in
pencil to front free endpaper. Light toning to interior, faint
dampstaining to margins in a few places, light soiling and
faint stains to a few leaves. \$4,750.

LATER PRINTINGS of landmark legislation passed
under Henry VIII from 1533 to 1536. The collection
includes some of the most important acts passed by
the Reformation Parliament: the Submission of the
Clergy Act, the Act of Supremacy establishing Henry
as Supreme Head of the Church of England, and the
Ecclesiastical Licences Act outlawing many payments to
the Pope. Also included are the acts of succession which
declared Mary Tudor a bastard, established the offspring
of Anne Boleyn as legitimate heirs to the throne, forced
all subjects to take an oath abjuring papal authority and
recognizing Boleyn as Henry's lawful wife, and reversed
this legislation after Boleyn's execution.

The compilation also features the infamous "Acte
for the punishment of the vice of buggerie" (Anno XXV,
Chapter VI). Enacted in 1553, this statute took homosexual
acts away from the jurisdiction of the ecclesiastical courts
and made them capital crimes under the common law.
Revoked and revised several times, the act was restored
in its original form by Queen Elizabeth I in 1563 and
remained in force for more than two centuries.

Though two of these titles have dates and imprints
corresponding to earlier printings, the *ESTC* conjectures that
all were printed by Thomas Marsh around 1575. (The other
titles have no date or imprint supplied.) *ESTC* S121466,
S121468, S121470, S121471. Beale S160, S167, S173, S179.

"TAKEN EXACTLY FROM HIS MOUTH
AT THE PLACE OF EXECUTION"

38. [EXECUTION].
[GREAT BRITAIN].
COLLEGE (COLLEDGE), STEPHEN
[c.1635-1681].

The Speech and Carriage of Stephen Colledge Before
the Castle at Oxford, Wednesday, Aug. 31. 1681. Taken
Exactly from His Mouth at the Place of Execution.

London: Printed for T. Bassett, And John Fish, 1681. 2 pp.

10-3/4" x 6" handbill, text in two columns below headline,
removed from an early bound volume, affixed along
left-hand margin to 1" strip of paper. Moderate toning,

horizontal fold line through center, a few chips and creases to edges, paper strip just touching text along right-hand margin of p.2. \$750.

ONLY EDITION. Colledge, sometimes spelled Colledge, was a fervent Protestant propagandist and printmaker. (He also invented a weapon called "the Protestant flail.") He was known as the "Protestant Joiner," a reference to his original trade, fine carpentry. When Parliament moved to Oxford in March 1681, Colledge went there on horseback, armed and wearing armor, and advocated Parliament's resistance to the absolutist tendencies and Catholic sympathies of King Charles II. His willingness to incite violence led to his arrest on invented charges of sedition in June 1681, and he was eventually convicted, hanged and quartered after a show trial in August. There are two versions of *The Speech and Carriage*. The other has the text in a single column. There are also two issues in pamphlet form, both in 1681, one by Bassett and one printed in Dublin by B. Tooke and J. Crooke. ESTCR17435.

"THE PROTESTANT JOINER"

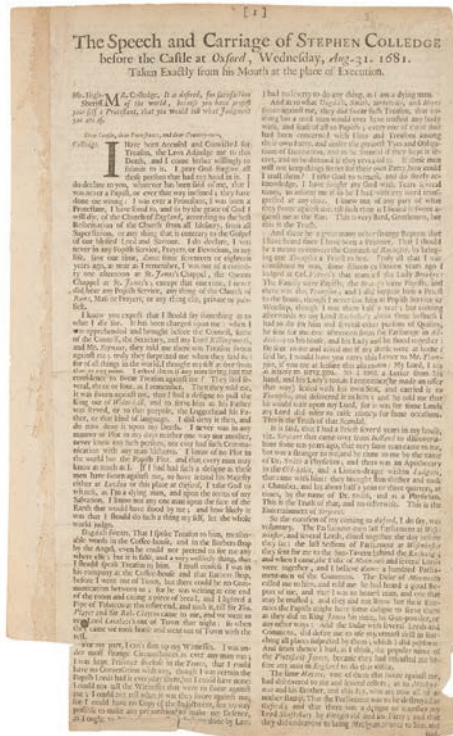
39. [EXECUTION]. [GREAT BRITAIN]. COLLEGE (COLLEDGE), STEPHEN [c.1635-1681].

A True Copy of the Dying Words of Mr. Stephen Colledge, Left in Writing Under His Own Hand, And Confirmed by Him at the Time of Execution, August 31. 1681. At Oxford. Published by His Own Relations.

London: Printed for Edith Colledge, 1681. 2 pp.

10-3/4" x 6" handbill removed from an early bound volume, affixed along left-hand margin to 1" strip of paper. Moderate toning, faint dampspotting, edges trimmed just touching catch-word at foot of p. 1, paper strip just touching text along right-hand margin of p. 2. \$750.

ONLY EDITION. Colledge, sometimes spelled Colledge, was a fervent Protestant propagandist and printmaker. (He also invented a weapon called "the Protestant flail.") He was known as the "Protestant Joiner," a reference to his original trade, fine carpentry. When Parliament moved to Oxford in March 1681, Colledge went there on horseback, armed and wearing armor, and advocated Parliament's resistance to the absolutist tendencies and Catholic sympathies of King Charles II. His willingness to incite violence led to his arrest on invented charges of sedition in June 1681, and he was eventually convicted, hanged and quartered after a show trial in August. There are two versions of *A True Copy*. In ours the first line of text ends with "des-." In the other, the first line of text ends with "so." ESTCR226696.

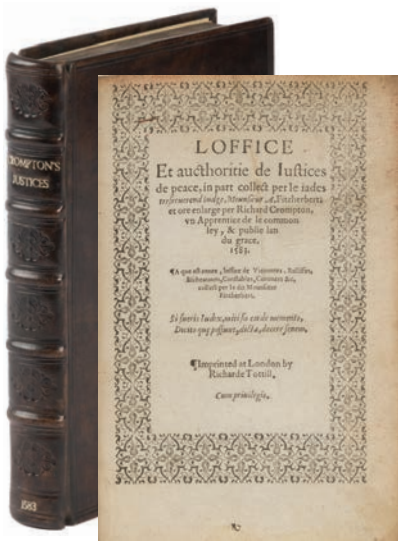


N° 38



N° 39

FIRST EDITION OF FITZHERBERT'S
IMPORTANT JP MANUAL EDITED BY CROMPTON



40. FITZHERBERT, SIR ANTHONY [1470-1538].
CROMPTON, RICHARD (FL. 1573-1599), EDITOR.
[WEST, WILLIAM (1568-1594), COMPILER OF INDEX].

Loffice et Auctoritie de Iustices de Peace, In Part Collect per le Iades Tresreverend Iudge, Mounsieur A. Fitzherbert, Et ore Enlarge per Richard Crompton, Un Apprentice de la Common Ley, & Public Lan du Grace. 1583. A Que est Annex, Loffice de Vicountes, Bailiffes, Escheatours, Constables, Coroners, &c. Collect per le Dit Mounsieur Fitzherbert.

London: Imprinted by Richarde Tottill, [1583]. [xxvii], 206 ff. Lacking Leaf Z1 (fol. 177). Quarto (7-1/2" x 5").

Recent period-style calf, blind rules to boards, raised bands, blind ornaments, and gilt title and publication date to spine, "CF" in early hand to fore-edge of text block, endpapers renewed. Moderate toning, inkstains to margins of a

few leaves, offsetting and light edgewear to first few and final leaves, annotations in later hand to front endleaf, illegible early owner signature to head of leaf following title page, which is lightly soiled. \$1,100.

FIRST EDITION by Crompton. First printed in 1538, Fitzherbert's manual was issued eight more times; its final edition was printed in 1617. The editions by Crompton are significantly better. They are arranged more systematically and have a great deal of additional material. A feature unique to the first Crompton edition is an index, by West, which does not appear in other editions. Despite Crompton's efforts, this work was gradually superseded by William Lambard's *Eirenarcha* (1581). OCLC locates 6 copies in North American law libraries (Columbia, Library of Congress, San Francisco Law Library, University of Minnesota, University of Pennsylvania, Yale). The ESTC adds one more (Harvard). ☞ Beale T329. ESTC S102178.

A WORK HIGHLY ESTEEMED BY COKE AND BLACKSTONE
IN A HANDSOME CONTEMPORARY BINDING

41. [FITZHERBERT, SIR ANTHONY].
[RASTELL, WILLIAM (1508?-1565), TABLE OF CONTENTS].

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

London: In Aedibus Richardi Tottelli, 1567. (Colophon begins: Imprinted at London by Rycharde Tottill.) [xxxii], 271, [1] ff. Octavo (6-1/2" x 4-1/2").

Contemporary calf, blind frames with corner fleurons, large central arabesques and initials "IW" to boards, raised bands to spine, recent repairs to spine ends and corners, three of four early ties present. A few minor nicks and wormholes to boards, moderate rubbing to extremities, a few chips to board edges, pastedowns loose, later armorial bookplate to verso of front board. Light toning to interior, underlining and brief annotations to several leaves. \$1,850.



FIRST PUBLISHED IN 1534, the *Nouvelle Natura Brevium* is a procedure manual written by a judge of the Common Pleas during the reign of Henry VIII. Winfield notes that "Coke put it among the books which he considered most necessary and of greatest authority and excellency." Compiled from the earlier *Natura Brevia* and the *Registrum Brevium*, it includes several original observations on the form and function of writs. Rastell's revisions include the addition of a table. A popular work, it went through numerous editions in Law French and English, the final appearing in 1794. With few exceptions, the annotations in our copy are references to cases and statutes. The others are glosses or interpretive remarks. ☞ Winfield, *Chief Sources of English Legal History* 303. Beale T347. ESTC S4100.

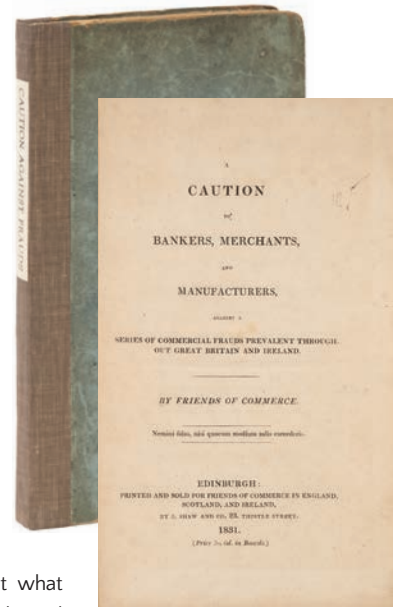
“A SYSTEMATIC PLAN ADOPTED BY
DISHONOURABLE MEN, AND NOTORIOUS SWINDLERS”

42. [FRIENDS OF COMMERCE].

A Caution to Bankers, Merchants, And Manufacturers Against a Series of Commercial Frauds Prevalent Throughout Great Britain and Ireland.

Edinburgh: Printed and Sold for Friends of Commerce in England, Scotland, And Ireland, 1831. 148, [iv], ii, ii, ii, 148, 24 pp. Duplicate leaf with pp. 143-144 bound after p. 126. Octavo (8-3/4" x 5-1/2").

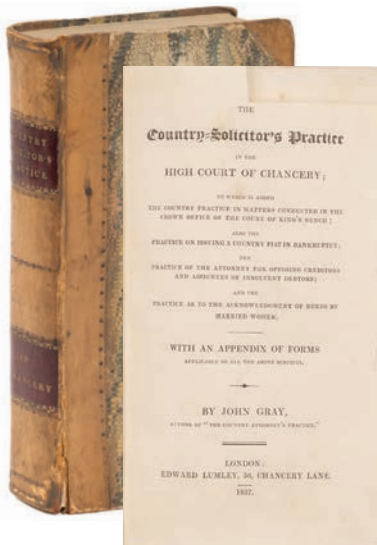
Original paper-covered publisher boards with recent cloth rebacking, printed paper title label to spine, untrimmed edges. Moderate rubbing to boards, heavier rubbing to board edges with wear to corners, hinges cracked, a few cracks to text block, which is secure, front free endpaper, with later cello tape repair, detached with a few chips and tears to its edges. Moderate toning to interior, "To Mr. Vozard, with best respects. from the Editor" in early hand to front free endpaper. \$750.



ONLY EDITION. The Friends of Commerce was established to prevent what we would call "white collar crime." A *Caution* reviews "a systematic plan adopted by dishonourable men, and notorious swindlers" to commit financial fraud by exploiting bankruptcy laws and other legal protections. OCLC locates 11 copies, 5 in North America, none in law libraries. ☞ *The Kress Library of Business and Economics* 26740.

A WELL-REGARDED GUIDE
TO CHANCERY PRACTICE

43. GRAY, JOHN [1807-1875].



The Country-Solicitor's Practice in the High Court of Chancery; To Which is Added the Country Practice in Matters Conducted in the Crown Office of the Court of King's Bench; Also the Practice on Issuing a Country Fiat in Bankruptcy; The Practice of the Attorney for Opposing Creditors and Assignees of Insolvent Debtors; And the Practice as to the Acknowledgment of Deeds by Married Women. With an Appendix of Forms Applicable to All the Above Subjects.

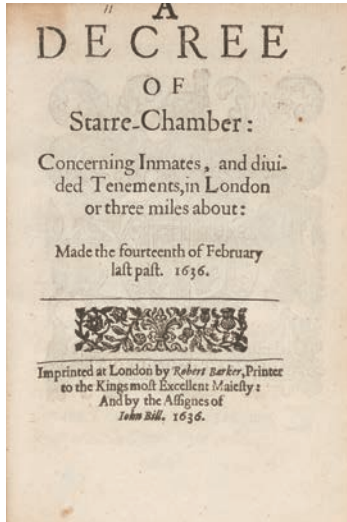
London: Edward Lumley, 1837. xxiv, 444 pp. Octavo (7-1/4" x 4").

Contemporary three-quarter calf over marbled boards, blind fillets to calf edges, lettering pieces and blind fillets to spine. Moderate rubbing to boards and extremities, a few small stains to front board, front joint starting at foot but secure, small nick to head of rear joint, corners bumped and somewhat worn, hinges starting, light foxing to endleaves, small bookseller ticket to front

pastedown, early penciled ownership signature (William L. Burridge?) to front free endpaper. Light toning to interior, light foxing in a few places, small strip excised at upper right corner of title page, no loss to text. \$450.

FIRST EDITION. Gray was a legal writer, attorney and solicitor to the Treasury. In the latter role, he prosecuted Arthur Orton, the fraudulent claimant to the Tichborne title and estates. One of two works by Gray on legal practice, *The Country-Solicitor's Practice* discusses civil litigation and pleading before King's Bench with particular attention to chancery proceedings. A popular and well-regarded work, it went through six editions, the last of these in 1857. The first edition is rare. OCLC locates 1 copy worldwide (York University). This edition not in Sweet & Maxwell. ☞

AN AMBITIOUS EXPERIMENT IN URBAN PLANNING

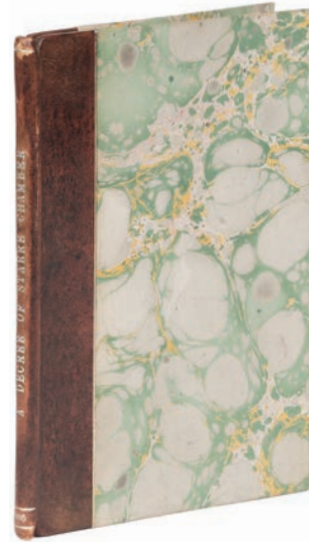


44. [GREAT BRITAIN].
CHARLES I [1600-1649], KING OF ENGLAND.

A Decree of Starre-Chamber: Concerning Inmates, And Divided Tenements, In London or Three Miles About: Made the Fourteenth of February Last Past. 1636.

London: Imprinted...by Robert Barker and by the Assignes of Iohn Bill, 1636 [i.e. 1637]. [46] pp. Lacking final blank leaf. Quarto (6-3/4" x 4-1/2").

Stab-stitched pamphlet bound in recent quarter calf over marbled boards, gilt rules to calf edges, gilt fillets, title and date to spine, edges rouged. Large woodcut royal arms to verso of title page. Moderate toning to interior, very light foxing and faint stains to a few leaves, trimming to head of title page with minor loss to "A" in title. \$1,850.



ONLY EDITION, one of two issues from the same year. This decree attempted to address the root causes of crowding, pollution and other public nuisances by regulating new building in urban areas. Made obsolete by the abolition of Star Chamber in 1641, it was nonetheless "the most considerable, continuous, and best documented experiment in environmental control in the Common Law tradition" and a "remarkable example of governmental perspicacity" (Barnes). Counting both issues, OCLC locates 1 copy of this title in a North American law library (Library of Congress). ☞ Barnes cited in Skelton, *Sanitation in Urban Britain, 1560-1700* 56. ESTC S114367.

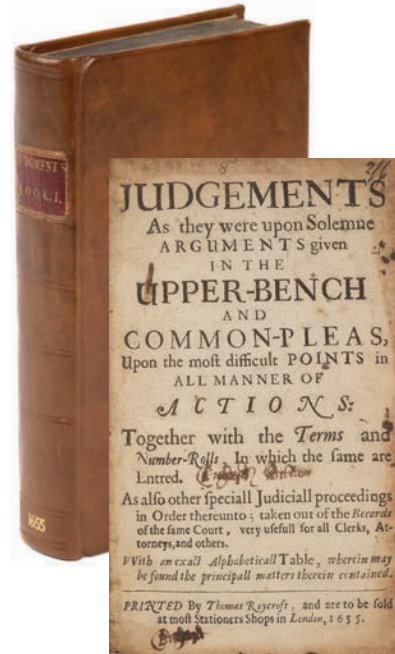
JEFFERSON OWNED A COPY OF THIS DIGEST

45. [GREAT BRITAIN].
[COURT OF COMMON PLEAS].
[COURT OF KING'S BENCH].

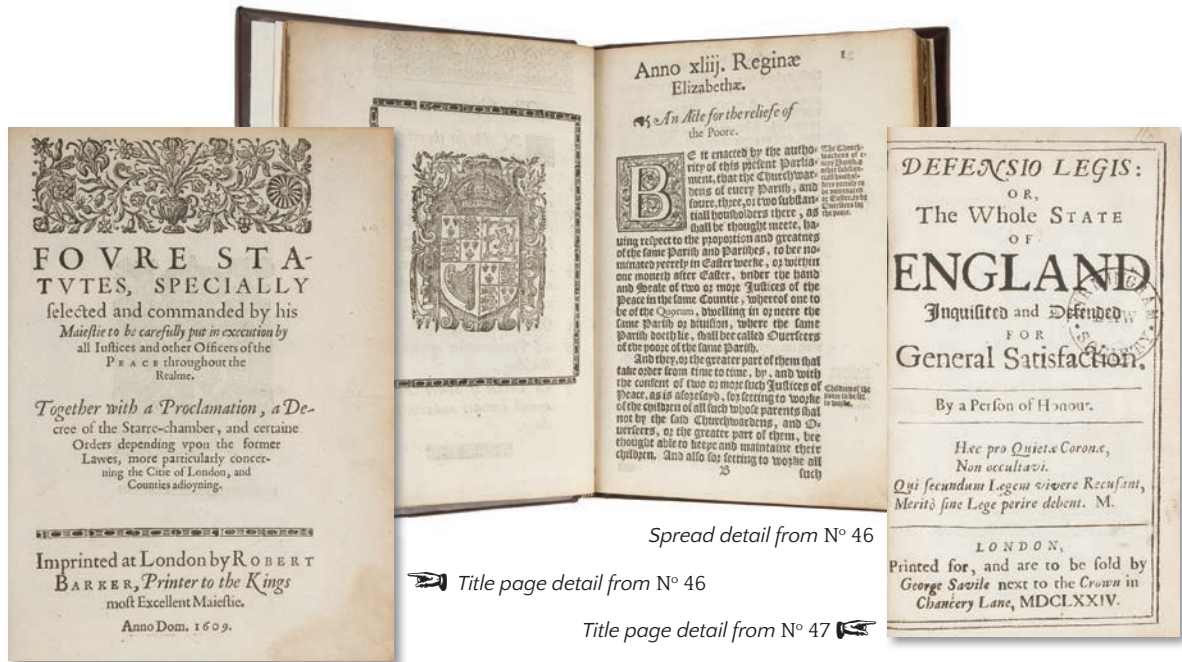
Judgements as They Were Upon Solemne Arguments Given in the Upper-Bench and Common-Pleas, Upon the Most Difficult Points in All Manner of Actions: Together with the Terms and Number-Rolls, In Which the Same are Entred. As Also Other Speciall Judiciall Proceedings in Order Thereunto; Taken Out of the Records of the Same Court, Very Usefull for All Clerks, Attorneys, And Others. With an Exact Alphabetical Table, Wherein May be Found the Principall Matters Therein Contained.

London: Printed by Thomas Roycroft, 1655. [iv], 235, 240-336, 339-344, [22] pp. Pagination irregular, text complete. Octavo (6-1/4" x 4").

Recent calf, retained early lettering piece, blind fillets and gilt publication date to spine, early hand-lettered title to fore-edge of text block, endpapers renewed. Light browning to interior, light foxing to a few leaves, offsetting to margins of preliminaries and final few leaves, a few minor marks to title page, which is lightly soiled. \$750.



ONLY EDITION. Cited as "The First Book of Judgements," this is a collection of cases digested alphabetically by topic. Unusual for this type of book, it provides the term of the court and the number of the roll on which the judgement is listed, a feature that facilitated the citing of precedents. Jefferson owned a copy of this book. OCLC locates 11 copies in North American law libraries. ☞ Sowerby 1922. ESTC R43325.



Spread detail from N° 46

Title page detail from N° 46

Title page detail from N° 47

1609 COLLECTION OF ACTS
CONCERNING PLAGUE, THE POOR,
VAGABONDS, SOLDIERS, LONDON
AND STAR CHAMBER

46. [GREAT BRITAIN].

Foure Statutes, Specially Selected and Commanded by his Maiestie to be Carefully put in Execution by All Iustices and Other Officers of the Peace Throughout the Realme. Together with a Proclamation, A Decree of the Starre-Chamber, And Certaine Orders Depending Upon the Former Lawes, More Particularly Concerning the Citie of London, And Counties Adioyning.

London: Robert Barker, Printer to the Kings Most Excellent Maiestie, 1609. [viii], 117, [1] pp. Quarto (7" x 5-1/2").

Recent calf, blind frames to boards, blind fillets, gilt title and gilt publication date to spine, endpapers added. Woodcut royal arms to verso of title page. Moderate toning, faint dampstaining to lower outside corner of text block, light soiling to recto of front endleaf and verso of rear endleaf. \$1,250.

ONLY EDITION. Addressed to justices of the peace, these statutes of Elizabeth I and James I incorporate over a dozen acts, orders, and decrees concerning the poor, soldiers and mariners, "rogues, vagabonds and sturdy beggars," plague and construction of new buildings in London. Appended is a collection of related Star Chamber proceedings involving Coke and Ellesmere. Several parts of these statutes relate to the effects of the plagues of 1603 and 1606. OCLC locates 12 copies in North America, 1 in a law library (Harvard). ESTC S121227.

"IDLE BELCHES AGAINST
THE COMMON LAW"

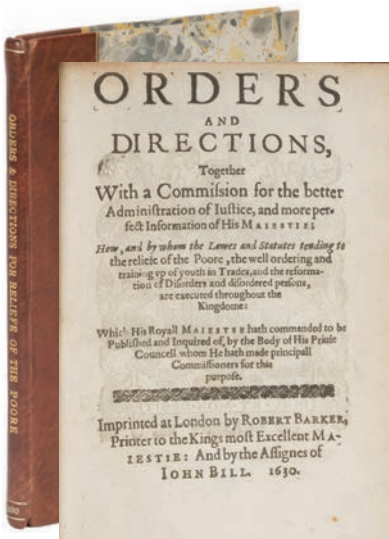
47. [GREAT BRITAIN].
A PERSON OF HONOUR.

Defensio Legis, Or, The Whole State of England Inquisitioned and Defended for General Satisfaction. By a Person of Honour.

London: Printed for, and are to be sold by George Savile, 1674. [iv], 313, [4] pp. Octavo (6-1/2" x 3-3/4").

Later morocco, gilt title and date to spine, endpapers renewed. Light rubbing to joints, which are just starting at head, front hinge cracked, library bookplate and small circular sticker to front pastedown. Light toning to interior, light foxing and soiling in a few places, small tear to bottom edge of leaf A8 affecting text without loss to legibility, circular ink library stamp to title page and a few other leaves not affecting legibility. \$1,500.

ONLY EDITION, one of two 1674 imprints. A spirited and often comic defense of the laws of England written in the early years of the Restoration. The work covers a wide range of topics, including legal procedure, equity, women and family law, legislation to make English the official language of court proceedings, Catholicism and the relationship between church and state. OCLC locates 4 copies of our imprint in North American law libraries (Harvard, University of Pennsylvania, Saint Louis University, Library of Congress). ESTC R30292.



A LANDMARK IN POOR LAW REFORM

48. [GREAT BRITAIN].
[POOR LAWS].

Orders and Directions, Together With a Commission for the Better Administration of Iustice, And More Perfect Information of His Maiestie; How, And by Whom the Lawes and Statutes Tending to the Reliefe of the Poore, The Well Ordering and Training Up of Youth in Trades, And the Reformation of Disorders and Disordered Persons, Are Executed Throughout the Kingdome: Which His Royall Maiestie Hath Comanded to be Published and Inquired of, By the Body of His Privie Councell, Whom He Hath Made Principall Commissioners for This Purpose.

London: Imprinted...by Robert Barker and by the Assignes of Iohn Bill, 1630. [iv], 33, [21], 17 pp. With initial blank signed "A" not noted in the ESTC record. Quarto (6-3/4" x 4-3/4").

Recent quarter calf over marbled boards, gilt rules to calf edges, gilt fillets, title and date to spine, edges rouged. Moderate toning to interior, negligible light foxing and soiling to margins of a few pages, early marginal ink mark (crude manicule?) to p. [18], internally clean. A nice copy. \$1250.

ONE OF THREE 1630 ISSUES, the only one to include a list of the privy counselors and their responsibilities. Commonly referred to as the Book of Orders, this collection of royal edicts represents a landmark in poor law reform. As established under the reign of Elizabeth I, the poor laws empowered justices of the peace and churchwardens to register the poor and raise funds for their relief by setting a compulsory sum to be extracted from each parish. They also distinguished between the "worthy" poor, who would be provided monetary relief, and the "idle" poor, who would be treated as public nuisances.

The versatility of the poor laws as a tool for social engineering is demonstrated by the wide range of the Book's stated goals: "the charitable reliefe of aged and impotent poore people," "the setting to work of idle persons," "the punishment of sundry Rogues and Vagabonds" and "the suppressing of that odious and loathesome sinne of Drunkennesse" (10-11). It established a royal commission of privy counselors to consolidate, supervise and approve the work of local JPs and sheriffs. This led to greater enforcement of the poor laws, both on behalf of the worthy poor and against the idle poor, but it also fostered resentment against Charles I and was viewed as one of the abuses of his Personal Rule. ♡ ESTC S4250.

A STRIDENT CRITIQUE
OF UNIVERSAL LAND REGISTRATION

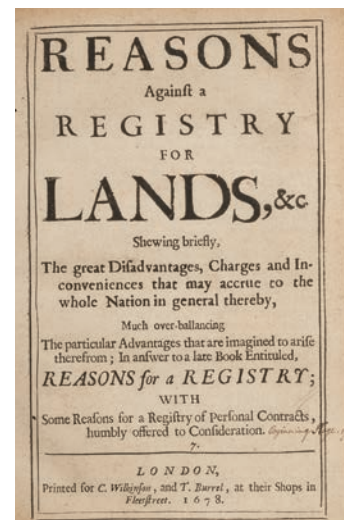
49. [GREAT BRITAIN].
[REAL PROPERTY].

Reasons Against a Registry for Lands, &c. Shewing Briefly, The Great Disadvantages, Charges and Inconveniences that May Accrue to the Whole Nation in General Thereby, Much Over-Ballancing the Particular Advantages that are Imagined to Arise Therefrom; In Answer to a Late Book Entituled, Reasons for a Registry; With Some Reasons for a Registry of Personal Contracts, Humbly Offered to Consideration.

London: Printed for C. Wilkinson, and T. Burrel, 1678. [ii], 22 pp. Quarto (7" x 5").

Stab-stitched pamphlet bound in later speckled calf, blind rules to boards, rebaked with gilt fillets, title and date to spine, gilt tooling to board edges, blind tooling to inner board edges, a number of blank leaves added after text block by binder. Light rubbing and a few small scratches to boards, adhesive (?) residue to fore-edge of front board and along joint of rear board, moderate rubbing to extremities, corners bumped and worn, faint offsetting to endpapers, hinges cracked. Moderate toning to interior, minor worming to inner margin just touching a few words of text without loss to legibility, light foxing and soiling to a few leaves, brief early annotation to title page. \$750.

ONLY EDITION. An early entry in the spirited and lengthy public debate in Great Britain over the establishment of a general register for titles and deeds. Though the idea was first proposed under Henry VIII, no such register would be created until the



passage of the Land Registry Act in 1862, which established a registry of titles (but not deeds). The system created by the act was voluntary and largely ineffective; successive attempts at reform failed until the Land Registration Act of 1925. Our pamphlet was written in reply to an earlier 1678 work promoting the registry. It argues that a land registry would be unprecedented, inconvenient and ineffective, but a registry of contracts would achieve many of the aims of the general land register. 📄 ESTC R14488.

RARE EDITION OF A CLASSIC GUIDE TO CORONERS AND SHERIFFS

50. GREENWOOD, WILLIAM.

BOULEUTERION, Or, A Practical Demonstration of County-Judicatures. Wherein is Amply Explained the Judicial and Ministerial Authority of Sheriffs and Coroners. Together with the Original, Jurisdiction, And Method of Keeping All Country Courts.

London: Printed for John Place, and sold by William Jacob at Bernards-Inn Gate in Holborn, 1680. [xvi], 266; 151, 1; [36] pp. Octavo (6-3/4" x 4").

Recent quarter calf over marbled boards, blind fillets to calf edges, gilt-edged raised bands, blind fillets and lettering piece to spine, endpapers renewed. Light rubbing to extremities, a few spots of white residue to spine and front board. Light toning to interior, occasional light soiling, faint fold lines in several places, light foxing and faint dampstaining in a few places, tear to bottom-edge of leaf M2 (pp. 163-164) not affecting text, clean tears to last two leaves mended with cello tape affecting text without loss, upper margin of title page trimmed without loss to text or ruled border, marginal markings to several pages. \$500.



Alexander Hamilton
Secretary of the Treasury.

Signature detail

SIXTH (STATED) EDITION, actually the fifth. First published in 1659, the year before the Restoration, Greenwood's handbook is a useful source of information about the work of sheriffs and coroners during the Commonwealth period. Our 1680 edition reflects their work during the later years of the Restoration. Other editions appeared in 1664, 1668, 1675 and 1685. A revised edition appeared in 1703. The 1680 edition does not appear in the *ESTC*. Its collation and pagination are identical to the 1675 edition; like the 1685 edition, it is designated the sixth. OCLC locates 2 copies worldwide (Jenkins Law Library, British Library of Political and Economic Science). 📄 Sweet & Maxwell (erroneously designated the 8th edition) 1:390.

WITH A TIPPED-IN ALEXANDER HAMILTON SIGNATURE

51. HAMILTON, ALEXANDER [1757-1804].

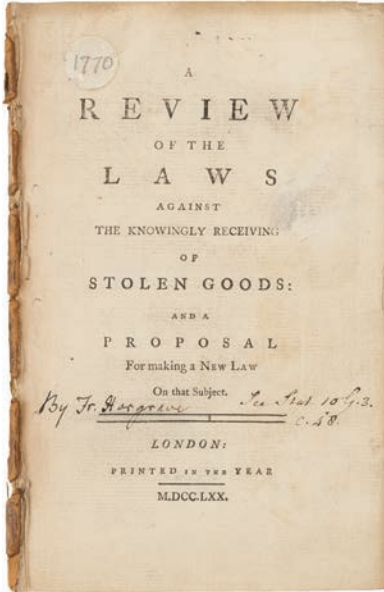
Report of the Secretary of the Treasury, [Alexander Hamilton,] On the Subject of Manufactures, Made the Fifth of December, 1791. Printed by Order of the House of Representatives.

Philadelphia: Printed by Joseph R.A. Skerrett, Jan. 1, 1824. vii, [9]-143 pp. 12mo. (6-1/4" x 4").

Stiff printed boards, deckle edges. Soiled and moderately worn, boards detached, text block secure. Moderate toning to interior, somewhat heavier in places, full signature of Alexander Hamilton, clipped from a Treasury document, tipped-in to front free endpaper. Housed in recent clamshell box, quarter calf over cloth, lettering piece, blind fillets and gilt publication date to spine. \$3,000.

LATER PRINTING. Howes refers to this work as "one of the great American state papers, 'the Magna Carta of industrial America.' Submitted to Congress in 1791, it outlined a system of economic principles and proposed a series of legislative actions to encourage American industry. Subsequent printings were issued in Dublin in 1792, London in 1793 and Washington, DC in 1809 and at other times over the 1800s, usually to influence current opinion. The 1824 printing was sponsored by the Pennsylvania Society for the Encouragement of American Manufactures, a group founded in 1787 that favored the types of protective legislation actions proposed by Hamilton. It was probably issued to increase support for the Tariff of 1824, which was designed to protect American industry by increasing the cost of imported British goods. 📄 Howes H123. Sabin 29977. Reese, *The Federal Hundred* 38.

A RARE REVIEW OF THE LAWS ON STOLEN GOODS



52. [HARGRAVE, FRANCIS (1741?-1821)].

A Review of the Laws Against the Knowingly Receiving of Stolen Goods: And a Proposal for Making a New Law on That Subject.

London: [s.n.], 1770. [iii], ii, 47 pp. Octavo (7-1/2" x 4-3/4").

Disbound stab-stitched pamphlet. Moderate toning, light soiling to exterior and a few other leaves, small circular label and early ink annotation to title page, which has a small chip to its upper corner. Brief annotations and corrections in two early hands to several leaves. Rare. \$1,750.

ONLY EDITION. Hargrave is remembered today as the most prominent of the five advocates who defended James Somersett in the 1772 case that determined the legal status of slaves in England. As Holdsworth attests, he was also a first-class jurist and legal historian, an opinion echoed by later legal historians. Here, he discusses the laws concerning the receiving of stolen goods in light of a parliamentary inquiry into the causes of "the great number of burglaries lately committed within Westminster." He proposes,

among other reforms, that the authorities should be able to search the possessions of a suspect for tools for jewel theft, rather than only the jewels themselves. This provision was enacted later in 1770, as noted on the title page by an annotator. The annotations to our copy are in two hands. One, which appears to be authorial, makes corrections and minor additions to the text. The other notes additional statutes and cases in the margin. OCLC and the *ESTC* locate 3 copies of this title worldwide (British Library, Manchester Central Library, Harvard Law School). ☞ Holdsworth, *History* XII:410. *ESTC* T6303.

THE YOUNGEST PERSON EVER
CONVICTED OF MURDER IN MASSACHUSETTS

53. HASKELL, E. LUSCOMB.

The Life of Jesse Harding Pomeroy. The Most Remarkable Case in the History of Crime or Criminal Law.

Boston: S.n., 1892. [viii], 20-90 pp. Portrait frontispiece. 4 plates. Octavo (9" x 6").

Sewn pamphlet in stiff printed wrappers. Light rubbing, soiling and a few minor stains, moderate rubbing to extremities with some wear to spine ends and corners, front wrapper beginning to detach at ends, rear wrapper detached, light toning to interior.

[WITH]

POMEROY, JESSE HARDING [1859-1932].

Boston's Tercentenary, 1630-1930: A Poem.

State Farm, MA: [Charlestown State Prison], 1930. 12 pp. 12mo. (5-1/4" x 3-3/4").

Stapled pamphlet in self-wrappers. Light toning, light soiling to exterior.

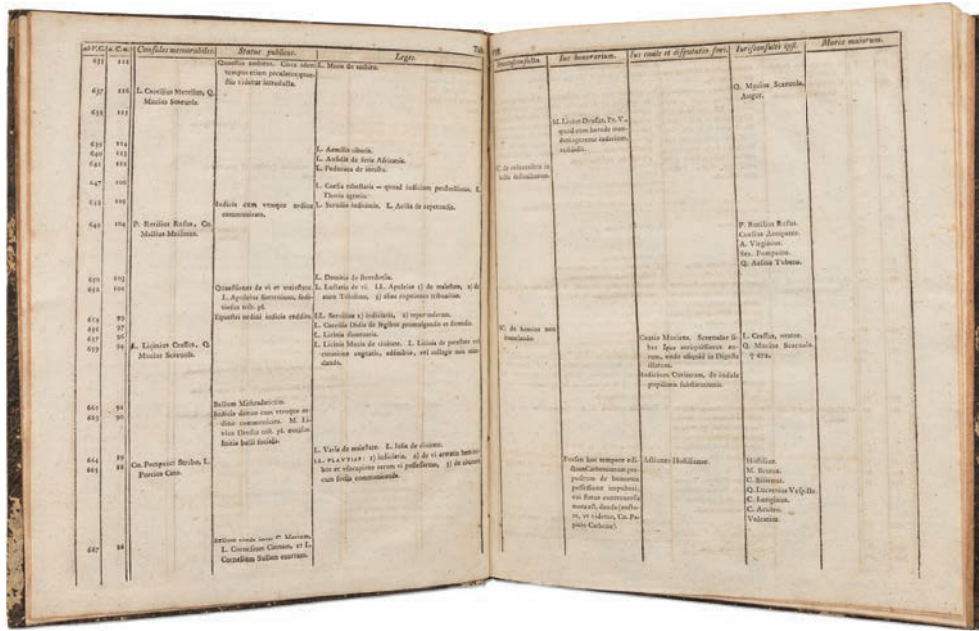
Together two items.

\$950.



Frontispiece and plate detail from N° 53

ONLY EDITION. Jesse Harding Pomeroy, who had a history of sadistic violence, was the youngest person in the history of Massachusetts to be convicted of murder. In 1874, when he was 14, he was sentenced to death for the murder of a ten-



N° 54

year-old girl and a four-year-old boy. (He may have killed several others as well.) Due in part to his youth, his sentence was commuted to life in solitary confinement in Charlestown State Prison. While incarcerated he became a scholar, studied law to argue for better treatment, learned to read several languages, published poetry and made several attempts to escape. He was admitted to the general prison population in 1917. He was transferred to Bridgewater Hospital for the Criminally Insane in 1929, where he spent the rest of his life. OCLC locates 8 copies of *Life*, 3 in law libraries (Social Law, Trial Court Law Library, Worcester, University of Missouri), and no copies of *Boston's Tercentenary*, which appears to be unrecorded. ☞ *Life*: McDade 758.

53 TABLES OUTLINING THE HISTORY OF ROMAN LAW

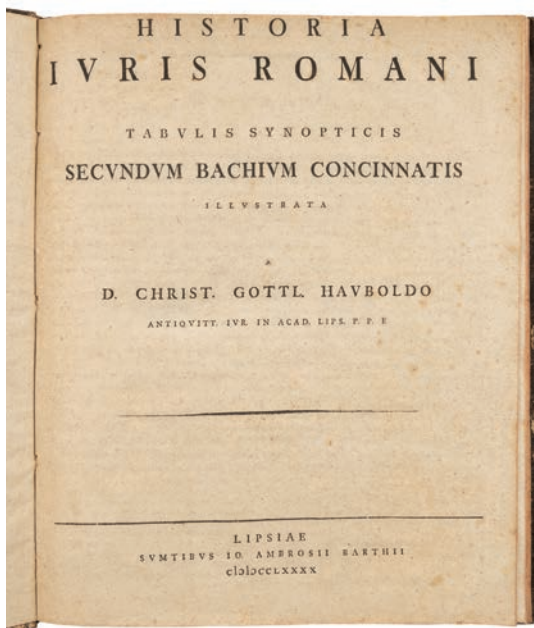
54. HAUBOLD, CHRISTIAN GOTTLIEB [1766-1824]. [BACH, JOHANN AUGUST (1721-1758)].

Historia Iuris Romani. Tabulis Synopticus Secundum Bachium Concinnatis Illustrata.

Leipzig: Sumptibus Io. Ambrosii Barthii, 1790. [44] ff. 53 tables. Quarto (9-3/4" x 7-3/4").

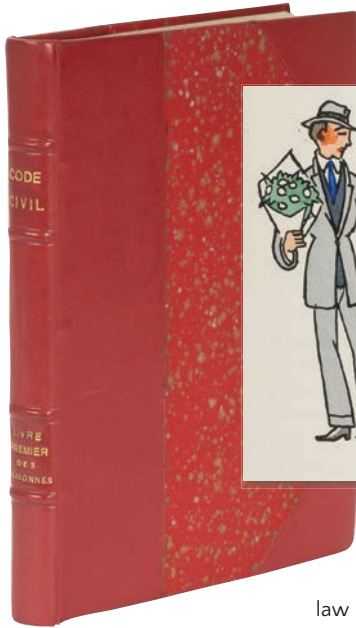
Contemporary patterned paper-covered boards, early hand-lettered title label to spine. Some light scuffing to boards, moderate rubbing to extremities, corners bumped and lightly worn, owner inscription, "M. v. Kerckerinck Stud Jur. Heidelb. 1825/519," to front free endpaper, brief annotation, "Afc/f," to rear pastedown, light browning to interior, light foxing and tiny spark burns to a few leaves. \$1,500.

ONLY EDITION. This series of 53 tables tracing the history of Roman law to 1788 was designed to serve as a companion to Bach's *Historia Iurisprudentiae Romanae Quatuor Libris Comprehensa* (first edition 1754), a standard history of Roman law in the German states into the mid-1800s. As indicated by the owner inscription in our copy, this work was intended for students. This is a rare title. OCLC locates no copies in North America. ☞ BMC 11:897.



Title page from N° 54

HÉMARD'S WITTY VIEW OF FRENCH FAMILY LAW



55. HÉMARD, JOSEPH [1880–1961], ILLUSTRATOR.

Code Civil: Livre Premier, Des Personnes: Titres V. Du Mariage. VI. Du Divorce. VII. De la Paternité. VIII. De l'Adoption. IX. De la Puissance Paternelle. X. De la Minorité. XI. De la Majorité.

Paris: Rene Kieffer, [1925]. [vi], 126, [4] pp. Pochoir color text illustrations. Quarto (7-3/4" x 6-1/2").

Original publisher's wrappers bound into signed three-quarter red morocco over gold-speckled boards, raised bands and gilt title to spine, top-edge gilt, deckle fore and bottom edges, patterned endpapers. Corners lightly bumped, light soiling to fore-edges of a few leaves. A notably well-preserved copy in a very handsome binding. \$1,500.

FROM AN EDITION LIMITED TO 800 COPIES, this number 413. Hémard presents the official text of the sections of the French Civil Code dealing with family law with witty, and often mildly erotic, color pochoir illustrations. Hémard applied this treatment to two other legal works, *Code Penal* (1940) and *Code General des Impôts Directs et Taxes Assimilées* (1944). Hémard, a prolific artist, illustrator, designer and author, is best-known for his humorously illustrated editions of serious non-fiction books. 🍷

THE FRENCH TAX CODE WITH WITTY ILLUSTRATIONS BY HÉMARD

56. HÉMARD, JOSEPH, ILLUSTRATOR.

Code Général des Impôts Directs et Taxes Assimilées. Texte Intégral des Lois, Décrets, Décrets-Lois, Décret de Codification, Suivi d'un Formulaire Administratif.

Paris: Editions Littéraires et Artistiques/Librairie "Le Triptyque", [1944]. x, 332 pp. Color pochoir caption and text illustrations. Quarto (9-1/4" x 6-1/4").

Illustrated stiff color wrappers bound into contemporary three-quarter sheep over marbled boards, raised bands and gilt title and ornaments to spine, top-edge gilt, marbled endpapers. Moderate rubbing to extremities, front joint just starting at head, front hinge cracked, rear board beginning to separate, but secure. Light toning to interior, faint spotting to a few leaves, images vivid. \$1,250.

FROM AN EDITION LIMITED TO 800 COPIES, this number 434. Hémard presents the official text of the French Tax Code with witty, and often racy illustrations, colored (*au pochoir*) by E. Charpentier. It is a sequel to his *Code Civil: Livre Premier, Des Personnes* (1925) and *Code Penal: Commentaires Images* (c.1940). The *Code Général* was issued in several forms. The first 145 copies of the 800-copy edition included an original sheet of text illustrations and a sheet of their original sketches. There is also a signed and numbered edition of 160 printed on Arches paper (papier vélin), 60 portfolios of the images alone, an edition of 40 non-commercial copies intended for friends and associates (i.e. "hors commerce") and a non-limited trade edition, which has fewer illustrations in color. 🍷



GET OUVRAGE A ÉTÉ ACHÉVÉ D'IMPRIMER LE 15 FÉVRIER 1944 SUR LES PRESSES DE L'IMPRIMERIE E. DESFOSSÉS A PARIS.

LES ILLUSTRATIONS DE JOSEPH HÉMARD ONT ÉTÉ COLORIÉES AU POCHOIR PAR LE COLORISTE E. CHARPENTIER.

LA JUSTIFICATION DU TIRAGE EST LA SUIVANTE : 800 EXEMPLAIRES NUMÉROTÉS EN CHIFFRES ARABES SUR PAPIER PUR FIL A LA FORME DONT 145 SOUSCRITS CONTIENNENT CHACUN UN DESSIN ORIGINAL ET UNE ÉPREUVE DU COLORIS ORIGINAL.

IL A ÉTÉ TIRÉ EN OUTRE : 40 EXEMPLAIRES HORS COMMERCE, DE COLLABORATEURS, NUMÉROTÉS DE I A XL ET 160 EXEMPLAIRES SUR PAPIER VÉLIN ÉDITION DONT 60 DESSINS SEULEMENT SONT COLORIÉS.

EXEMPLAIRE N° 434

Limitation leaf and title page details

FIRST EDITION OF *THE COMMON LAW*
IN THE SCARCE LAW-CALF BINDING

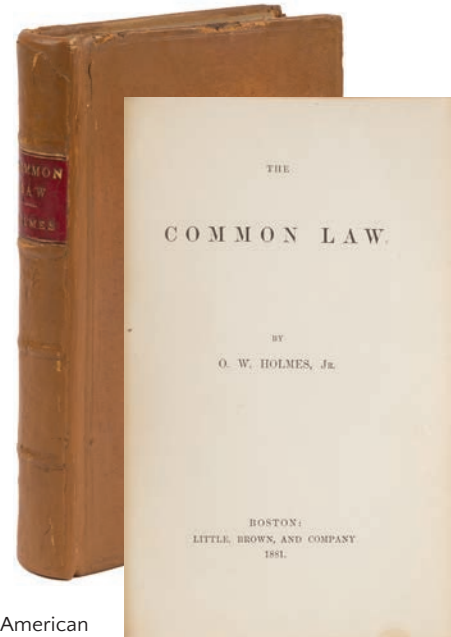
57. HOLMES, OLIVER WENDELL, JR. [1841-1935].

The Common Law.

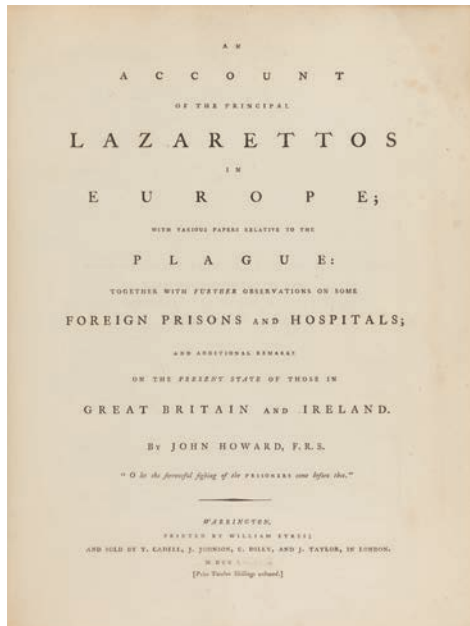
Boston: Little, Brown, And Company, 1881. [i]-xvi, 422 pp. Octavo (8-1/4" x 5-1/4").

Original law calf, rebacked retaining existing spine with raised bands and lettering piece, blind frames to boards, hinges mended. A few light scuffs to boards, a few small chips to board edges, faint creases to spine, corners bumped and moderately worn, early owner signature (Samuel L. Morris, Jr., 1/13/1908) to front and rear pastedowns. Moderate toning to interior, offsetting, light soiling and a few tiny chips to edges of endleaves. \$1,750.

FIRST EDITION, SECOND ISSUE, with the one-line printer statement reading "The University Press, Cambridge, Mass., U.S.A." at foot of the title page verso and foot of p. 422. As Friedman points out, "*The Common Law* was easily the most distinguished book on law by an American published between 1850 and 1900." In contrast to earlier Anglo-American jurists, and the reigning positivist ethos of the nineteenth century, Holmes proposed that the common law was not a science founded on abstract principles but a body of practices that responded to particular situations. This functionalist interpretation led to his radical idea that law was not discovered, but invented. This theme is announced at the beginning of Lecture I: "The life of the law has not been logic: it has been experience" (1). ☞ "Oliver Wendell Holmes and *The Common Law*," Meyer Boswell Books, Inc., *Rare and Unusual Law Books, Catalogue Fourteen* 2. Friedman, *A History of American Law* 544. Grolier Club, *One Hundred Influential American Books* 84.



A NOTABLE REFORMER REPORTS ON QUARANTINE CONDITIONS



58. HOWARD, JOHN [1726-1790].

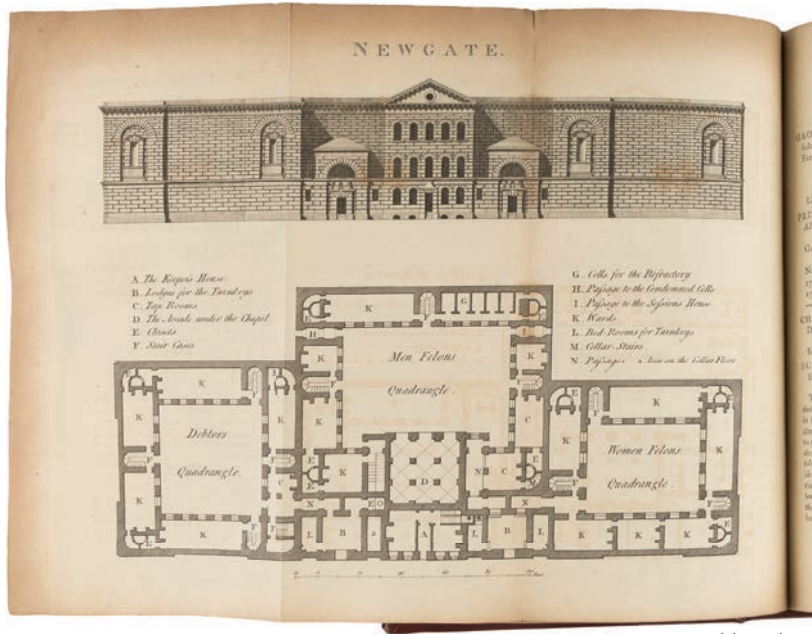
An Account of the Principal Lazarettos in Europe; With Various Papers Relative to the Plague: Together with Further Observations on Some Foreign Prisons and Hospitals; And Additional Remarks on the Present State of Those in Great Britain and Ireland.

Warrington: Printed by William Eyres; And Sold by T. Cadell, J. Johnson, C. Dilly, And J. Taylor, In London, 1789. viii [i.e. vi], 259, [15] pp. Copperplate folding table, 22 copperplates, 20 of which are folding, 1 sheet with three tables. With a half-title. Complete. Quarto (11" x 8-3/4").

Recent three-quarter speckled calf over marbled boards, lettering pieces and gilt fillets to spine, hinges mended. Negligible light rubbing to extremities, corners bumped, bookseller description of this copy affixed to front pastedown. Moderate toning to interior, light foxing in places, minor edgewear and tears to plates, offsetting from plates to other sections of plates and adjacent leaves. \$500.

FIRST EDITION. After being shocked by the conditions of his county prison as high sheriff, Howard dedicated himself to touring hundreds of prisons and hospitals in Great Britain and Western Europe and reporting on their conditions. His primary focus was the improvement of sanitation. Published after his final tour of English prisons in 1787, *An Account of the Principal Lazarettos* focuses on quarantine and prison hospitals with detailed diagrams and illustrations. ☞ ESTC T115289.

PMM 224: A LANDMARK STUDY OF PRISONS



Foldout detail

59. HOWARD, JOHN.

The State of the Prisons in England and Wales, With Preliminary Observations, And an Account of Some Foreign Prisons and Hospitals.

Warrington: Printed by William Eyres; And Sold by T. Cadell, 1780. [viii], 449, [19] pp. 11 copperplates, 9 folding. Half-title lacking. Octavo (9" x 5-1/2").

Recent buckram, black-stamped title to spine, endpapers renewed. Moderate toning to interior, moderate edgewear to preliminaries and final few leaves, light edgewear and a few minor tears to plates, light soiling to title page. \$250.

SECOND EDITION of "the first major practical work on the subject" of prison reform (*PMM*). A vivid synthesis of factual data and moral outrage, it called for drastic improvements in the housing, cleanliness and care of prisoners. Within a year of its publication, it inspired a bill that established two prisons with plans based on Howard's recommendations. It is credited with establishing the practice of single-celling in the United Kingdom. The first edition appeared in 1777, the final edition in 1792. 🍷 *Printing and the Mind of Man (PMM)* (citing first edition) 224. ESTC T83449.

THE LAW OF CARRIERS, HOTELS, BARS AND WAREHOUSES

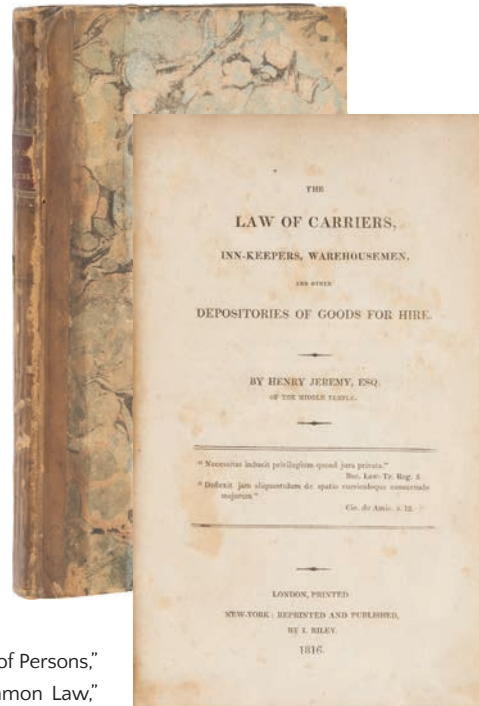
60. JEREMY, HENRY.

The Law of Carriers, Inn-Keepers, Warehousemen, And Other Depositories of Goods for Hire.

London, Printed: New York: Reprinted and Published by I. Riley, 1816. vii, 163 [i.e. 139], [5] pp. Octavo (8-1/4" x 5").

Contemporary three-quarter calf over marbled boards. Moderate rubbing and a few shallow scuffs to boards, a few nicks to spine, moderate rubbing to extremities, corners bumped, early owner signature (Nich. Brewer, Jr.) to front pastedown, later owner signature (Raphael Hayden, 1892) to front free endpaper. Moderate toning to interior, browning and light foxing in places. \$850.

ONLY AMERICAN EDITION, based on the only London edition (1815), to which it is star-paged. Its chapters are entitled, "Who Are Considered to be Carriers Under That Term," "Conveyance of Persons," "Conveyance of Goods; And First, Of the Extent of Liability at Common Law," "Liability--How Restrained by the Act of Parties, Or Otherwise," "What Acts Shall be a Discharge of this Liability," "Miscellaneous Duties Connected with this Contract," "In Case of Suit," "Of the Duties and Privileges of Inn-Keepers" and "Appendix: Regulations as so Portorage in London by Statute Cases." 🍷 Cohen 10951.



“ONE OF THE MOST REMARKABLE BOOKS OF ALL TIME”

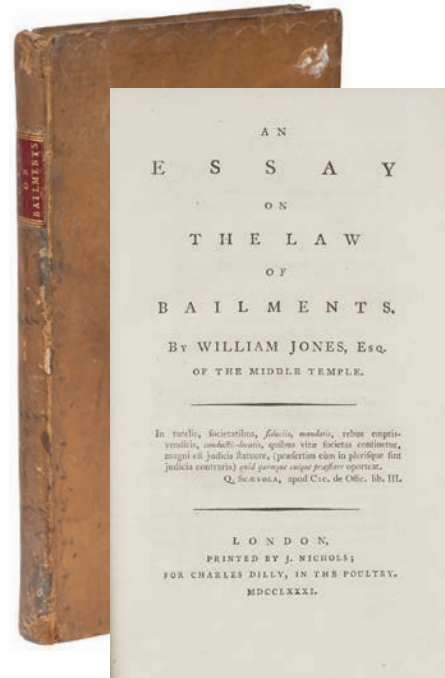
61. JONES, SIR WILLIAM [1746–1794].

An Essay on the Law of Bailments.

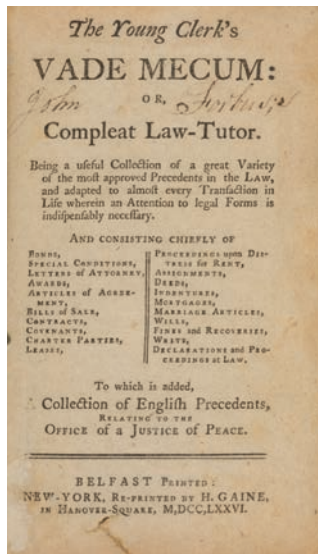
London: Printed by J. Nichols; For Charles Dilly, 1781. [iv], 130, [2] pp. With a half-title, errata leaf at rear of text. Octavo (8" x 5").

Contemporary calf, blind fillets to boards, lettering piece and blind fillets to spine, blind tooling to board edges. Light rubbing and a few minor nicks and scuffs to boards, tiny stain near upper outside corner of front board, moderate rubbing to extremities, tiny chip to front joint, later armorial bookplate (of W.H.M. Hodder) to front pastedown. Light toning to interior, minor stains to a few leaves, faint offsetting to margins of endleaves. An attractive copy. \$1,500.

FIRST EDITION. This exceptional treatise on a fundamental aspect of commercial law was called “incomparable” by Joseph Story in his own book on the subject and “one of the most remarkable books of all time” by Holdsworth. It was also one of the first significant Anglo-American treatises to use principles derived from Roman and civil law sources. 🍷 Holdsworth, *History* 12:393. ESTC T69325.



REVOLUTION-ERA NEW YORK EDITION OF A POPULAR JP MANUAL



62. [JUSTICE OF THE PEACE MANUAL].

The Young Clerk's Vade Mecum: Or, Compleat Law-Tutor. Being a Useful Collection of a Great Variety of the Most Approved Precedents in the Law, And Adapted to Almost Every Transaction in Life Wherein an Attention to Legal Forms is Indispensably Necessary. And Consisting Chiefly of Bonds, Special Conditions, Letters of Attorney, Awards, Articles of Agreement, Bills of Sale, Contracts, Covenants, Charter Parties, Leases, Proceedings upon Distress for Rent, Assignments, Deeds, Indentures, Mortgages, Marriage Articles, Wills, Fines and Recoveries, Writs, Declarations and Proceedings at Law. To Which is Added, A Collection of English Precedents, Relating to the Office of a Justice of Peace.

Belfast Printed: New-York, Re-Printed by H. Gainé, In Hanover-Square, 1776. [xii], 236; iv, 86, [10] pp. Two parts, each with title page and individual pagination. The title part for the second part reads (in part): *A Collection of English Precedents, Relating to the Office of a Justice of Peace*. Final two leaves are publisher advertisements. 12mo. (6-1/4" x 4").

Recent period-style calf, raised bands and retained early lettering piece to spine, endpapers renewed. A few minor scuffs to boards, moderate rubbing to extremities, joints and front hinge starting at ends, corners bumped, crack in text block between rear endleaf and free endpaper. Moderate toning to interior, light foxing in a few places, faint early owner signature (John Forbus) to title page. \$950.

LATER EDITION. “In those days, when anyone who was anybody was a judge, and most of those who were not quite anybodies were justices of the peace, a *vademecum*...was an essential tool...” (Cohen). Alphabetically organized with forms for pleading, this popular work, derived from an English manual first published in 1723, covers topics such as bonds, bills of sale, grants, indentures and wills. The final edition was printed in Dublin in 1795. Gainé's edition is a reprint of an edition published in Belfast in 1771. (He also issued the second part as an independent title.) It is a scarce edition, especially in commerce; the last two copies appeared at auction in 2019 and 1941. 🍷 Cohen, “Historical Development of the American Lawyer's Library,” *61 Law Library Journal* (1968) 440, 445. ESTC W21107. Cohen 8207.

EXTENSIVELY ANNOTATED
BY AN EMINENT FRENCH JURIST



63. JUSTINIAN I [483-565 CE],
EMPEROR OF THE EAST.
LE CONTE, ANTOINE [1517-1586], EDITOR.
ACCURSIUS [c.1182-c.1260], GLOSSATOR.

Codex Dn. Iustiniani Sacratissimi Principis [...] Accesserunt His Fasti Consulares à Primis Romanis Consulibus usque ad Ultimum Imperii Iustiniani Annum: Quos Continentur Excipis Peculiaris Chronologia Annorum & Consulum ac Indic[ati]on[u]m Imperii Iustiniani: In Qua Continentur, Quas Quibus Annis Leges, Quosq[ue] Iuris Libros Promulgavit aut Composuerit: Eiusdem Contii Opera ac Studio Sedulo Digesta. Notae Porrò Literarum Prout per Totum Codicem Legendae Sunt, Statim Post Indices Collocantur. Omnia Fideliter & Accuratè Recognita & Emendata.

Paris: Apud Gulielmum Merlin & Gulielmum Desboys ac Sebastianum Nivellium, 1559. [30] ff., 2136 cols., [12] ff. Folio (13" x 8-1/2").

Later (seventeenth-century?) calf, gilt spine with raised bands and gilt title, gilt tooling to board edges, edges of text block rouged. Moderate rubbing and a few shallow scuffs

to boards, somewhat heavier rubbing to extremities, front board separated but secured by cords, rear joint nearly cracked, chipping to spine ends, wear to board edges and corners, which are bumped, front free endpaper lacking, rear hinge starting at foot. Light toning and faint dampstaining to interior, light soiling in a few places, small clean tear to bottom-edge of title page, lower corner of leaf II6 lacking, text not affected. Ownership signature of Claude Grolart and early annotation to title page, further annotations throughout in at least one, possibly two early hands, many seemingly affected by trimming at fore-edge with minor loss to legibility in places. \$7,500.

WITH TABLES AND INDEXES. One of the four components of the *Corpus Iuris Civilis*, the *Code* contains the laws in force during Justinian's reign. It is divided into 12 books, of which our volume contains 1-9. This edition is notable for its commentary; Accursius was the most important Roman law scholar of the medieval era, and Le Conte, or Contius, was an important French humanist jurist.

Our copy was owned and extensively annotated by Claude Groulart [1551-1607] in Latin, Greek and French. Groulart was the first president of the parliament of Normandy and head of a commission to reform its customary law. He was also a classical scholar trained under Scaliger. In addition to discussing relevant points of law, his erudite annotations demonstrate a mastery of the text and relevant ancient sources. Many of the notes reference the Theodosian Code and highlight differences between it and the *Code* of Justinian. Others refer to the *Synopsis Basilicorum*, an important source for Byzantine law. Groulart also makes detailed textual notes, highlighting errors, corruptions or omissions with attention to philological and historical context. Together, the annotations provide fascinating insight into the scholarship and practice of an important jurist and classical scholar. ♣ Adams I513.

igauerit,
i insignia † Concor. s.
iis existi- ad nostrā.
e mode- uncl. glo. r.
aculeos. circa p. de
consue. vbi
Dons. habetur q
quādoq; ve- Rebe Nou et da
E O D. uelatur mi- combitione de Rho
lecuter. No. xi. est non mag
am dece- nori, quod hyeme nauigat
uiolabili maior ne-va. proptia Tempora
e hyemis scit. proterea illud q[ue]d
† Rhodiorum
erta: in il-
eris asse- In illisq; metropoles, ut in L
noscant. pen. de Ann. n. f. urbes Bas
precepta. uelatum ut lo. de Res et Co. p
nti libræ. in Carth. urbes rosiuarum et me
fisci no- des. quot aut sunt metropoles
st p[ro]munt in illisq; et sub
illo fecerit sig[na]ta. Myra
R C A D. Rhodius, Cyprus. C
quicquid
gauerit, u

Annotation detail

EARLY EDITION OF KEILWEY'S REPORTS WITH CONTEMPORARY ANNOTATIONS


64. KEILWEY, ROBERT [1497-1581].
 [CARYLL, JOHN, REPORTER].
 CROKE, SIR JOHN [1553-1620], EDITOR.

Relationes Quorundam Casuum Selectorum ex Libris Rob: Keilwey Ar: Qui Temporib[us] Foelicissimae Memoriae Regis Henrici Septimi, & Inclitissimi Regis Henrici Octavi, Emerserunt, & In Prioribus Impressionibus Relationum de Terminis Illorum Regum non Exprimuntur: In Lucem Editae, An. 44. Illustrissimi Regni Serenissimae Reginae Elizabethae. Necnon, Relationes Nonnulloru[m] Casuum per Reverendum Judicem Gulielmum Dalison, Unum Justiciariorum de Banco Regis, Tempore Regni Reginae Elizabethae, & Per Gulielmum Bendloes Servientem ad Legem, Tempore dictae Reginae: Quorundam Statutorum per Aequitatem Constructionem Continentes. Cum Indice Locupletissimo Alphabeticâ Serie Disposito.

London: Excusum per Assignationem Johannis Moore Armigeri, 1633. [iv], 215, [13] ff. Folio (11" x 7-1/2").

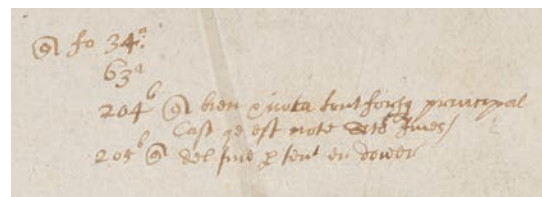
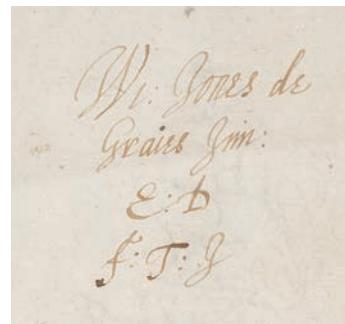


Contemporary calf, blind rules to boards, raised bands and recent lettering pieces to spine, recent repair to head of spine, endleaves added, "Keilw" and "771" in early hand to fore-edge of text block. Light rubbing and a few minor nicks and scratches to boards, moderate rubbing to board edges, joints starting at foot, corners bumped and somewhat worn. Moderate toning to interior, faint dampstaining to sections of text block, mostly at foot of gutter, offsetting and some edgewear to preliminaries and final few leaves of text, brief contemporary annotations to preliminaries and several leaves of text, "Wl: Jones de Graies Inn" and "Wi. Jones" in same hand to front endleaf and head of title page, armorial bookplate of Richard Jones, dated 1710 to verso. \$750.

SECOND EDITION. First published in Latin in 1602, this collection "from the library of Rob. Keilway" reports cases from 1495 to 1531. It includes "many decisions in these reigns [12 Hen. VII-22 Hen. VIII], not printed in any prior reports, and contains, in addition, some cases *incerti temporis*, and some *temp. Ed. III*" (Wallace). Most of these cases were reported by John Caryll. Sir William Jones [1631-1682] was a lawyer, judge and politician renowned for his wisdom and legal acumen. Posts he held included member of Parliament, solicitor-general and attorney-general. Richard Jones was his nephew. The annotations are mostly case and statutory references. Some are citations to other reporters and treatises.  *Dictionary of National Biography* X:1060. Wallace 119. ESTC R4204.

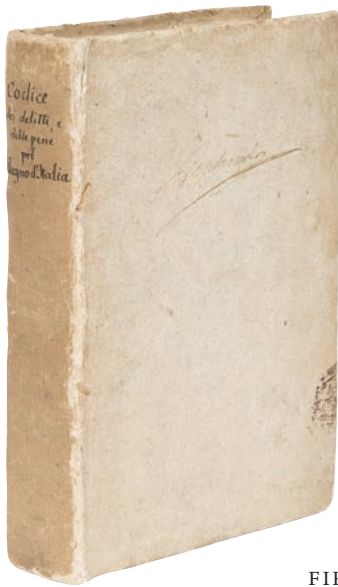


Bookplate detail



Annotation details

INTERLEAVED AND ANNOTATED
FIRST ITALIAN EDITION OF THE 1810 CODE PÉNAL



65. [KINGDOM OF ITALY].
[CODE NAPOLEON].
[PIANTANIDA, LUIGI (b.1770)].

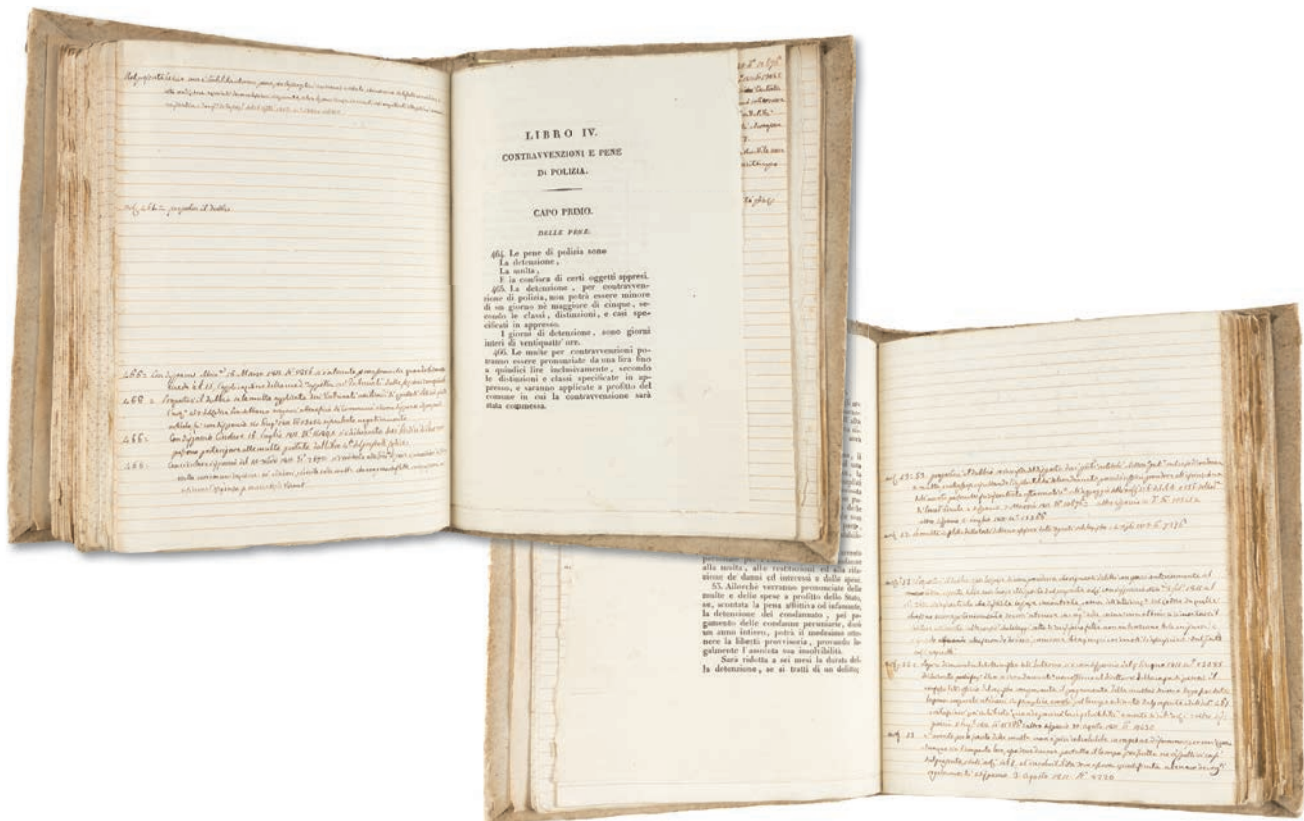
Codice dei Delitti e Delle Pene pel Regno D'Italia. Edizione Ufficiale.

Milan: Dalla Reale Stamperia, 1810. 176 pp. Interleaved. Octavo (8-3/4" x 6-1/4").

Contemporary paper boards, inked title to spine, ownership signatures ("Piantanida") to front board and front pastedown, edges untrimmed, later (illegible) ownership signature to rear pastedown. Light rubbing to boards, moderate rubbing to extremities, corners bumped, stitching of text block loosening slightly but secure. Light toning to interior, occasional very faint dampstaining to top-edge, lower corner of leaf 6a (pp. 81-82) lacking without loss to text. Text block fully interleaved (2 ff. between each page) with ruled paper, 64 pp. of annotations to ruled leaves in an early hand. A wide-margined, uncut copy with interesting contemporary annotations. \$2,000.

FIRST EDITION. The first official Italian translation of the French Penal Code introduced by Napoleon in 1810. The Code came into force in the Kingdom of Italy under Napoleon's personal rule on January 1, 1811. It is divided into four books, with the first two covering criminal responsibility and sentencing, the third defining felonies and misdemeanors against the state and individuals and the fourth enumerating "violations," crimes dealt with strictly on the police level. The 1810 code is notable for its harsh penalties, including extensive use of the death penalty and long prison sentences or a lifetime of hard labor for felonies. It reinstated branding and life imprisonment and gave judges significant discretion in sentencing. It is also of interest for its reliance on the idea of criminal responsibility, independent of contingent circumstances and absolute in its consideration of criminal behavior.

The present copy may have belonged to the jurist Luigi Piantanida (1770-?), who was a lawyer in Milan and a great supporter of Napoleon, to whom he dedicated his treatise *Della Giurisprudenza Marittima-Commerciale Antica e Moderna* (1806-1808). The detailed notes appear to concern later updates to the Code and subsequent case law. The latest date in the notes is 1813. ☞



AN UNRECORDED DEFENSE OF THE LEGAL PROFESSION
FROM "PREJUDICE AND MISCONCEPTION"

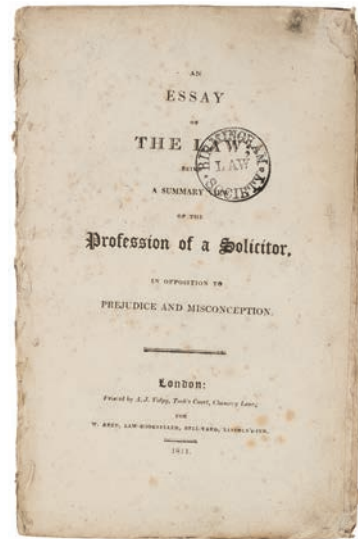
66. [LAWYERS].
[GREAT BRITAIN].

An Essay on the Law; Being a Summary View of the Profession of a Solicitor,
In Opposition to Prejudice and Misconception.

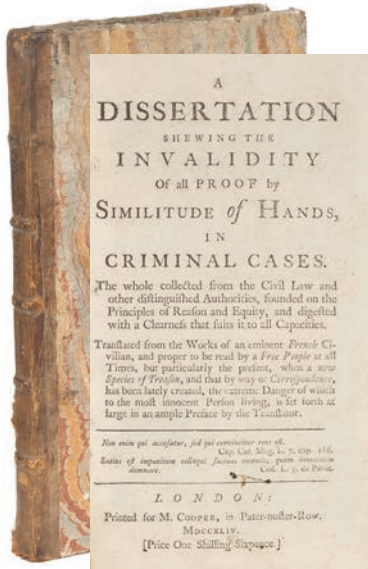
London: Printed by A.J. Valpy for W. Reed, 1811. [iii], 40 pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet, disbound and resewn, fore-edge untrimmed. Light toning, faint horizontal fold line, occasional light foxing, somewhat more moderate to first eight or so leaves, light soiling in a few places, small tears to edges of a few leaves, ink library stamp to title page not affecting legibility, pencil marks to margins of a few leaves. Rare. \$750.

A "fair disclosure of the real character of the legal profession," written "to remove the prejudice which has been raised against it by the ignorant and inconsiderate" (iii). The anonymous author describes the nobility and dignity of the profession at length and argues that, if young people of good characters are dissuaded from joining the legal profession, it will be overrun by those with "vulgar and degraded minds, such as are alive only to the base suggestions of gain, and insensible even to merited disgrace." No copies of this pamphlet located on OCLC or Library Hub. ☞



HANDWRITING EVIDENCE IS NOT ENOUGH TO CONVICT



67. LE VAYER DE BOUTIGNY, ROLAND [1627-1685].

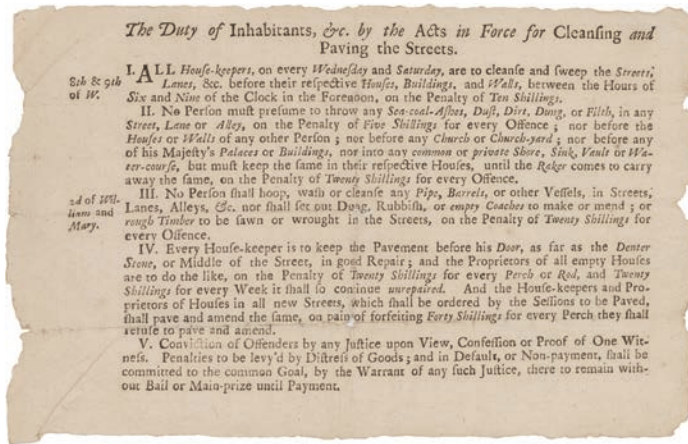
A Dissertation Shewing the Invalidity of All Proof by Similitude of Hands, In Criminal Cases. The Whole Collected from the Civil Law and Other Distinguished Authorities, Founded on the Principles of Reason and Equity, And Digested with a Clearness that Suits it to all Capacities. Translated from the Works of an Eminent French Civilian, And Proper to be Read by a Free People at All Times, But Particularly the Present, When a New Species of Treason, And That by Way of Correspondence, Has been Lately Created, The Extreme Danger of Which to the Most Innocent Person Living, Is set Forth at Large in an Ample Preface by the Translator.

London: Printed for M. Cooper, 1744. xxvi, 82 pp. Octavo (8" x 4-3/4").

Contemporary quarter calf over marbled boards, raised bands and hand-lettered title to spine, edges rouged. Light rubbing to boards, moderate rubbing to extremities, a few small nicks and chips to spine, light wear to board edges and corners, which are bumped, front hinge starting, brief early annotations (shelf-marks) to verso of front endleaf. Light toning, negligible light foxing to margins of last few leaves, upper corner of leaf a1 (pp. iii-iv) lacking without loss to text, internally clean. A nice copy of a scarce title. \$1,650.

ONLY ENGLISH EDITION. First published in 1666 as *Traité de la Preuve par Comparaison d'Écritures*, this treatise gives a historical overview of the use of handwriting analysis in criminal cases with reference to Greek and Roman law, English common law and French procedure. The discussion of Roman law is particularly extensive. It concludes that handwriting evidence is generally insufficient to secure a conviction and should not be admitted in criminal cases. Le Vayer was a lawyer in the *parlement* of Paris who wrote extensively on the rights of the accused. Our English translation of his work includes a detailed preface by the (anonymous) translator discussing the uses and abuses of handwriting evidence in English treason trials, including those of Algernon Sidney and Thomas Sprat. OCLC locates 3 copies of this title in North American law libraries (Columbia, Yale, Washington University). (The ESTC erroneously locates 2 copies at Harvard Law School, both electronic reproductions.) ☞ ESTC T34685.

UNRECORDED HANDBILL ISSUED TO "HOUSE-KEEPERS"



68. [LONDON].
[SANITATION].

The Duty of Inhabitants, &c by the Acts in Force for Cleaning and Paving the Streets.

[London: S.n., c.1690].

4-1/2" x 7" handbill, untrimmed edges. Light soiling, vertical fold through center, three horizontal folds, a few minor tears along folds. \$1.250.

ISSUED to "house-keepers," this handbill, which appears to be unrecorded, summarizes two laws from 1690 concerning maintenance, trash disposal and sanitation in homes, sidewalks and streets. Divided into five sections, it lists the requirements of these laws and the penalties for violating them. No copies listed on the *ESTC*, *OCLC* or *Library Hub*. ☞

THREE SCARCE WORKS ON ROMAN LAW

69. LORiot, PIERRE [d.1573].

In Usus Feudorum Commentarius.

Cologne: Apud Iohannem Brickmannum, 1566. [viii], 110 ff.

[BOUND WITH]

REBUFFI, PIERRE.

Feudorum Declaratio in Qua Multae Ponuntur Correctiones, Quae Contraria Consuetudine Invaluerunt.

Cologne: Apud Iohannem Birkmanum, 1561. 127, [1] pp.

[AND]

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

Thesaurus Receptum Sententiarum, Quas Vulgus Interpretum Communes Opiniones Vocat, In Alphabeti Seriem Digestarum Post Omnes Omnium ea de Re Lucubrations.

Cologne: Apud Gualtherum Fabricium & Iohannem Gymnicum sub Monocerote, 1569. [xvi], 271 pp. Octavo (6-1/4" x 3-3/4").

Later (nineteenth-century) speckled paper-covered boards, black-stamped fillets and lettering piece to spine, endpapers renewed, edges rouged. Light rubbing to boards, small stain to front board, moderate rubbing to extremities, a few chips along front joint, which is cracked, front hinge starting (after front free endpaper), hand-lettered bookplate (of Carl Gerd. Ketelhodt) dated 1804 to front pastedown. Moderate toning to interior, a few, mostly partial, cracks to text block, all leaves secure, occasional light foxing, light soiling and faint marginal dampstains to several leaves, underlining and marginal notations in several places in first work, small tear to gutter of leaf +8 (pp. [xv-xvii]) of third work not affecting text. \$1.950.



LORIOT AND REBUFFI: first editions; Soares da Ribeira: second edition, one of several imprints. The first two works in this volume are commentaries on feudal law. The third work, first published in 1568, is a thorough practical dictionary on the *ius commune* with concise entries ranging from two to six sentences. It was a useful and oft-consulted work and it reached its third and final edition in 1593. All three works are scarce. OCLC locates 2 copies of the first edition of *In Usus Feudorum* in North America (University of Toronto, UC-Berkeley Law School), 2 of the first edition of *Feudorum Declaratio* (Brigham Young University, Morgan Library and Museum), and 2 copies of the 1569 Cologne imprint of *Thesaurus Receptorum* (University of Michigan Law School, Harvard Law School). Lorient and Rebuffi: Not in Adams. 🐉 Soares da Ribeira: Adams S1340.

MAXIMS ON MARRIAGE,
INHERITANCE AND OTHER
ASPECTS OF FAMILY LAW

70. MANTOVA BENAVIDES, MARCO
[1489-1582].

Apophtegmata CC. Nunc Primum Edita, Ultra CCCCC. Alias Impressa, Cla. Iureconsul. Publicoque Interprete, D. Marco Mantova, Bonavito, Patavino, Auctore Inter Quae VII Etiam Quaestio. Insertae Sunt, Disputatae ad Partes, Nec Minus ad Usum Quotidianum Necessariae, Quam Utiles.

Venice: Apud Gabrielem Giolium de Ferrariis, 1545. 118, [2] ff. Final leaf blank. Woodcut printer's devices on title page and larger version on colophon leaf; woodcut initials.

[BOUND WITH]

MANTOVA BENAVIDES, MARCO.
FLAMMINIUS, IOANNES BAPTISTA
[fl.1547], EDITOR.

Tractatus de Maiore Annorum XIII. Efficaciter Obliga[n]do ad Declarationem Statuti Patavini, Sub Rub. de Alie. & Ob. Debi. Ordine Primi, Aliorumq[ue] Locorum in Quibus Extat, Et ad Interpretationem Authen. Sacramenta Puberum C. Si Adver. Ven.

Venice: Apud Ioan. Gryphum, 1547. [viii], 80 pp.

Octavo (6" x 4"). Contemporary limp vellum, early hand-lettered title to front and spine, remnants of thong ties. Light creasing and soiling, a few small tears to extremities, light wear to head of spine, front hinge split, rear hinge starting. Light toning to interior, somewhat heavier in a few places, faint dampstaining to bottom margin in several



Details from N° 70

places, light foxing and soiling in a few places, small tear to bottom edge of f. 8 of first work mended with cello tape and just touching text without loss, brief early annotations and manicules to several leaves. An appealing volume. \$3,500.

ONLY EDITIONS. The author was a distinguished jurist and professor of civil, canon and criminal law at the University of Padua. *Apophtegmata* is a collection of maxims on, to use a modern term, family law. Most of these address marriage and inheritance. The maxims are accompanied by commentary, some of it topical, as in Apoph. 3, which refers to the struggle of Henry VIII and the pope. Other entries refer to the problems of a Paduan colleague (Apoph. 16) and abortion (Apoph. 187). The second work is a brief treatise on the legal status of children and young people (fourteen years old and under) in Padua. It does not have the errata on p. 80 present in some copies and may represent an earlier issue. OCLC locates 8 copies of *Apophtegmata* in North America, 5 in law libraries (Harvard, Library of Congress, UC-Berkeley, University of Georgia, Emory), and 3 copies of *Tractatus* in North America (UC-Berkeley Law School, UCLA, Library of Congress). 🐉 *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE 26030, CNCE 35073.

GRAND JURY DOCUMENTS FROM NINETEENTH-CENTURY PENNSYLVANIA

71. [MANUSCRIPT ARCHIVE].
[PENNSYLVANIA].

[Six Manuscript Grand Jury Indictments].

[Lycoming County, Pennsylvania, 1832-1839].

Six documents, ranging in size from 5-1/4" x 3-1/4" to 6-1/2" x 3-1/4" (folded, averaging 12" x 7-3/4" unfolded), each with text to recto and docket to verso. Moderate toning, light soiling in places, horizontal and vertical fold lines, small holes or clean tears along some fold lines, touching text in places without loss to legibility. An interesting collection. \$500.

THESE GRAND JURY INDICTMENTS were issued for the court of session of Lycoming County, Pennsylvania from 1832 to 1839. (Lycoming County was incorporated in 1795.) Each document gives the details of the charge along with a brief, formal summary of the crime. Two of the indictments are for theft and four for assault and battery. Likely clerical copies retained by the court, they bear the names of the respective attorneys general and witnesses in each case but not their autograph signatures. True bills were returned in three cases, two 1833 assault and battery cases and one 1837 larceny case. An interesting window onto the grand jury process, which played an essential role in early American public life. ☞

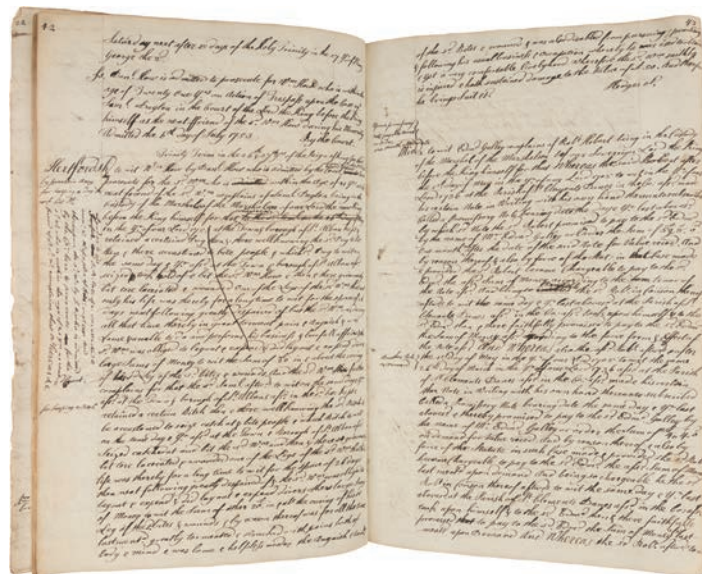
AN EIGHTEENTH-CENTURY ENGLISH MANUSCRIPT
COMPILATION OF FORMS AND CASES72. [MANUSCRIPT].
[GREAT BRITAIN].

[Collection of Forms and Cases].

[Great Britain, 1777]. [iv], 177 pp. Folio (12-1/4" x 8").

Disbound, light soiling to exterior, light rubbing to corners of text block, first signature partially detached but secure, leaf containing pp. 21-22 detached and lightly worn along fore-edge, chipping and edgewear to edges of first four leaves, offsetting to margins of first leaf, folds to lower outside corners of final two leaves. Moderate toning to interior, text in neat hand, "23 April 1777" to recto of first leaf.

\$1,500.



PROBABLY THE WORK OF A LAW STUDENT, this is a collection of forms, ranging from receipts to complex wills, and case reports, all with original notes, some quite extensive, by the compiler. The examples date from the 1740s to 1770s and are drawn from counties to the south and north of London and the Midlands, such as Devon and Lincolnshire. Most deal with commercial transactions and real property, but there are some concerning assault and other criminal matters. Although the entries have few corrections, and several are arranged by topic, they are not organized systematically. It may have been an intermediary draft of a reference work. ☞

THE PERILS OF THE HIGHWAY IN HANOVERIAN ENGLAND

73. [MANUSCRIPT].
[HIGHWAY ROBBERY].

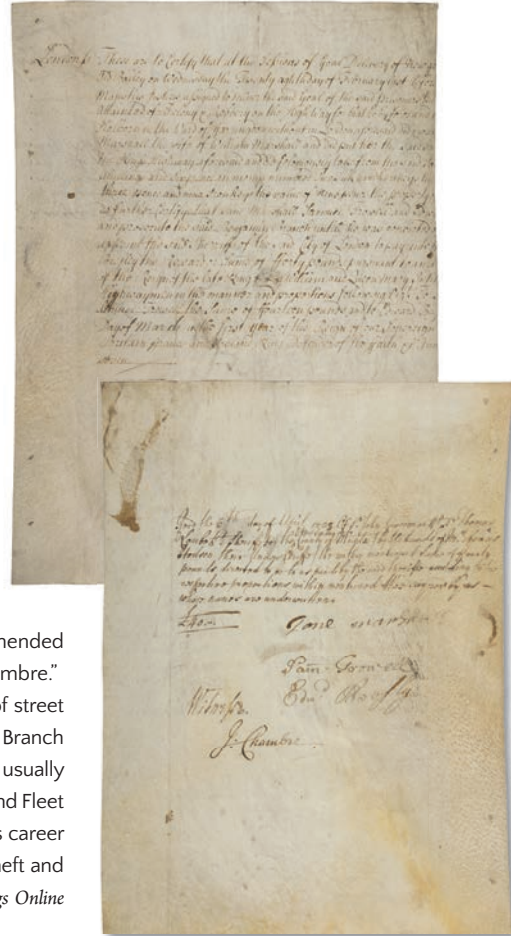
[Document Recording a Reward Granted for the Conviction of Highway Robber Benjamin Branch].

[London, February 28, April 6, 1728].

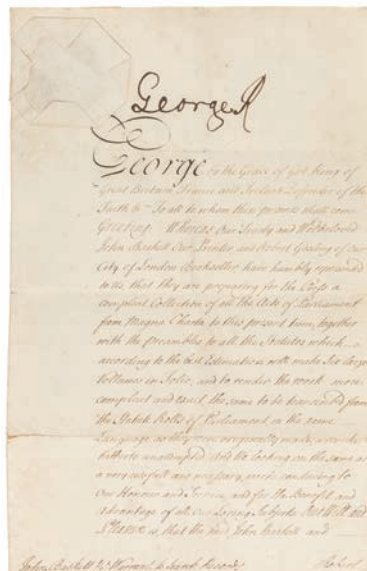
10-1/2" x 7-1/2" vellum leaf, text in neat hands to recto and verso. Light soiling, a few smudges and minor stains, text affected by trimming with minor loss to legibility. \$1,500.

THIS FASCINATING DOCUMENT concerns a robbery committed by Benjamin Branch, a notable footpad. One side, affected by trimming, is dated February 28, 1728. It gives the details of the case and information concerning a £40 reward, the statutory reward for information leading to the conviction of street robbery in London and Westminster. The other side, not affected by trimming, is dated April 6, 1728. It attests to the payment of the reward and is signed by the victim of the crime, Jane Marshall, the two men who came to her aid and apprehended Branch, Simon Trowell and Edward Beezley, and a witness, "J. Chambre."

Branch was part of the infamous James Dalton gang, a band of street robbers. Along with Christopher "Kit" Rawlings and William Holden, Branch and Dalton specialized in snatching women's purses, which were usually tied inside the waist of a skirt. Prowling around Lincoln's Inn Fields and Fleet Street, this gang managed to steal more than 500 purses. Branch's career was ended by Trowell and Beezley. He was convicted of violent theft and assault and hanged. See "Benjamin Branch" in *Old Bailey Proceedings Online* (www.oldbaileyonline.org).



ROYAL PERMISSION TO SEARCH PARLIAMENTARY RECORDS



74. [MANUSCRIPT].
[LEGAL PUBLISHING].
GEORGE II [1683-1760], KING OF GREAT BRITAIN.

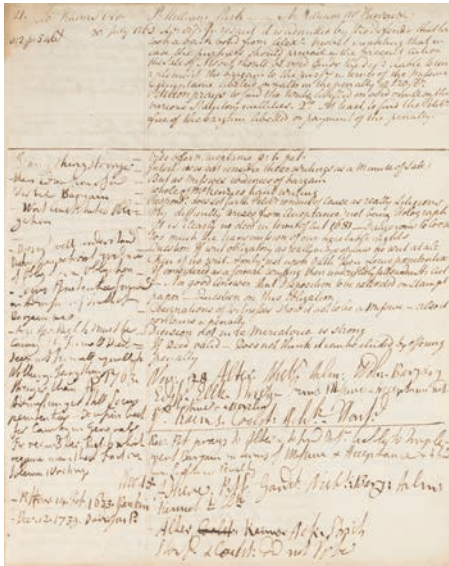
[Signed Royal Warrant Permitting Search of Parliamentary Records].

London, Kensington Palace, 1726. 2 pp.

12" x 7-1/2" bifolium, edges gilt, embossed royal seal and autograph signature "George R" at head, docket to verso. Moderate toning, horizontal and vertical fold lines, light foxing, small holes and clean tears starting along fold lines, no loss to text. \$7,500.

A ROYAL WARRANT signed by George II granting "Our Trusty and Welbeloved John Baskett Our Printer," "Robert Gosling of Our City of London Bookseller" and their assistants "free liberty and access" to Parliamentary records and permission to transcribe them. Baskett and Gosling were preparing "a compleat Collection of All of the Acts of Parliament from Magna Charta to this present time." The warrant describes the effort, "hitherto unattempted," as "a very usefull and necessary worke, conducing to Our Honour and Service, and for the Benefit and Advantage of all Our

Loving Subjects." It gives Baskett and Gosling access to the Tower of London, the statute rolls, journals of both houses of Parliament, and royal libraries at St. James's and Westminster "without paying any Fees." Compiled by William Hawkins, this collection was published in six volumes in 1735 as *The Statutes at Large*. (A seventh volume appeared in 1742.) According to Marvin, it was "much esteemed" for its thoroughness and references to ancient statutes in their original languages and in translation. Marvin 375.



A CAREFULLY ORGANIZED
SCOTTISH MANUSCRIPT
PRECEDENT BOOK

75. [MANUSCRIPT].
[SCOTLAND].

[Precedent (Style) Book].

Edinburgh?, 1763-1764. 171 pp. Quarto (8" x 6-1/2").

Contemporary wallet binding, quarter sheep over marbled paper-covered stiff wrappers, fastener lacking, silk ribbon bookmarks. Rubbing and light wear, marble detaching from wrappers in places, fore-edge of wrappers torn and abraded, spine mostly perished, wrappers starting but secure, pastedowns loosening. Light toning to interior, text block starting to separate in places, text in two hands.

\$2,500.

THIS MANUSCRIPT is a carefully organized precedent book, known in Scots law as a style book, detailing cases heard between 1763 and 1764 at the Scottish Court of Session. It is written in two hands. The first hand provides a brief summary of the details of the case along with an extensive list of relevant precedents. The second hand lists the outcomes of the cases, usually briefly but sometimes at length. The latest date in the second hand is June 1764. Both hands provide marginal citations, perhaps corresponding to another volume of precedents. The cases, heard before Lords Auchinleck, Kames and Nisbet, among others, cover a broad range of topics in civil law, including property and inheritance, libel, bonds, rights of way and possession and breach of promise. Perhaps composed by a law student or young practitioner, the book provides an interesting and highly detailed look at the Scottish legal system in the eighteenth century. 📖



Details from N° 75

"AN IMMEDIATE AND
UNIVERSAL ABOLITION OF
THAT ABOMINABLE TRAFFIC
THE AFRICAN SLAVE-TRADE"

76. [MANUSCRIPT].
[SLAVERY].
[GREAT BRITAIN].

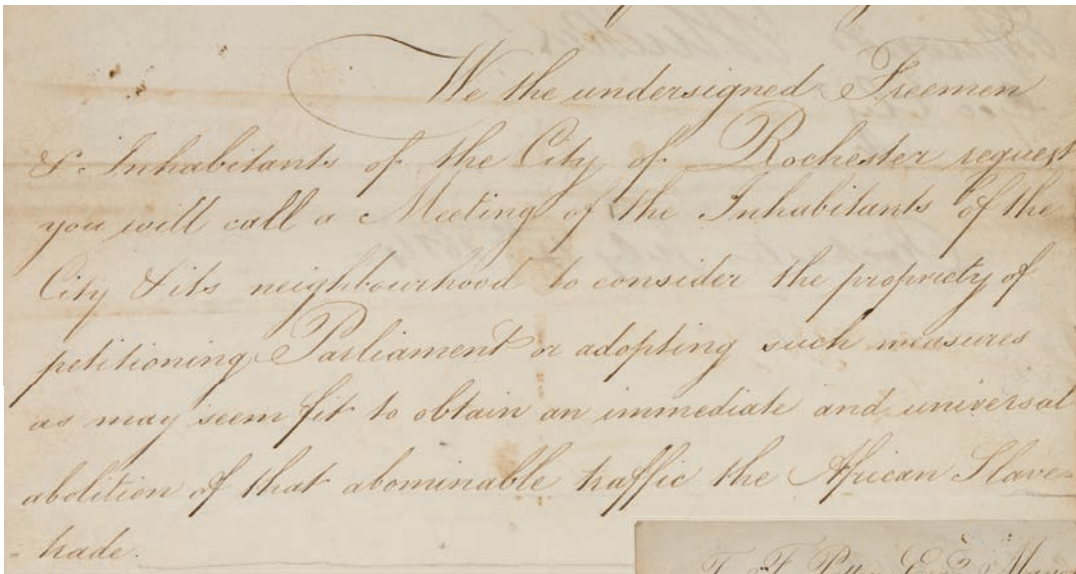
Requisition to the Mayor for Common Hall
Respecting Slave Trade [Docket Title].

Rochester, Kent, July 4, 1814. 2 pp.

8-3/4" x 7-1/4" bifolium, text in copperplate script to first page followed by 28 autograph signatures and date, docket to verso. Light toning, soiling and a few faint stains, horizontal and vertical fold lines, corners folded, small holes and clean tears starting along fold lines, no loss to text. An interesting document. \$1,650.

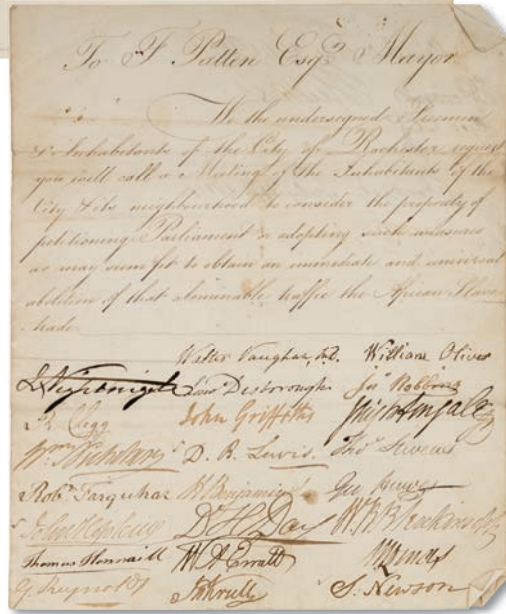
THE FRENCH SLAVE TRADE was effectively ended during the Napoleonic Wars because of British blockades of French ships. Following Napoleon's defeat in 1814, British anti-slavery activists realized that the end of the blockade would mean the resumption of the slave trade, which had been abolished in Great Britain in 1807. Activists quickly mobilized to petition the government to use their leverage at the Congress of Vienna to force the abolition of the slave trade in France. The movement drew wide support. Some 1,370 petitions were produced in 1814, signed by up to between one-fifth and one-third of adult men (Huzzey).

Our document is a request to the mayor of Rochester to "call a Meeting of the Inhabitants of the City & its neighbourhood to consider the propriety of petitioning Parliament or adopting such measures as may seem fit to obtain an immediate and universal abolition of that



Close up detail from N° 76

abominable traffic the African Slave-trade." It is signed by 28 inhabitants of the city. Huzzey, "The Congress of Vienna and Abolition of the Slave Trade" (accessed online).

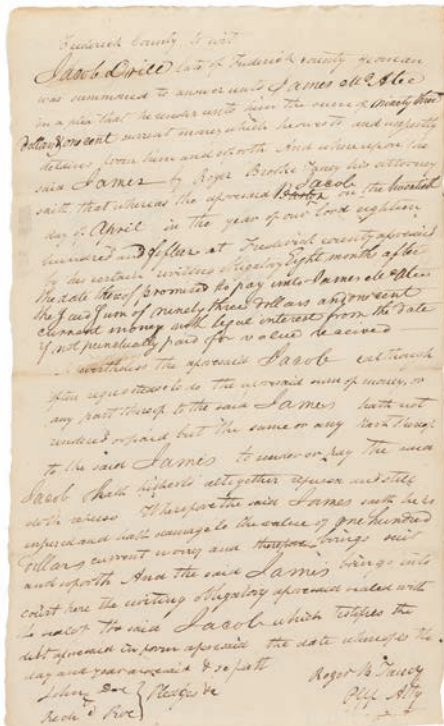


N° 76

A COURT DOCUMENT IN TANEY'S HAND, SIGNED BY TANEY

77. [MANUSCRIPT]. TANEY, ROGER B. [1777-1864].

[Court Document in Taney's Hand, Signed by Taney, Frederick County, MD, February 1, 1817].

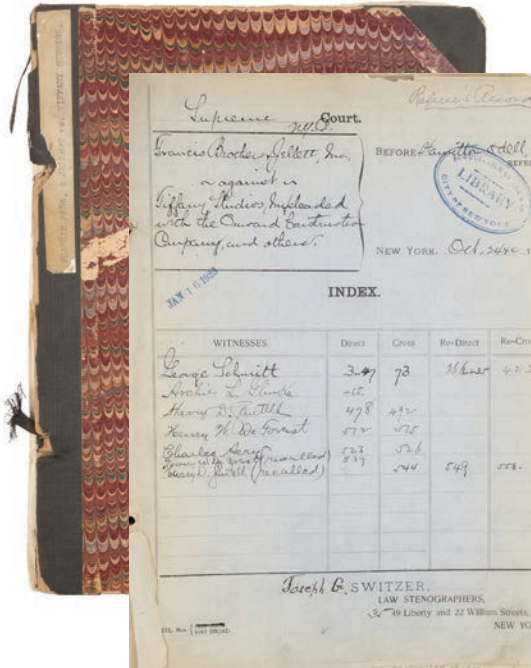


N° 77

2 pp. 13-1/4" x 8" leaf, docketed on verso. Moderate toning, untrimmed edges, three horizontal fold lines with short tears at ends. Content in neat hand. \$1,250.

THIS IS A COLLECTION NOTICE addressed to Jacob Drill composed and signed by Taney on behalf of his client, James McAlee, when he was practicing law in Frederick and a Maryland state senator. Taney held many state and federal political and legal positions and became chief justice of the United States Supreme Court in 1836, a post he held until his death in 1864. As chief justice, he is known for the notorious Dred Scott decision (1857), which ruled that a slave who had resided in a free state or territory was not entitled to his freedom and that African Americans were not and could never be citizens of the United States. It also invalidated the Missouri Compromise of 1820, which prohibited slavery west of Missouri and north of latitude 36°30'.

INCLUDES A WEALTH OF DETAIL ABOUT THE INTERIOR OF ONE OF NEW YORK CITY'S GRANDEST APARTMENT BUILDINGS



78. [MANUSCRIPT].
[TRIAL].
[FRANCIS BROTHERS & JELLETT
v. TIFFANY].

Supreme Court, New York Co. Francis Brothers & Jellett Against Tiffany Studios, Impleaded With the Onward Constuction Company, And Others Before Hamilton Odell, Esq., Referee, New York, October 24th, 1912.

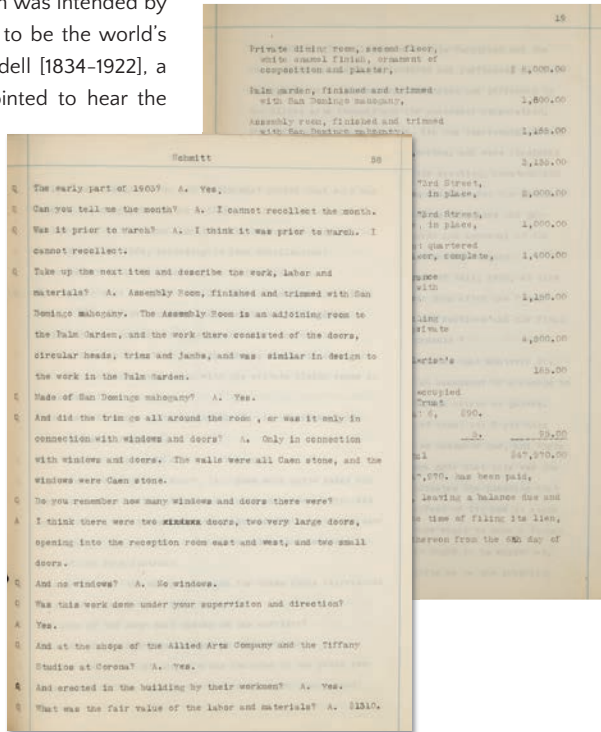
New York: Joseph G. Switzer, Law Stenographers, [October 24, 1912–December 16, 1913]. Small folio (11" x 8").

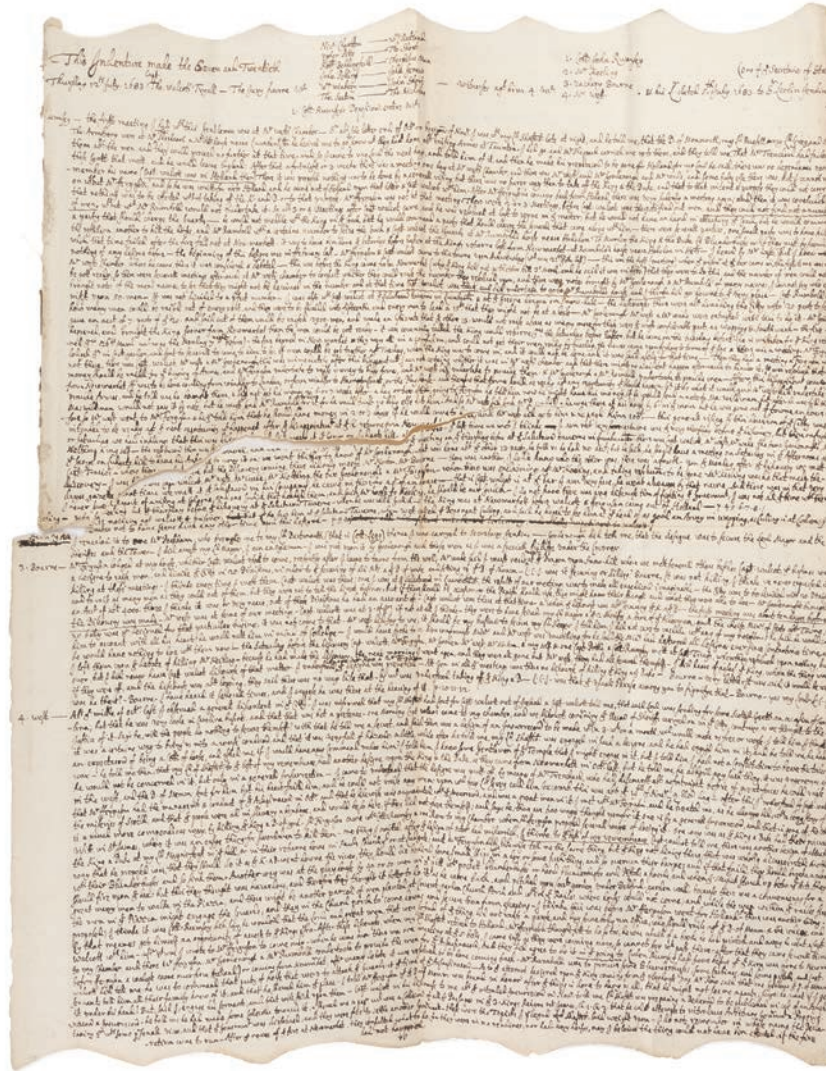
Original typescript in tied binding with stiff three-quarter cloth over marbled boards, typescript label reading "FRANCIS BROS. & JELLETT vs. TIFFANY STUDIOS" to front board. Moderate rubbing to boards, heavier rubbing and chipping to board edges, one of the two clasps securing ties detached from front board. Text in six sections, the first preceded by part-printed cover sheet completed in manuscript, other sections preceded by divisional pages with dates of trial in manuscript. Light toning to interior, first two leaves detached

and moderately edgeworn, "Referee's Record" in pencil and small library stamp of the New York City Bar Association and small date stamp, "Jan 16, 1923," to cover sheet. \$2,500.

ONE OF A SMALL NUMBER OF COPIES, this transcript records a dispute concerning payment and fees involving an important Philadelphia architecture and engineering firm, America's premier interior design firm and one of New York City's greatest residential buildings: the Ansonia, which was intended by its builder, the eccentric William Earl Dodge Stokes, to be the world's greatest residential hotel. It belonged to Hamilton Odell [1834-1922], a distinguished New York City lawyer who was appointed to hear the case. The core of the dispute was compensation for construction and installation owed by Tiffany to Francis Brothers.

This transcript is interesting, in part, as a record of how firms like these contracted business. More important, it records a wealth of detail about the design, construction, materials and furnishings used in the public rooms of this building, most of which were subjected to decay, destruction and subsequent remodeling. It states, for example, that the Palm Garden on the ground floor had a floor of quarter-sawn oak and four doors with mahogany casings with classically fluted pilasters and cornices with small carved heads. Its detail is often granular: each of the four doors was constructed from 30 square feet of pine and covered on both sides with 30 square feet of mahogany in a quarter-inch veneer, which was intended to match a custom-built reception desk. Along with furnishings, it discusses the techniques and materials used in their installation, the names of craftspeople and sub-contractors and vendors and expenses (the desk was \$350.00). In all, it is a valuable supplement to the plans, visual documentation and written accounts of this New York City landmark.





TESTIMONY GIVEN AT THE TRIAL OF A RYE HOUSE PLOTTER

79. [MANUSCRIPT].
 [TRIAL].
 [RYE HOUSE PLOT].
 WALCOT, THOMAS [1625-1683], DEFENDANT.

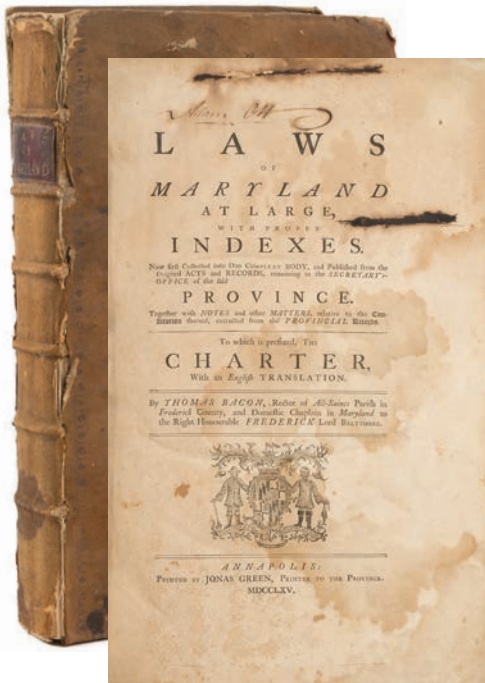
[Indenture of Testimony Given at the Trial of Thomas Walcot].

London, July 27, [1683]. 2 pp.

21" x 16-1/2" sheet with text in single neat hand to recto and verso, top and bottom-edges neatly scalloped. Disbound, light toning, horizontal and vertical fold lines, large clean tear across left side of text, no loss to legibility, portion of upper left margin folded over with minor loss to three words of text, light soiling in a few places, very minor chipping to edges. \$750.

A FAIR COPY OF TESTIMONY given at the trial of Lieutenant Colonel Thomas Walcot for treason. Walcot was accused of being a member of the "Rye House Plot," an alleged conspiracy to assassinate Charles II and the Duke of York. He and his fellow defendants, William Hone, Lord Russell, John Rous and William Blagg, were found guilty and summarily hanged, drawn and quartered. Our manuscript gathers testimony from the four principal witnesses in Walcot's trial: Colonel Rumsey, Mr. Keeling, Zachary Bourne and Mr. West. In some places, it copies the questions asked of the witnesses during cross examination, but omits them in others. The testimony of Rumsey and Bourne ends with page numbers corresponding to the official printing of the trial. It is unclear why the document is styled like an indenture. It may be a satirical point, or a pre-clipped piece of paper may have been the only available material for copying.

COLONIAL LAWS OF MARYLAND



80. [MARYLAND].
BACON, THOMAS [c.1700-1768], COMPILER.

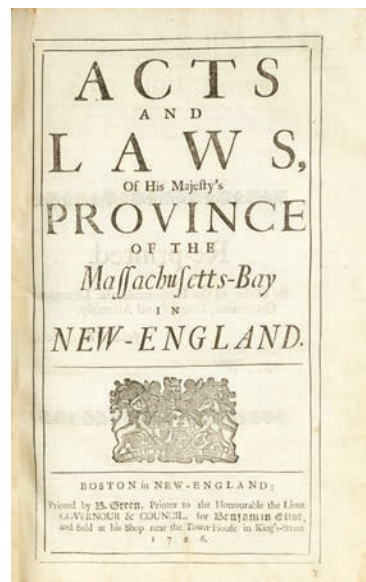
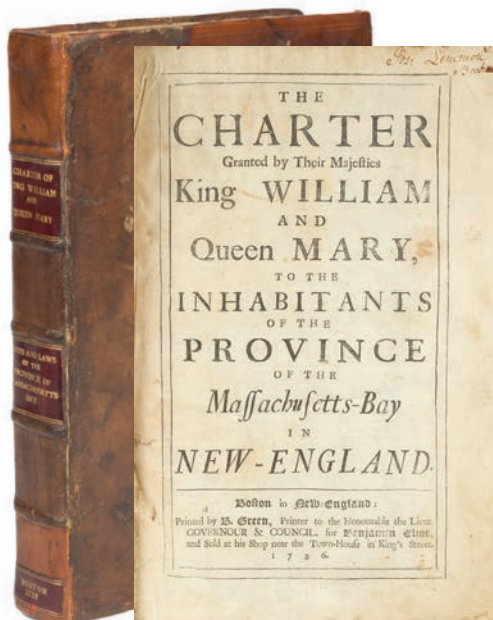
Laws of Maryland at Large, With Proper Indexes. Now First Collected into One Compleat Body, And Published from the Original Acts and Records, Remaining in the Secretary's-Office of the Said Province. Together With Notes and Other Matters, Relative to the Constitution Thereof, Extracted from the Provincial Records. To Which is Prefixed, The Charter, With an English Translation.

Annapolis: Printed by Jonas Green, 1765. [736] pp. Folio (15-3/4" x 9-1/2").

Contemporary reverse calf, blind fillets to boards, raised bands and lettering piece to spine, blind tooling to board edges. Light rubbing and faint dampstaining to boards, a few small scuffs, nicks and inkstains, early ink annotation to front board, which is separated but secured by cords, rear board detaching at ends but secure, moderate rubbing and wear to extremities, spine ends abraded, corners bumped and worn, front free endpaper lacking, rear free endpaper detached, later ownership signature (of "Mrs. Robert Stockslager Funkstown

Md.") to front pastedown. Moderate toning and light foxing to interior, light browning in places, occasional faint dampstaining, somewhat heavier to first and final few leaves, light edgewear to first few leaves, small hole to head of title page, which has two struck-through annotations (ownership signatures?) and early ownership signature of Adam Ott, early annotations, possibly by Ott, in several places. \$1,500.

FIRST EDITION. Bacon was the rector of All-Saints Parish in Frederick County and chaplain to the province's governor Frederick Calvert, 6th Baron Baltimore. His extensive compilation, spanning the years 1637-1763, is considered "not only the most important of the legal publications of the Province of Maryland, but a specimen of typography which was not exceeded in dignity and beauty by any production of an American colonial press" (Wroth). The former owner of our copy may have been Adam Ott [1748-1827], Revolutionary War veteran and later sheriff of Washington County. The annotations, possibly his, describe repeals or reforms that took place after the Revolution. 📖 Wroth, *A History of Printing in Colonial Maryland* 254. Babbitt 169. Benedict 84. Tower 128.



Details from N° 81 📖

SCARCE 1726 PRINTING OF
MASSACHUSETTS ACTS AND LAWS

81. [MASSACHUSETTS].

The Charter Granted by Their Majesties King William and Queen Mary, To the Inhabitants of the Province of the Massachusetts-Bay in New-England.

Boston: Printed by B. Green, 1726. [ii], 14 pp.

[BOUND WITH]

Acts and Laws of His Majesty's Province of the Massachusetts-Bay in New England.

Boston: Printed by B. Green, 1726. 17; [ii], 347, [1]; 349-525 pp. Final 17-page table misbound before title page.

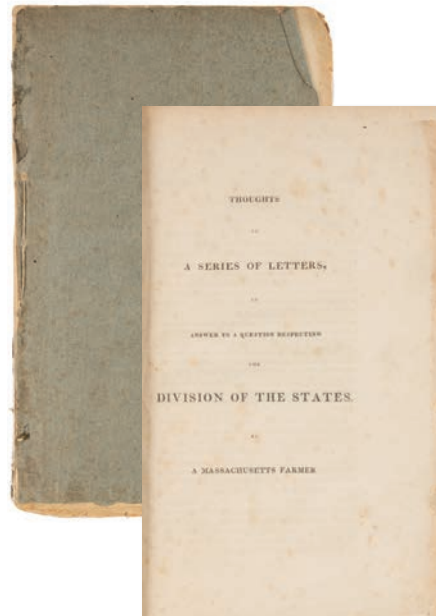
Folio (11-3/4" x 7-1/2"). Contemporary sheep, blind fillets along joints, spine ends and corners neatly mended, raised bands and renewed lettering pieces to spine, blind tooling to board edges. Moderate rubbing and some scuffs, nicks, gouges and faint stains to boards, rubbing to board edges and joints, front joint cracked (mended at ends), a few small holes to rear joint, hinges cracked, faint offsetting to endleaves, minor worming and a few brief annotations (signatures and sums) to rear pastedown. Moderate toning to interior, somewhat lighter or heavier in places, occasional light foxing, creasing and faint dampstaining, tears to text blocks of leaves A1-B2 (pp. 1-8) of table affecting text without loss to legibility, small tear and diagonal crease to final leaf. Ownership signature ("Jos. Lemmon Book") to head of title page, early annotations (additional references to session laws after May 1726) to table. \$3,500.

ISSUED when the province included Maine and parts of Nova Scotia, this compilation contains a complete record of the acts and laws from 1692 to 1725. It provides unparalleled insights into the colony's attitude towards Indians, "Free Negroes," piracy, buggery, bestiality, incest, "Jesuits and Popish priests," the killing of bastard children by their mothers, "misspending money in taverns," "keeping the Lord's day," adultery, polygamy and many other social and political topics.

Especially important is the newly adopted modification to the Charter granted by William and Mary, King George's "Explanatory Charter" (pp. 13-14), which appeared for the first time in this book. It reduced the independence of the colony by shifting power to the crown-appointed provincial governor, who was given sole power to adjourn the House of Representatives and given the right to veto the House's choice of speaker. Though technically two books, the charter and laws are almost always bound together. Many copies contain subsequent compilations of acts that continue the pagination past p. 347. Ours includes acts passed between May 25, 1726 and July 6, 1734. ♡ Evans, *American Bibliography* 2762. Benedict 122. Tower 215. ESTCW7100.



Page detail from N° 81



N° 82

A RADICAL RESPONSE TO
THE LOUISIANA PURCHASE

82. MASSACHUSETTS FARMER.
[LOWELL, JOHN, JR. (1769-1840)].

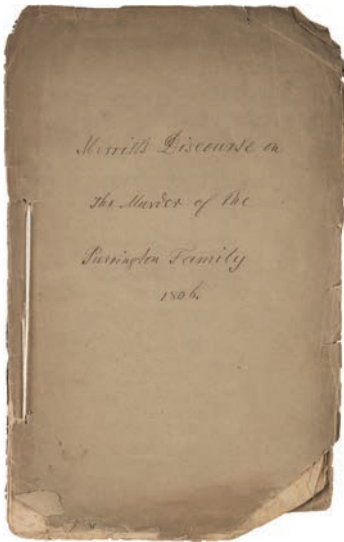
Thoughts in a Series of Letters, In Answer to a Question Respecting the Division of the States.

[Boston?]: S.n., [1813]. 24 pp. Octavo (9-1/4" x 5-3/4").

Stab-stitched pamphlet in plain blue (sugar paper) wrappers, untrimmed edges. Light soiling and a few minor stains, "(1)" in early hand to front wrapper, spine perished, wrappers secure, moderate toning and light foxing to interior. \$500.

ONLY EDITION. The "Massachusetts Farmer" calls for the secession of the original states from "the illegitimate states beyond the Allegheny Mountains and Louisiana." An act of preservation, secession will prevent a nation too large and diverse to govern. Several sources, such as Sabin, attribute this pamphlet to Lowell. A member of a Boston Brahmin family, he was a lawyer and influential member of the Federalist Party. ♡ Sabin 9S669. Howes LS34. *The Celebrated Collection of Americana Formed by the Late Thomas Winthrop Streeter* 1594.

“WE ASCRIBE THIS HORRIBLE DEED
MORE TO PRINCIPLE THAN TO DEPRAVITY”



83. MERRITT, TIMOTHY.

A Discourse on the Horrid Murder of Capt. James Purrinton's Family, Of Augusta, Delivered in Bowdoinham, July 20, 1806.

Augusta, [ME]: Printed...by Peter Edes, 1806. 23 pp. Octavo (9" x 5-3/4").

Stab-stitched pamphlet in plain wrappers, recently re sewn, edges untrimmed. Wrappers separated (but secured by thread), lightly soiled and edgeworn, hand-lettered title to front wrapper. Moderate toning and foxing to interior, corners lacking, occasional faint dampstaining, tears to gutters of first two leaves with loss to text on p. 4. \$950.

ONLY EDITION. In despair over a failed harvest on his Maine farm and with his plans to commit suicide discovered by his brother, Purrinton (or Purrington) brutally slaughtered his wife and children before killing himself. Of his eight children, one would survive. Purrinton was a religious man and a strong believer in the doctrine of universal salvation, and it was speculated that he believed killing his family would relieve them of their suffering since their souls would be saved. Our sermon seeks to comfort the community while correcting flaws in Purrinton's theology, particularly universal salvation, to which Merritt attributes other similar murders. It is rare. OCLC locates 4 copies (Syracuse University, American Antiquarian Society, Harvard, Princeton Theological Seminary). Not in McDade, which lists 3 other accounts of this case, or Cohen. ♡

FIRST EDITION OF AN IMPORTANT
EARLY ENGLISH TREATISE ON MARITIME AND NAVAL LAW

84. MOLLOY, CHARLES
[1646-1690].

De Jure Maritimo et Navali: Or, A Treatise of Affaires Maritime, And of Commerce.

London: Printed for John Bellinger in Clifford's Inne Lane Against the West Doore of St. Dunstan's Church; And George Dawes in Chancery Lane Against Lincolns-Inne, 1676. [xxii], 452 [i.e. 380], [24] pp. Copperplate allegorical frontispiece. Octavo (8" x 5-1/4").

Contemporary mottled calf, rebounded in period style, blind rules to boards, lettering piece, gilt-edged raised bands and gilt publication date to spine, corners and hinges mended. Light rubbing, gatering and a few nicks and scuffs to boards, moderate rubbing to board edges. Moderate toning to interior, light soiling, early owner signature (John Durrant) and later gift inscription ("gift of William Bruce to John Scales" dated 1761) to title page. \$1,250.



FIRST EDITION, one of three issues, all in 1676. The first treatise on international, commercial and maritime law by an English common lawyer, *De Jure Maritimo et Navali* addresses international, naval, maritime and commercial law. Among its topics are rights and laws of maritime nations, privateers, piracy, ships-of-war, crews, cargo and shipwrecks. A standard work for decades, it went through several editions, the last in 1778. A Spanish translation was published in 1793. Holdsworth and Coquillette note the importance of this work and its value to the legal historian. All of the 1676 imprints are scarce. ♡ Holdsworth, *Sources and Literature of English Law* 210. Coquillette, *Comparative Studies in Continental and Anglo-American Legal History* 140-146. ESTC R232280, R43462.

AN IMPRESSIVE, ALPHABETICALLY DIGESTED SYNTHESIS OF DIVINE LAW

85. MONTHOLON, JEAN DE [d.1528].

Promptuarium Divini Iuris et Utriusq[ue] Humani, Pontificii & C[ae]sarei Celebriores Eiusdem Divini Iuris, & Historias / & Sententias, Humanis Iuribus Tum Annotatas Tum Elucidatas, Sub Alphabetia Serie Complectens.

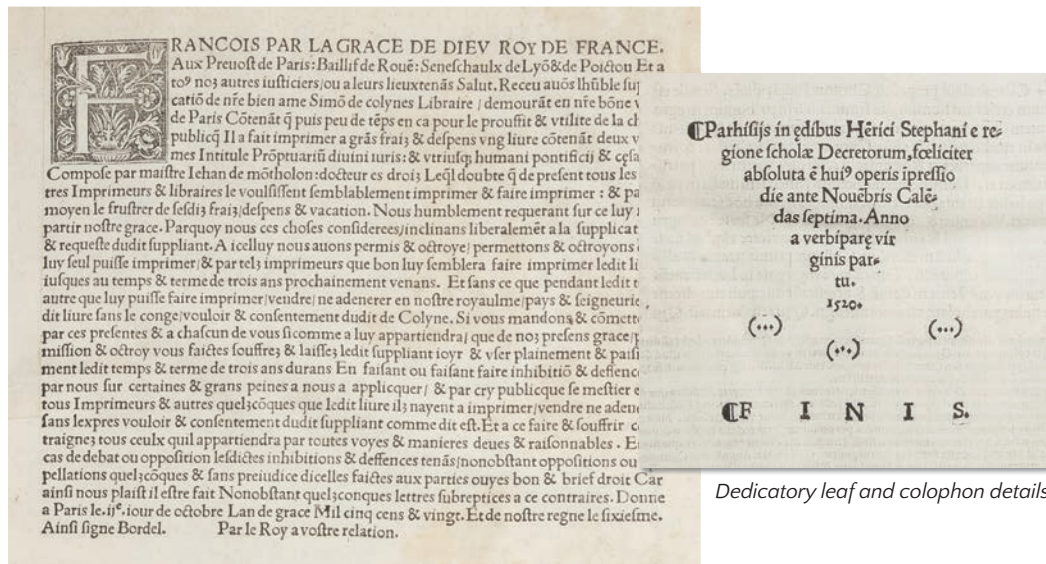
Paris: In Aedibus Henrici Stephani [and Simon de Colines], 1520. 2 volumes in 1. [vi], CCCCX, [2]; CCCXXXI, [6] ff. Lacking final blank. Folio (12" x 8-1/4").

Later (nineteenth-century) quarter sheep over marbled boards, gilt spine with raised bands and lettering piece, patterned edges, endpapers renewed. Moderate rubbing, scuffing and faint dampstaining to boards, somewhat heavier rubbing to extremities, joints discreetly mended with calf at head, light wear to board edges, corners reinforced, hinges cracked, vertical crease to front free endpaper. First title page printed within woodcut border with personifications of divine, canon and civil law, occasional woodcut initials throughout, main text surrounded by linear gloss. Moderate toning to interior, dampstain to upper gutter causing reoccurring tearing throughout text block, affecting legibility of a few leaves of first index and, occasionally, side notes, occasional faint dampstaining, somewhat heavier to last quarter of text block, light foxing and soiling in a few places, first several leaves, second title page and final leaf neatly reinforced at gutter, negligible light worming to lower right corner of last forty or so leaves, clean tears to fore and bottom edges of final leaf neatly mended on verso not affecting text. Early annotations, underlining and manicules throughout text in at least two hands, many annotations affected by trimming at fore-edge. An impressive volume.



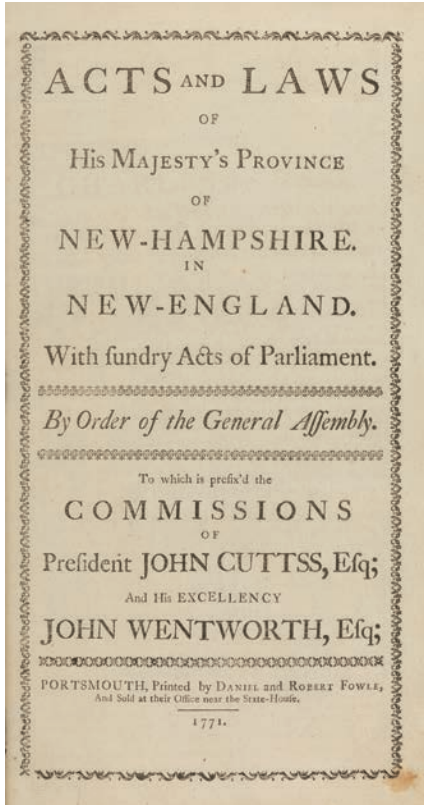
\$2,500.

ONLY EDITION. Montholon was a French priest and highly regarded ecclesiastical and legal scholar appointed cardinal by Pope Clement VIII. *Promptuarium Divini Iuris*, dedicated to his four brothers, is an alphabetically digested guide to divine law with extensive linear glosses. It was the first work printed by French Renaissance printer Simon de Colines, who inherited Henri Estienne's shop after the latter's death in 1520. The mention of Colines in the final dedicatory leaf is the first recorded appearance of his name in print (Schreiber). The annotations to our copy are primarily glosses in Latin, some quite detailed, demonstrating deep study by at least two early readers. 📖 Adams M1718. Schreiber, *Simon de Colines* 1.



Dedicatory leaf and colophon details

1771 COMPILATION OF NEW HAMPSHIRE LAWS



86. [NEW HAMPSHIRE].

Acts and Laws of His Majesty's Province of New-Hampshire. In New-England. With Sundry Acts of Parliament. By Order of the General Assembly. To Which is Prefixed the Commissions of President John Cuttss, Esq; And His Excellency John Wentworth, Esq.

Portsmouth: Printed by Daniel and Robert Fowle, 1771. [ii], 6, 8, iv, 272, 51, [1], xiii pp. Folio (12" x 7-1/4").

Contemporary marbled boards, calf spine. Moderate rubbing to boards, heavier rubbing to extremities with wear to board edges, spine ends and corners, which are bumped, hinges cracked, rear free endpaper partially detached, a few tears and chips to its edges. Moderate toning to interior, somewhat heavier in places, smudges to fore-edges of final 21 leaves of text, small tear (or paper flaw) to center of leaf PP2 (pp. 247-248), tiny stains to margins of title page, early owner signature, twice, and inscription (of Walter Robie) to front free endpaper. A desirable copy. \$2,500.

ALSO KNOWN AS "Fowles second edition" to distinguish it from a 1761 compilation, this fascinating volume of acts and laws from 1698 to 1771 provides unparalleled insights into the colony's attitude towards Indians, the poor, fornication, incest, polygamy, bankruptcy, fraud, court procedure and many other social and political topics. The main text is followed by a 51-pp. collection of temporary laws, which was also published as a separate volume. ♡ Babbitt 296, Benedict 258, Tower 546.

A CLASSIC ROMAN-DUTCH TREATISE ON ARREST

87. PECK, PIETER [1529-1589].
VAN LEEUWEN, SIMON [1626-1682],
TRANSLATOR AND EDITOR.

Verhandelinge van Handt-Opleggen ende Besetten: Dat is, Arrest op Persoon Ende Goederen, Eertijds Beschreven door Petrum Peckium. Ende nu Vertaelt, Ende Doorgaans met de Daghelijxsche Onderhoudinghe van Het Geene tot de Selve Stoffe, Uyt de Nederlandsche Rechtsoeffeninghe, Bestaende in Allerhande Privilegien, Handtvesten, Statuyten, Plackaten, Ordonnantien, Keuren, Gewijsdens, Ende Gewoonten, Op de Rijpsinnighe Bewerpels van den Schrijver uyt den Rechten, Ende Rechtsgeleerden, Aenmercke Lijckheeft Kunnen by Gebracht Werden, Bevesticht Ende Vermeedert door Simon van Leeuwen.

Dordrecht: Abraham Andriesz, 1659. [xxvi], 573, [36] pp. Main title page preceded by copperplate allegorical title page featuring an image of Lady Justice. Quarto (7-3/4" x 6").

Contemporary vellum with lapped edges, early hand-lettered title to spine, speckled edges. Light rubbing, light soiling to board edges, spine ends bumped, pastedowns beginning to loosen from boards. Moderate toning to interior, underlining and brief notes in early hand in a few places. An attractive copy. \$1,250.

SECOND EDITION by Van Leeuwen. Peck was a professor at the University of Louvain, the school where he studied law, and a judge of the High Court of Mechelen. He was a prolific author; several of his works were standard texts. *Verhandelinge van Handt-Opleggen ende Besetten* is a comprehensive treatise on arrest and seizure of property. First published in Latin



in 1654 as *De Iure Sistendi*, it went through several Latin editions into the seventeenth century and was one of the titles included in the *Tractatus Universi Juris* (1584–1586), the multi-volume anthology of key contemporary legal works edited by Francesco Ziletti under the patronage of Pope Gregory XIII. The translation edited by Van Leeuwen, possibly the most widely read Dutch jurist of the late-seventeenth and eighteenth centuries, expanded its audience. First published in 1653, it went through seven subsequent editions, the last one in 1784. The Van Leeuwen editions are scarce. OCLC locates 2 in North American law schools, a 1569 edition at Yale and a 1712 edition at UC–Berkeley Law School. 📖 Dekkers 99, 131.

A THOROUGH GUIDE TO PLEADING, JEFFERSON OWNED A COPY

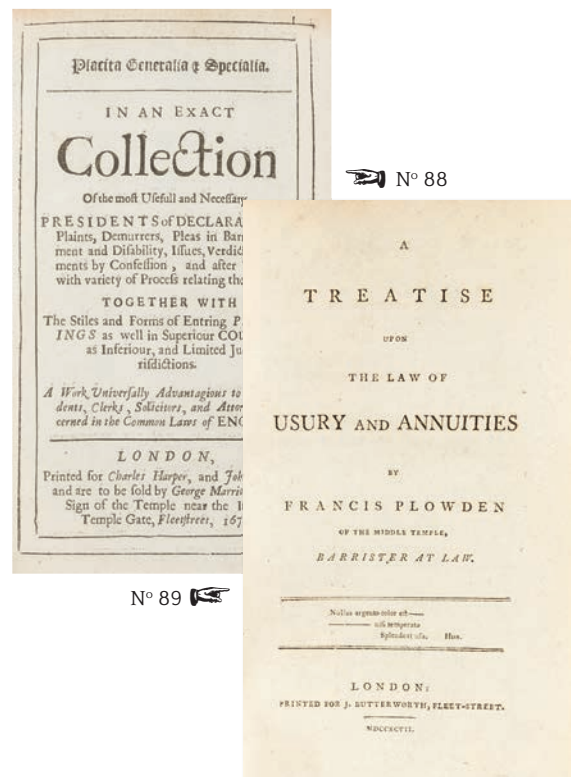
88. [PLEADING].
[GREAT BRITAIN].

Placita Generalia et Specialia. In an Exact Collection of the Most Usefull and Necessary Presidents of Declarations, Plaints, Demurrers, Pleas in Barr, Abatement and Disability, Issues, Verdicts, Judgments by Confession, And After Verdict: With Variety of Process Relating Thereunto. Together with the Stiles and Forms of Entering Pleadings As Well As in Superiour Courts, As Inferiour, And Limited Jurisdictions. A Work Universally Advantagious to the Students, Clerks, Sollicitors, And Attorneys Concerned in the Common Laws of England.

London: Printed for Charles Harper, and John Amery, 1674. [vi], 685, [35] pp. Numerous pagination errors, collates complete. First leaf blank, publisher advertisements to final page. Octavo (6-3/4" x 4-1/4").

Contemporary calf, blind rules and corner ornaments to boards, rebacked and discreetly recormered, raised bands, blind fillets, gilt date and retained lettering piece to spine, gilt tooling to board edges. Light rubbing and a few scuffs and scratches to boards, moderate rubbing to board edges, corners bumped, hand-lettered title to fore-edge of text block, hinges mended, faint offsetting to endpapers. Light toning to interior, light foxing in a few places, light soiling and spark burns to a few leaves, clean tear to fore-edge of leaf 11 (pp. 129–130) affecting text on p. 129 without loss to legibility, occasional faint dampstaining to pp. 573–524 [i.e. 624]. \$850.

ONLY EDITION. Preface in English, main text and index in Latin. A thorough, alphabetically digested guide to pleading designed for any "Industrious Practicer in the Common Law" (Preface). The broad utility of this title is demonstrated by its place in Jefferson's library. OCLC locates 6 copies in North American law libraries (Columbia,



N° 89 📖

Library of Congress, Los Angeles County, Northwestern, 2 at Harvard). 📖 Sowerby 1904. ESTC R33466.

A TREATISE ON USURY CRITICAL OF BENTHAM

89. PLOWDEN, FRANCIS [1749–1829].

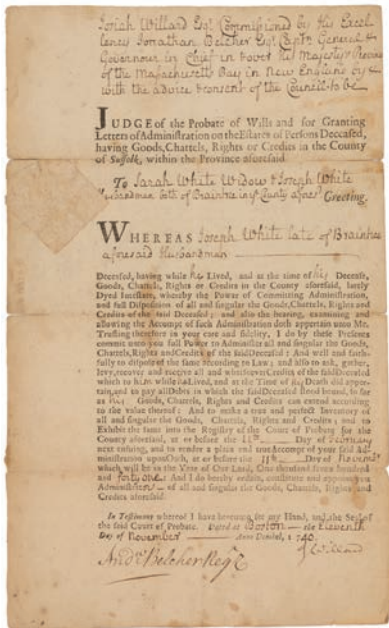
A Treatise Upon the Law of Usury and Annuities.

London: Printed for J. Butterworth, Fleet-Street, 1797. [ii], xx, 570 pp. Octavo (8-1/4" x 5-1/4").

Contemporary calf, rebacked in period style, blind fillets, retained contemporary letting piece and gilt publication date to spine, endpapers renewed. Light rubbing and a few shallow scuffs to boards, moderate rubbing to board edges, corners bumped and somewhat worn, some wear to edges of lettering piece, front joint starting at head, partial crack to text block between pp. 566 and 567. Light toning to interior, faint soiling to title page and margins of a few leaves. \$1,500.

ONLY EDITION. Holdsworth says this is a "very good book" notable for its criticism of "the ingenious Mr. Bentham." Plowden notes that annuities had been used to evade usury laws and offers similar conclusions about stock transactions for time and stock jobbing. This is a rare title. OCLC locates 2 copies in North America, none in law libraries; the ESTC locates 10, 3 in law libraries (Harvard, UCLA, York). 📖 Holdsworth, *History* XII:397–398. ESTC T112869.

"I DO HEREBY ORDAIN, CONSTITUTE AND
APPOINT YOU ADMINISTRATORS..."



90. [PROBATE].
[MASSACHUSETTS].

[Josiah Willard Esqr...] Judge of the Probate of Wills and for Granting Letters of Administration on the Estate of Persons Deceased, Having Goods, Chattels, Rights or Credits in the County of Suffolk, Within the Province Aforesaid To [Sarah White Widow & Joseph White Husbandman Both of Braintree in ye County Aforesd.] Greeting.

Boston, November 11, 1740.

12" x 7-1/4" part-printed document inscribed in neat hand and signed by Willard and Andrew Belcher, Registrar, wax seal to left margin, docket to verso. Moderate toning, light foxing and soiling, a few minor stains, light edgewear, three horizontal fold lines, clean tears starting at edges of fold lines affecting text without loss. \$950.

A LETTER OF ADMINISTRATION for the estate of Joseph White, who died intestate. The letter makes his widow Sarah and son Joseph the executors of the estate. Their responsibilities included making "a true and perfect Inventory of all and singular the Goods, Chattels, Rights and Credits"

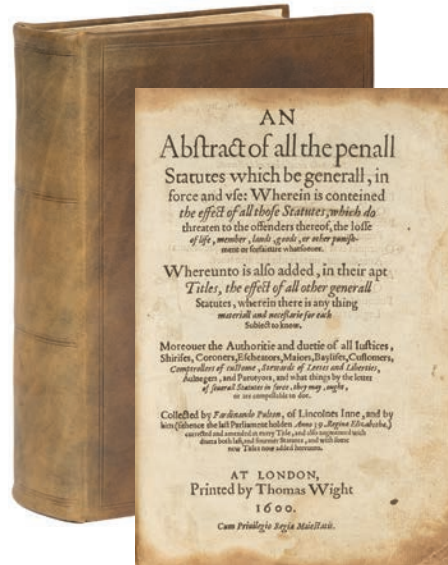
and filing the inventory and an account of the estate's administration with the court in a year's time. Josiah Willard [1681-1756] was a merchant and public official who served as secretary of the Massachusetts Bay Colony and as a member of the Massachusetts Council in addition to his duties as a probate judge. 🍀

THE LEADING ELIZABETHAN-ERA AUTHORITY ON CRIMINAL LAW

91. PULTON, FERDINAND(O) [1536-1618],
COMPILER.

An Abstract of All the Penall Statutes Which be Generall, In Force and Use: Wherein is Contained the Effect of All Those Statutes, Which Do Threaten to the Offenders Thereof, The Losse of Life, Member, Lands, Goods, Or Other Punishment or Forfaiture Whatsoever. Whereunto is also Added, In Their Apt Titles, The Effect of All Other Generall Statutes, Wherein There is Any Thing Materiall and Necessarie for Each Subject to Know. Moreover the Authoritie and Duetie of All Iustices, Shirifes, Coroners, Escheators, Maiors, Baylives, Customers, Comptrollers of Custome, Stewards of Leetes and Liberties, Aulnegers, And Purveyours, And What Things by the Letter of Severall Statutes in Force, They May, Ought, Or are Compellable to Doe.

London: Printed by Thomas Wight, 1600. [viii], 404 ff. Quarto (8-1/2" x 5-3/4").



Recent calf, blind rules to boards, blind fillets to spine, endpapers renewed. Some fading to spine. Light toning and soiling to interior, occasional faint dampstaining to lower margin of first quarter of text block and a few other places, faint offsetting and light edgewear to first and final few leaves, small clean tear to bottom-edge of leaf X2 (f. 154) affecting text without loss, tears to fore-edges of ff. 194-196 not affecting text. \$2,000.

FINAL EDITION. Pulton was the leading authority on criminal law during the Elizabethan era, a status confirmed in 1609 with his great *De Pace Regis et Regni*, in large part based on the *Abstract*. As a Catholic, he was not allowed to practice and devoted his energies to editing the statutes. First published in 1560, this abridgment established Pulton's reputation and went through nine editions. 🍀 Holdsworth, *History* V:39. ESTC S4263.

“WE CONFIDENTLY RECOMMEND
THIS LITTLE VOLUME”

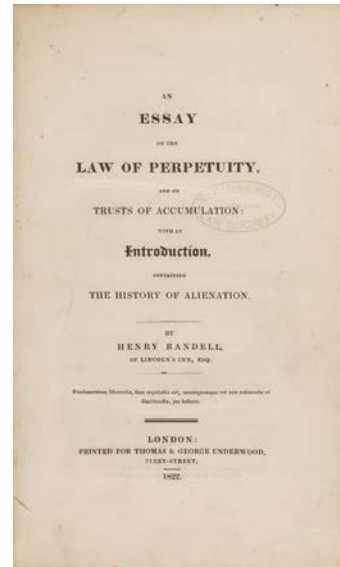
92. RANDELL, HENRY.

An Essay on the Law of Perpetuity, And on Trusts of Accumulation: With an Introduction, Containing the History of Alienation.

London: Printed for Thomas & George Underwood, 1822. viii, 250, [2] pp. 2 pp. publisher catalogue at rear of text. Octavo (10" x 6-1/2").

Later library cloth, gilt title, fillets, institution name (Birmingham Law Society) and publication date to spine, endpapers renewed, deckle edges. Light rubbing to extremities, institution bookplate to front pastedown. Moderate toning to interior, light foxing in a few places, underlining and annotations in an early hand to a few leaves, small institution stamp to title page. \$450.

ONLY EDITION. Hoffman held this book in high regard: “We confidently recommend this little volume, no less for the subject than for the clear and learned manner in which it is treated.” ☞ Hoffman, *A Course of Legal Study* (2nd ed., 1846) 273. Sweet & Maxwell 2:295.



ONE OF THE GREAT LANDMARKS OF
SIXTEENTH-CENTURY ENGLISH LEGAL LITERATURE



93. [RASTELL, WILLIAM (1508-1565), COMPILER].

A Collection of all the Statutes, From the Beginning of Magna Charta, Unto this Present Yere of Our Lorde God. 1574.

[London]: In Aedibus Richardi Tottelli, 1574. [viii], 689 [i.e. 687] ff. Main text in parallel columns. Folio (9-1/2" x 6-1/4").

Contemporary calf, blind frames with corner fleurons, large blind central arabesques and fragments of thong ties to boards, raised bands, blind fillets and later paper hand-lettered title label to spine. Light scratches, minor scuffs and worming to boards, moderate rubbing to extremities, light chipping to head of spine, corners bumped and worn, some soiling and edgewear to endleaves, crack in text block between front endleaf and title page. Moderate toning to interior, worming and faint dampstaining to margins in a few places, spark burns to a few leaves, early owner signatures (of William Ballard, one dated 1593) and annotations to endleaves, title page and a few passages of the text. \$3,000.

ONE OF THE GREAT LANDMARKS of sixteenth-century English legal literature, Rastell's topically digested "great collection of statutes from Magna Carta to his own day" was first published in 1557. It supplanted all previous compilations. Holdsworth notes the reasons for its success: "It is partly of the nature of an edition of the statutes at large, as the enacting parts of the public statutes in force are printed nearly word for word, and in their original language. But it is more of the nature of an abridgment.... The book was frequently republished and brought up to date in successive editions and in 1579 the Latin and French Statutes were translated." The annotations to the front endleaves are carefully copied statutes from the 30-33rd regnal years of Queen Elizabeth. ☞ Holdsworth, *History* IV:311-312. ESTC S101087. Beale S64.

SCARCE SIXTEENTH-CENTURY COMPILATION OF SAXON LAW



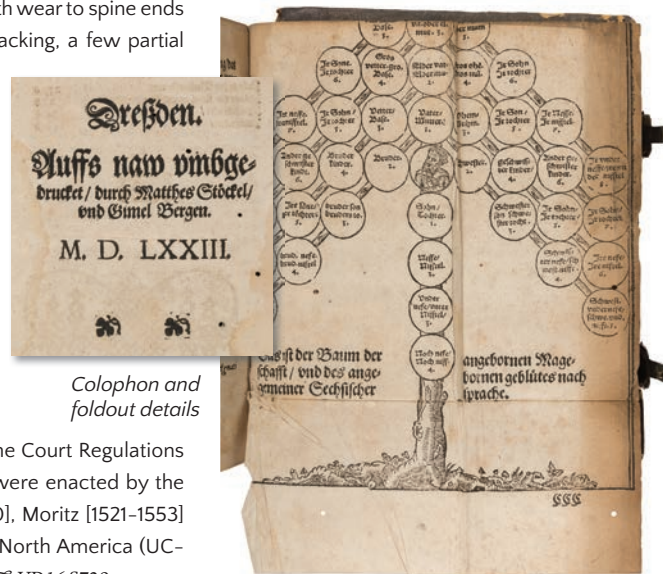
94. [SAXONY].

Ordnungen, Hertzog Ernten, Hertzog Albrechten, Hertzog Moritzen, un[d] Hertzog Augusten, Chur und Fürsten zu Sachsen, &c.: So Ihre Chur und Fürstliche Gnaden, In Sachen Policei, Visitation, Hoffgerichte und Andere Notwendige Articul Belangende, Vor dieser Zeit in Derselben Landen Auffgericht, Und in Druck Vorfertigen Lassen.

Dresden: [Auffs naw Umbgedrucket, durch Matthes Stöckel, Und Gimel Bergen], 1573. [iv], 241, [15] ff. Folding woodcut table of consanguinity. Three parts, each with title page with large woodcut arms, pagination continuous. First part preceded by general title page with large woodcut arms of Saxony. Quarto (7-1/2" x 6").

Contemporary paneled pigskin, bronze clasps, later calf repairs to joints, somewhat later hand-lettered title and location number to spine. Moderate

rubbing to boards, heavier rubbing to extremities with wear to spine ends and corners, hinges starting, front free endpaper lacking, a few partial cracks to text block. Light browning and foxing to interior, faint dampstaining to margins in a few places, moderate edgewear to preliminaries and final few leaves, which have minor worming, along with the rear pastedown, minor worm holes in a few other places, edgewear to folding table, its top-edge trimmed with some loss to image, browning to its fore-edge. \$1,750.



Colophon and
foldout details

ONLY EDITION. A compilation volume of the state law codes (*Landesordnungen*) of 1532, 1543, 1555 and 1557, the Marriage Law (*Eheordnung*) of 1557, illustrated with a tree of consanguinity, and the Court Regulations (*Hofgerichtsordnungen*) of 1549 and 1550. These were enacted by the Saxon rulers Ernst [1441-1486], Albrecht [1443-1500], Moritz [1521-1553] and August [1526-1586]. OCLC locates 2 copies in North America (UC-Berkeley Law School, University of Pennsylvania). VD16 S729.

A NOTABLE GERMAN HUMANIST

95. SCHARD, SIMON [1535-1573].

Lexicon Iuridicum Iuris Rom. Simul & Pontificii à Doctorib. Item & Practicis in Schola atque Foro Usitatarum Vocum Penus.

Basel: Per Eusebium Episcopium & Nicolai Fratris Haeredes, 1583. [xii] pp., 2396 [i.e. 2398] cols. Main text in parallel columns. Folio (13" x 8-1/2").

Contemporary paneled pigskin with elaborate blind tooling, raised bands, hand-lettered title and early shelf label to spine, remnants of silk ribbon ties to board edges, edges of text block rouged. Some soiling, a few minor stains and wormholes, moderate rubbing to extremities, small hole to head of front joint, rear joint just starting at foot, corners bumped and somewhat worn, boards slightly bowed, front hinge partially cracked, later bookplate (of W.A. Baillie-Grohman) to front pastedown, early owner initials ("D" and "D.W.") to front pastedown and front free endpaper, hand-lettered ownership label (of Leopold Schluderpacher) to title page. Moderate toning to interior, light foxing and soiling in a few places, slightly impacting legibility on col. 1489, faint dampstaining to margins of a few leaves. \$1,500.

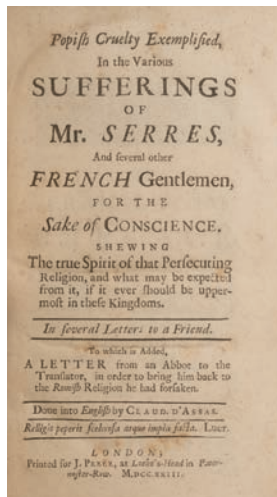


Bookplate detail



FIRST EDITION. Schard was a humanist publisher, writer and lawyer. A practical work, his dictionary is derived mostly from a variety of earlier dictionaries, which are listed at the beginning of the text. Some of the definitions are detailed and long, but most are concise. All are notable for their clarity and lucid prose. William Adolph Baillie-Grohman [1851-1921], one of the former owners of our volume, was an Anglo-Austrian author, sportsman and collector. A fairly successful work, it went through three more editions in 1593, 1600 and 1616. All are scarce. OCLC locates 3 copies of the first edition in North America (Harvard Law School, Newberry Library, Mount Angel Abbey). 📖 VD16 S2280. Adams S625.

“SHEWING THE TRUE SPIRIT OF THAT PERSECUTING RELIGION”



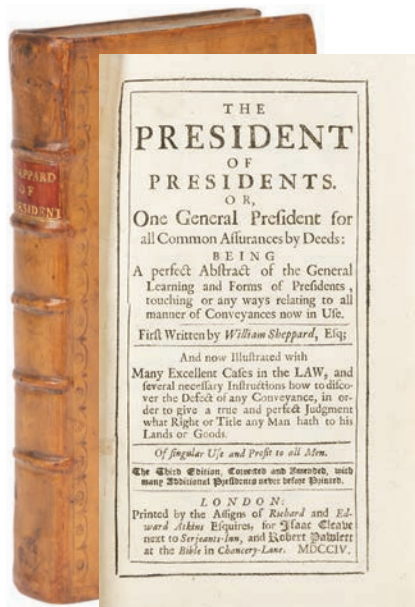
96. [SERRES, ETIENNE (fl.1685-1688)].
D'ASSAS, CLAUDE, TRANSLATOR.

Popish Cruelty Exemplified, In the Various Sufferings of Mr. Serres, And Several Other French Gentlemen, For the Sake of Conscience. Shewing the True Spirit of that Persecuting Religion, And What May be Expected from It, If It Should Ever be Uppermost in These Kingdoms. In Several Letters to a Friend. To Which is Added, A Letter from an Abbot to the Translator, In Order to Bring Him Back to the Romish Religion He Had Forsaken.

London: Printed for J. Peele, 1723. 208 pp. Octavo (7-1/2" x 4-1/2").

Contemporary speckled calf, raised bands, gilt decoration and fragment of lettering piece to spine, gilt tooling to board edges, edges speckled red. Light rubbing and a few scuffs and scratches to boards, front board separated but secured by cords, moderate rubbing to extremities, rear joint starting at ends, chipping to spine ends, corners bumped and lightly worn, rear hinge cracked, front endleaves detached and lightly edgeworn, bookplates, one partially covered (the other of Sir John Dashwood) to front pastedown. Moderate toning to interior, light foxing and soiling in a few places. Rare. \$950.

ONLY EDITION IN ENGLISH. First published in French as *Quatre Relations Veritables* (1688), this account of the life and “various sufferings” of Etienne Serres highlights French cruelty towards Protestant Huguenot refugees who fled the country after the revocation of the Edict of Nantes in 1685. The stories of these refugees were often highlighted as anti-Catholic propaganda in controversial literature. Our English translation includes a preface from the translator, himself a converted Catholic before he “discovered the Errors of that cruel Religion,” and an appendix, a purported attempt by an abbot to reconvert the translator. The covered bookplate is likely that of a Sir Francis Dashwood, though it is unclear which. OCLC locates 4 copies of this title, 2 in North America (Columbia, Earlham College). 📖 ESTC T160510.



N° 97

SHEPPARD'S PLAN TO REFORM CONVEYANCING

97. SHEPPARD, WILLIAM [fl.1660].
[BROWNE, WILLIAM, EDITOR].

The President of Presidents. Or, One General President for All Common Assurances by Deeds: Being a Perfect Abstract of the General Learning and Forms of Presidents, Touching or Any Ways Relating to All Manner of Conveyances Now in Use. Illustrated with Many Excellent Cases in the Law, And Several Necessary Instructions How to Discover the Defect of Any Conveyance, In Order to Give a True and Perfect Judgment What Right or Title Hath Any Man to His Lands or Goods. Of Singular Use and Profit to All Men. Corrected and Amended, With Many Additional Presidents Never Before Printed.

London: Printed by the Assigns of Richard and Edward Atkins, 1704. [x], 400, [8] pp. Octavo (7-1/2" x 4-1/2").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine, blind tooling to board edges, early hand-lettered title to fore-edge. Minor nicks, scuffs and stains to boards and spine, light rubbing to extremities, corners bumped and somewhat worn, rear joint just starting at head, armorial bookplate of the Earls of Macclesfield to front pastedown, small embossed Macclesfield crest to preliminaries. Moderate toning to interior, signature of Sir Thomas Clarke and illegible inscription in later hand to front free endpaper. A well-preserved copy. \$650.

THIRD EDITION. Active in the Protectorate, where he was Cromwell's legal advisor, Sheppard aimed to reform English common law. Several of his proposals

anticipated changes that were adopted in the nineteenth century, especially in the Judicature Acts of 1875-1878. First published in 1655, *The President of Presidents* is a novel guide that offers a system of conveyances based on a uniform model. Sheppard promotes this standardized plan as a way to better secure property rights by eliminating the ambiguity introduced by local practices. According to his biographer, Nancy Matthews, this work remains "an important contribution to English legal literature."

Our copy of this title belonged to the Earls of Macclesfield. Housed in Shirbirm Castle, near Watlington, Oxfordshire, it was one of the finest private libraries in Great Britain. Thomas Clarke [1703-1764] was a lawyer and judge who served as master of the rolls. He was a protégé and later close friend of Thomas Parker, 1st Earl of Macclesfield [1666-1732], lord chief justice from 1710 to 1718 and lord high chancellor from 1718-1725. ☞ Matthews, *William Sheppard, Cromwell's Law Reformer* 118. ESTC T90643.

PAYOUTS FOR FORMER BRITISH ENSLAVERS

98. [SLAVERY].
[GREAT BRITAIN].
WILLIAM IV [1765-1837], KING OF GREAT BRITAIN.

An Act for Carrying into Further Execution Two Acts of His Present Majesty, Relating to the Compensation for Slaves Upon the Abolition of Slavery, And for Facilitating the Distribution and Payment of Such Compensation.

London: Printed by George Eyre and Andrew Spottiswoode, 1836. [17]-24 pp. Folio (11-3/4" x 7-1/2").

[WITH]

WILLIAM IV, KING OF GREAT BRITAIN.

An Act to Authorize His Majesty, Until Six Months After the Commencement of the Next Session of Parliament, To Carry into Immediate Execution, By Orders in Council, Any Treaties, Conventions, Or Stipulations Made with Any Foreign Power or State for the Suppression of the Slave Trade.

London: Printed by George Eyre and Andrew Spottiswoode, 1836. [873]-[876] pp. Folio (11-3/4" x 7-1/2").

Disbound stab-stitched pamphlets. Light toning, light foxing and soiling to a few leaves, small holes to gutter of first two leaves of first act, which are detached, no loss to text. \$950.

TWO ACTS dealing with the aftermath of the abolition of slavery in the United Kingdom. After the passage of the Slavery Abolition Act in 1833, all enslaved people in British colonies below the age of six were freed and others were redesignated as apprentices and gradually manumitted. One of the act's central provisions was a £20 million payout for "the persons hitherto entitled to the Services of such Slaves." The present act elaborates further on the logistics of the payout, including the process by which former enslavers could claim "compensation" for their "great Inconvenience and Loss." The other act authorizes the king to negotiate treaties related to the end of the slave trade without Parliament when Parliament is not in session. ☞

EARLY EDITION OF "THE MOST IMPORTANT DESCRIPTION OF THE CONSTITUTION AND GOVERNMENT OF ENGLAND WRITTEN DURING THE TUDOR AGE"

99. SMITH, SIR THOMAS [1513-1577].

De Republica Anglorum. The Maner of Governement or Policie of the Realme of England, Compiled by the Honorable Sir Thomas Smyth Knight, Doctor of Both the Lawes, And One of the Principal Secretaries Unto the Two Most Worthy Princes, King Edward the Sixt, And Queene Elizabeth. Seene and Allowed.

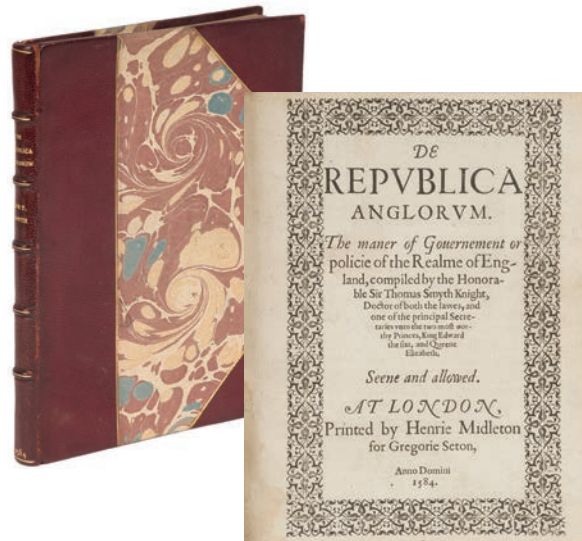
London: Printed by Henrie Midleton for Gregorie Seton, 1584. [viii], 119, [1] pp. Quarto (6-3/4" x 5-1/4").

Twentieth-century signed binding by Wood of London, three-quarter calf over marbled boards, gilt rules to boards, raised bands, gilt fillets and gilt title to spine, all edges gilt, marbled endpapers. Light rubbing to extremities, armorial bookplate of Albert Ehrman to front pastedown, his owner stamp, AE in a lozenge-shaped frame and, in manuscript next to it, "1667" to rear endleaf. Moderate toning to interior, edges trimmed, but with no loss to text, light soiling to title page. A handsome copy with an interesting association. \$3,500.

SECOND EDITION. Written between 1562 and 1565 and first published in 1583, this essay "is the most important description of the constitution and government of England written in the Tudor age" (*DNB*). It is a work highly regarded by Maitland, who planned his own edition and wrote in the preface to the 1906 reprint that it "will be quoted and transcribed so long as men take any interest in the history of the English constitution." It went through eleven editions in English between 1583 and 1691. Four Latin editions, titled *De Republica et Administratione Anglorum*, appeared between 1610 and 1641. Abridged editions in Dutch and German were published in 1673 and



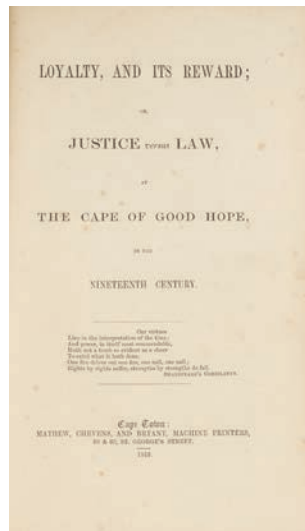
Nº 98



Nº 99

1688. Smith, an English scholar and diplomat, was Regius Professor of Civil Law at Cambridge University.

Albert Ehrman [1890-1969] was an important collector of books and manuscripts. His Broxbourne Library, named after his home, reflected his interests in early European printing and book production. After his death his library was donated to the Cambridge University Library and Oxford's Bodleian Library by his son, John Ehrman. ☞ Maitland cited in Sweet & Maxwell 1:89. *Dictionary of National Biography* XVIII:535. ESTC S117629. Beale T482.



OSTRACIZED FOR HIS SYMPATHY TOWARDS IRISH CONVICTS

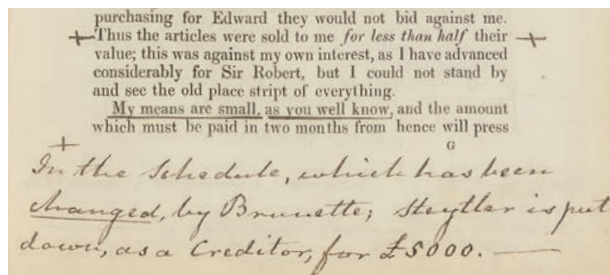
100. [STANFORD, SIR ROBERT
(1806-1877)].

Loyalty and its Reward; Or, Justice Versus Law, At the Cape of Good Hope, In the Nineteenth Century.

Cape Town: Mathew, Chevens, And Bryant, Machine Printers, 1859. 255 pp. Leaves B1-3 (pp. 9-14) lacking and supplied in fascimile. Octavo (9-3/4" x 5-3/4").

Publisher's textured cloth, fragment of printed label to spine. Front board detached along with text block, backstrip loose and fraying, light rubbing to boards, moderate rubbing to extremities. Moderate toning to interior, light foxing and soiling in a few places, a few partial cracks to text block, all leaves secure, lower corner of leaf D4 (pp. 31-32) lacking with no loss to legibility. Contemporary underlining, corrections and annotations throughout in a single hand. \$750.

ONLY EDITION. In September 1849, the *Neptune*, a ship carrying 282 convicts, most of whom were Irish, sailed to Cape Town in an attempt to turn the colony into a penal settlement. The *Neptune* was prevented from docking by the local inhabitants, who did not want to host a penal colony and felt that Irish prisoners were particularly undesirable. The blockade lasted for five



Annotation detail from N° 100

months before the captain gave in and transported the prisoners to Tasmania. The crew and prisoners were ferried supplies in the interim by Robert Stanford, a prominent area landowner originally from Ireland who sympathized with the convicts. Stanford and his family were shunned by the community for this advocacy. The immense economic and personal losses Stanford suffered as a result forced him to leave his estate and return to England. He was knighted by Queen Victoria and awarded a compensatory £5,000.

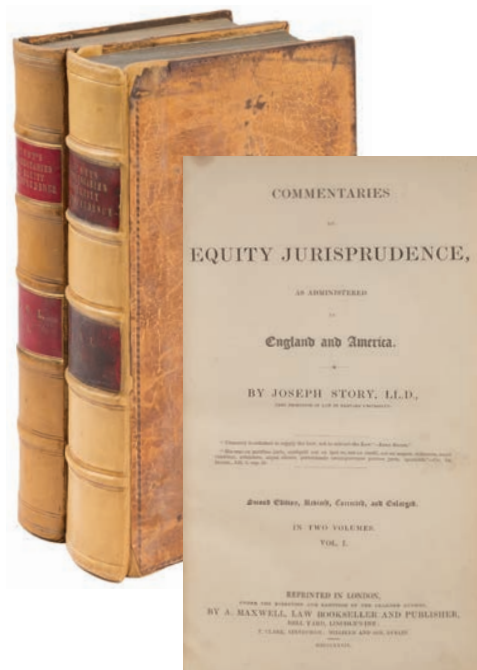
The present volume is a highly sympathetic account of the affair from Stanford's perspective, though it is unclear whether he wrote or compiled it. The copious and interesting annotations were clearly made by someone familiar with the primary documents in the case and Stanford's decision-making process during the affair. We located a copy with very similar (but not identical) annotations, possibly in the same hand, at the British Library. This title is scarce. In addition to the British Library copy, OCLC locates 6 copies, 1 outside South Africa, none in North America. 📖

"A MAJOR STEP IN THE TRANSFORMATION OF EQUITY"

101. STORY, JOSEPH [1779-1845].

Commentaries on Equity Jurisprudence, As Administered in England and America. Revised, Corrected, And Enlarged.

London: Reprinted...Under the Direction and Sanction of the Learned Author, By A. Maxwell, 1839. Two volumes. [i], xxxiii, 773; xl, 947 pp. Octavo (9-1/2" x 6").



N° 101

Contemporary calf, rebaked in period style, blind fillets to boards, gilt library insignia to front board, raised bands, blind fillets and retained contemporary lettering pieces to spines, endpapers renewed. Moderate rubbing to boards, heavier rubbing to board edges, front joint and hinges of Volume I partially cracked, library label to its front pastedown. Light toning to interior, somewhat heavier in places, finger smudges and marks in light pencil to a few leaves in each volume. \$750.

SECOND ENGLISH EDITION, published the same year as the second American edition. As Horwitz notes, this treatise "marks a major step in the transformation of Equity from an eighteenth century system of substantive rules derived from 'natural justice' to a nineteenth century positivist conception of Equity as simply providing a more complete and inclusive set of procedural remedies." ☞ Horwitz, *The Transformation of American Law, 1780-1860* 265. Sweet & Maxwell 2:342. Cohen 5013.

FIRST ENGLISH EDITION OF STORY ON AGENCY

102. STORY, JOSEPH.

Commentaries on the Law of Agency, As a Branch of Commercial and Maritime Jurisprudence, With Occasional Illustrations from the Civil & Foreign Law.



London: Reprinted Under the Direction and Sanction of the Learned Author, By A. Maxwell, 1839. xxiv, 476 pp. Octavo (9-1/2" x 6").

Contemporary calf, rebaked in period style, blind fillets to boards, gilt library insignia to front board, raised bands, blind fillets and retained contemporary lettering piece to spine, endpapers renewed. Moderate rubbing to boards, corners bumped and somewhat worn. Moderate toning to interior, finger smudges, fold lines and inkspots in a few places, faint marks and underlining in pencil to several passages, offsetting to margins of preliminaries and final leaves of text. \$650.

FIRST ENGLISH EDITION, published the same year as the first American edition. This treatise was written during the period when Story was an associate justice of the United States Supreme Court and professor of law at Harvard Law School. A standard work for decades, Pound included it in a list of the most influential and authoritative American treatises written during the nineteenth century. ☞ Pound, *The Formative Era in American Law* 140-141. Sweet & Maxwell 2:343.

THOU SHALT STEAL

103. [SWIFT, RICHARD (fl.1765)].

Dick Swift Thieftaker of the City of London. Teaching His Son the Commandments.

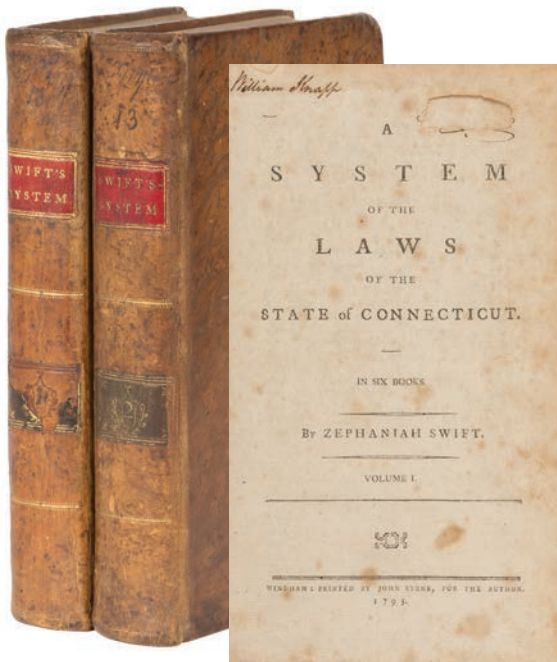
[London], 1765.

15-1/2" x 10" (image size 12-1/2" x 9") etching. Toning, light foxing and soiling, light edgewear and chipping not affecting image, small faint dampstain to lower right corner of caption. \$1,850.

"SWIFT IS SITTING at a table teaching his young son the Ten Commandments from a damaged volume in which the word 'not' has been torn from the page so that Commandment VIII reads "Thou shalt steal". A print of Beardmore teaching his son [Magna Carta] is pinned to the wall behind Swift; a burglar's mask and pair of pistols protrude from his coat on the back of his chair; a key and pick-locks and an execution broadside hang from the drawer of his table. The boy holds a horn book, from his pocket protrudes a paper reading, "Get you gone / raw Head & / Bloody Bones / Here is a Child / dont fear you"; he picks a robe from his father's pocket and a hangman's noose is suspended above his head" (*BM Satires*).

The composition and caption parody Robert Edgar Pine's *Arthur Beardmore, Common-Council Man of the City of London, Teaching his Son Magna Carta* (1765). Beardmore, who had been arrested for seditious libel in 1762, sued for unlawful arrest and won his case in 1765. Pine's engraving of Beardmore with his son at the moment of his arrest was released to commemorate the ruling. ☞ *BM Satires* 4120.

THE FIRST AMERICAN LEGAL TEXT



104. SWIFT, ZEPHANIAH [1759-1823].

A System of the Laws of the State of Connecticut. In Six Books.

Windham, CT: Printed by John Byrne for the Author, 1795-1796. Two volumes. vii [i.e. iv], 452; v, [1], 479, [12] pp. Folding copperplate table of descents. 6 pp. subscriber list at end of Volume II. Octavo (8-1/4" x 4-3/4").

Contemporary tree calf, green and red morocco labels, title and volume number within gilt wreaths on the green labels, and gilt fillets to spines, blind tooling to board edges. Light rubbing and minor nicks, somewhat heavier rubbing to extremities, early location numbers in faint ink to heads of spines, most of numeral lettering piece of Volume I lacking, corners bumped. Light browning and foxing to interiors, owner signature (William Knapp) and hole from removed owner signature to heads of each title page. A very handsome set in a remarkable early American binding. \$2,000.

FIRST EDITION. Structured in the manner of Blackstone's *Commentaries*, Swift's *System* was the first original American legal treatise. It presented an overview of the common law of Connecticut, and the common law generally, based on local court decisions and legislation. "More than a hundred years later it was still cited by Connecticut courts" (Woxland and Ogden). The work was highly regarded outside of Connecticut. Published on a subscription basis, its subscribers included, among other notables, George Washington, John Adams, Aaron Burr, James Kent, James Madison, James Wilson, Edward Livingston, Theodore Sedgwick and St. George Tucker. ☞ Woxland and Ogden, *Landmarks in American Legal Publishing* 22. Cohen S628.

"COLLECT ALL AND EVERY THE SUMS OF MONEY"

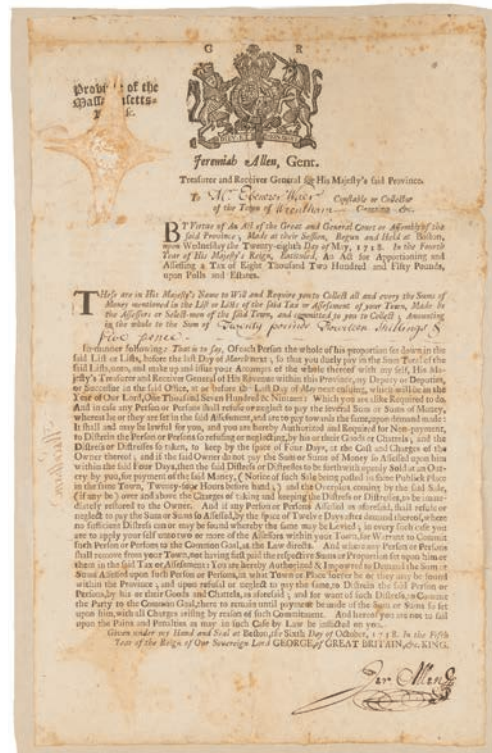
105. [TAXATION].
[MASSACHUSETTS].

Province of the Massachusetts-Bay, &c., Jeremiah Allen, Gent. Treasurer and Receiver General for His Majesty's Said Province. To [Mr. Ebenezer Waer] Constable or Collector of the Town of [Wrentham] Greeting &c.

[Boston], October 6, 1718.

7-3/4" x 8-1/2" part-printed document backed onto 14" x 9" sheet, inscribed in neat hand and signed by Allen, wax seal to upper left-hand corner, "Wrentham" to verso visible through left-hand margin. Light soiling, moderate toning and some minor stains, moderate edgewear, three horizontal fold lines. An interesting item. \$1,250.

A PARTIALLY PRINTED DOCUMENT concerning an act of assembly from May 1718 "for Apportioning and Assessing a tax of Eight Thousand Two Hundred and Fifty Pounds, Upon Polls and Estates." It directs Waer to "Collect all and every the Sums of Money mentioned in the List or Lists of the said tax or Assessment of your Town, Made by the Assessors or Select-Men of the said Town, and committed to you to Collect, Amounting in the whole the Sum of [Twenty Pounds, Fourteen Shillings & Five Pence]." No copies located on OCLC, Library Hub or the ESTC. ☞



"I NEVER SHOULD HAVE DONE IT BUT FOR BRANDY"

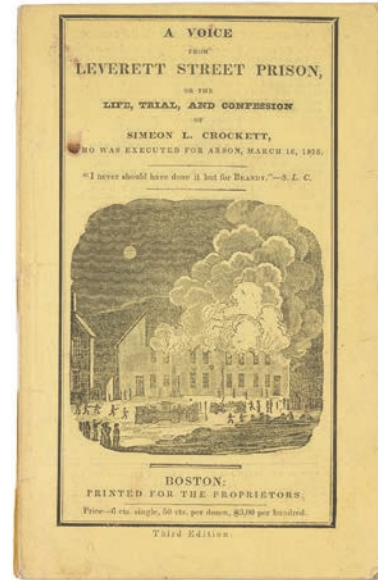
106. [TEMPERANCE].
CROCKETT, SIMEON L. [1809-1836].

A Voice from the Leverett Street Prison, Or the Life, Trial, And Confession of Simeon L. Crockett, Who was Executed for Arson, March 16, 1836.

Boston: Printed for the Proprietors, [c.1836]. 24 pp. Woodcut illustrations. Octavo (7" x 4-1/2").

Stab-stitched pamphlet in pictorial wrappers. Light soiling and a few minor stains to exterior, light wear to corners. Light toning and foxing to interior, small chip to lower margin of leaf containing pp. 3-4 with no loss to text, small tear to rear wrapper. \$450.

THIRD EDITION. Crockett and Stephen Russell were convicted and hanged for an arson charge after they burned a dwelling house with several occupants. First published in 1836 and reissued several times by the Boston Society for the Promotion of Temperance, *A Voice* outlines Crockett's life and emphasizes the role of alcohol in his downfall. As he puts it in his confession regarding his fateful act: "I never should have done it but for brandy." The striking woodcuts include a debauched tavern scene showing the moment when Crockett and Russell hatched their fatal plan. ☞ Sabin 17579. Cohen 12141.



AN EARLY EXAMPLE OF INTERNATIONAL ARBITRATION



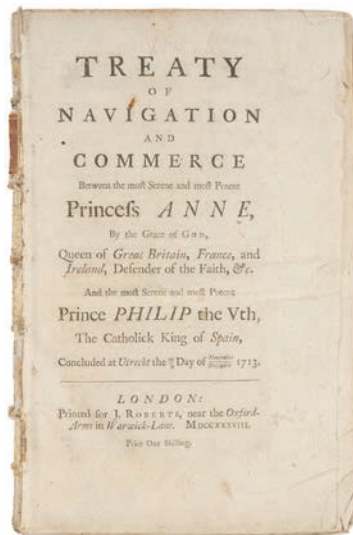
107. [TREATIES].
[FIRST ANGLO-DUTCH WAR, 1652-1654].

Articles of Peace, Union and Confederation, Concluded and Agreed Between his Highness Oliver Lord Protector of the Common-Wealth of England, Scotland & Ireland, And the Dominions Thereto Belonging. And the Lords the States General of the United Provinces of the Netherlands. In a Treaty at Westminster Bearing Date the Fifth of April Old Style, In the Year of Our Lord God 1654. Printed and Published by His Highness Special Command.

London: Printed by William du-Gard and Henry Hills, printers to His Highness the Lord Protector, 1654. [ii], 291-312 pp. Complete. Folio (10-1/4" x 6-3/4").

Disbound stab-stitched pamphlet, spine reinforced at an early date. Moderate toning, light soiling to exterior, light rubbing to extremities with some edgewear to the first few and final leaves, minor dampstains and foxing to a few leaves, folio numbers (211 to 222) added in early hand to upper outside corners. \$750.

ONLY EDITION. This treaty, which concluded the first Anglo-Dutch War, is notable because it was one of the first to implement international arbitration as a method of conflict resolution. A secret clause in this treaty that obliged the States of Holland to enact the Act of Seclusion, which excluded William III, Prince of Orange, from the office of Stadtholder, played an important role in Dutch domestic politics during the first Stadtholderless Period, an era that marked the high point of the Dutch Republic's golden age. ☞ ESTC R21538.



A TREATY THAT ENDED THE WAR OF THE SPANISH SUCCESSION

108. [TREATIES].
[WAR OF THE SPANISH SUCCESSION].

Treaty of Navigation and Commerce Between the Most Serene and Most Potent Princess Anne, By the Grace of God, Queen of Great Britain, France, and Ireland, Defender of the Faith, &c. And the Most Serene and Most Potent Prince Philip the Vth, The Catholick King of Spain, Concluded at Utrecht the 28/9 Day of November/December 1713.

London: Printed for J. Roberts, 1738. 64. *61-*64, 65-86 pp. Complete. Octavo (8-1/2" x 5-1/2").

Disbound stab-stitched pamphlet, untrimmed edges. Moderate toning, light soiling to exterior, text block slightly cocked, light foxing to a few leaves. \$750.

THIS WAS ONE OF A SERIES of peace treaties signed by the belligerents in the War of the Spanish Succession in Utrecht between April 1713 and February 1715. These treaties checked French power and established a period of peace and stability that lasted until the outbreak of the Seven Years' War. ESTC T96539.

DEFENDED BY A DISTINGUISHED ANGLO-IRISH BARRISTER

109. [TRIAL].
BLAKE, MARTIN JOSEPH,
DEFENDANT.

Crim. Con. A Full, Faithful, & Impartial Report of that Curious, Extraordinary and Interesting Trial, With Speeches of Counsel and Judge's Charge, In the Case Wherein Mark Browne, Esq., Was Plaintiff, And Martin Joseph Blake, Esq., Defendant, In an Action

of Damages for Crim. Con. With the Plaintiff's Wife. Tried in the Court of Common Pleas, Dublin, On the 9th and 10th Days of July, 1817, Before the Right Honorable Lord Norbury and a Special Jury of the City of Dublin; Damages laid at £30,000.

Dublin: Printed by J. Charles, 1817. 48 pp.

[BOUND WITH]

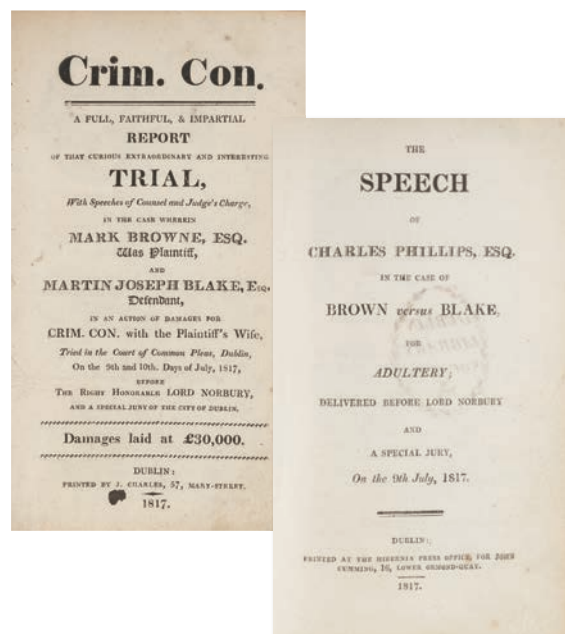
PHILLIPS, CHARLES [1787?-1859].

The Speech of Charles Phillips, Esq. In the Case of Brown Versus Blake for Adultery; Delivered Before Lord Norbury and a Special Jury, On the 9th July, 1817.

Dublin: Printed at the Hibernia Press Office, For John Cumming, 1817. 31 pp.

Octavo (8" x 5"). Stab-stitched pamphlet in later plain wrappers. Two vertical fold lines to front wrapper. Moderate toning to interior, light foxing in places, early library stamps to head of p. 3 of *Crim. Con.*, verso of title page, head of p. 7 and verso of final leaf of *Speech*. \$650.

CRIM. CON.: First edition; *Speech*: only edition. A second edition of *Crim. Con.* was published shortly after the first in 1817. Although it was a typical adultery trial, *Browne v. Blake* attracted a fair amount of attention because Blake's lawyer was Phillips, who defended him successfully. A leading Anglo-Irish barrister, Phillips was renowned for his oratory and expertise with adultery cases. Both titles are scarce. OCLC locates 5 copies of *Crim. Con.*, all first editions, 1 in a North American law library (LA County) and no copies of *Speech*. ♡ *Crim. Con.*: BMC 3:582.



Details from N° 109

RARE UNRECORDED REPORT OF A SENSATIONAL 1775 MURDER TRIAL,
THE ONLY ONE WITH A PORTRAIT OF THE DEFENDANT

110. [TRIAL].
BUTTERFIELD, JANE, DEFENDANT.

An Explicit Account of the Remarkable Trial at Croydon in Surry, August the 19th, 1775 of Miss Jane Butterfield, On a Charge of Poisoning the Late William Scawen, Esquire.

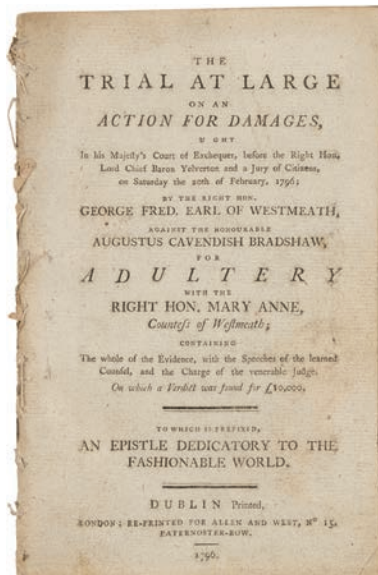
London: Bailey, Printer, [1775?]. 24 pp. Copperplate portrait frontispiece. Octavo (6-3/4" x 4").

Stab-stitched pamphlet in later plain wrappers, recent paper reinforcement to spine. Moderate toning, light foxing to a few leaves, foot of title page trimmed removing date and part of imprint date and printer name, fore-edge of plate affected by trimming with loss to border but no loss to image. \$1,500.



ONLY EDITION. Apparently unrecorded, this is the only one of the several accounts of this sensational 1775 murder trial that has a portrait of the defendant. Butterfield met Scawen, an elderly gentleman, when she was fourteen and was persuaded by a female accomplice to live with him as a kind of housekeeper-cum-mistress. When her father disowned her as a result, Scawen apparently had something of a crisis of conscience and promised to act as a new father to her. The two lived together quite happily, and when he grew ill, she became his devoted caretaker. When he died, his doctor, egged on by a suspicious maid, accused her of poisoning him in order to gain the inheritance he had supposedly left. The jury deliberated only ten minutes before acquitting Butterfield. No copies recorded by the ESTC, OCLC, or Library Hub. ☞

WITH INTERESTING COMMENTARY ON IRISH AND ENGLISH MORALS



111. [TRIAL].
CAVENDISH BRADSHAW, AUGUSTUS [1768-1832],
DEFENDANT.

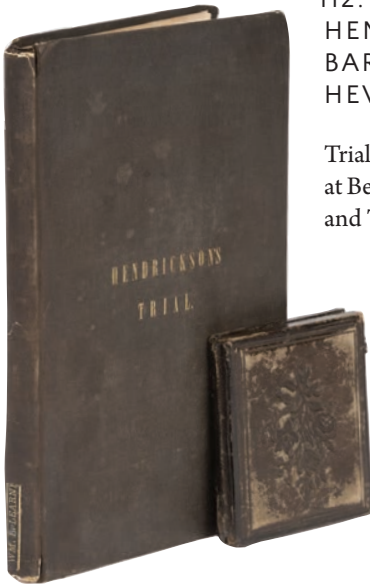
The Trial at Large on an Action for Damages, Brought in His Majesty's Court of Exchequer, Before the Right Hon. Lord Chief Baron Yelverton and a Jury of Citizens, On Saturday the 20th of February, 1796; By the Right Hon. George Fred. Earl of Westmeath, Against the Honourable Augustus Cavendish Bradshaw, For Adultery with the Right Hon. Mary Anne, Countess of Westmeath; Containing the Whole of the Evidence, With the Speeches of the Learned Counsel, And the Charge of the Venerable Judge. On Which a Verdict was Found for £10,000. To Which is Prefixed, An Epistle Dedicatory to the Fashionable World.

London: Re-Printed for Allen and West, 1796. xii, 36 pp. Octavo (7-3/4" x 4-3/4").

Stab-stitched pamphlet, disbound and re sewn. Light toning, light soiling to exterior and a few other pages, small inkspots to fore-edge, light foxing in a few places. \$750.

ONLY LONDON EDITION, reprinted from the first Dublin edition. Westmeath, an Irish peer, sought £20,000 in damages after he caught his wife Maryanne carrying on an affair with Bradshaw during a period of separation. The jury awarded him £10,000, though Bradshaw's relative poverty made the damages difficult to recover. The Westmeaths later divorced and Bradshaw and Maryanne married in 1796. An interesting feature of this account is the extensive editor's preface, addressed "to the Right Honourable, Right Fashionable, Truly Liberal, and Uncontrollable Amateurs of the *Haut Ton*." It discusses, among other topics, Irish assimilation into English culture and high society and the subsequent loosening of Irish morals. ☞ ESTC T2981.

A COPY OF MCDADE 468 WITH RELATED CONTEMPORARY NEWSPAPER
CLIPPINGS AND A DAGUERRETYPE OF THE VICTIM



112. [TRIAL].
HENDRICKSON, JOHN [1832-1854], DEFENDANT.
BARNES, DAVID M., REPORTER, COMPILER.
HEVENOR, W.S. [d.1909], REPORTER, COMPILER.

Trial of John Hendrickson, Jr. For the Murder of His Wife Maria, By Poisoning, at Bethlehem, Albany County, N.Y., March 6th, 1853: Tried in the Court of Oyer and Terminer, At Albany, N.Y., In June and July, 1853.

Albany: David M. Barnes and W.S. Hevenor, Publishers, 1853. 176 pp. Frontispiece with woodcut portraits of John and Maria Hendrickson. Octavo (8-3/4" x 5-1/2").

Original cloth, gilt title to front board, early owner label (Wm. L. Learn[ed]) to spine. Light rubbing to boards, moderate rubbing to extremities with wear to spine ends and corners, rear hinge partially cracked. Moderate toning to interior, slightly heavier in places, early owner signature (W.L. Learned) to title page, traces of penciled notes to front pastedown, early notes about trial to rear free endpaper, 4 contemporary newspaper clippings about the trial tipped-in to front free endpaper and rear endleaves.

[AND]

3-1/2" x 3" Daguerreotype of Maria Hendrickson in a 3-3/4" x 3-1/4" hinged leather case with metal clasps.

[Albany?, c. 1850].

Light rubbing to front, moderate rubbing to back and extremities.

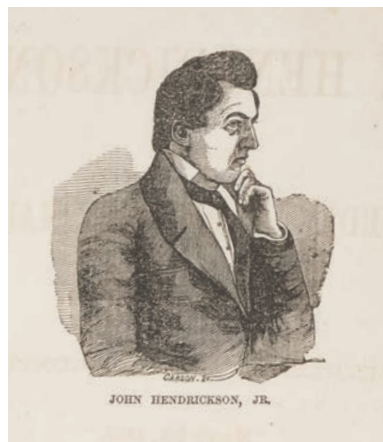
Together two items.

\$2,500.



Daguerreotype detail

ONLY EDITION. John Hendrickson was a wastrel who married into the wealthy Van Dusen family of Albany, NY. Unfaithful to his wife and eager to acquire her fortune, he poisoned her with aconite. This is believed to be the first American murder committed with this substance. New ground was broken by the forensic testimony presented in this case by several experts, most notably Benjamin Silliman, the eminent chemist and Yale professor. The daguerreotype of Maria Hendrickson bears a close resemblance to the woodcut of her in the book's frontispiece, where she is described—oddly—as the “wife of the prisoner.” OCLC locates 3 copies, 1 in a law library (Harvard). ☞ McDade 468.



Woodcut frontispiece details

“ONE OF THOSE LEGAL MARATHONS
PECULIAR TO THE UNITED STATES”: MCDADE 576

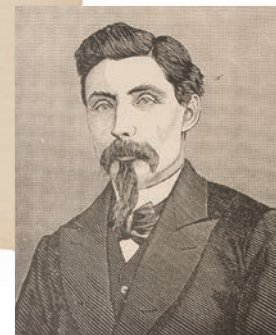
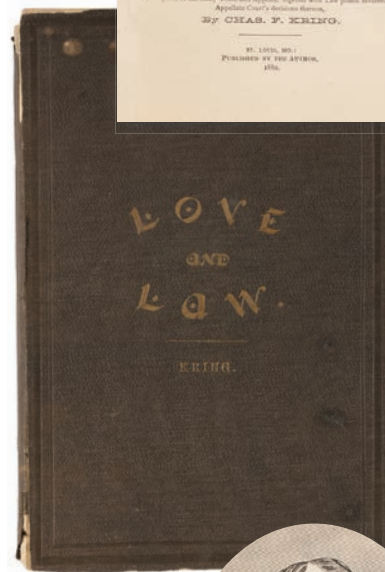
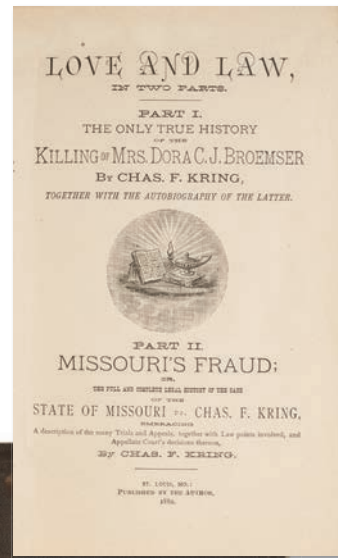
113. [TRIAL].
KRING, CHARLES F., DEFENDANT.
[KRING, EUGENE].

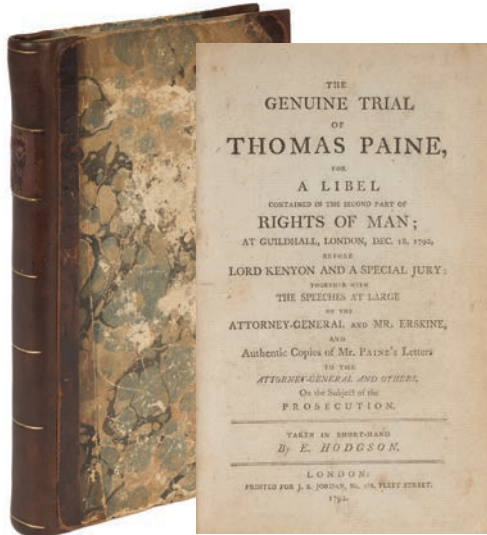
Love and Law, In Two Parts. Part I. The Only True History of the Killing of Mrs. Dora C.J. Broemser, By Chas. F. Kring, Together with the Autobiography of the Latter. Part II. Missouri's Fraud; Or, The Full and Complete Legal History of the Case of the State of Missouri vs. Chas. F. Kring, Embracing a Description of the Many Trials and Appeals, Together with Law Points Involved and Appellate Court's Decisions Thereon.

St. Louis: Published by the Author, 1882. 200. [6] pp. 2 woodcut frontispieces. 14 woodcut plates. Final 5 pp. are advertisements. Octavo (9" x 6").

Original flexible cloth, blind frame and gilt title to front cover, which is detached. Light rubbing and a few spots to covers, heavier rubbing to extremities with wear to spine ends, early owner bookplate (T.J. Silvius) to front pastedown, early owner signature (of Silvius) to front free endpaper. Moderate toning to interior, light foxing to a few leaves, fold lines and small chips to upper outside corners of preliminaries and first four leaves of main text. \$950.

ONLY EDITION. "Kring's case is one of those legal marathons peculiar to the United States. Infatuated with but rejected by Mrs. Broemser, he shot her on January 4, 1875. The death sentence in trial number 1 was reversed. Trials number 2 and 3 were mistrials. At trial number 4 Kring pled guilty to second-degree murder, but, after receiving a twenty-five-year sentence, he got that reversed. At trial number 5 he received his second death sentence, which the United States Supreme Court reversed in October, 1882, by a five-to-four vote" (McDade). OCLC locates 3 copies in law libraries (Columbia, Harvard, St. John's University). ♡ McDade 576.





THREE TITLES CONCERNING PAINE'S CONTROVERSIAL LATER WORKS

114. [TRIAL].
PAINE, THOMAS [1737-1809],
DEFENDANT.

The Genuine Trial of Thomas Paine, For a Libel Contained in the Second Part of Rights of Man; At Guildhall, London, Dec. 18, 1792, Before Lord Kenyon and a Special Jury: Together With the Speeches at Large of the Attorney-General and Mr. Erskine, And Authentic Copies of Mr. Paine's Letters to the Attorney-General and Others, On the Subject of the Prosecution. Taken in Short-Hand by E. Hodgson.

London: Printed for J.S. Jordan, 1792. [ii], 109, [3] pp. Final 3 pages are publisher advertisements.

[BOUND WITH]

PAINE, THOMAS.

A Letter to the Honourable Thomas Erskine, On the Prosecution of Thomas Williams, For Publishing The Age of Reason.

Paris: Printed for the Author, 1797. iv, 5-31, [1] pp.

[AND]

The Age of Reason; Being an Investigation of True and Fabulous Theology.

London: [S.n.], 1794. [ii], 48 pp.

Octavo (8" x 5"). Contemporary three-quarter calf over marbled boards, rebacked in period style retaining existing fragment of lettering piece, corners and hinges mended. Moderate rubbing to boards, embossed

library stamp of John Fowles to front free endpaper. Moderate toning to interior, occasional light foxing, light soiling in a few places, small tear to gutter of leaves a1 (pp. 1-2, mended on verso) and B2 (pp. 19-20) in *Genuine Trial*, lower outside corner of its leaf l3 (pp. 69-70) lacking with no loss to text, somewhat later annotations and underlining in several places, most in ink, a few in pencil. \$3,500.

GENUINE TRIAL and *Age of Reason*: early editions; *A Letter*: first edition. After the Revolutionary War, Paine returned to England, but was drawn to France by the French Revolution and traveled there in 1790. The first part of *Rights of Man*, published in 1791, did not generate much controversy. As the French Revolution took its course, however, panic set in among the leaders of Pitt's conservative government, and by 1792, when the second part of *Rights of Man* appeared, the suppression of radical thought was the top priority of the British government. Paine was indicted for seditious libel and tried in absentia while in France. Our account of his trial is from the primary publisher of *Rights of Man*, who had previously pled guilty to his own charge of libel. Paine's lawyer, Thomas Erskine, offered a skillful and impassioned but ultimately unsuccessful defense.

This would not be Paine's last brush with the law. In 1794, he published Part I of *The Age of Reason*, a deist critique of institutionalized religion written in an irreverent and far more accessible style than Paine's previous works. Because of this, the work was highly popular, especially in the United States, but also highly controversial. The British government did not attempt another prosecution of Paine, who was still in France, opting instead to pursue the work's printers and distributors. One of these was



Thomas Williams, indicted on charges of seditious and blasphemous libel and sentenced to a year's hard labor. Erskine, Paine's former defense attorney, led the prosecution. This irony was not missed by Paine, who lambasts his hypocrisy in the *Letter*.

Fowles [1926-2005] was an important English novelist whose works include *The Collector* (1963), *The Magus* (1965) and *The French Lieutenant's Woman* (1969). He was drawn to historical source material, which often inspired his work. (The annotations in our volume are not in his hand.)

The *Genuine Trial* is one of the earliest among three (possibly five) accounts from 1792. *Age of Reason* has a complex publication history, unsurprising given its controversial content. Our issue, which does not list a publisher (perhaps in an attempt to avoid potential prosecution), likely pre-dates the first American edition and is quite rare. OCLC locates 2 copies, 1 in Japan (Waseda University), the other in New Zealand (University of Otago).
 ☞ ESTC T5894, T5856. For *Age of Reason*, see ESTC N63951, which is similar but lacks 2 leaves (G1-2) in the collation formula.

VISUAL DOCUMENTATION
 OF THE CONSTRUCTION OF
 GRAND CENTRAL TERMINAL
 AND THE BILTMORE HOTEL

115. [TRIAL].
 [STEM V. WARREN].

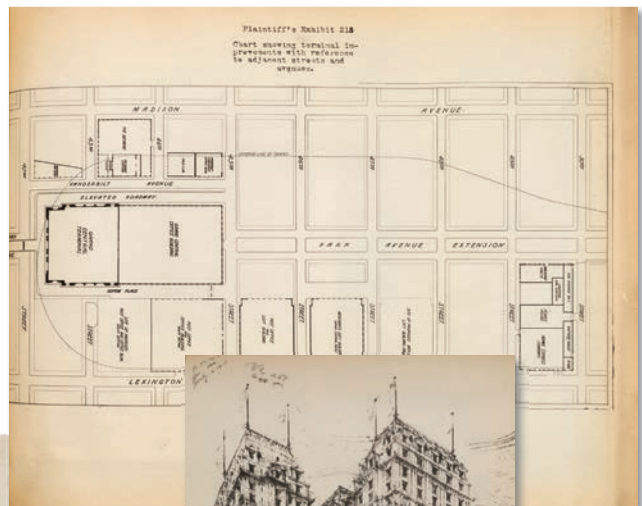
Court of Appeals, State of New York. Allen H. Stem, Individually and as Surviving Partner of the Firm Reed & Stem, Plaintiff-Respondent, Against Whitney Warren and Charles D. Wetmore, Composing the Firm of Warren and Wetmore, Defendants-Appellants, And William J. Reed, As Executor Under the Last Will and Testament of Charles A. Reed, Deceased, Defendant-Respondent. Case of Appeal Volume V-Facsimile Copies. Exhibits.

[New York, 1919]. 328 numbered exhibits, various sizes, comprising 45 photostat-facsimiles of documents, several multi-page, 36 photographs, 1 folding, and 35 plans and elevations, 1 folding. Oblong folio (11-1/2" x 14-1/2").

Contemporary cloth, fragments of red and black lettering pieces and black-stamped date, 1919, to spine. Moderate soiling, rubbing to extremities with wear to spine ends and corners, binding and endleaves detached, contents of volume secure. Light to moderate toning, moderate edgewear, creases and minor tears to some items, heavier edgewear, creases and chips to endleaves, small stamp of the New York City Bar Association to preliminary leaf. \$1,500.

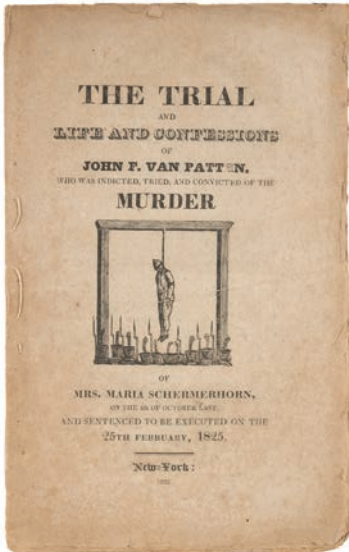
THIS BOOK, one of a small number produced for the lawyers and court, contains copies of the exhibits presented in the appeals case of *Stem v. Warren*, the final phase of a remarkably acrimonious dispute between the two architectural firms that jointly designed and built, as Allied Architects, Grand Central Terminal and other related structures in its vicinity. (Stem prevailed. The court ruled that surviving parties were bound by the contract's obligations and entitled to its benefits.)

The content, a collection of rare material, is split nearly evenly between the terminal and the Biltmore Hotel (originally known as the Bauman Hotel). The photographs, one of them a neighborhood panorama from 1915, document the station, hotel and surrounding area before, during and immediately after construction. The plans and elevation drawings detail the evolution of the terminal and hotel. Among these are nine of a rejected plan for the Biltmore by Chicago architect Daniel H. Burnham. The remaining documents detail expenses for services rendered by the plaintiff. ☞



Details from N° 115

HE SHOT HER IN THE BACK: MCDADE 1020



116. [TRIAL].

VAN PATTEN, JOHN F. [1801-1825], DEFENDANT.

The Trial and Life and Confessions of John F. Van Patten, Who was Indicted, Tried, And Convicted of the Murder of Mrs. Maria Schermerhorn, On the 4th of October Last, And Sentenced to be Executed on the 25th February, 1825.

New York: S.n., 1825. 16 pp. Octavo (8-1/2" x 5-1/4").

Stab-stitched pamphlet in self wrappers, woodcut execution vignette to front wrapper, untrimmed edges. Moderate toning and dampspotting, faint dampstaining to margins of a few leaves, lower outside corner lacking from leaf containing pp. 5-6, text not affected, ink smudge to p. 11, legibility not affected. \$1,250.

ONLY EDITION. "Van Patten was courting a girl and Mrs. Schermerhorn cautioned her against marrying him; as a result her parents forbade his suit.

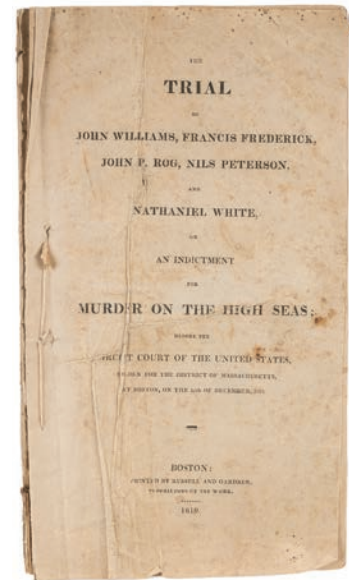
Borrowing a shotgun from a neighbor, he called on Mrs. Schermerhorn in Rotterdam, New York; while she was going upstairs to get some wadding he requested, he shot her in the back" (McDade). Our copy is one of the three accounts of this case. All are scarce. OCLC locates 3 copies of our imprint in law libraries (Harvard, Library of Congress, Yale). ☞ McDade 1020.

AN INTERESTING MUTINY, MURDER, AND PIRACY TRIAL,
JOSEPH STORY PRESIDED: MCDADE 1103

117. [TRIAL].

WILLIAMS, JOHN, PRIMARY DEFENDANT.

The Trial of John Williams, Francis Frederick, John P. Rog, Nils Peterson and Nathaniel White, On an Indictment for Murder on the High Seas: Before the Circuit Court of the United States, Holden for the District of Massachusetts, At Boston, On the 29th of December, 1818.



Boston: Printed by Russell and Gardner, 1819. 92 pp. Octavo (9-1/2" x 5-1/2").

Stab-stitched pamphlet, untrimmed edges. Moderate edgewear, moderate toning and light foxing to text, title page wrinkled. Interesting listing of 17 names, presumably the crew, at the bottom of the last page. \$1,500.

ONLY EDITION of an original account of American piracy. The defendants were accused of mutiny aboard the schooner "Plattsburgh," off the Georgia coast in 1816, and of the murder of the supercargo Thomas Bayard during the mutiny. It was a bloody scene, rehearsed in great detail in the 92 pages of this pamphlet. There was \$40,000 aboard, so the mutiny was piratically motivated. The villains split up the money, sailed to Denmark and were arrested in Copenhagen where the mate, a hostage of sorts, blew the whistle on them. The case was heard before Joseph Story in his capacity as the Judge of the U.S. Circuit Court for the District of Massachusetts. The jury found all except Nathaniel White guilty of murder and piracy, and they were hung in January 1820. It made quite a splash in its day, and several sensational narratives besides this one were published. ☞ Cohen 13248. McDade 1103.

ioned, by the learned counsel for the government, in the very able argument, with which closed the cause, on the part of the prosecution. In page 47th, line 9th, for "mutes," read "muscles."

Bayard
Hackett
Fisher
Orin
Williams
Rog +
Peterson
White
Strom
Stacey
Smith
Johnson
Paine
Went
Sank
Cook

List of names detail

A COPY PRESENTED TO THE
NOTABLE FEMALE ABOLITIONIST,
MARIA WESTON CHAPMAN,
BY THE DEFENDANT

118. [TRIAL].
WILLIAMSON, PASSMORE
[1822-1895], DEFENDANT.
CANNON, ARTHUR, REPORTER.

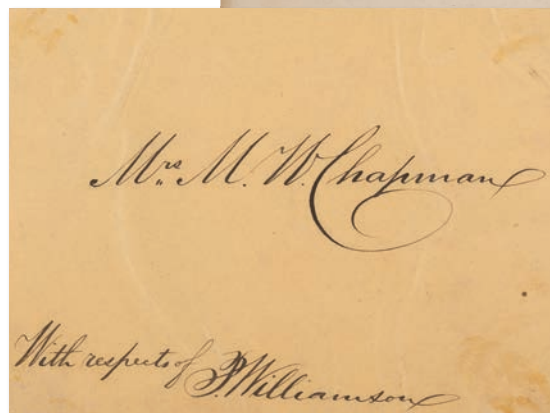
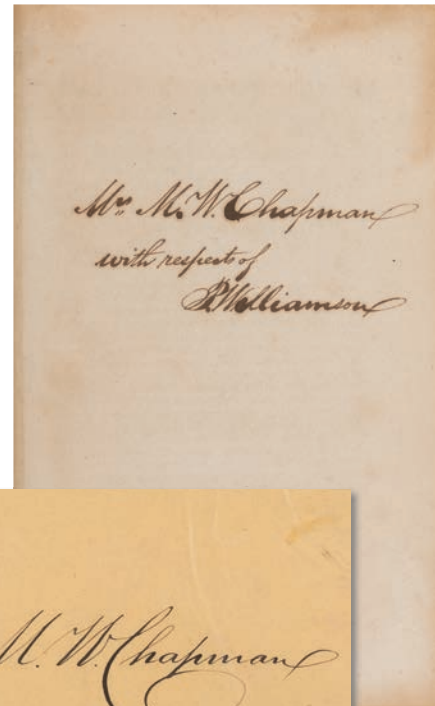
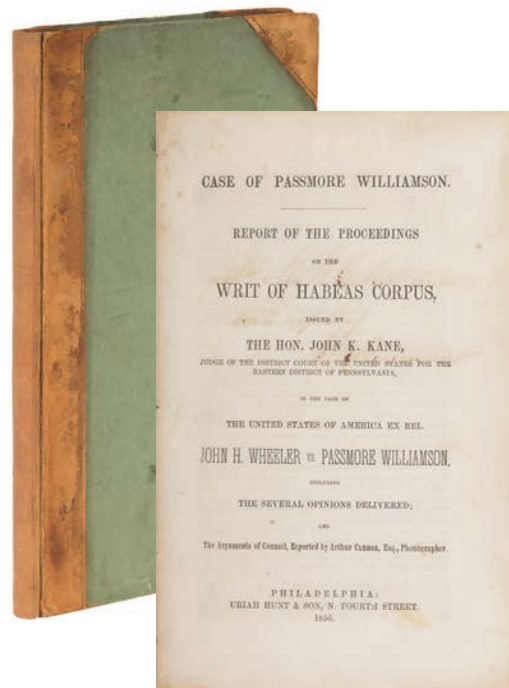
Case of Passmore Williamson. Report of the Proceedings on the Writ of Habeas Corpus, Issued by the Hon. John K. Kane, Judge of the District Court of the United States for the Eastern District of Pennsylvania, In the Case of the United States of America Ex Rel. John H. Wheeler vs. Passmore Williamson, Including the Several Opinions Delivered; And the Arguments of Counsel.

Philadelphia: Uriah Hunt & Son., 1856. 191 pp. Octavo (8-3/4" x 5-1/2").

Contemporary three-quarter sheep over paper, spine expertly rebaked in matching paper. Light rubbing and a few light stains to boards, moderate rubbing to extremities, slip of paper, possibly a label from paper that wrapped this book, reading "Mrs. M.W. Chapman/ With Respects of P. Williamson" affixed to front pastedown, identical inscription to front endleaf. Light toning to interior, light foxing to a few leaves, heavier toning, foxing and offsetting to endleaves, faint show-through from inscription to title page. A nice copy with interesting associations. \$1,850.

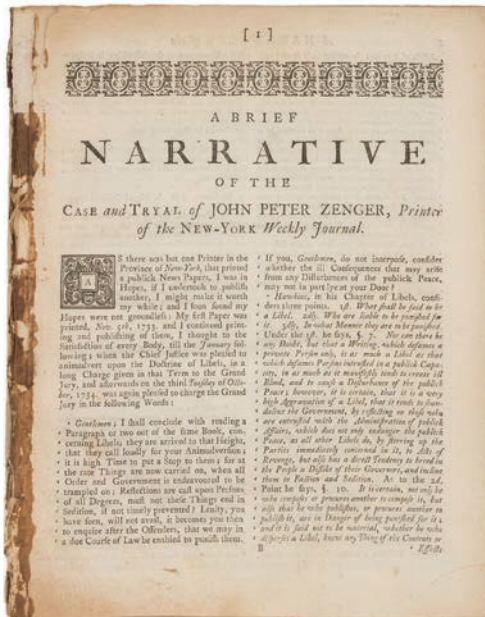
FIRST EDITION. This is the most complete account of the important Pennsylvania fugitive slave case that galvanized the antislavery movement, set the stage for the Dred Scott decision and brought fame to Williamson, a Pennsylvania businessman and antislavery activist. In 1855, he helped three people enslaved by Wheeler, Jane Johnson and her two sons, Isaiah and Daniel, escape while traveling through Philadelphia en route to Nicaragua, where Wheeler was the U.S. ambassador. Williamson was tried by U.S. District Judge John K. Kane, who was known for his proslavery sympathies. When Williamson failed to produce Johnson and her sons, Judge Kane cited Williamson for contempt and sent him to jail. "The longer Williamson languished in jail, the more Kane appeared a tyrant and Williamson a martyr" (Finkelman). Williamson was eventually released after much legal wrangling over contempt and violations of the Fugitive Slave Law. Johnson and her sons settled in Boston and remained free for the rest of their lives.

The recipient of our copy, Maria Weston Chapman [1806-1885], was an important Boston abolitionist. Elected to the executive committee of the American Anti-Slavery Society in 1839, she was, from 1839 until 1842, the editor of its journal *The Non-Resistant*. She also served the cause as a prolific author and, from 1835 to 1865, director of the Boston Anti-Slavery Bazaar, an important annual fundraising event. 📖 Finkelman, *Slavery in the Courtroom* 39-42. Cohen 13767.



Endleaf and pastedown details

THE LANDMARK TRIAL THAT HELPED ESTABLISHED
FREEDOM OF THE PRESS IN AMERICA



119. [TRIAL].
ZENGER, JOHN PETER [1697-1746],
DEFENDANT.

A Brief Narrative of the Case and Tryal of John Peter Zenger,
Printer of the New-York Weekly Journal. [Drop-Head Title].


[London, 1738?]. 32 pp. Text in parallel columns. Quarto (8-1/2" x
6-3/4").

Disbound stab-stitched pamphlet. Moderate toning, light
edgewear, light soiling to exterior, first leaf partially detached,
smudges to a few leaves. \$2,500.

REPRINT OF THE BOSTON EDITION of 1738, one
of the first London editions. The 1734 trial and acquittal of John
Peter Zenger was a landmark event in the establishment of press
freedom in America, a right that would be confirmed by the U.S.
Constitution's First Amendment. Zenger's paper often targeted
New York's governor, William Cosby. Cosby had Zenger arrested
on a charge of seditious libel and ordered the seizure and burning

of the four offending numbers of his journal. Zenger's defense was led by Andrew Hamilton, whose "address to the jury asserted the right of the jury to determine matters of law as well as of fact and held that the truth of an utterance could be upheld as a defense against a charge of libel. Both assertions were contrary to the common law that then prevailed, but it took the jury only a few minutes of deliberation to return a verdict of innocent. Hamilton was immediately hailed as a popular hero and Zenger as a symbol of the free press as a bulwark against tyranny" (ANB).

Written by James Alexander, one of Zenger's lawyers, *A Brief Narrative of the Case and Tryal of John Peter Zenger* was edited and published by Zenger in 1736. Immediately famous, it was reprinted several times in the colonies, London and Dublin.

 *American National Biography* (ANB) 24:233. Sabin 106306. Howes Z6. ESTC N15462.

THE TRIAL OF "WEEPING BILLY"

120. [TRIALS].
GREENAWAY, THOMAS, DEFENDANT.
DUNCAN, WILLIAM, DEFENDANT.
MAYCOCK, JOHN, DEFENDANT.
POPE, JOHN, DEFENDANT.
AUGUSTUS, JOHN, DEFENDANT.

The Trial of Weeping Billy, For the Wilful Murder of Ann Webb. Also,
The Trials of William Duncan, For the Wilful Murder of W. Chivers,
Esq., John Maycock and John Pope, For the Wilful Murder of A.M.
Pooley, At Horsleydown, And John Augustus, For the Wilful Murder
of His Shipmate, Peter Williams.

London: Published by F. Lye, [1807]. 23, [1] pp. Etched pictorial frontispiece
of the murdered (and partially naked) Ann Webb. Final page is a publisher
advertisement. Octavo (8-1/2" x 5-1/2").

Disbound stab-stitched pamphlet bound into later quarter cloth over
marbled boards, gilt title to spine, endleaves added. Moderate rubbing
to extremities, corners bumped and somewhat worn, crack in text block
between frontispiece and title page. Light browning and foxing to interior.

\$500.



Frontispiece detail

ONLY EDITION. The best-known case in this collection of sensational trials is that of Thomas Greenaway. Known as "Weeping Billy" for his emotional demeanor, he was tried for murder, but ultimately acquitted. The account of his trial ends with the charge to the jury. OCLC locates 9 copies worldwide, 5 in North American law libraries (Library of Congress, Social Law Library, University of Minnesota, Worcester Trial Court Library, Yale). 📖

DANIEL WEBSTER FOR THE DEFENSE

121. [TRIALS].
JACKMAN, JOSEPH.
GOODRIDGE, ELIJAH PUTNAM [1787-1851], DEFENDANT.

The Sham-Robbery, Committed by Elijah Putnam Goodridge, On His Own Person, In Newbury, Near Essex Bridge, Dec. 19, 1816: With a History of His Journey to the Place Where he Robbed Himself. And His Trial with Mr. Ebenezer Pearson, Whom he Maliciously Arrested for Robbery. Also the Trial of Levi & Laban Kenniston.

Concord, NH: Printed for the Author, 1819. 151, [1] pp.

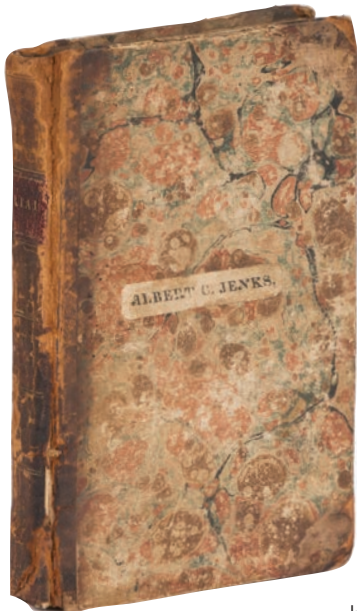
[BOUND WITH]

POWERS, MICHAEL [1769-1820], DEFENDANT.

The Trial of Michael Powars [sic], For the Murder of Timothy Kennedy, Before the Supreme Court of Massachusetts, Boston, April 11, 1820.

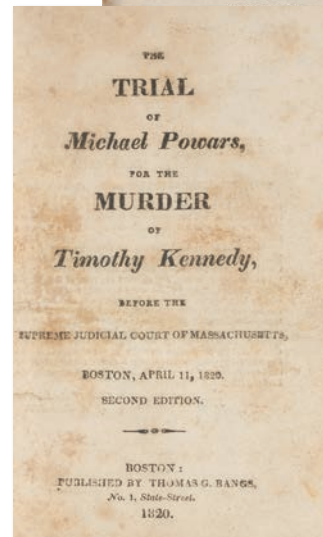
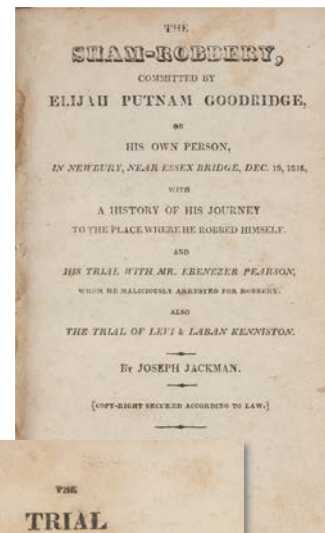
Boston: Published by Thomas G. Bangs, 1820. 35 pp.

12mo (6-1/2" x 4-1/4"). Contemporary three-quarter sheep over marbled boards, lettering piece and gilt fillets to spine, early owner label (Albert C. Jenks) to front board. Moderate rubbing to boards, heavier rubbing to extremities with wear to spine ends and corners, front board beginning to separate but secure, rear hinge cracked, armorial bookplate of Asa P. French (pasted over an earlier bookplate) to front pastedown, description of this item clipped from a bookseller catalogue tipped-in to front free endpaper. Light browning and foxing to interior. \$950.

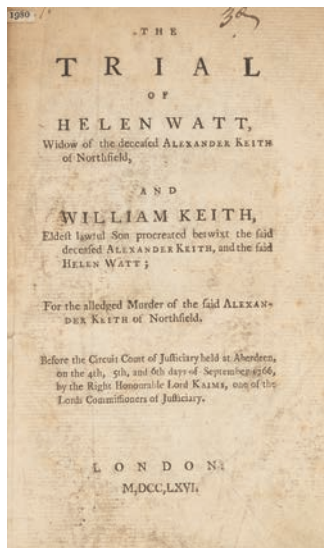


SHAM-ROBBERY: only edition; *Trial*: second and final edition, published in the same year as the first. This volume collects accounts of two trials in which Daniel Webster served as a defense attorney. Jackman's *Sham-Robbery* is a detailed account, by one of the accused, of one of the trials connected with this Massachusetts case, one of the most famous cases of its day. The respected and well-connected Major Goodridge's accusation of robbery against the witless, low-life Kenniston brothers was supported by popular sentiment, until Webster began his defense, which meticulously unraveled the major's story and led to an acquittal. The trial was a landmark in Webster's legal career, and his final address to the jury, first printed here, is considered a classic example of his oratorical skill.

The Powers case involved a fatal encounter in Boston. As McDade notes: "Even the great Daniel Webster could not save Powers, who was condemned for killing Kennedy with a broadax and burying him in the cellar. He was provoked because Kennedy would not pay for the passage money which Powers had advanced to bring him to this country." French [1860-1935], the former owner of this volume, was the United States Attorney for the District of Massachusetts from 1906 to 1914. He lived most of his life in Massachusetts. 📖 *Sham-Robbery*: Cohen 14017; *Trial*: McDade 768.



Title page details



N° 122

A MOTHER AND SON
ACCUSE EACH OTHER OF MURDER

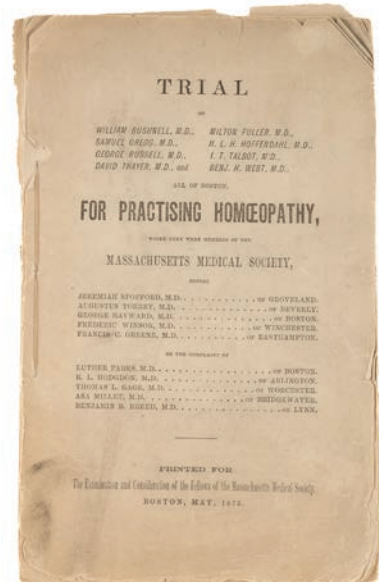
122. [TRIALS].
KEITH, HELEN WATT, DEFENDANT.
KEITH, WILLIAM, DEFENDANT.

The Trial of Helen Watt, Widow of the Deceased Alexander Keith of Northfield, And William Keith, Eldest Lawful Son Procreated Betwixt the Said Deceased Alexander Keith, And the Said Helen Watt; For the Alleged Murder of the Said Alexander Keith of Northfield.

London: S.n., 1766. xxi, [i.e. xx], [2], 9-54, [2] pp. Octavo (7-1/2" x 4-1/2").

Disbound pamphlet bound into later three-quarter calf over marbled boards, gilt title to spine, marbled endpapers. Moderate rubbing to extremities with wear to corners. Moderate toning to interior, light foxing in places, upper-outside corner of leaf F4 (pp. 47-48) lacking with no loss to text, soiling to title page and verso of final leaf, illegible early annotations and tiny label to head of title page. Two contemporary newspaper clippings and 7 pp. article about the trial affixed to added leaves at rear of text. \$950.

ONLY EDITION. Ten years after his death, the widow and second son of Alexander Keith had a falling out and accused each other of murdering him. The trial, in Aberdeen, Lord Kames presiding, determined that both parties participated in the murder and were sentenced to hang. Evidence was sketchy, however, which led to a review and a royal pardon. This title, the only account of this case, is scarce. OCLC locates 4 copies in North America, 2 in law libraries (Harvard, University of Minnesota). 🌀 ESTC T121535.



N° 123

THE MEDICAL ESTABLISHMENT
VS. HOMEOPATHY

123. [TRIALS].
MASSACHUSETTS
MEDICAL SOCIETY.

Trial of William Bushnell, M.D., Milton Fuller, M.D., Samuel Gregg, M.D., H.L.H. Hoffendahl, M.D., George Russell, M.D., I.T. Talbot, M.D., David Thayer, M.D., And Benj. H. West, M.D., All of Boston, for Practicing Homoeopathy, While They Were Members of the Massachusetts Medical Society.

Boston: Printed for the Examination and Consideration of the Fellows of the Massachusetts Medical Society, 1873. 60, [1] pp. Octavo (9" x 6").

Stab-stitched pamphlet in printed wrappers. Moderate toning, light soiling to exterior, wear to corners of text block, moderate edgewear and a few chips and small tears to first and final leaves. \$350.

ONLY EDITION. Founded in 1781, the Massachusetts Medical Society played a leading role in the professionalization of American medicine. This process entailed the discrediting of alternative—some would say rival—medical systems. Homeopathy was one of them. This hearing led to the dismissal of several doctors who incorporated homeopathic methods into their practice. The Society's efforts helped to marginalize homeopathy in the United States; the last school of homeopathic medicine closed in 1920. However, homeopathy began to enjoy a revival in the 1990s and the medical establishment has begun to incorporate some of its practices. OCLC locates 5 copies in law libraries (Harvard, Trial Court Law Library, Lowell, University of Washington, University of Missouri, Social Law). 🌀



“THE MAGNA CARTA OF THE UNITED AMERICAN STATES”

124. [UNITED STATES].
[CONSTITUTIONS].

The Constitutions of the Several Independent States of America; The Declaration of Independence; The Articles of the Confederation Between the Said States; And the Treaties Between His Most Christian Majesty and the United States of America. Published by Order of Congress.

Dublin: London Printed, From the Original Philadelphia Edition, With an Advertisement by the London Editor: And Dublin Reprinted, For Messrs. Gilbert, Price, Walker, White, Beatty, Byrne, and Cash, 1783. [viii], 264 pp. Octavo (8" x 4-3/4").

Contemporary calf, lettering piece and gilt fillets to spine. A few minor scuffs and light stains to boards, which are partially detached and slightly bowed, corners bumped, wear along joints and spine ends with some loss to lettering piece, recent owner bookplate (of J.W. Simons) to front pastedown. Moderate toning to interior, faint dampstaining to sections of text block, faint dampspotting in a few places, later owner signature (of

Joh. H. Wicht) to title page, 1/2" strip removed from its lower margin with no loss to text. \$2,500.

ONLY DUBLIN EDITION, a reissue of the first London edition (1782), the second overall. First printed in Philadelphia in 1781 in an edition of 200 copies, this work collects the Declaration of Independence, the Articles of Confederation, the constitutions of the thirteen states and the 1778 treaties with France, the Treaty of Amity and Commerce and the Treaty of Alliance.

In the Advertisement, dated June 15, 1782, the London editor, or more accurately, re-printer, promoted his effort by noting that only a few copies from “the small number” of the Philadelphia edition “were sent to Europe.” It deserved to be re-issued, he goes on to say, because it “may be considered as the Magna Carta of the United American States, as the code of their fundamental laws, and, in short, the book which the opposite parties among them will at all times claim in some shape or other, and the knowledge of which is therefore necessary to such persons as wish to understand the present or future internal American politics” (lii). OCLC locates 4 copies of the Dublin edition in North American law libraries (Harvard, Northwestern, Ohio State, University of Minnesota). ESTC T138359. Adams, *The American Controversy* 81-74C. Sabin 16090. Cohen 3022.

A NOTABLE EARLY-MODERN HANDBOOK OF COMPARATIVE LAW

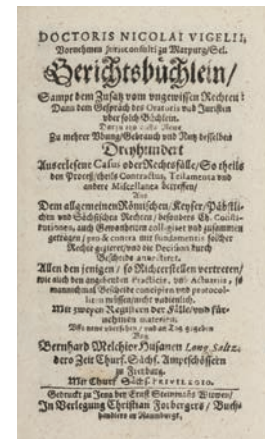


125. VIGELIUS, NIKOLAUS (NICOLAUS) [1529-1600].
HUSAN, BERNHARD MELCHIOR, EDITOR.

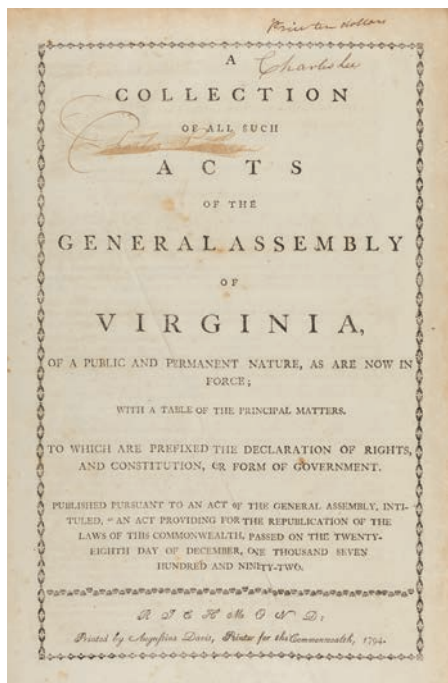
Gerichtsbüchlein: Sampt dem Zusatz von Ungewissen Rechten: Dann dem Gespräch des Oratoris und Juristen über solch Büchlein. Darzu Jetzo auff's Newe zu Mehrer Übung, Gebrauch und Rutz Desselben Dreyhundert Auserlesene Casus oder Rechtsfälle, So Theils den Process, Theils Contractis, Testamenta und Andere Miscellanea Betreffen, Aus dem Allgemeinen Römischen/ Kayser/ Päbstlichen und Sächsischen Rechten, Besonders Th. Constitutionen, Auch Gewohnheiten Colligiret und Zusammen Getragen, Pro & Contra mit Fundamentis Solcher Rechte Gezieret, Und die Decision durch Bescheide Annectiret. Allen den Jenigen, So Richterstellen Vertretten, Wie auch den Angehenden Practicis, Und Actuariis, So Manchmal Bescheide Concipirn und Protocoliren Müssen, Nicht Undienlich. Mit Zweyen Registern der Fälle und Fürnehmsten Materien.

Jena: Gedruckt...bey Ernst Steinman, In Verlegung Christian Forbergers, Buchhandlers in Naumburgk, [1635]. [xvii], 677, [10] pp. Title page preceded by copperplate pictorial title page. Octavo (6" x 3-1/2").

Contemporary vellum with lapped edges, blind rules to boards, blind fillets and early hand-lettered title to spine, ties renewed (one lacking), edges green. Light soiling and spotting, small hole to rear joint, later (illegible) ownership signature (dated 1716) to front pastedown, minor worming to rear pastedown. Moderate toning to interior, somewhat lighter or heavier in places, occasional light foxing, partial crack in text block between pp. 152-153, all leaves secure. An appealing copy. \$950.



LATER EDITION. Vigelius, a professor at Marburg, was one of the leading legal methodists of the late sixteenth century. His *Gerichtsbüchlein* is a comparative collection of cases judged under Roman law, canon law and the customary laws of the Holy Roman Empire. First published in 1588, it went through several editions and issues into the eighteenth century. Our 1635 edition has an attractive copperplate pictorial title page with a depiction of Lady Justice. *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 31:749698B.



OWNED BY A FORMER
U.S. ATTORNEY GENERAL

126. [VIRGINIA].

A Collection of All Such Acts of the General Assembly of Virginia, Of a Public and Permanent Nature, As are Now in Force; With a Table of the Principal Matters. To Which are Prefixed the Declaration of Rights, And Constitution, Or Form of Government. Published Pursuant to an Act of the General Assembly, Intituled, "An Act Providing for the Republication of the Laws of this Commonwealth," Passed on the Twenty-Eighth Day of December, One Thousand Seven Hundred and Ninety-Two.

Richmond: Printed by Augustine Davis, Printer for the Commonwealth, 1794. 380 pp. Folio (14-1/4" x 9-1/4").

N° 126

Contemporary sheep, blind rules to boards, raised bands with red lettering piece to spine, illegible faint early signature to head of front board. Rubbing and light scuffing, wear to head of spine, corners bumped, front hinge cracked. Moderate toning to interior, light foxing in places, minor ink smudges and tears to a few leaves, owner signatures of Charles Lee, one smudged, and "Price ten dollars" in early hand to head of title page. A very good copy. \$2,500.

COVERS 1776 TO 1794. Known as the "Revised Code," this compilation followed the *Collection of Public Acts* of 1785, the first post-colonial compilation. It contains the session laws from 1776 to 1794. Charles Lee [1758-1815], a lawyer and politician from the prominent Virginia family, was United States attorney general from 1795 until 1801. He was also a member of the Virginia House of Delegates from 1793 to 1796 and served as acting secretary of state from May 13 to June 5, 1800. 🏰 Tower 933. Benedict 476. Babbitt 591.

GUIDE TO NOTARIES IN THE HOLY ROMAN EMPIRE WITH A HANDSOME TITLE PAGE

127. VOLCKMANN, ADAM [1612-1664]. BEYER, GEORG [1665-1714], EDITOR.

Volckmannus Emendatus Sive Manuale Advocatorum et Notariorum: Hand-Buch vor Advocaten und Notarien, So Bisshero unter dem Titul: Adam Volckmanns Notariat-Kunst zu Vielen Mahlen Edirt und Gebessert, Nunmehr aber Durch und Durch Geändert....

Leipzig: Verlegt von Johann Grossens seel. Erben, und Johann Friedrich Braun, 1708. Three parts. [x], 522 [i.e. 514]; [ii], 416; [14], 200, [22] pp. Sections of text in parallel columns. Second and third parts have title pages. Main title page preceded by copperplate pictorial title page featuring a court scene and Lady Justice. Folio (13-1/4" x 8-1/4").

Contemporary calf, gilt spine with raised bands and gilt title (reading *Volckmanni Notariat Kunst*), speckled edges. Moderate rubbing and a few minor scuffs to boards, somewhat heavier rubbing to extremities, chipping to head of spine, front joint cracked, corners bumped, upper corners moderately worn, hinges partially cracked, small recent owner inkstamp to front pastedown. Main title page printed in red and black. Moderate toning to interior, faint dampstaining to fore-edges of rear quarter of text block, spark burns to a few leaves, light soiling and fading to pictorial title page, offsetting to margins of preliminaries, final leaves of text and rear endleaves. A handsome copy. \$2,000.



Details from N° 127

LATER EDITION. Like their counterparts in other lands with civil-law systems, notaries in the Holy Roman Empire occupied an important place in the legal hierarchy analogous to a present-day British solicitor. First published in 1625-1625, with a title beginning *Informatio Notariorum*, Volckmann's treatise was a standard work into the mid-1700s. (Its final edition was published in 1763.) A detailed reference, it outlines the legal responsibilities of a notary and reviews aspects of notarial practice and procedure. It is a fine source of historical information on everyday legal practice in the Holy Roman Empire. All editions of this work are scarce. OCLC locates 1 complete copy of the 1708 edition in North America (UC-Berkeley Law School). It is not listed in *Das Verzeichnis Deutscher Drucke des 18. Jahrhunderts*. 🏰

COMPREHENSIVE (AND SCARCE)
EIGHTEENTH-CENTURY TREATISE ON INSURANCE



128. WESKETT, JOHN.

A Complete Digest of the Theory, Laws, And Practice of Insurance; Compiled from the Best Authorities in Different Languages, Which are Quoted and Referred to Throughout the Work; And Arranged in Alphabetical Order, Under Many Select Heads, With Ample References, And a General Index; Affording Immediate and Full Information, On Every Distinct Matter, Question, Or Point.... With a Preliminary Discourse; Wherein are Delineated the Very Great Disorders which Prevail in Affairs on Insurance; Their Principal Causes Explained; And Methods Proposed for Better Regulation and Prevention.

Dublin: Printed for Elizabeth Lynch, 1783. [vi], lxxxiv, 612, [4] pp. Octavo (8-1/2" x 5").

Contemporary calf, blind rules to boards, gilt-edged raised bands and lettering piece to spine, gilt decoration to compartments. Light rubbing to

boards, moderate rubbing to extremities, front joint cracked, small hole to rear joint, hinges cracked, faint offsetting to endpapers, signed bookplate (of John Wilkinson) to front pastedown, armorial bookplate (of Henry Collingwood) to rear pastedown. Light toning to interior, occasional very light foxing and soiling. A handsome copy. \$1,250.

DUBLIN ISSUE of the second edition. The book begins with a critical 80-page essay on insurance law that proposes several reforms. The main body is a remarkably comprehensive legal and historical digest concentrating on marine insurance, but also discussing life and fire insurance. There are frequent references to America, and considerable discussion of international law, the laws of war and the work of such important economists and theorists as Cantillon, Child, Cary, Postlethwayt, De Moivre and Price. A second, and final, London edition was published in 1783. Dublin reprints were issued in 1783 and 1794, a German translation in 1782-87. The critical 80-page essay was also published separately in 1789. All of these are scarce. Concerning the 1783 Dublin edition, OCLC locates 10 copies in North American law libraries. This edition not in *Goldsmiths'* Sweet & Maxwell 1:528 (105).

COMPREHENSIVE VICTORIAN-ERA TREATISE ON INTERNATIONAL LAW

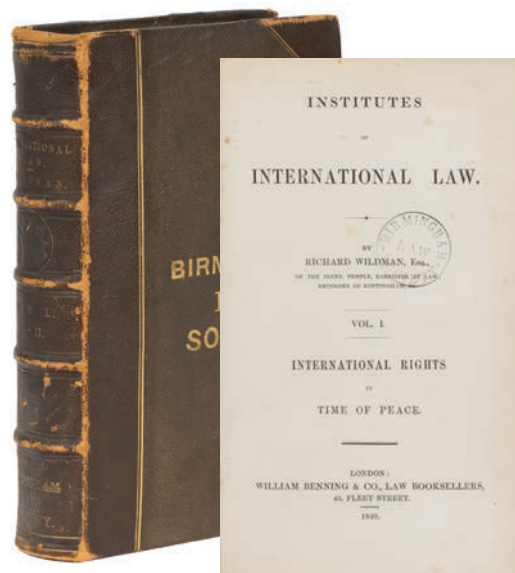
129. WILDMAN, RICHARD [1802-1881].

Institutes of International Law.

London: William Benning & Co., 1849-1850. Two volumes in one. viii, 203; vi, 436 pp. Octavo (8-1/2" x 5-1/4").

Near-contemporary pebbled cloth, gilt-stamped library name to front board and foot of spine, gilt library insignia to rear board, marbled endpapers. Moderate rubbing to extremities, corners lightly bumped, front hinge starting at head, library bookplate and small shelf label and bookseller ticket to front pastedown. Moderate toning, fold lines and brief early annotations in pencil to a few leaves, small library stamps to title page of Volume I and a few other leaves. \$650.

ONLY EDITION. Wildman's comprehensive history and overview of the principles of international law provides an excellent summary of the field as it was understood by practicing lawyers in Great Britain during the mid-1800s. The volumes are sub-titled: *International Rights in Time of Peace* and *International Rights in Time of War*. This was reissued in Philadelphia in 1850. Sweet & Maxwell 2:380.





N° 130

“BRITISH JUSTICE SHALL
NEVER BE STAINED BY PARTIALITY”

130. [WILLIAMS, CHARLES (d.1830)].

The Balance of Justice.

[London]: S.W. Fores, 1802.

10-1/2" x 16" (image size 9-1/4" x 15") hand-colored etching. Light soiling to margins, small spot to image, a few very small tears to top-edge, lower right corner lacking without loss to caption, adhesive residue from mounting to verso, colors vivid. \$1,250.

“A MUTINY BROKE OUT in the Bantry Bay Squadron in Dec. 1801, on a report that ships were to be ordered to the West Indies, despite the peace. Thirteen men were court-martialed, and six were hanged in three ships at Spithead on 15 Jan. On 20 Jan. Joseph Wall, Governor of Goree, was tried for the murder of a sergeant in 1782, by having him brutally flogged without trial on a charge (unsustained) of mutiny. After being twice respited he was executed on 28 Jan., the Privy Council having held several deliberations on his case. His fate was probably decided by the fear that public opinion would resent his escape just after the execution of the sailors” (*BM Satires*).

The image depicts the corpses of the thirteen sailors being weighed on the scales of justice against the single corpse of Governor Wall. The balance hangs in front of a stone building with broadside accounts of the executions and a tablet reading “It is determined that British Justice shall never be Stained by Partiality, while the poor & ignorant suffer for their Folly the Rich shall also suffer for their Brutality and Infamy.” *BM Satires* 9845.

THE LAST DIGEST OF
ENGLISH STATUTE LAW

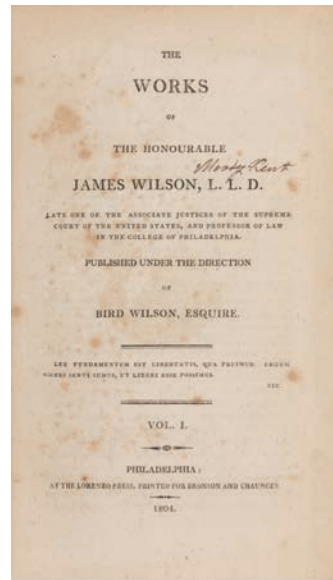
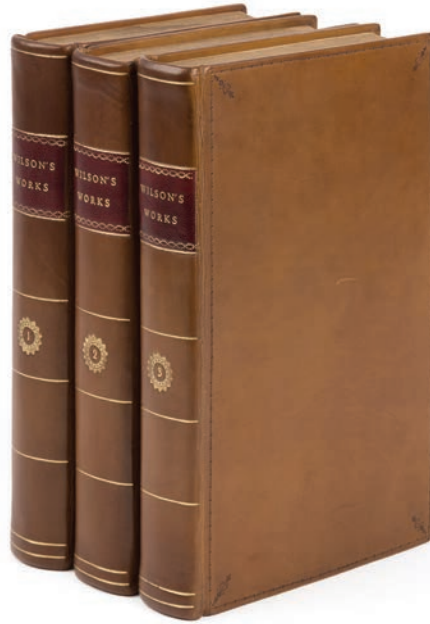
131. WILLIAMS, THOMAS WALTER
[1763-1833].

A Compendious Digest of the Statute Law, Comprising the Substance and Effect of All the Public Acts of Parliament in Force, From Magna Charta in the Ninth Year of King Henry III. To the Twenty-Seventh Year of His Present Majesty King George III. Inclusive.

London: Printed by His Majesty's Law Printers, 1787. viii, 669, [25] pp. Final leaf is a publisher advertisement. Octavo (8-1/2" x 5").

Recent period-style quarter calf over marbled boards, raised bands, lettering piece, blind fillets and gilt publication date to spine, endpapers renewed. Moderate toning to interior, faint dampstaining to upper outside corners of final five leaves, offsetting and light foxing to preliminaries, early owner signature (Christopher Hunter, dated 1795) to head of title page. \$750.

FIRST EDITION. Williams was the last writer to produce a digest of Great Britain's statute law. (The contents are arranged alphabetically by topic.) A barrister of the Inner Temple, he didn't have success as a pleader. He was known instead for his writings. In addition to digests and a dictionary, he wrote manuals for justices of the peace, compiled abridgments and edited an edition of William Sheppard's *Precedent of Precedents*. A well-received work, the *Compendious Digest* had 3 later editions, the last in 1812. The first edition is scarce. OCLC locates 5 copies in North American law libraries (Boston College, Harvard, Library of Congress, UCLA, University of Virginia). *ESTC* T94598.



WITH EARLY COMMENTARIES ON THE U.S. CONSTITUTION
BY ONE OF ITS AUTHORS

132. WILSON, JAMES [1742-1798].
WILSON, BIRD [1777-1859], EDITOR.



Frontispiece detail

The Works of the Honourable James Wilson, L.L.D. Published under the Direction of Bird Wilson, Esquire.

Philadelphia: At the Lorenzo Press, 1804. Three volumes. xvi, 467; vi, 497; iv, 439 pp. Volume I has stipple-engraved portrait frontispiece. Octavo (8-1/4" x 5").

Full period-style calf, blind fillets to boards, lettering pieces and gilt fillets and volume numbers to spines, endpapers renewed. Light browning to interiors, light foxing and finger smudges to a few leaves in each volume, faint dampstaining to heads of preliminaries and a few following leaves in Volume I, early owner name (Moody Kent) to title page of Volume I and margins of a few leaves in all volumes. A handsome set. \$9,500.

FIRST EDITION. Wilson was one of the most influential delegates to the Federal Constitutional Convention and one of the six founding fathers who signed both the Declaration of Independence and the U.S. Constitution, helping to draft the Preamble to the U.S. Constitution and influencing the structure of the office of the presidency, the electoral college, the judiciary, and the Three-Fifths Compromise. He was also the principal author of the Pennsylvania constitution, a professor of law and an associate justice of the United States Supreme Court.

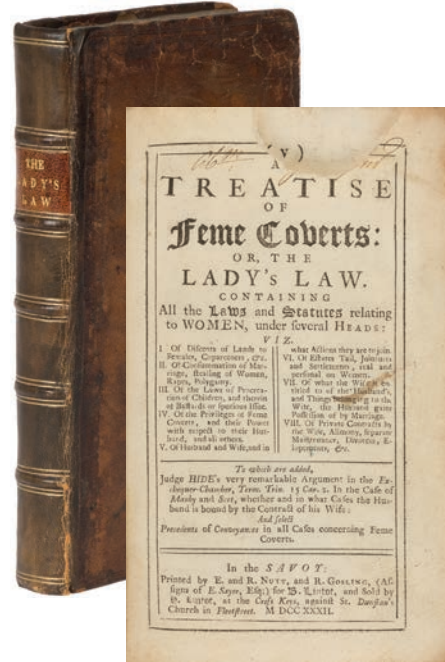
The *Works* are comprised mostly of lectures delivered in 1790-1791 at the College of Philadelphia. They cover several aspects of public and private law, such as the common law, general principles of the law of nations and the law of nature, crime, obligations and property. There are also lectures on the U.S. Constitution, which are some of the earliest commentaries on that document. The texts of several important speeches given at the Federal Convention and his rousing oration celebrating Pennsylvania's adoption of the Constitution on July 4, 1788 are also included. Many of these pieces are important early commentaries on the Constitution. ☞ Cohen 2309. Sabin 104632.



ONE OF THE VERY FIRST TREATISES ON LAWS CONCERNING WOMEN

133. [WOMEN].
[GREAT BRITAIN].

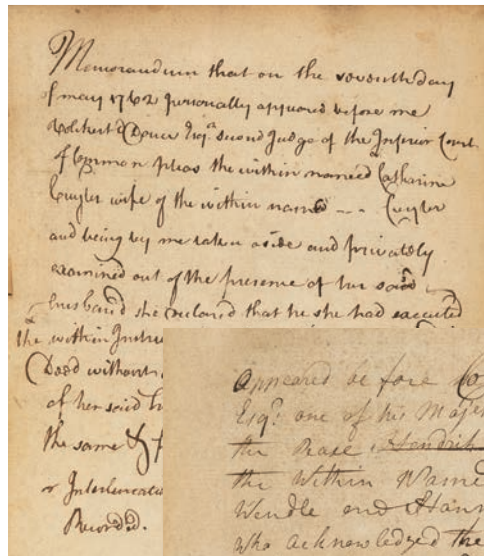
A Treatise of Feme Coverts: Or, The Lady's Law. Containing All the Laws and Statutes Relating to Women, and Several Heads: I. Of Dissents of Lands to Females, Coparceners, Etc. II. Of Consummation of Marriage, Stealing of Women, Rapes, Polygamy. III. Of the Laws of Procreation of Children, And Therein of Bastards or Spurious Issue. IV. Of the Privileges of Feme Coverts, And Their Power with Respect to Their Husband, And All Others. V. Of Husband and Wife, And in What Actions They Are to Join. VI. Of Estates Tail, Jointures and Settlements, Real and Personal on Women. VII. Of What the Wife is Entitled to of the Husband's, And Things Belonging to the Wife, The Husband Gains Possession of by Marriage. VIII. Of Private Contracts by the Wife, Alimony, Separate Maintenance, Divorces, Elopements, Etc. To Which are Added, Judge Hide's Very Remarkable Argument in the Exchequer-Chamber, Term. Trin. 15 Car. 2 In the Case of Manby and Scot, Whether and in What Cases the Husband is Bound by the Contract of His Wife: And Select Precedents of Conveyances in all Cases Concerning Feme Coverts.



[London]: Printed by E. and R. Nutt, And R. Gosling, 1732. [iii]-viii, 264, [16] pp. Lacking initial publisher advertisement leaf. Octavo (7-1/2" x 4-3/4").

Contemporary calf, rebaked in period style, blind rules to boards, blind fillets along joints, lettering piece, raised bands and gilt fillets to spine. Light rubbing and a few minor scuffs to boards, moderate rubbing to extremities, front joint starting at foot, corners bumped and somewhat worn, hinges cracked, scuff and partially erased owner inscription to front pastedown, later owner signature (L. James) to recto and verso of front free endpaper, which is lacking its upper outside corner. Moderate

toning to interior, light foxing in a few places, mostly to margins, tiny inkstain to title page, tiny chip to its upper margin with minor loss and partial removal of early owner signature, extensive contemporary annotations to rear endleaves. \$3,000.

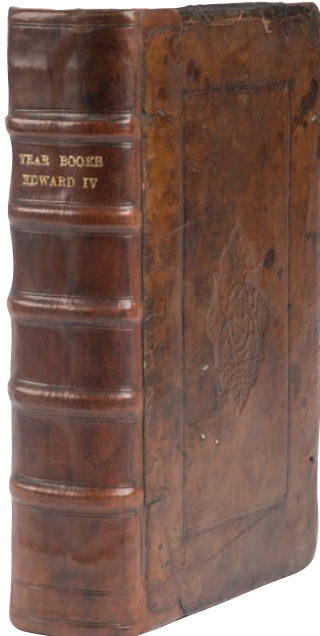


FIRST EDITION. One of the first four books on the subject, *The Lady's Law* examines the doctrines of English law relating to a "feme covert," that is, a woman in a household headed by a father, guardian or husband. Written from a perspective sympathetic to women, it deals with precedents of conveyances not covered in

The Law of Baron and Feme (1700), and as such can be seen as a companion volume. The treatise concludes with an account of Robert Hyde's argument in the case of *Manby v. Scott* (1663), in which he argued that a husband who is separated from his wife is not liable to a vendor for goods the wife purchased from the vendor. A second edition of this work was published in 1732. The annotations in our copy are notes on a 1762 case concerning "the married Catherine Cuyler" and a 1764 case concerning Hendrick Wendle and his wife Hannah. ESTC T107459.

Annotation details

A COMPLETE RUN OF 20 YEAR BOOKS OF EDWARD IV



134. [YEAR BOOKS]. EDWARD IV [1442-1483], KING OF ENGLAND.

De Termino Michaelis Anno Primo Eduardi Quarti.

[London: Imprinted...In Fleetstrete within Temple Barre at the signe of the hande and starre, by Richard Tottill, Anno. 1556 [i.e. 1571?]]. x ff.

[BOUND WITH]

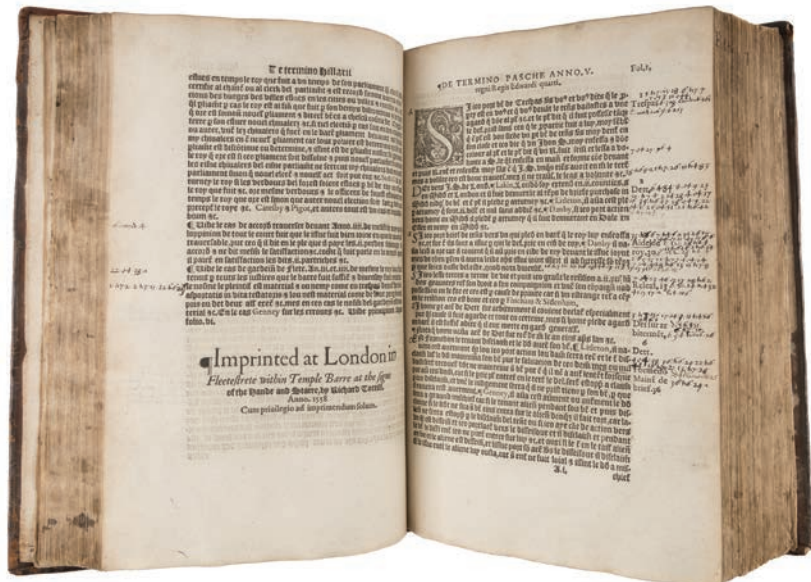
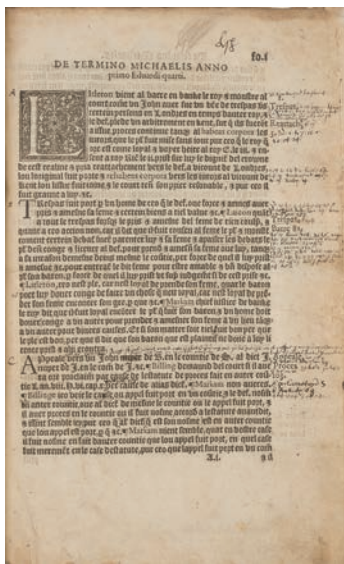
[19 Year Books of Edward IV, Years 2-22].

[London: Richard Tottell, 1556-1572]. All text collates complete; one blank lacking.

Contemporary paneled calf, large central blind arabesques, rebacked and recorned in period style with raised bands, blind fillets and gilt title to spine, endpapers renewed. Light rubbing, scuffing, faint dampstaining and a few small holes to boards, moderate rubbing to board edges, corners bumped, ink annotation (Edw. 4) to fore-edge of text block, front hinge mended, rear hinge cracked, later owner name (William Humfrys) to front pastedown. Light toning to interior, annotations, underlining or minor corrections in ink in a (likely single) early hand to nearly every page, very light foxing and soiling in a few places, small tears or chips to fore-edges of a few leaves, minor loss to annotations on two pages, no loss to text. An impressive complete collection. \$10,000.

IT IS DIFFICULT TO OVERESTIMATE the importance of the Year Books. As a series of notes on debates and points of pleadings in Norman England they are crucial primary sources for our knowledge of medieval common law. They also provide a richly detailed portrait of contemporary English life, customs and manners. The origin of the Year Books is unknown. Some scholars believe the earliest volumes were notes transcribed by law students for study and for the use of lawyers in later cases, while others maintain they were made by lawyers. Though it is not known when the first manuscript volumes were compiled, the cases date from the 1270s to 1535.

Printed editions of the Year Books were first issued by William de Machlinia between 1481 and 1482. The present titles belong to the so-called "Quarto Edition." Not a set or edition in the conventional sense, these volumes were issued separately with various dates and impressions between 1522 and 1619. The extensive annotations to our volume, some brief glosses and others case citations and references to other Year Books, indicate detailed review by an early reader and demonstrate the utility of the Year Books to scholars and practitioners. ☞ Beale R228, R238, R246, R254, R261, R269, R277, R285, R292, R305, R312, R318, R324, R330, R337, R343, R349, R355a, R361, R368. ESTC S112400, S92221, S111915, S111918, S113703, S111983, S111989, S119643, S117985, S92224, S117989, S117991, S117993, S113706, S118000, S118003, S118007, S118008, S119646, S119647.

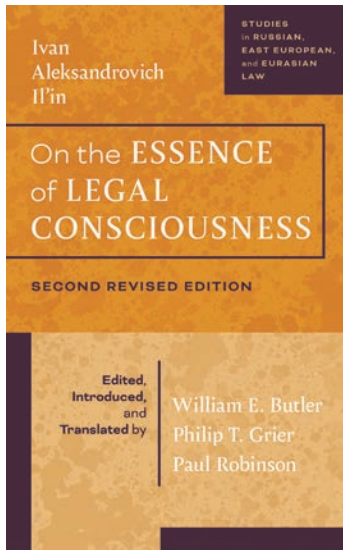


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and Translated by
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PHILIP T. GRIER,
and PAUL ROBINSON

x, 403 pp.
ISBN 978-1-61619-679-0
Hardcover 2023
\$150.

IL'IN'S CLASSIC WORK is the most impassioned and cogent work by a Russian jurist on the rule of law. The product of nearly four decades of labor, which could not be published in the former Soviet Union, this revised edition places the work in the context of developments since its first English translation in 2013. The text is accompanied by one of Il'in's early and influential articles

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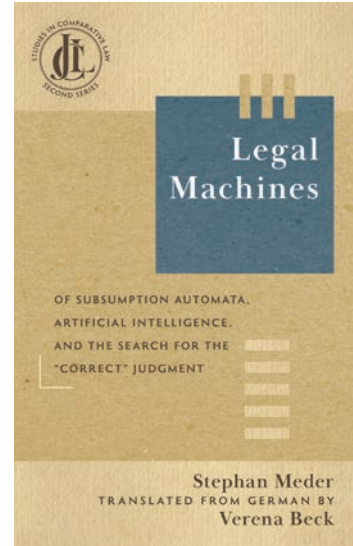
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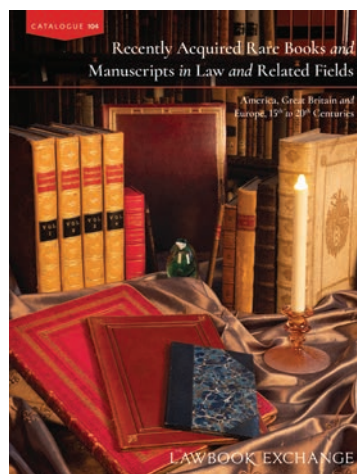
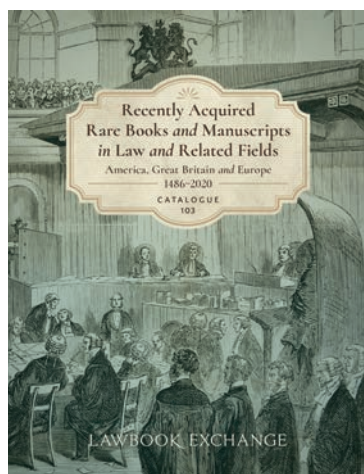
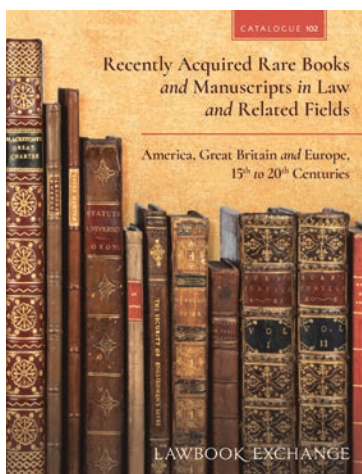
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