

30

RECENT  
ANTIQUARIAN  
ACQUISITIONS

*June 14, 2016*



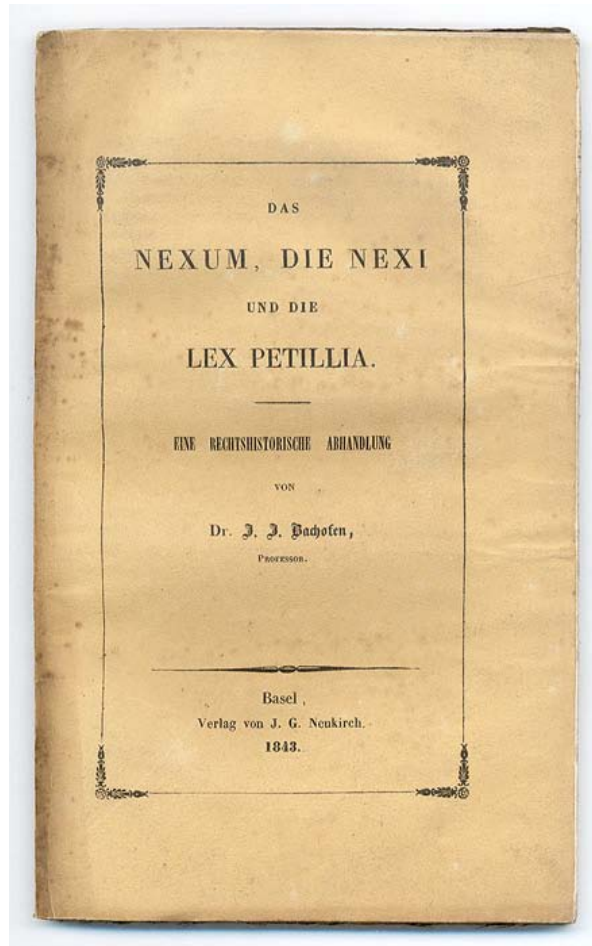
*Joseph  
Hemard*

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## 30 Recent Antiquarian Acquisitions



### The Roman Law of Parent and Child

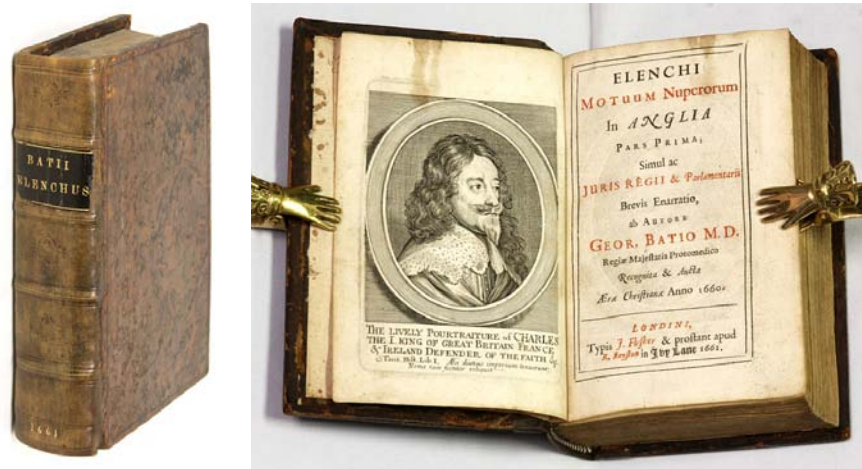
#### 1. Bachofen, Johann Jakob [1815-1887].

*Das Nexum, die Nexi und die Lex Petillia: Eine Rechtshistorische Abhandlung.* Basel: Verlag von J.G. Neukirch, 1843. [ii], 160 pp. Octavo (8-1/2" x 5").

Original printed publisher wrappers, unopened signatures. Some rubbing to edges, light soiling and faint dampspotting, spine darkened. Moderate toning and occasional light foxing to text. \$1,250.

\* First edition. Bachofen, a founder of the German Historical School, is best-known as the author of *Das Mutterrecht* (1861), a ground-breaking history of the family as a social institution. An early example of his work in this field, *Das Nexum* deals with the Roman law of parent and child. OCLC locates no copies in North America. *British Museum Catalogue* (Compact Edition) 2:79.





### A Noted Royalist's History of the English Civil War

#### 2. Bate, George [1608-1669].

*Elenchi Motuum Nuperorum in Anglia Pars Prima; Simul ac Juris Regii & Parlamentarii Brevis Enarratio, Ab Autore Geor. Batio M.D. Regiae Majestatis Protomedico Recognita & Aucta Aerae Christianae Anno 1660.* London: Typis J. Flesher & Prostant Apud R. Royston in Ivy Lane, 1661. [xii], 257, [7] pp. Copperplate frontispiece of King Charles I.

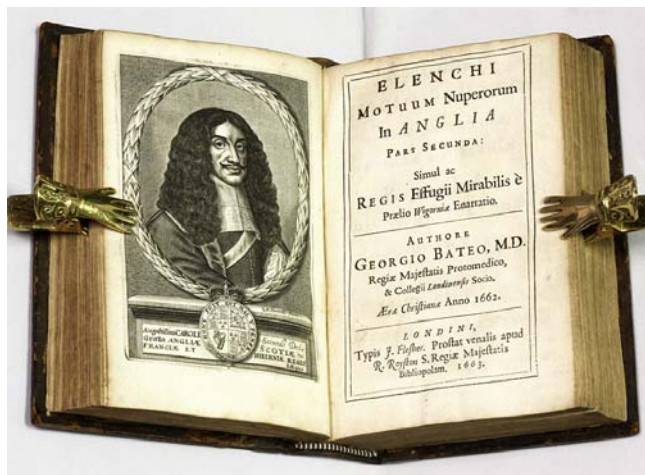
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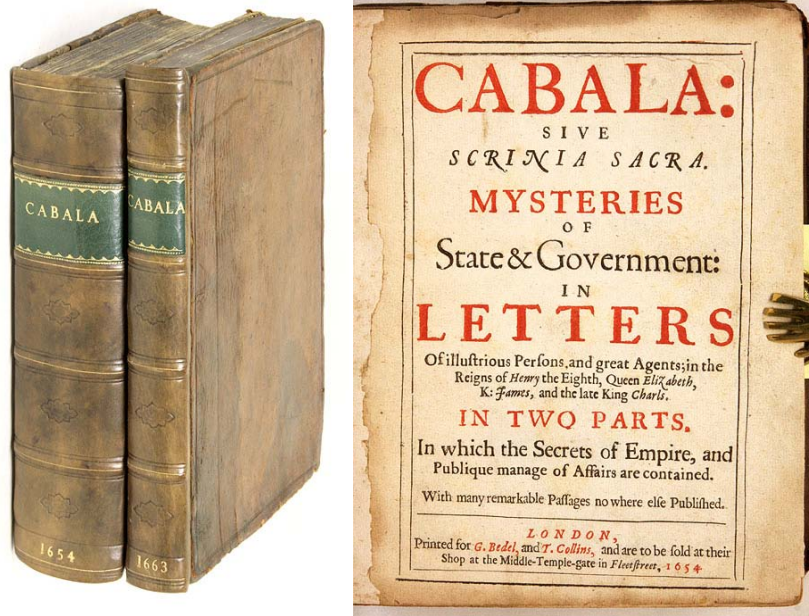
**Bate, George.**

*Elenchi Motuum Nuperorum in Anglia Pars Secunda: Simul ac Regis Effugii Mirabilis è Praelio Wigorniae Enarratio. Authore Georgio Bateo, M.D. Regiae Majestatis Protomedico, & Collegii Londinensis Socio. Aerae Christianae Anno 1662.* London: Typis J. Flesher. Prostat Venalis Apud R. Royston S. Regiae Majestatis Bibliopolam, 1663. [xvi], 442, [22] pp. Final leaf blank. Half-title, Copperplate frontispiece of King Charles II.

Octavo (7" x 4-1/2"). Contemporary mottled calf, rebacked in period style retaining existing lettering piece, blind rules to boards, raised bands and lettering piece to spine, hinges mended. Some rubbing to board edges, corners bumped. Title page of first part printed in red and black. Moderate toning, some leaves have light foxing, a few have minor stains. Brief annotations in small early hand to a few leaves, interior otherwise clean. \$650.

\* Later editions, the second part one of three issues from 1663. First published anonymously in 1649, this work was originally intended to publicize the events of the Civil War from a Royalist perspective to a continental audience. Later editions updated the narrative through the fall of Cromwell and the reign of Charles II. The final edition was published in 1676. Bate was an eyewitness to much of the history he recorded. A doctor, he was chief physician to Charles I, Cromwell and to Charles II. (He concealed his political beliefs during the Civil War.) *English Short-Title Catalogue* R39866, R209282.





**"The Secret History of the Last Years of James, And the Earliest of Charles"**

3. [Bedell, Gabriel].

[Collins, Thomas].

*Cabala: Sive Scrinia Sacra. Mysteries of State & Government: In Letters of Illustrious Persons, And Great Agents; In the Reigns of Henry the Eighth, Queen Elizabeth, K: James, And the Late King Charls. In Two Parts. In which the Secrets of Empire, And Publique Manage of Affairs are Contained. With Many Remarkable Passages no Where Else Published.* London: Printed for G. Bedel and T. Collins, And are to be Sold at Their Shop, 1654. [xvi], 347, [12]; [xii], 160, 181-355 [i.e. 255], [15] pp. Two parts in one book, each with title page and individual pagination. Text continuous despite pagination. Publisher catalogue misbound at end of Part II. Complete.

[And]

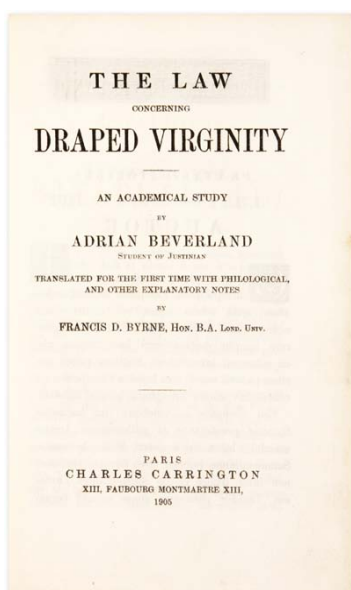
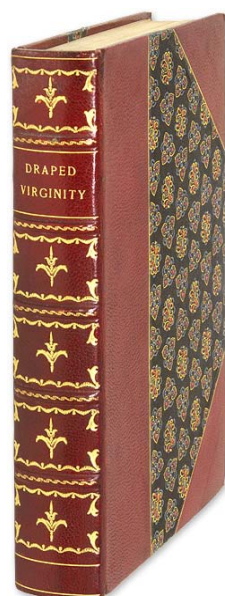
[Bedell, Gabriel].

[Collins, Thomas].

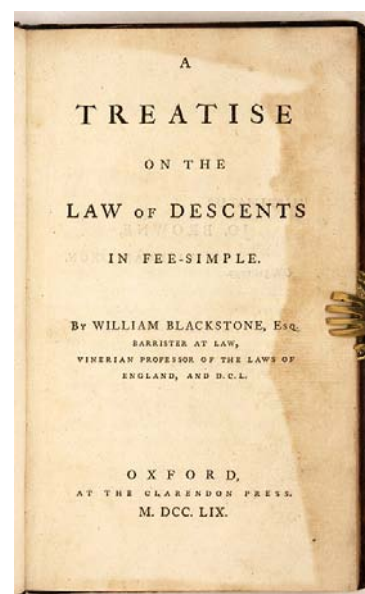
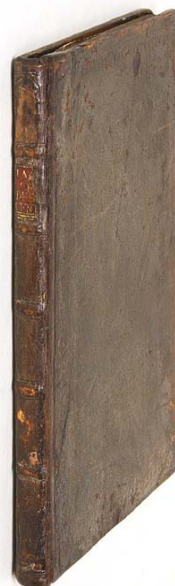
*Scrinia Ceciliana: Mysteries of State & Government: In Letters of the Late Famous Lord Burghley, And Other Grand Ministers of State: In the Reigns of Queen Elizabeth, And King James. Being a Further Additional Supplement of the Cabala. As Also Many Remarkable Passages Faithfully Revised, And No Where Else Published. With Two Exact Tables; The One of the Letters, The Other of Things Most Observable.* London: Printed for G. Bedel and T. Collins, and are to be sold at their shop, 1663. [xvi], 104, 97-228 [i.e. 224], [8] pp. Complete.

Quarto (7-1/4" x 6"). Contemporary calf, rebacked, blind rules to boards, lettering pieces, gilt-decorated raised bands and blind ornaments to spines, hinges mended, title page of *Cabala* re-hinged. Moderate rubbing, minor scuffs and faint stains to boards, heavier rubbing to edges with wear to corners, early owner bookplate and hand-written shelf to verso of title page of *Scrinia*. Title pages printed in red and black, woodcut head-pieces. Moderate toning to text, somewhat heavier in places, minor edgewear to preliminaries, light soiling to title pages, interiors otherwise clean. \$650.

\* *Cabala*, second edition, and the first with a second part; *Scrinia Ceciliana*, first edition, also published as part of the 1663 edition of *Cabala*. A documentary account of events leading to the Civil War, this collection of documents and letters by such prominent men as Sir Francis Bacon and Sir Philip Sidney, "professes to give impartially all the materials of the secret history of the last years of James, and the earliest of Charles, and especially those concerning the actions of Buckingham, the 'Subtleties of Spain,' and the 'Practises of our Home-Roman Catholics, and of some of those who were called Puritans then.'" Among the papers of interest new to the public were Bacon's *Considerations concerning the Queen's Service in Ireland* (undated) and a large number of letters from him and others to Buckingham. The whole is a curious medley of foreign, home, Irish, and even university affairs": *Cambridge History English Literature* VII:489. Another edition of this work was published in 1691. *English Short-Title Catalogue* R21971, R10583.



Item 4



Item 5

**Fine-Press Edition of a Licentious  
Seventeenth-Century "Treatise" on Female Virginity and "Sexual Lubricity"**

**4. Beverland, Adrian (Hadrian) [c.1654-1712].**

**Byrne, Francis D., Editor and Translator.**

*The Law Concerning Draped Virginity. An Academic Study by A Student of Justinian. Translated for the First Time with Philological, And Other Explanatory Notes.* Paris: Charles Carrington, 1905. xxxix, 475 pp. Latin text and English translation on facing pages, reproduction of original title page reading: *Hadriani Beverlandi Justinianaei de Stolatae Virginitatis Jure Lucubratio Academica* (Leiden, 1680).

Contemporary three quarter morocco over patterned boards, raised bands, gilt title and gilt ornaments to spine, top-edge gilt, deckle fore and bottom-edges, patterned endpapers, text recased, hinges mended. Negligible light rubbing to extremities, minor wear to corners, owner bookplate and "cupboard" in fine hand to front pastedown, interior otherwise fresh. \$400.

\* From an edition of 500 "issued for private circulation amongst students of philology and anthropology and adult collectors of literary curiosities only," this number 351. Originally published in 1680, this mock-treatise offers an "academic lucubration on woman's propensity for sexual lubricity." Its mock-legalistic discourse is enlivened with numerous references to modern and classical literature, with an emphasis, as one would expect, on Ovid and Juvenal.

**First Edition of Blackstone's Essay on Descents**

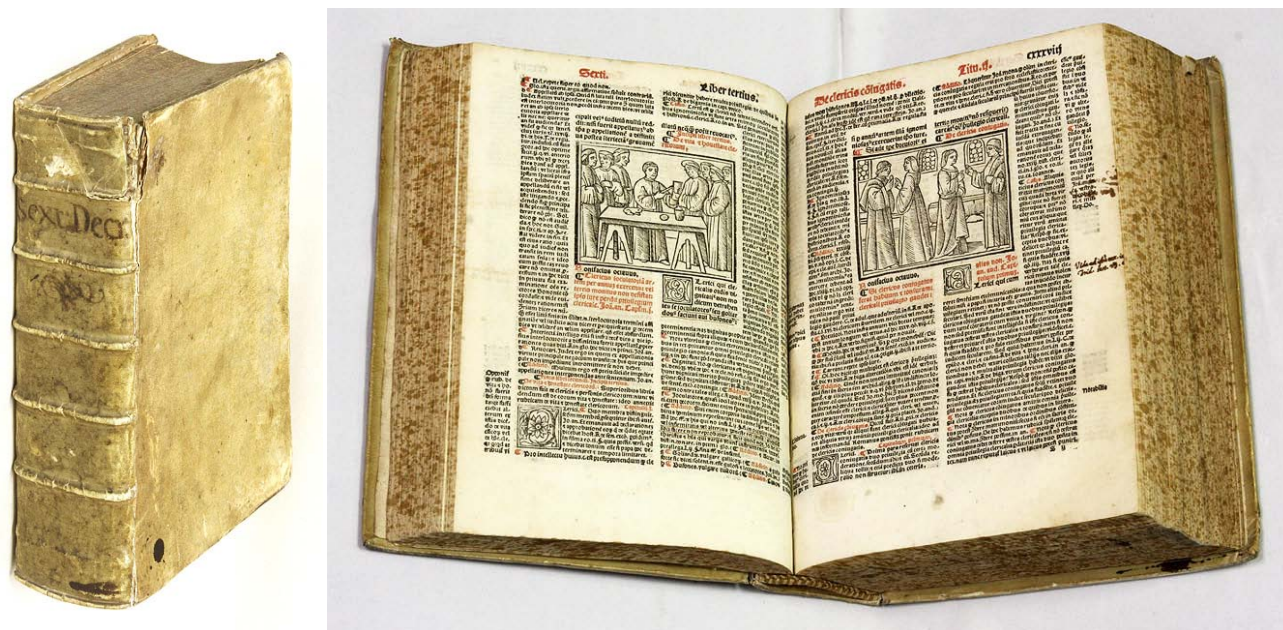
**5. Blackstone, Sir William [1723-1780].**

*A Treatise on the Law of Descents in Fee-Simple.* Oxford: at the Clarendon Press, 1759. 87, [1] pp. Two folding copperplate tables: "Table of Consanguinity" and "Table of Descents." Octavo (8-3/4" x 4-3/4").

Contemporary calf, carefully rebaked retaining spine, blind rules and fillets to boards, corners repaired, raised bands and lettering piece to spine, original endpapers retained. Some rubbing, a few minor nicks to boards, chipping to edge of lettering piece, hinges cracked. Moderate toning to text, some offsetting to margins of preliminaries and tables, which are lightly soiled. A handsome copy. \$2,250.

\* First edition. Originally published as a learning aid for his students, this brief treatise on "the rules by which landed property was transferred, whether by direct inheritance or by one remove by purchase" (6), formed the basis, almost word for word, of Chapters 14 and 15 of the *Commentaries of the Laws of England*, Book II (1766). An excerpt in James Parker's *Conductor Generalis* (1764) was the first work by Blackstone published in America. Eller, *The William Blackstone Collection in the Yale Law Library* 244. Laeuchli, *A Bibliographical Catalog of William Blackstone* 566.





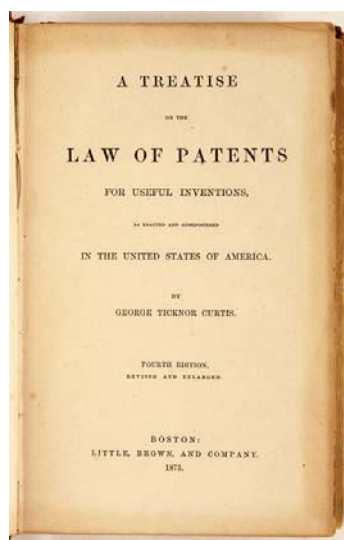
**The Profusely Illustrated 1514 Giunta Edition of the *Liber Sextus Decretalium*, Notable for Its Depiction of a Cleric-Magician**

#### 6. Canon Law.

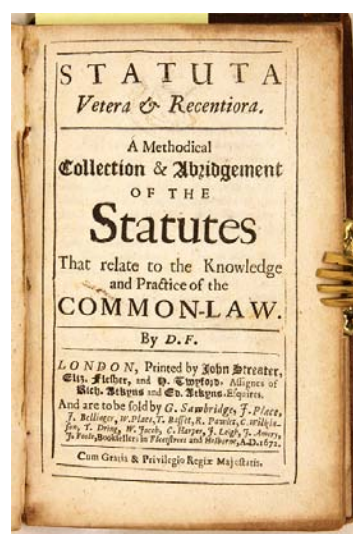
[*Sextus Decretalium Liber a Bonifacio VIII in Concilio Lugdunensi Editus. Cum Glossematum Divisionibus que ex Novella Ioannis Andree Suis sunt Locis Passim Apposite. Interpretamentis Domini Helie & Dominici de Sancto Geminiano. Casibus Litteralibus Summulis Regulis in Ris Cesarei ac Tabulis quam Optimis. Multarum Glossarum Castigatione. Additione in Margine Litterarum quo Minusculi Characteres Lineis Intercepti Clarius Appareant. Liber Clementinarum cum Additionibus Zabarelle & Ioannis de Ymola. Extravagantes XX d. Ioannis XXII cum Glosis. Extravagantes Communes cum Glosis. Constitutiones Concilii Florentini sub Domino Eugenio Papa IIII Super Unione Grecorum Armenorum & Iacobinorum. Bulla Iulij II de Electione Romani Pontificis...*]. [Venice: Per Lucantonium de Giunta, die XX Maij, 1514]. III-CCLXXXVIII, CXX, LXIV, LXIV, XI, [1] ff. Five parts in 1 volume. Frontispiece and title page of Part 1 lacking. Over 200 text woodcuts. Woodcut table of descents. Text printed in red and black. Main text surrounded by linear gloss in parallel columns. Quarto (8" x 6").

Contemporary vellum, raised bands and early hand-lettered title to spine, speckled edges. Some soiling, spine darkened slightly, corners bumped and somewhat worn, joints just starting at ends, chip to head of spine, front hinge cracked, rear hinge starting. Some toning to text, light foxing in places, early repairs, edgewear and dampstaining to margins of some leaves, margins of a few leaves have minor worming. Occasional early annotations and underlining throughout text and rear endleaves, a few passages crossed out, some annotations affected by trimming. An appealing copy of a fascinating edition. \$2,500.

\*This Giunta imprint is notable to its elegant typography and numerous woodcuts relating to the text. One of the most notable appears in Fol. CXXXVIII. It depicts a magician-cleric conjuring at a table placed in front of a group of spectators. It relates to an edict that forbids members of the clergy from practicing magic. This volume also includes the *Clementines* of Clement V, the *Extravagantes Joannis XXII*, the *Extravagantes Communes* of later popes and the *Constitutiones* of Eugenius IV. Complete in itself and bibliographically distinct, it is also part of a three-volume edition of the *Corpus Juris Canonici* published in 1514. *Censimento Nazionale Delle Edizioni Italiane del XVI Secolo* CNCE 13404.



Item 7



Item 8

### Final Edition of Curtis's Important Treatise on Patents

#### 7. Curtis, George Ticknor [1812-1894].

*A Treatise on the Law of Patents for Useful Inventions, In the United States of America. Revised and Enlarged.* Boston: Little, Brown and Co., 1873. xxxvii, 749 pp. Octavo (9" x 6").

Recent period-style calf, blind rules to boards, raised bands and red and lack lettering pieces to spine, endpapers renewed. Light toning to text, minor edgewear to preliminaries and index leaves, internally clean. \$850.

\* Fourth and final edition. First published in 1849, this was one of the earliest American treatises on the subject. The granting of patents in Anglo-American law has often been marked by confusion over their scope and intent. There has been much debate, for example, about whether patents create monopolies. Curtis argued that they do not according to the common law. Instead, a patent is a "grant by the government to the author of a new and useful invention, of the exclusive right, for a term of years, of practising that invention" (xxi). Best known as an expert on the U.S. Constitution, Curtis was a prominent New York patent attorney and the author of important works on admiralty law and equity jurisprudence. *Catalogue of the Library of the Harvard Law School* (1909) I:503.

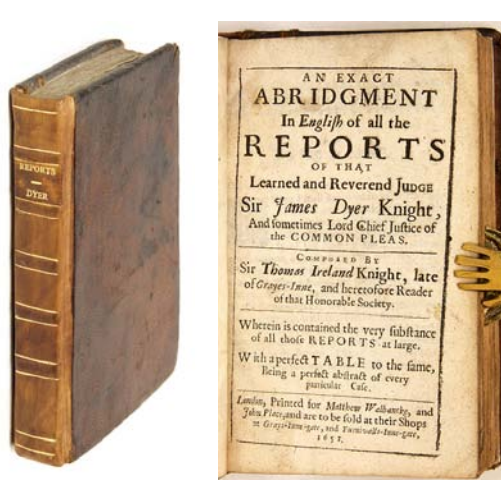
### Statutes Relating to the Common Law

#### 8. D.F.

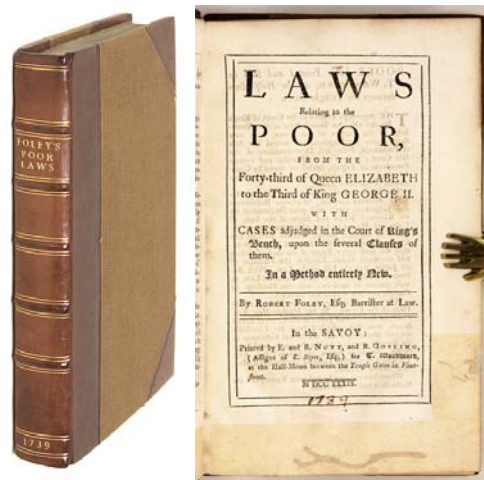
*Statuta Vetera & Recentiora. A Methodical Collection & Abridgement of the Statutes that Relate to the Knowledge and Practice of the Common-Law.* London: Printed by John Streater, Eliz. Flesher, and H. Twyford, assignes of Rich. Atkins and Ed. Atkins, 1672. [xvi], 125, [3]; 16 pp. Main text preceded by tables of statutes. Includes 16-page publisher catalogue. Octavo (5-3/4" x 3-1/2").

Contemporary sheep, rebaked, blind rules to boards and spine, early hand-lettered title to fore-edge, hinges mended. Light rubbing and a few minor nicks and stains to boards, corners bumped and lightly worn, armorial bookplate of the Earls of Macclesfield to front pastedown, small embossed Macclesfield stamp to title page and following leaf. Moderate toning to text, slightly heavier toning to publisher catalogue, minor edgewear to endleaves, internally clean. A handsome copy of a scarce title. \$2,500.

\* Only edition. Modeled on works like Wingate's *Statuta Pacis*, a guide for justices of the peace, the compilation of D.F. collects "statutes that immediately relate to the General Practice of the Common Law and the courts wherein the same is used" (iii). It includes two tables of statutes. The first is chronological, the second is digested by topic. It omits statutes before the time of Edward III because they "are but declaratory and affirmative of the Common Law (as my Lord Cook has observed) and may now by their Antiquity and uninterrupted usage be said to be incorporated into the body of the Common Law, with which the treatise medleth not" (iii). Housed in Shirburn Castle, the library of the Earls of Macclesfield was one of the finest private libraries in Great Britain. OCLC locates 6 copies worldwide, 2 in North America (Huntington Library, University of Minnesota Law School). *English Short-Title Catalogue* R32949.



Item 9



Item 10

### First English Translation of Dyer's Abridged Reports

#### 9. Dyer, Sir James [1512-1582].

##### Ireland, Sir Thomas, Compiler.

*An Exact Abridgment in English of All the Reports of that Learned and Reverend Judge Sir James Dyer Knight, And Sometimes Lord Chief Justice of the Common Pleas. Composed by Sir Thomas Ireland Knight, Late of Grayes-Inne, And Heretofore Reader of That Honorable Society. Wherein is Contained the Very Substance of All Those Reports at Large. With a Perfect Table to the Same, Being a Perfect Abstract of Every Particular Case.* London: Printed for Matthew Wallbancke, And John Place, 1651. [iv], [viii], 128, 145-295, [57] pp. 8-page "Table of Cases" misbound before main text. Signature K (pp. 129-144) lacking. Octavo (5-3/4" x 3-1/2").

Contemporary sheep, rebaked in calf, blind rules to boards, lettering piece and gilt-edges raised bands to spine, endpapers renewed. Light rubbing and a few faint stains to boards, moderate rubbing to extremities with wear to corners. Moderate toning to text, somewhat heavier in places, faint dampstaining to margins in places, minor worming to a some leaves with negligible loss to text. Brief annotations and tiny inkstains to a few leaves, interior otherwise clean. \$300.

\* First edition of the first English translation of *Un Abridgment des Reports de les Tres-Reverend Judge, Segnior Dyer* (1602). Dyer was one of the first reporters to make a lasting contribution to the development of the common law. Reporting cases in Common Pleas and Exchequer, his *Reports* is esteemed for its consistent high quality and inclusion of material, such as quotations from manuscript documents, that does not appear in any other source. The first printed edition of Dyer appeared in 1585 with the title *Ascuns Novel Cases*. It went through numerous editions. The abridgments in Law-French and English were equally popular. *English Short-Title Catalogue* R13415.

### An Interesting Summary of Early Eighteenth-Century English Poor Laws

#### 10. Foley, Robert, Compiler.

*Laws Relating to the Poor, From the Forty-Third of Queen Elizabeth to the Third of King George II. With Cases Adjudged in the Court of King's Bench, Upon the Several Clauses of them. In a Method Entirely New.* [London]: Printed by E. And R. Nutt, And R. Gosling, (Assigns of E. Sayer, Esq;) for T. Woodward, 1739. [xxxii], 284, [20] pp. Includes one-page publisher advertisement. Octavo (7-3/4" x 4-3/4").

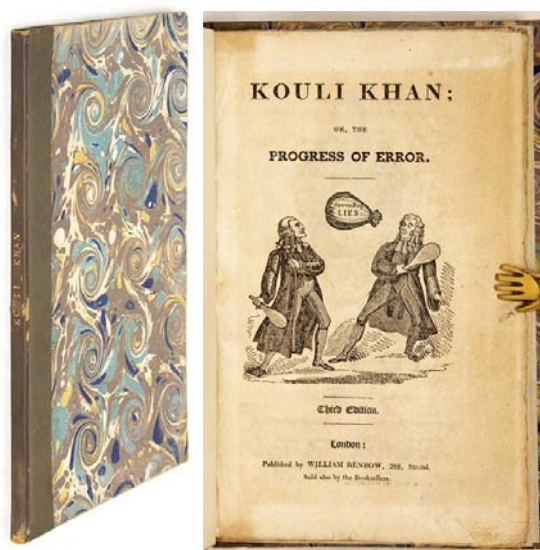
Recent period-style three-quarter calf over cloth, endpapers renewed. Light toning to text, worming to lower margins to preliminaries and first three leaves of main text carefully mended, internally clean. \$650.

\* First edition. Apparently the first book arranged chronologically, this digested compilation of legislation and related case law was intended for sheriffs and justices of the peace. Each act is followed by a set of illustrative cases. Foley plan also demonstrates the evolution of poor laws. "In a word, from a view of the progress of the several Acts of Parliament, the reader sees in an historical light the particular inconveniences each was to guard against, and so enters into the wisdom of the Legislature" [vi]. This was a well-received work. Later editions were published in 1743, 1751 and 1758. Not in *Goldsmiths' English Short-Title Catalogue* T113188.





Item 11



Item 12

### A Guide for Constables and Other Officers

#### 11. G[ardiner], R[obert].

*The Compleat Constable. Directing all Constables, Headboroughs, Tithingmen, Churchwardens, Overseers of the Poor, Surveyors of the Highways, and Scavengers, In the Duty of Their Several Offices, According to the Power Allowed Them by the Laws and Statutes: Continued to this Present Time, 1700. Also Directions for the London Constables. To Which is Added a Treatise of Warrants and Commitments, Proper for the Knowledge of All Constables, &c.* London: Printed, and are to be Sold by Tho. Beaver at the Hand and Star Near Temple-Bar, 1700. [xii], 147, 158-190 pp. Leaves D11-12 (pp. 69-72) and leaves E6-7 (pp. 107-110) are bound-in facsimiles. 12mo (5-1/4" x 3-1/4").

Contemporary quarter sheep over marbled boards, endpapers renewed. Moderate rubbing to boards and extremities, minor chipping to spine ends, corners lightly worn, front hinge starting, rear hinge cracked. Some toning to text, light soiling to title page. Early signatures and brief annotations to title page and a few other leaves, interior otherwise clean. \$350.

\* Second edition, one of two issues from 1700 (with slightly different title pages and a few other minor differences). This handbook was first published in 1692. Well-received, it went through 5 editions, the last (designated incorrectly as the fourth) in 1717. Like many books of its kind, Gardiner's offers a useful perspective on the role of the law in everyday life. All editions are scarce. Counting both issues, OCLC locates 7 worldwide, 3 in North America, 1 in a law library (Harvard). *English Short-Title Catalogue* R202163.

**"But Soon He's Surrounded by Knaves, Pimps, and Sharpers;  
His Good Manners he Drops, His Good Sense He Barters."**

#### 12. [George IV (1762-1830), King of Great Britain].

*Kouli Khan; Or, The Progress of Error.* London: William Benbow, [1820]. [24] pp. 12 woodcuts. Octavo (9" x 5-3/4").

Stab-stitched pamphlet bound into contemporary quarter calf over marbled boards, untrimmed edges. Light rubbing to boards, somewhat heavier rubbing to spine ends and corners, a few minor scuffs to spine, front joint just starting at head. Some toning to text, finger smudges to a few leaves, light browning to title page. Small later owner signature to title page, interior otherwise clean. \$250.

\* Third edition, one of at least eight editions, all published in 1820. Based on Coleridge's *Kubla Khan* (1816), this anonymously written and illustrated satire on the actions of King George IV to divorce Queen Caroline is attributed sometimes to William Hone and George Cruikshank. The woodcut on the title-page depicts two lawyers battling a "green bag" full of "lies" between them, an obvious reference to the manufactured evidence gathered for George IV by the Milan commission to prove the Queen's infidelity, which was presented to Parliament in two green bags in June 1820. *Catalogue of Political and Personal Satires Preserved in the Department of Prints and Drawings in the British Museum* 13833.



Item 13



Item 14

### The First Published Collection of Parliamentary Proceedings

#### 13. [Great Britain]. [Parliament].

*The Diurnall Occurrences of Every Dayes Proceeding in Parliament Since the Beginning Thereof, Being Tuesday the Twentieth of January, Which Ended the Tenth of March. Anno Dom. 1628. With the Arguments of the Members of the House Then Assembled.* London: Printed by R.H. And are to be Sold by William Cooke, 1641. [ii], 77, [1] pp. Lacking frontispiece. Quarto (7-1/4" x 5-1/2").

Stab-stitched pamphlet bound into recent quarter vellum over patterned-paper boards, black-stamped title to spine. Light rubbing to extremities, light soiling to spine, recent owner bookplate to front pastedown, lower corner of title page, which includes text and part of a typographical border, repaired with a well-matched facsimile. Moderate toning, faint dampstaining to a few leaves, light soiling and spotting to title page, internally clean. \$850.

\* Only edition. Until the publication of this work, accounts of Parliamentary proceedings were produced privately and distributed as expensive copies produced as scribes. This is part of the significance of *Diurnall Occurrences*. It is important also because it records one of the early stages of the English Civil War. This is the defiant Parliament that issued the Petition of Right, which asserted Parliament's right to curtail Royal power, and Three Resolutions, which sparked a near-riot on the floor of the House of Commons. Charles I dissolved this Parliament in the wake of the Three Resolutions. This was another step toward civil war. OCLC locates 10 copies in North America, 1 in a law library (Harvard). *English Short-Title Catalogue* R2426.

### Scarce 1673 Jena Edition of *De Jure Belli ac Pacis*

#### 14. Grotius, Hugo [1583-1645]. Simon, Johann Georg [1636-1696], Annotations.

*De Jure Belli ac Pacis Libri Tres, In Quibus jus Naturae & Gentium, Item Juris Publici Praecipua Explicantur, Cum Ejusdem I. Annotatis ex Postremâ Ante Obitum Curâ. II. Commentatione in Epistolam Pauli ad Philemon[em] et III. Dissertatio De Mari Libero. Publicè ad Disputandum Propositi, Novis Animadversionibus Illustrati, Indiceque Rerum ac Verborum Locupletissimo Adornati.* Jena: Apud Johann. Theodor. Fleischern. Typis Samuelis Adolphi Mülleri, 1673. [xii], 27, 644 (i.e. 642), 260, [60], 261-276, 40, [116] pp. Copperplate portrait frontispiece and pictorial title page. Complete. Quarto (8" x 6-1/2").

Contemporary vellum with lapped edges, early hand-lettered title to spine, colored edges. Light soiling and a few minor stains to boards, somewhat heavier soiling to extremities and spine, head of spine bumped, pastedowns loose and somewhat edgeworn, leaf containing portrait and pictorial title page detached and also somewhat edgeworn. Main title page printed in red and black, woodcut head-pieces, tail-pieces and decorated initials. Moderate toning to text, light foxing to a few leaves, early owner signatures to front endleaves, early annotations to some leaves in the text. An appealing copy. \$1,500.



\* First published in 1625, *The Law of War and Peace* established the framework of modern international law. It describes the situations in which war is a valid tool of law enforcement and outlines the principles of armed combat. Though based on Christian natural law, it advanced the novel argument that its system would still be valid if it lacked a divine basis. In this regard it pointed to the future by moving international law in a secular direction. Ter Muelen and Diermanse, *Bibliographie des Ecrits Imprimés de Hugo Grotius* 581.



### Item 15



### Item 16

## Sixteenth-Century Edition of Three Classic Legal Reference Works

**15. Haloander, Gregor [1501-1531], Editor.**

[Wernherus of Schussenried (15th. C.).

[Azo, Portius (fl. 1150-1230)].

*Modus Legendi Abbreviaturas in Utroque Iure tam Civili Quam Pontifico Occurrentes, Nunc Recens Diligentius quam Antehac Recognitus Atque in Lucem Aeditus. Cui in Gratiam et Usus Iuris Candidatorum Recenti Studio Accessere Lugum Flosculi, Nunc Demum Integritati Suae Restituti. Brocardica Iuris, Seu Verius Communes Iurium Sententia, Serie Alphabetica Digesta, & Repurgata.* Cologne: Apud Petrum Horst, 1577. 163 ff. Three parts with continuous pagination. Octavo (6" x 3-3/4").

Contemporary limp vellum, later hand-lettered paper title label to spine, edges rouged. Moderate soiling, a few inkspots to front board, binding slightly cocked, light wear to corners, hinges starting. Moderate toning to text, light browning in places, light foxing to some leaves. Tiny early owner signature to head of title page, "Num. 15" in same hand to front pastedown, some leaves have early underlining, tick marks and brief annotations. Ex-library. Shelf label to foot of spine, small inkstamp to front free endpaper. An attractive copy. \$1,500.

\* This book collects three important early legal reference works. First published around 1476, *Modus Legendi Abbreviaturas* is a dictionary of abbreviations compiled by the fifteenth-century jurist Wernherus of Schussenried. First published in 1497, *Flores Legum* is an anonymous collection of maxims arranged alphabetically. Attributed to Portius Azo, the *Brocardia Iuris* is a legal handbook. These three titles were often published together or bound together by owners. OCLC locates 6 copies of this imprint on North America, 2 in law libraries (Harvard, UT-Austin). *Verzeichnis der im Deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* M5761.

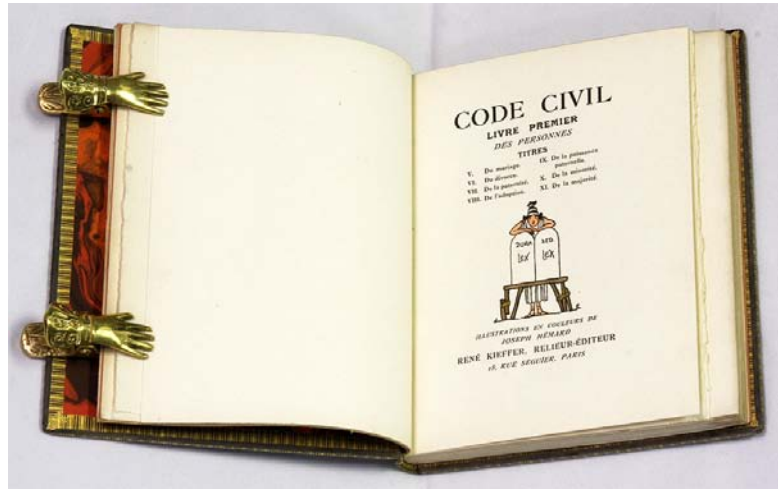
## Study of Ottoman Constitutional Law by A Notable Orientalist

**16. Hammer-Purgstall, Joseph, Freiherr von [1774-1856].**

*Des Osmanischen Reichs Staatsverfassung und Staatsverwaltung, Dargestellt aus den Quellen seiner Grundgesetze.* Vienna: In der Camesinaschen Buchhandlung, 1815. Two volumes. xlii, 499, [1]; x, 531 pp. Octavo (7-1/2" x 4-3/4").

Contemporary paper-covered boards, lettering pieces and gilt fillets to spine, speckled edges. Some rubbing to boards and extremities, corners bumped and somewhat worn. Light toning to text, light foxing in a few places. Ex-library. Shelf-label residue to spines, small stamps to front pastedowns and versos of title pages, shelf numbers (?) in small early hand to foot of rear pastedowns. An attractive set. \$1,950.

\* Only edition. Hammer-Purgstall was an Austrian diplomat who held posts in Constantinople and other Eastern cities. He spent the latter part of his career in Vienna as a privy councilor. An important Orientalist, he wrote extensively on Arabic, Persian and Turkish culture and history. *Des Osmanischen Reichs Staatsverfassung und Staatsverwaltung* is a historical study of the constitutional history, constitutional law and administrative law of the Ottoman Empire. OCLC locates 4 copies in North American law libraries (George Washington University, Harvard, Library of Congress, UC-Berkeley).



### Hémar's View of Family Law in a Remarkable Binding

#### 17. Hémar, Joseph [1880-1961], Illustrator.

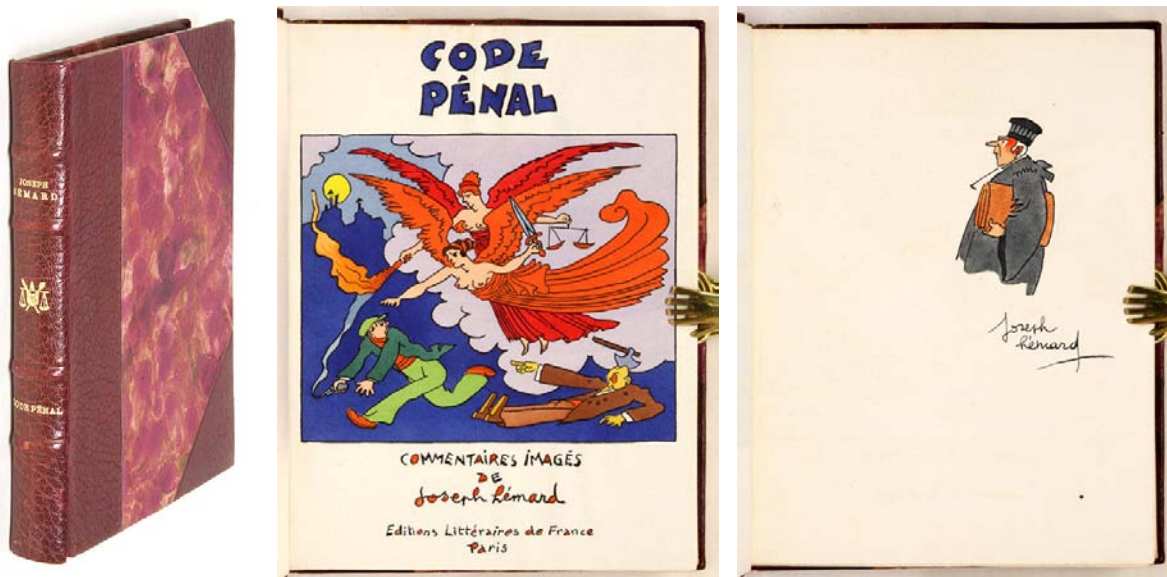
*Code Civil: Livre Premier, Des Personnes: Titres V. Du Mariage. VI. Du Divorce. VII. De la Paternité. VIII. De l'Adoption. IX. De la Puissance Paternelle. X. De la Minorité. XI. De la Majorité.* Paris: Rene Kieffer, [1925]. [vi], 126, [4] pp. Pochoir color text illustrations. Quarto (8" x 6-1/2").

Original publisher stiff wrappers bound into contemporary signed mottled-calf binding (by A. Bruel). Gilt title, ornaments and images of large red, black, and gilt lawyer's hat to front board, black-stamped title to spine, gilt dentelles to board edges, gilt inside dentelles, marbled endpapers, top-edge gilt. Light rubbing to extremities, corners lightly bumped. Very light toning to text, vivid illustrations, internally clean. A handsome copy in a remarkable binding. \$1,500.

\* From an edition limited to 900 copies, this number 445. Hémar 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. Hémar applied this treatment to two other legal works *Code Penal* (1940) and *Code General des Impôts Directs et Taxes Assimilées* (1944). Hémar, a prolific artist, illustrator, designer and author, is best-known for his humorously illustrated editions of serious non-fiction books.







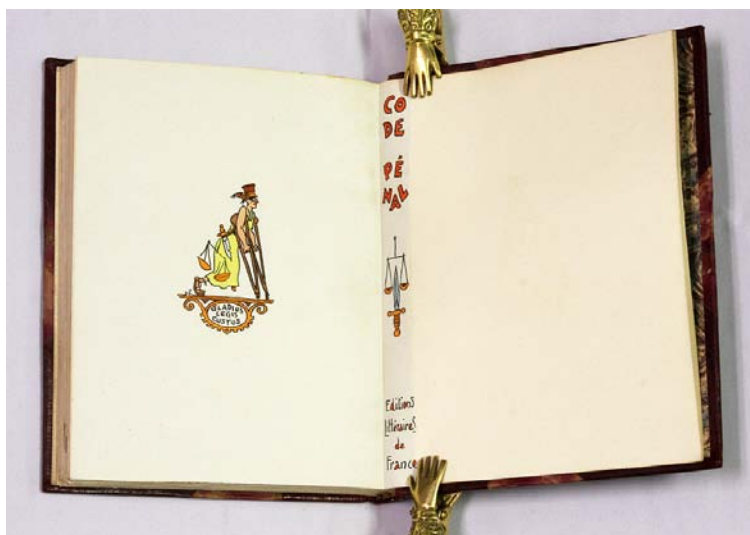
**Hémard's Witty *Code Pénal*, A Reserved Copy  
Inscribed and Adorned with an Original Signed Watercolor Image**

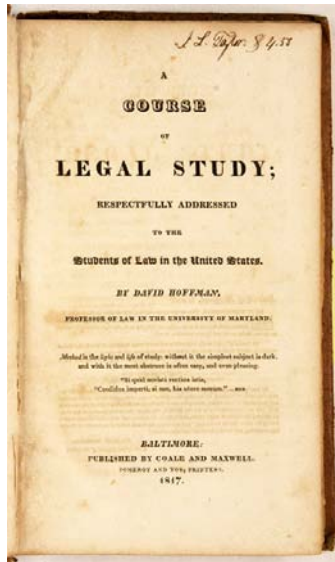
**18. Hémard, Joseph, Illustrator.**

*Code Pénal: Commentaires Images de Joseph Hémard*. Paris: Editions Littéraires de France, [c. 1940]. 169 pp. Pochoir color text illustrations. This copy with an additional signed original color image and author presentation inscription to front free endpaper. Quarto (8-3/4" x 7").

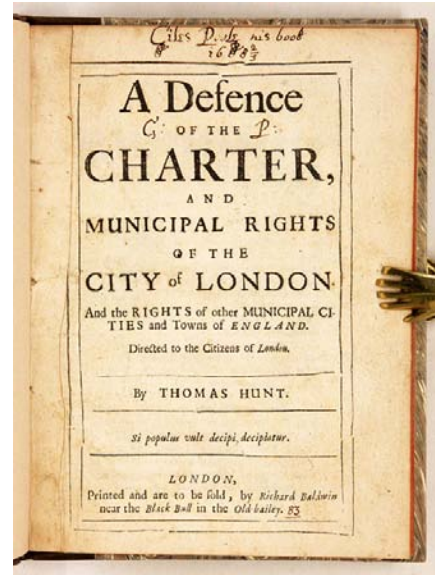
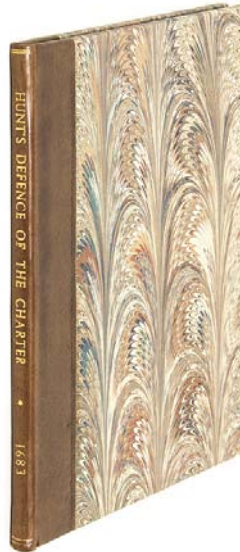
Original publisher illustrated stiff wrappers bound into handsome three-quarter morocco over marbled boards, original spine tipped-in to rear endleaf, raised bands, gilt title and gilt ornament to spine, top-edge gilt, marbled endpapers. Very light rubbing to extremities, minor scuff to rear board, corners lightly bumped, rear hinge just starting. Light toning to text, vivid illustrations. \$1,500.

\* From an edition limited to 900 copies on Japan paper, this marked H[ors] C[ommerce], not for sale, which suggests this was a copy reserved for the publisher. The front free endpaper has a signed original watercolor of an attorney. This book presents the official text of the French Code Penal with witty, and often mildly erotic, color pochoir illustrations. It is a sequel to Hémard's *Code Civil: Livre Premier, Des Personnes*. In 1944 Hemard issued another legal work: *Code General des Impôts Directs et Taxes Assimilees*.





Item 19



Item 20

### First Edition of Hoffman's *Course of Legal Study*

#### 19. Hoffman, David [1784-1854].

*A Course of Legal Study; Respectfully Addressed to the Students of Law in the United States.* Baltimore: Published by Coale and Maxwell, 1817. [ii], xxx, [31]-383 pp. Octavo (8-3/4" x 5").

Recent period-style calf, blind fillets to boards, lettering piece and blind fillets to spine, endpapers renewed, table of contents re-hinged. Moderate toning, light foxing in places, light edgewear to a few leaves. Early owner signature to head of title page, check marks and underlining in a few places in an early hand. \$1,250.

\* First edition. Hoffman was a prominent pioneer in the establishment of university-based legal education. He helped to found the University of Maryland Law School in 1816 and was its first professor. His *Course of Legal Study* played a critical role in the development of law school curricula and provided guidance to hundreds of antebellum law students and attorneys. Story endorsed this book, saying it embodied a set of qualities "calculated to elevate the moral as well as intellectual character of the profession" More than a handbook, it provided a systematic course that encompassed jurisprudence, philosophy, economics, literature and personal behavior. A second edition was published in 1836. Story cited in Marvin, *Legal Bibliography* 391. Cohen, *Bibliography of Early American Law* 8627.

### Will A Popish King Suppress City Charters?

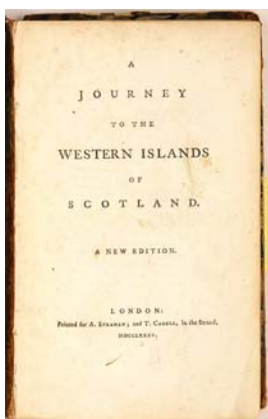
#### 20. Hunt, Thomas [1626/7-1688].

*A Defence of the Charter, And Municipal Rights of the City of London. And the Rights of Other Municipal Cities and Towns of England. Directed to the Citizens of London.* London: Printed and Are to be sold, by Richard Baldwin, Near the Black Bull in the Old-Bailey, [1683]. [ii], 46 pp. Quarto (7-1/2" x 5-3/4").

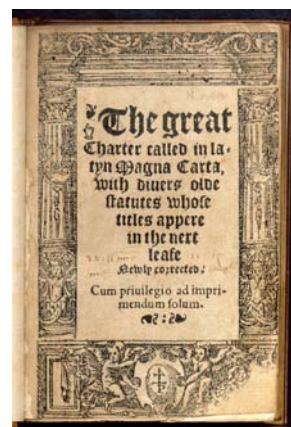
Recent period-style quarter calf over marbled boards, gilt title to spine, endpapers renewed. Moderate toning to text, light foxing to a few leaves. Early owner initials and signature to title page, brief annotations to a few leaves. \$250.

\* Only edition, one of two issues from 1683. This essay "lashed out against the Duke of York and his minions. Once the popish successor became king, Hunt asserted, the governments of all the once corporate towns, whose charters were lost, would be put in the hands of the papists whose ultimate aim was the extirpation of the Protestant religion" (Zook). The other issue has a title page with the phrase "City of London" in a different typeface, but is otherwise identical. Counting both issues, OCLC locates 3 copies in North American law libraries (University of Michigan, University of Minnesota, University of Pennsylvania). Zook, *Radical Whigs and Conspiratorial Politics in Late Stuart England* 44. *English Short-Title Catalogue* R226384.





Item 21



Item 22

**Belonged to Sons of  
Sir William Blackstone and Josiah Wedgwood**

**21. Johnson, Samuel [1709-1784].**  
**[Blackstone, William, II (b. 1769)].**  
**[Wedgwood, Josiah, II (1769-1843)].**

*A Journey to the Western Islands of Scotland. New Edition.* London: Printed for A. Strahan; And T. Cadell, 1785. [iv], 384 pp. Octavo (8-1/4" x 5").

Contemporary three-quarter calf over marbled boards, rebaked in period style with lettering piece and blind fillets, endpapers retained, hinges mended. Rubbing to boards with some wear to edges, corners bumped, armorial bookplate of William Blackstone II, to front pastedown, signature of Josiah Wedgwood to front free endpaper. Light toning to text, bit of sealing wax to edge of bookplate, minor stains to title page and a few other leaves, minor edgewear to endleaves. An interesting association copy. \$950.

\* First published in 1775, Johnson's famous travel narrative recounts an 83-day journey through mainland Scotland and the islands of the Hebrides in 1773 with James Boswell. This copy belonged to the sons of two important eighteenth-century Englishmen. William Blackstone II, son of Sir William Blackstone [1723-1780]; Josiah Wedgwood II was the son of Josiah Wedgwood [1730-1795] the innovative potter who founded the Wedgwood company. Josiah II expanded the firm, served as a Member of Parliament and was an important abolitionist. *English Short-Title Catalogue* T83970.

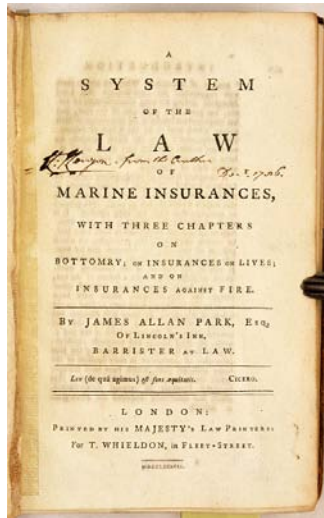
**Scarce Early Printing of Magna Carta in English**

**22. [Magna Carta].**  
**[Ferrers, George (1500?-1579), Translator].**

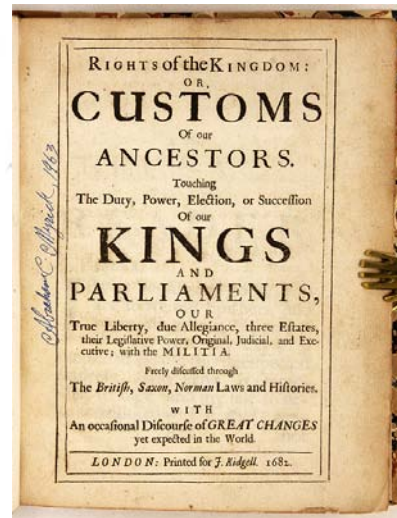
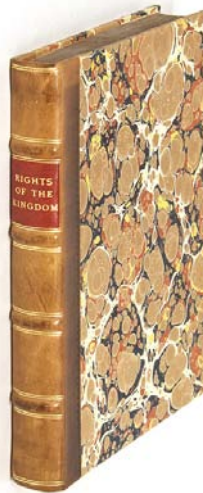
*The Great Charter Called in Latyn Magna Carta, With Divers Olde Statutes Whose Titles Appere in the Next Leafe Newly Corrected. Cum Privilegio ad Imprimendum Solum.* [London: In Paules Church Yerde at the Signe of the Maydens Heed by Thomas Petyt, 1542]. [iv], cxxviii ff. Lacking ff. cxxvix-ccix and following 5 unfoliated leaves of text. Final leaf, with colophon, supplied in facsimile). Octavo (5-1/4" x 3-1/2").

Recent speckled calf, blind rules to boards, raised bands and lettering piece to spine, title page mounted, repairs to corners of following three leaves. Light rubbing to extremities, moderate toning and occasional faint dampspotting to text, minor worming to margins of final 30 leaves, light dampstaining in a few places, light soiling to a few leaves. Faint early annotations to title page and a few other leaves, interior otherwise clean. \$1,650.

\* This imprint is based on the first English translation published by Redman in 1534. It includes the Charta de Foresta of Henry III, the Statutes of Merton and Marlebridge, the Statutes of Edward I and additional information. Among the most notorious statutes are those of Edward concerning Jews, which condemned them for irreverence and prevented them from practicing usury or acquiring land from Christians through pledges. Other "Antique Statutes" relate to women, wills, forcible entry, "Fraudulent Deedes" and other topics. OCLC locates 12 copies of this imprint in North America, 8 in law libraries (Columbia, Harvard, Library of Congress, New York University, UC-Berkeley, University of Michigan, Washington University, Yale). *English Short-Title Catalogue* S101057. Beale, *A Bibliography of Early English Law Books* S13.



Item 23



Item 24

**First Edition of the First English Treatise on Insurance, A Presentation Copy from the Author to Lord Kenyon**

**23. Park, James Allan [1763-1838].**

*A System of the Law of Marine Insurances, With Three Chapters on Bottomry; On Insurances on Lives; And on Insurances Against Fire.* London: Printed by His Majesty's Law Printers. For T. Whieldon, 1787. xvi, [8], xlv, 530, [50] pp. Octavo (9" x 5-1/2").

Recent period-style calf, blind fillets to boards, raised bands and lettering piece to spine, endpapers renewed. Light toning to text, presentation inscription reading "Ll: Kenyon-from the author Decr. 1786" to title page, brief notes, most likely Kenyon's, to a few leaves. A handsome copy with an interesting association. \$950.

\* First edition. First printed in December 1786 with a 1787 imprint date, Park's *System of Marine Insurances* was the first legal work on insurance written by an English lawyer and the first book on the subject to appear in America. Holdsworth has called it "the best text-book upon the law of insurance." A work of great authority, *System of Marine Insurances* went through numerous English and American editions and remained the standard text until the middle of the nineteenth century. Lloyd Kenyon, after 1788 First Baron Kenyon [1732-1802], a barrister and politician, was Attorney General, Master of the Rolls and Lord Chief Justice, a post he assumed after the death of Mansfield. Holdsworth, *History of English Law* XII: 390. *English Short-Title Catalogue* T112941.

**A Civil-War Era Defense of Regicide by Cromwell's Secretary**

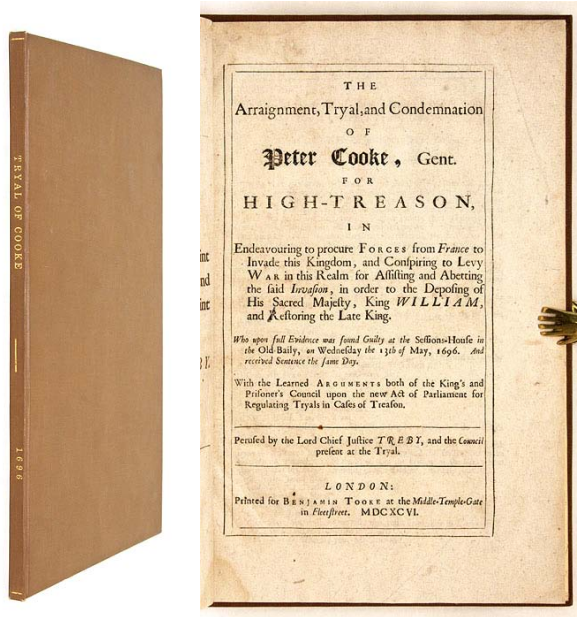
**24. [Sadler, John (1615-1674)].**

*Rights of the Kingdom: Or, Customs of Our Ancestors. Touching the Duty, Power, Election, Or Succession of Our Kings and Parliaments, Our True Liberty, Due Allegiance, Three Estates, Their Legislative Power, Original, Judicial, And Executive; With the Militia. Freely Discussed Through the British, Saxon, Norman Laws and Histories. With an Occasional Discourse of Great Changes Yet Expected in the World.* London: Printed for J. Kidgell, 1682. [8], 4, 3-98, 97-200, 209-319, [1] pp. Text is continuous, and complete, despite pagination. Quarto (7-3/4" x 6").

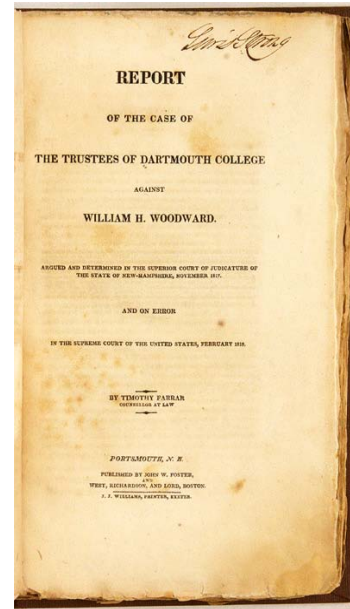
Recent period-style quarter calf over marbled boards, lettering piece and gilt-edged raised bands to spine, endpapers renewed. Title printed within ruled border. Light rubbing to extremities, some fading to spine. Moderate toning to text, light foxing to a few leaves. Recent owner signature to title page, interior otherwise clean. A nice copy. \$1,500.

\* Second and final edition. Sadler, an English lawyer, politician, academic administrator, Hebrew scholar and millenarian thinker, was a Member of Parliament, Town Clerk of London, private secretary to Oliver Cromwell, member of the Parliamentary Council of State and was Master of Magdalene College, Cambridge. First published during the second phase of the Civil War, in 1649, the *Rights of the Kingdom* is an elaborate defense of Parliament's actions against the monarchy with an emphasis on the execution of Charles I. Stated simply, regicide is condoned by the English Constitution. As indicated by the final part of the title, the book is also important as a statement of English millenarianism, which held that the Civil War and Cromwell were harbingers of the Second Coming of Christ. *English Short-Title Catalogue* R11835.





Item 25



Item 26

### Trial of a Leader of the Jacobite Assassination Plot of 1696

#### 25. [Trial].

##### Cooke, Peter, Defendant.

*The Arraignment, Tryal, And Condemnation of Peter Cooke, Gent. For High-Treason, In Endeavouring to Procure Forces from France to Invade this Kingdom, And Conspiring to Levy War in This Realm for Assisting and Abetting the Said Invasion, In Order to the Deposing of His Sacred Majesty, King William, And Restoring the Late King. Who Upon full Evidence was Found Guilty at the Sessions-House in the Old-Bailly, On Wednesday the 13th of May, 1696. And Received Sentence the Same Day. With the Learned Arguments Both of the King's and Prisoner's Council Upon the New Act of Parliament for Regulating Tryals in Cases of Treason. Perused by the Lord Chief Justice Treby, And the Council Present at the Tryal.* London: Printed for Benjamin Tooke, 1696. [iv], 71, [1] pp. Includes imprimatur leaf. Folio (12-1/2" x 7-3/4").

Recent cloth, gilt title to spine, endpapers renewed. Light soiling and shelfwear, spine ends bumped and lightly worn. Moderate toning to text, internally clean. Ex-library. Bookplate to front pastedown. \$350.

\* Only edition. Cooke was a leader of the Jacobite Assassination Plot of 1696, which was organized by the exiled James II to kill King William III. His trial was one of the first held under the Treason Act of 1695, which liberalized trial rules in favor of the defendant. *English Short-Title Catalogue* R3080.

### First Report of the Landmark Dartmouth College Case

#### 26. [Trial].

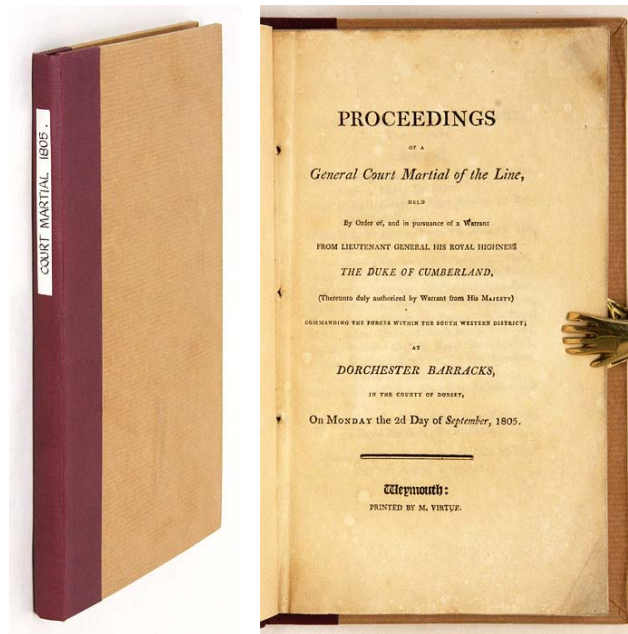
##### [Dartmouth College Case].

##### Farrar, Timothy [1788-1874], Reporter.

*Report of the Case of the Trustees of Dartmouth College Against William H. Woodward: Argued and Determined in the Superior Court of Judicature of the State of New-Hampshire, November 1817. And on Error in the Supreme Court of the United States, February 1819.* Portsmouth [NH]: Published by John W. Forster and West, Richardson, And Lord, Boston, [1819]. [iv], 406 pp. Octavo (8-1/2" x 5").

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

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



A Rare English Court Martial from 1805

27. [Trial].

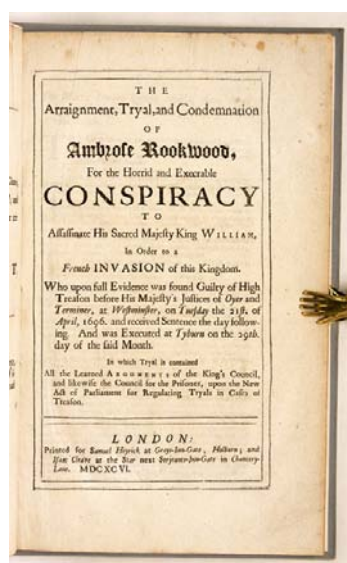
[Graham, Captain Henry Charles Edward Vernon, Defendant].

*Proceedings of a General Court Martial of the Line, Held by Order of, And in Pursuance of a Warrant from Lieutenant General His Royal Highness the Duke of Cumberland, (Thereunto Duly Authorized by Warrant from His Majesty) Commanding the Forces within the South Western District; at Dorchester Barracks, In the County of Dorset, On Monday the 2d Day of September, 1805.* Weymouth: Printed by M. Virtue, [1805]. 84 pp. Octavo (8-1/2" x 5").

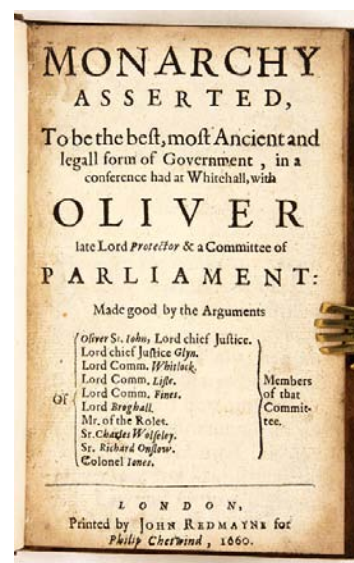
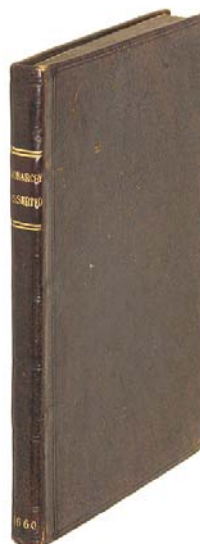
Stab-stitched pamphlet bound into recent quarter cloth over paper-covered boards, hand-lettered title label to spine. Light toning to text, somewhat heavier in places, light foxing to a few leaves, light browning to title page. A very good copy. \$1,250.

\* Only edition located. Captain Henry Charles Edward Vernon Graham, of the 15th (or King's) Regiment of [Light] Dragoons was faced with two charges. The first charge was "scandalous and infamous behaviour, unbecoming the character of an officer and gentleman" occasioned by accusing an officer, Captain Broadhurst, "before a Sergeant of his Troop, of having behaved improperly" by observing to the sergeant "that he had a great mind to put Captain Broadhurst under arrest" (6). The second charge related to letters sent to Capt. Graham to his Commanding Officer stating that "the whole of the Junior Officers [were] forming a systematic plan to drive him [Capt. Graham] out of the Regiment (7). In the event, Graham was found not guilty on the first charge but guilty on the second, for which it was ordered that he be reprimanded by the commanding officer in the presence of the field officers of the Regiment. Graham appears to have sponsored this publication. The trial ends with an afterword by Graham that adds his perspective and notes that he printed a number of copies of his trial report for "the information of my relations, and those friends most interested in my welfare" (83-84). No copies listed on COPAC. OCLC locates one copy worldwide (Yale University).





Item 28



Item 29

### The First Trial Conducted Under the Rules of the Treason Act of 1695

#### 28. [Trial].

##### Rookwood, Ambrose, Defendant.

*The Arraignment, Tryal, And Condemnation of Ambrose Rookwood, For the Horrid and Execrable Conspiracy to Assassinate His Sacred Majesty King William, in Order to a French Invasion of this Kingdom. Who Upon Full Evidence was Found Guilty of High Treason Before His Majesty's Justices of Oyer and Terminer, At Westminster, On Tuesday the 21st. Of April, 1696. And Received Sentence the Day Following. And was Executed at Tyburn on the 29th. Day of the Said Month. In Which Tryal is Contained All the Learned Arguments of the King's Council, And Likewise the Council for the Prisoner, Upon the New Act of Parliament for Regulating Tryals in Cases of Treason.* London: Printed for Samuel Heyrick at Grays-Inn-gate, Holborn; And Isaac Cleave at the Star Next Serjeants-Inn-gate in Chancery-Lane, 1696. [iv], 75, [1] pp. Includes imprimatur leaf. Folio (12-1/2" x 7-3/4").

Recent cloth, gilt title to spine, endpapers renewed. Light soiling and shelfwear, spine ends bumped and lightly worn. Moderate toning to text, internally clean. Ex-library. Bookplate to front pastedown. \$250.

\* Only edition. Rookwood, the great-grandson and namesake of a Gunpowder Plotters, was one of the officers who participated in the Jacobite Assassination Plot of 1696, which was organized by the exiled James II to kill King William III. Rookwood changed his mind about this venture, but was compelled to participate by his superior officers. His trial, the first held under the Treason Act of 1695, which liberalized trial rules in favor of the defendant, was mainly occupied by arguments between his counsel, Sir Bartholomew Shower and Constantine Phipps (later Lord Chancellor of Ireland), the crown law officers, and Lord Chief Justice Holt over procedural points. *English Short-Title Catalogue* R4588.

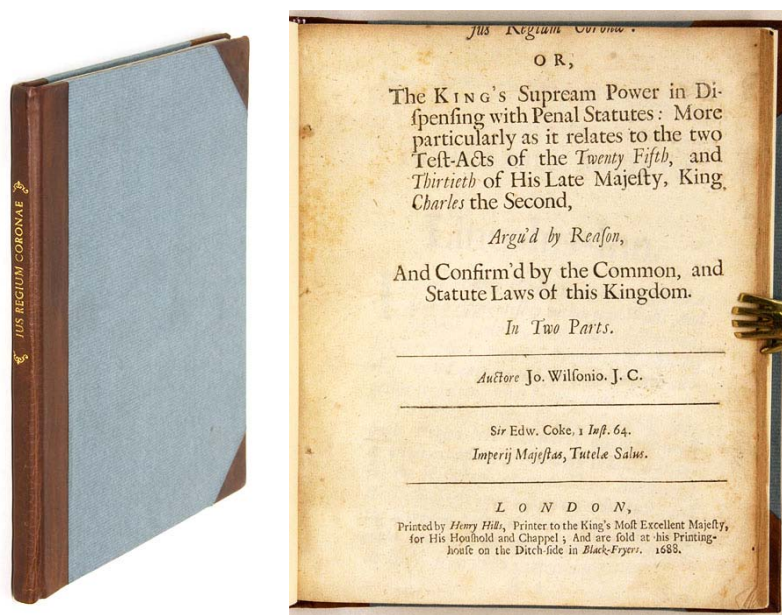
### Should Cromwell Become a King?

#### 29. [Whitlocke, Balstrode (1605-1675)].

*Monarchy Asserted, To be the Best, Most Ancient and Legall Form of Government, In a Conference had at Whitehall, With Oliver Late Lord Protector & A Committee of Parliament: Made Good by the Arguments of Oliver, St. Iohn, Lord Chief Justice. Lord Chief Justice Glyn. Lord Comm. Whitlock. Lord Comm. Lisle. Lord Comm. Fines. Lord Broghall. Mr. of the Roles. Sr. Charles Wolseley. Sr. Richard Onslow. Colonel Iones. Members of that Committee.* London: Printed by John Redmayne for Philip Chetwind, 1660. [vi], 112 pp. Octavo (6-1/4" x 4").

Later calf, blind rules to boards, lettering piece, gilt-stamped date, and blind fillets to spine, endpapers renewed. Light rubbing to boards and extremities, corners lightly bumped. Light toning to text, somewhat heavier in places, internally clean. \$650.

\* First edition, one of two imprints from 1660 (with slightly different title pages). A fascinating record of the discussions of Cromwell's political status. In the end Cromwell declined the title of king, choosing instead the title of "protector." Most sources attribute this work to Whitlocke, a lawyer, Member of Parliament, diplomat, Lord Keeper of the Great Seal of England and advisor to Cromwell. It has also been attributed to Nathaniel Fiennes and to John Glynn. Later editions of this work appeared in 1679 and 1742. All are scarce. Counting both imprints, OCLC locates 2 copies of the first edition in North American law libraries (Harvard, LA County). *English Short-Title Catalogue* R222574.



### A Defense of the Declaration of Indulgence

#### 30. Wilson, John [1626-1696].

*Jus Regium Coronae: Or, The King's Supream Power in Dispensing with Penal Statutes: More Particularly as it Relates to the Two Test-Acts of the Twenty Fifth, And Thirtieth of His Late Majesty, King Charles the Second, Argu'd by Reason, And Confirm'd by the Common, And Statute Laws of This Kingdom. In Two Parts.* London: Printed by Henry Hills, Printer to the King's Most Excellent Majesty, For His Houshold and Chappel, 1688. [viii], 79, [1] pp. First part only. No more published. Quarto (7-3/4" x 6-1/4").

Recent three-quarter calf over paper-covered boards, gilt title to spine, endpapers renewed. Some toning to text, first line of title page and some page numbers and catch-words affected by trimming, with no loss to legibility, internally clean. \$650.

\* Only edition. Wilson was a royalist, lawyer and notable playwright who enjoyed the patronage of James, Duke of York, later King James II. *Jus Regium Coronae* is a defence of King James's decision to dispense with the penal statutes, which were established to exclude Catholics and Protestant Non-Conformists from political life. Codified in his Declaration of Indulgence (1687), this decision was one of the primary causes of the Glorious Revolution. OCLC locates 3 copies in North America (LA County Law Library, University of Pennsylvania Law School, Yale University). *English Short-Title Catalogue* R43961.



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