

A SELECTION OF 30  
ANTIQUARIAN  
ITEMS

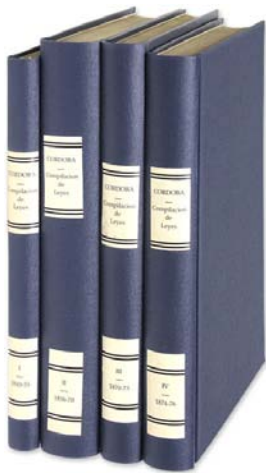
November 8, 2016



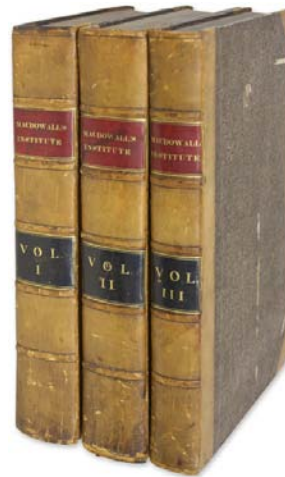
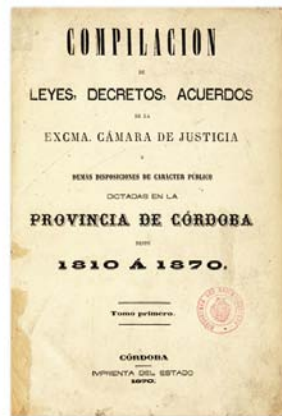
# The Lawbook Exchange, Ltd.

(800) 422-6686 or (732) 382-1800 | Fax: (732) 382-1887  
law@lawbookexchange.com | www.lawbookexchange.com

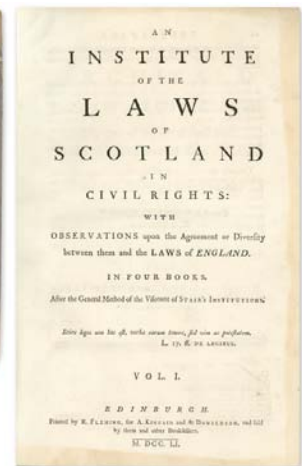
## A Selection of 30 Antiquarian Items



Item 1



Item 2



## Laws of the Argentinean Province of Cordoba, 1810-1876

### 1. [Argentina]. [Cordoba].

*Compilacion de Leyes, Decretos, Acuerdos de la Excma. Camara de Justicia y Demas Disposiciones de Caracter Publico Dictadas en la Provincia de Cordoba.* Volume I: Cordoba: Imprenta del Estado, 1870; Volumes II-IV: Cordoba: Talleres Tip. De "El Interior," 1888, 1889. First 4 volumes of an 82-volume series. Main text in parallel columns. Quarto (10-1/4" x 7-1/2").

Softbound volumes bound into recent cloth, printed paper title labels to spines. Light browning to text, light soiling to title pages, internally clean. Ex-library. Stamps and penciled annotations to title pages. \$350.

\* Volume I: first edition; other volumes, second edition. Eventually filling 82 volumes by 1939, this is an annotated compilation of laws of the Argentinean Province of Cordoba, the province in the geographical center of the country. The four volumes offered here cover the establishment of the state during the Argentinean war of Independence to the mid-1870s. OCLC locates 3 copies in North America, none complete (UT-Austin, Harvard Law School, University of Michigan Law School).

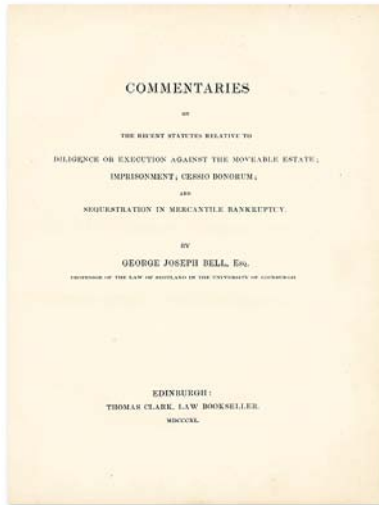
## A Comparative-Law Response to the Act of Union

### 2. Bankton, Andrew MacDowall, Lord [1685-1760].

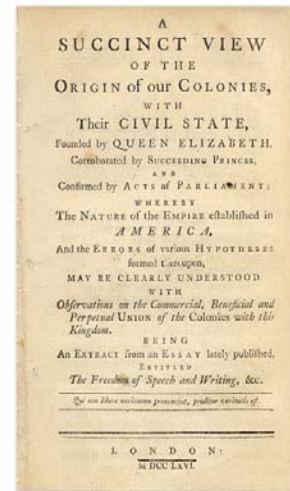
*An Institute of the Laws of Scotland in Civil Rights: With Observations Upon the Agreement or Diversity Between Them and the Laws of England. In Four Books. After the General Method of the Viscount of Stair's Institutions.* Edinburgh, Printed by R. Fleming, for A. Kincaid and A. Donaldson, 1751-1753. Three volumes. xii, [ii], 696; [viii], 681; [iv], 190 pp. Folio (12" x 8").

Contemporary three-quarter calf over marbled boards, raised bands and lettering pieces to spine. Some rubbing and minor scuffing to boards and extremities, joints starting. Early armorial bookplates (of Alexander Thompson) to front pastedowns. Cracks near front and rear hinges of text blocks, small tears and chips to margins of a few leaves, larger chip to fore-edge of leaf in Volume I with minor loss to side-notes. Contemporary annotations in a few places, interiors otherwise clean. A nice set. \$750.

\* Only edition. With side-notes and comprehensive indexes. The 1707 Act of Union compelled Scottish and English jurists to comprehend each other's legal systems. As Bankton put it, "now, since the union of the two kingdoms, there is such an intercourse between subjects of South and North Britain, that it must be of great moment that the laws of both be generally understood, and their agreement or diversity attended to; so that people, in their mutual correspondence, may regulate themselves accordingly" (Preface). As one would expect of an eighteenth-century Scottish jurist, the arrangement of the *Institute* is strongly influenced by the *Institutes* of Justinian. *English Short-Title Catalogue* T90336.



Item 3



Item 4

### An Important Scottish Authority on Commercial Law and Bankruptcy

#### 3. Bell, George Joseph [1770-1843].

*Commentaries on the Recent Statutes Relative to Diligence or Execution Against the Moveable Estate, Imprisonment, Cessio Bonorum, and Sequestration in Mercantile Bankruptcy.* Edinburgh: Thomas Clark, 1840. xii, 207 pp. Quarto (11-1/2" x 9").

Contemporary quarter cloth over paper boards, printed paper title label to spine. Moderate rubbing to boards, light rubbing to extremities, corners bumped and somewhat worn, hinges partially cracked but secure. Some toning, interior otherwise fresh. An appealing copy of a scarce title. \$500.

\* First edition. Bell was an important figure in the history of Scottish law. Two of his books, *Commentaries on the Laws of Scotland* and *Principles of the Law of Scotland*, are, according to Walker, "among the half-dozen classics of Scottish legal literature." As Marvin indicates, Bell's writings on commercial law and bankruptcy were highly important during the first half of the nineteenth century and were cited often by Kent, Legere, Story and other American jurists. Walker, *The Oxford Companion to Law* 122. Marvin, *Legal Bibliography* 108-109.

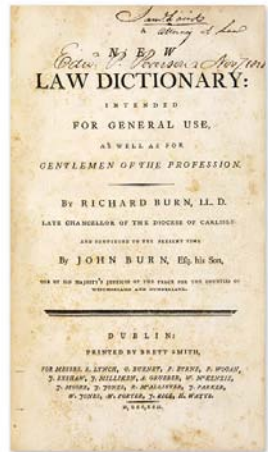
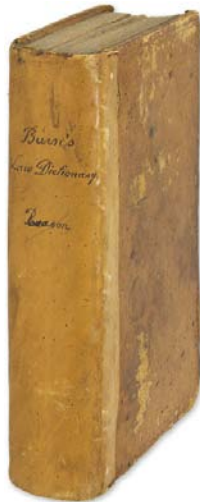
### 1766 Pamphlet Questioning the Extent of Parliamentary Supremacy

#### 4. [Bollan, William (c.1710-1776)].

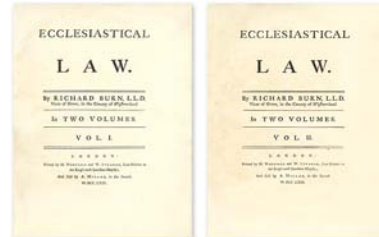
*A Succinct View of the Origin of our Colonies, With Their Civil State, Founded by Queen Elizabeth, Corroborated by Succeeding Princes, And Confirmed by Acts of Parliament...* London: S.n., 1766. [ii], 46 pp. Octavo (7" x 4-1/2").

Stab-stitched pamphlet bound into recent stiff marbled wrappers, printed title panel to front cover. Moderate toning to text, light foxing to a few leaves, small chip to fore-edge of title page, internally clean. \$2,000.

\* Only edition (in this form). Bollan was a lawyer and agent for Colony of Massachusetts. *A Succinct View* is an extract from Bollan's *The Freedom of Speech and Writing upon Public Affairs Considered*, a longer work first published in 1766, that discusses the role of parliamentary supremacy. It is a subtle and somewhat subversive work. Bollan begins by asserting "that the 'care of common rights' should be left to Parliament. In the midst of what was essentially an apologia for parliamentary supremacy, Bollan thus implied, first, that some non-common rights existed, and second, that protecting such rights might be within the purview of an authority other than Parliament" (LaCroix). OCLC locates several copies, but none in law libraries. LaCroix, *The Ideological Origins of American Federalism* 242 (n94). Sabin, *A Dictionary of Books Relating to America* 93387. *English Short-Title Catalogue* N24544.



Item 5



Item 6

**Irish Issue of Only Edition of Burn's  
Dictionary with Interesting Pennsylvania Connections**

**5. Burn, Richard [1709-1785].**

**Burn, John [1744?-1802], Editor.**

*A New Law Dictionary, Intended for General Use, as Well as For Gentlemen of the Profession, and Continued to the Present Time by John Burn.* Dublin: Printed by Brett Smith, 1792. vii, 739 pp. Complete in one volume. Octavo (8-1/2" x 5-1/2").

Contemporary calf, blind rules to boards, crude early calf rebacking with hand-lettered title. Light rubbing to boards, somewhat heavier rubbing to extremities, corners bumped and somewhat worn, early bookplate to front pastedown, clean tear to front endleaf, a few partial cracks to text block, a signature partially detached, eighteenth-century bookplate of Galbreath Patterson to front pastedown. Light toning to text, occasional foxing, faint dampstaining to upper corners of some leaves at end of text. Later owner signatures H. Woodward, Samuel Laird, and Edward P. Pearson, prominent attorneys from counties near Harrisburg, Pennsylvania's capital, to front endleaf and title page, interior otherwise clean. \$400.

\* Irish issue of only edition, published the same year as the (two-volume) London edition. Intended to be a practical tool, Burn eliminated most of the definitions in Law-French found in earlier dictionaries. (They became obsolete when George II ordered the exclusive use of English in 1733.) This elimination cleared space for other material and longer entries. Indeed, Burn's articles on such subjects as judgment, jury, purchase and will are broader, more detailed and better organized than they are in earlier dictionaries of this kind. It is unclear whether Burn intended to publish this book; it was edited, expanded and published posthumously by his son, John Burn. Patterson lived in Dauphin County, Woodward and Laird in Lebanon and Dauphin Counties, Pearson in Berks and Lebanon Counties. *English Short-Title Catalogue* N20286.

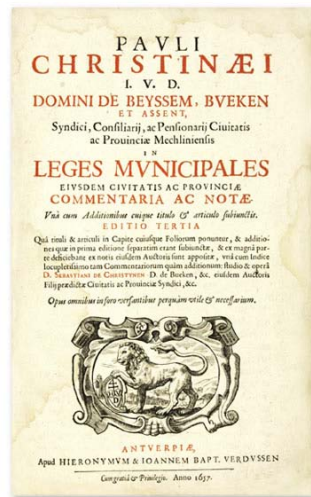
**"It Has Always Been Deemed a Book of Authority"**

**6. Burn, Richard.**

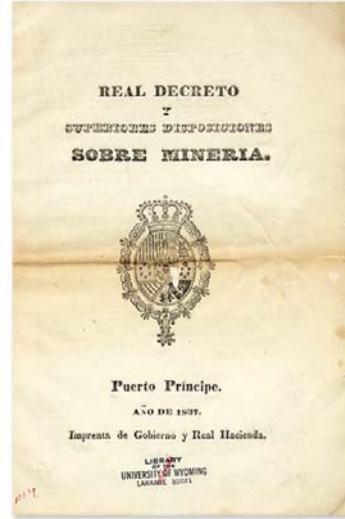
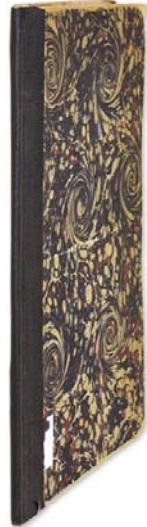
*Ecclesiastical Law.* London: Printed by H. Woodfall and W. Strahan, 1763. Two volumes. [vi], xxii, [16], [1], 685; [ii], 784; [785]-801, [46] pp. Complete; pagination jumps between volumes. Volume II includes, with individual title page, pagination and imprint date, *Addenda to Burn's Ecclesiastical Law: With Proper Tables and Indexes to the Same.* London: Printed by H. Woodfall and W. Strahan, 1765. [ii], 784; [785]-801, [46] pp. Quarto (11" x 9").

Contemporary publisher boards, untrimmed edges, rebacked in period-style with paper backstrips and printed paper title labels. Some edgewear and minor spotting to boards. Some toning, light foxing in a few places, internally clean. \$300.

\* First edition, a later issue with the *Addenda*. Long a standard work, it reached its final edition, the ninth, in 1842. "It has always been deemed a book of authority; and Blackstone, in his *Commentaries*, mentions it as one of the very few publications on the subject of Ecclesiastical Law on which the reader can rely with certainty. Burn, by his diligent and accurate research, and by great judgment in the selection and use of his materials, laid the foundation of a work which subsequent editors have reared to a complete and full Treatise upon English Ecclesiastical Law. The author not only gives his authorities for his positions, but frequently the authority of the authorities." Marvin, *Legal Bibliography* 163-64 (which lists a 1760 first edition in error). *English Short-Title Catalogue* T70032.



Item 7



Item 8

### Uncommon Seventeenth-Century Compilation of the Laws of Mechelen

#### 7. Christynen, Paul van [1543-1631], Editor. [Christynen, Sebastien, Editor].

*In Leges Municipales Eiusdem Civitatis ac Provinciae Commentaria ac Notae. Una cum Additionibus Cuique Titulo & Articulo Subiunctis. Qua Tituli & Articuli in Capite Cuiusque Foliorum Ponuntur, & Additiones Quae in Prima Editione Separatim Erant Subiunctae, & Ex Magna Parte Deficiebant ex Notis Eiusdem Auctoris Sunt Appositae. Una cum Indice Locupletissimo tam Commentariorum Quam Additionum: Studio & Opera D. Sebastiani de Christynen D. de Bueken, & C. Eiusdem Auctoris Filii Praedictae Civitatis ac Provinciae Syndici, &c. Opus Omnibus in Foro Versantibus Perquam Utile & Necessarium.* Antwerp: Apud Hieronymum & Ioannem Bapt. Verdussen, 1657. [xvi], 656, [70] pp. Main text printed in double columns. Folio (12-1/2" x 8").

Contemporary vellum. Moderate soiling and wear to extremities, lower half of backstrip lacking, head of front joint cracked, hinges cracked but secure, front free endpaper and three signatures detached. Title page with large woodcut device printed in red and black. Faint dampstaining to margins of title page, rubbing to edges of some leaves, internally clean. A decent copy worth rebacking. \$300.

\* Third edition. Located in Flanders between Brussels and Antwerp, Mechelen has been an important trading and manufacturing city since the 1300s. Its fortunes rose and declined several times. In the seventeenth century the city was a prosperous again, having survived devastation in 1572 by Spanish forces during the Eighty Years' War (Revolt of the Netherlands). It remained under Hapsburg Control as part of the Spanish Netherlands. This compilation edited by Christynen was first published in 1625. The standard compilation, it went through further editions in 1642, 1653, 1657, 1661 and 167. Dekkers, *Bibliotheca Belgica Juridica* 36.

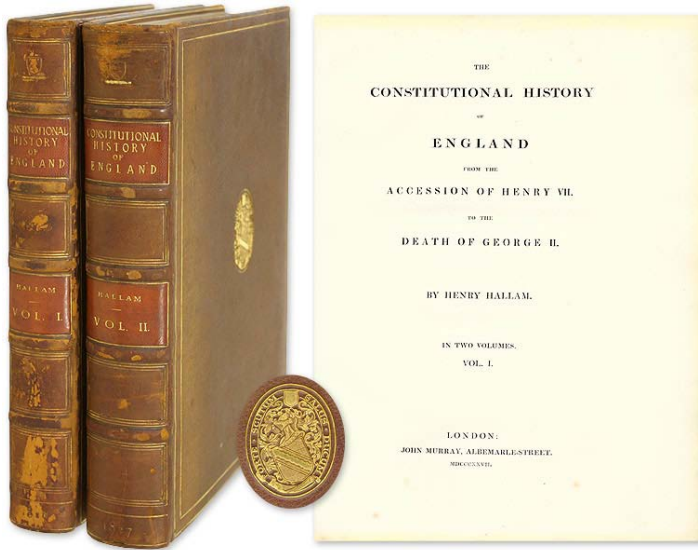
### 1837 Compilation of Cuban Mining Laws

#### 8. [Cuba]. Mining.

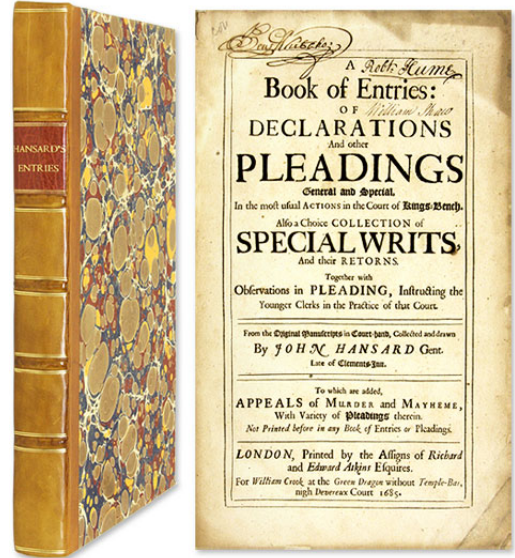
*Real Decreto y Superiores Disposiciones Sobre Minería.* Puerto Principe: Imprenta de Gobierno y Real Hacienda, 1837. [ii], 22 pp. Folio (11" x 8").

Later quarter cloth over thin marbled boards, hinges reinforced with cloth tape. Some rubbing to extremities, upper corner lacking from rear board, other corners worn. Large woodcut arms of Cuba to title page. Toning to text, internally clean. Ex-library. Stamp to bottom edge, bookplate and stamp to front pastedown, fragment of date due sheet to rear free endpaper. A rare item. \$300.

\* Only edition located. A collection of laws and decrees regulating mining and the processing and sale of minerals. OCLC locates 1 copy (at the University of Miami).



Item 9



Item 10

**True First Edition of Hallam's  
*Constitutional History of England***

**9. Hallam, Henry [1777-1859].**

*The Constitutional History of England from the Accession of Henry VII to the Death of George II.* London: John Murray, 1827. Two volumes. xvi, 615; vii, 828 pp. Quarto (11" x 9").

Later signed calf binding by John Rumpus, Oxford. Gilt rules to boards, unidentified owner crest to front boards, raised bands and gilt titles to spines, top edges gilt. Light rubbing to extremities, a few minor marks to boards, light fading to edges of boards in a couple of places. Light foxing to a few leaves, interior otherwise fresh. A handsome copy of a scarce edition. \$650.

\* First edition. This classic study of the constitutional history of England from 1485 to 1760 was "long the standard work on the subject, and only surpassed one hundred years after its initial publication" (Marke). It was originally issued in a small press run in quarto format. An octavo edition was published later that year. As one would suspect, the quarto editions are quite scarce today. Marke, *A Catalogue of the Law Collection at New York University* (1953) 365. *British Museum Catalogue* (Compact Edition) 11:533.

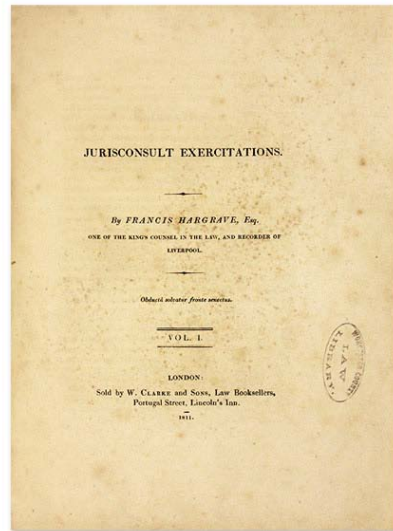
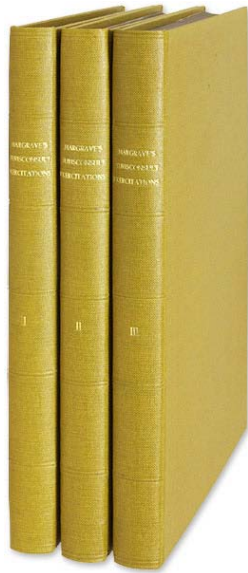
**Includes  
"Appeals of Murder and Mayheme"**

**10. Hansard, John, Compiler.**

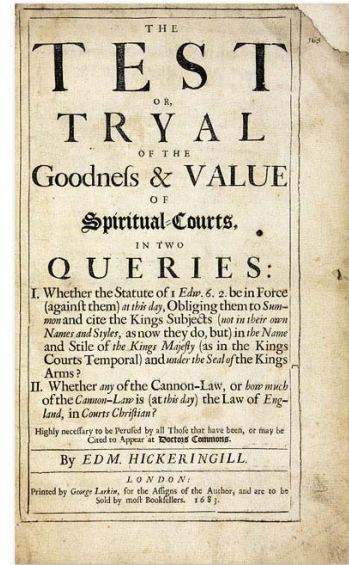
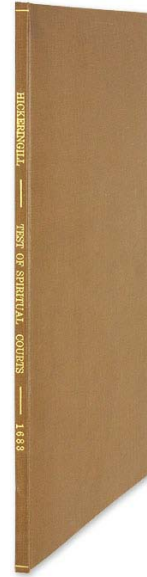
*A Book Of Entries: Of Declarations and Other Pleadings General and Special, In the Most Usual Actions in the Court of Kings-Bench. Also a Choice Collection of Special Writs, And their Returns. Together with Observations in Pleading, Instructing the Younger Clerks in the Practice of that Court. From the Original Manuscripts in Court-Hand, Collected and Drawn by John Hansard Gent. Late of Clements-Inn. To Which are Added, Appeals of Murder and Mayheme, With Variety of Pleadings Therein. Not Printed Before in Any Book of Entries or Pleadings.* London: Printed by the Assigns of Richard and Edward Atkins, 1685. [xx], 283, [21] pp. First leaf blank. Folio (12" x 7-1/2").

Recent period-style quarter calf over marbled boards, gilt-edged raised bands and lettering piece to spine, endpapers renewed. Light browning to text. Two eighteenth-century signatures of (of Robert Hume and one other) and another nineteenth-century signature (of William Shaw) to title page, interior otherwise clean. \$400.

\* Only edition. Little seems to be known about Hansard and he did not appear to publish any other works. *English Short-Title Catalogue* R20439.



Item 11



Item 12

**"Exercitations" for Thoughtful Lawyers**

**11. Hargrave, Francis [1741?-1821].**

*Jurisconsult Exercitationes*. London: Sold by W. Clarke and Sons, Law Booksellers, Portugal Street, Lincolns Inn, 1811-1813. Three volumes. Quarto (10-1/2" x 8-1/2").

Recent cloth, gilt titles and blind fillets to cloth, endpapers renewed. Moderate rubbing to boards, corners bumped and somewhat worn. Moderate toning to text, light foxing in places, torn corner in Volume I (pp. 237-38) repaired with archival tape, internally clean. Ex-library. Small inkstamps to title pages. An attractive set. \$500.

\* Only edition. A compendium of thirty-five arguments, observations, opinions, and notes on a wide range of cases and topics, such as the illegality of domestic slavery in England, the inescapability of trusts in inheritance, fines of land, taxing out of parliament, the rule in Shelley's Case, the legal time of human birth and the Walpole Case of mutual wills. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:156.

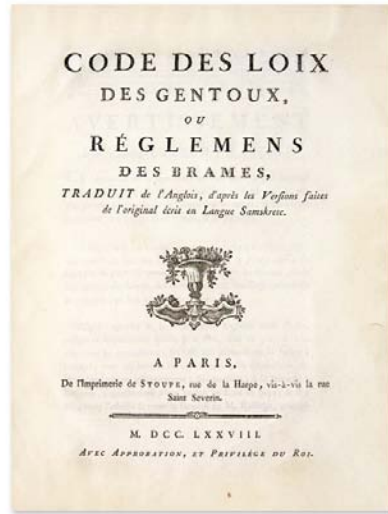
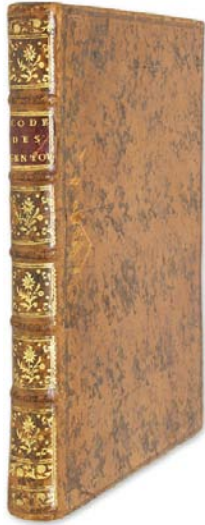
**An Important Restoration-Era Critique of Great Britain's Ecclesiastical Courts**

**12. Hickeringill, Edm[und] [1631-1708].**

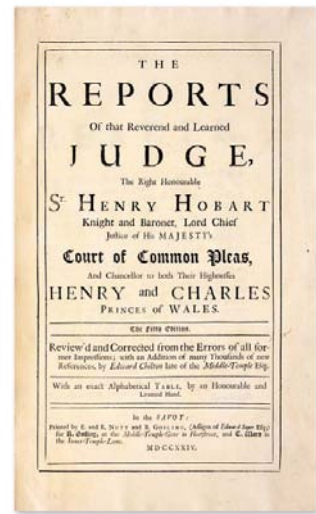
*The Test or, Tryal of the Goodness & Value of Spiritual-Courts in Two Queries* I. *Whether the Statute of 1 Edw. 6. 2. be in Force (Against Them) at This Day, Obliging Them to Summon and Cite the Kings Subjects (Not in Their Own Names and Styles, As Now They do, But) In the Name and Stile of the Kings Majesty (As in the Kings Courts Temporal) and Under the Seal of the Kings Arms?* II. *Whether Any of the Cannon-Law, Or How Much of the Cannon-Law is (At this Day) the Law of England, In Courts Christian, Highly Necessary to be Perused by All Those That Have Been, Or May be Cited to Appear at Doctors Commons*. London: Printed by George Larkin, 1683. [iv], 22, 18 pp. Lacking final leaf, a blank. Folio (11-3/4" x 5-1/2").

Stab-stitched pamphlet bound into recent cloth, gilt title to spine, endpapers renewed. Negligible light rubbing to extremities. Light toning to text, some edgewear and light soiling to first and final leaves, faint dampstaining in a few places, chip to fore-edge of leaf with some loss to side-notes. Early manuscript page numbers added to upper corners of leaves, showing this item was once part of a bound volume, interior otherwise clean. Ex-library. Bookplate to front pastedown. \$500.

\* First edition. Britain's ecclesiastical courts received a great deal of scrutiny in early years of the Restoration. Dissenters, Parliamentarians and others who feared the power of the Church of England under the control of a Catholic or crypto-Catholic king, believed it was necessary to limit the scope of its courts. The work of an idiosyncratic Anglican Churchman who supported the Commonwealth, Hickeringill's pamphlet was one of the most important and legally detailed contributions to this argument. Recognized as an important work, a second edition was issued in 1683, a third in 1706. All are scarce. OCLC locates 2 copies of the first edition in North American law libraries (University of Michigan, University of Pennsylvania). *English Short-Title Catalogue* R2631.



Item 13



Item 14

**French Edition of the First  
Collection of Hindu Law in a Western Language**

**13. [Hindu Law].**

**[Customary Law, India].**

**[Halhed, Nathaniel Brassey (1751-1830), Translator].**

**[Robinet, Jean Baptiste Rene, French Translation].**

*Code des Loix des Gentoux, Ou Reglemens des Brames, Traduit de l'Anglais, d'Après les Versions Faites de l'Original Ecrit en Langue Samskreté.* Paris: Chez Stoupe, Imprimeur-Libraire, 1778. [iv], lx, 341, [2] pp. 8 copperplate leaves of texts in Sanskrit. Quarto (10" x 7-1/2").

Contemporary calf with cat's-paw decoration, blind rules to boards, gilt spine with raised bands and lettering pieces, marbled endpapers, edges rouged. Light rubbing to extremities, a few minor scuffs to boards, corners lightly bumped. Woodcut head and tail-pieces. Light toning to text, foxing to a few leaves, internally clean. A well-preserved copy. \$400.

\* Only French edition. First published in English in 1776 as *A Code of Gentoo Laws*, this is the first collection of Hindu law in a Western language. It is a translation from the *Vivadarnavasetu*, a digest in 21 sections (*taranga*). The *pandits* (*pundats*) are *Banesvara, Kriparama, Rama Gopala, Krishnajibana, Viresvara, Krishnacandra, Guarikanta, Kalisankara, Syamasundara, Krishnakesava* and *Sitarama*. Halhed, a leading Orientalist of his day, worked as a linguist for the East India Company. His work was compiled under the sponsorship of Warren Hastings, the governor-general of the East India Company. Produced to enhance English control of India, it was nevertheless an important work of scholarship and comparative law. OCLC locates 7 copies in North America, 3 in law libraries (Harvard, Library of Congress, University of Minnesota). *British Museum Catalogue* (Compact Edition) 11:497.

**Important Edition of Hobart's Reports**

**14. Hobart, Henry [d. 1625], Reporter.**

**Chilton, Edward, Editor.**

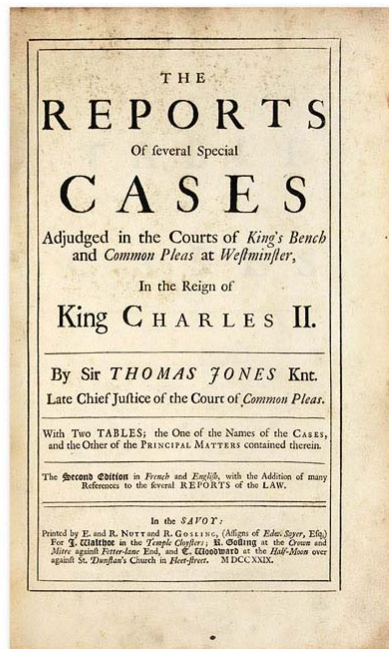
**[Nottingham, Heneage Finch, Earl of (1621-1682)].**

*The Reports of that Reverend and Learned Judge, The Right Honourable Sr. Henry Hobart Knight and Baronet, Lord Chief Justice of His Majesty's Court of Common Pleas, And Chancellor of Both Their Highnesses Henry and Charles Princes of Wales.* [London]: Printed by E. and R. Nutt and R. Gosling, 1724. [xiv], 350, [64] pp. Folio (13-1/2" x 8-1/2").

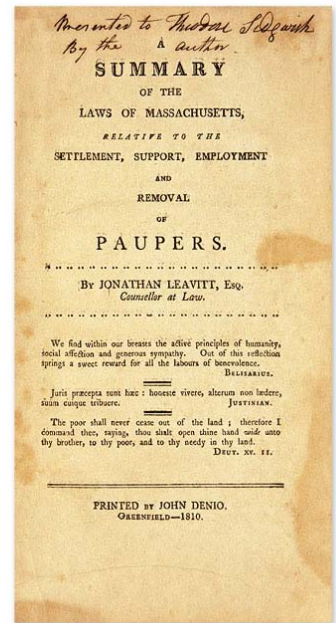
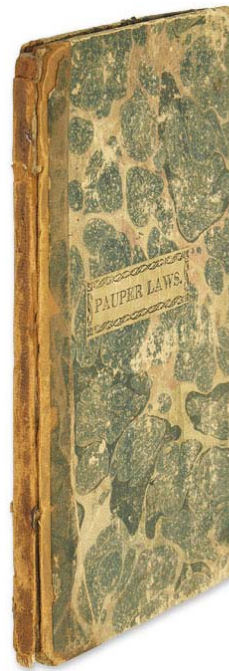
Contemporary calf, blind fillets to boards, raised bands and lettering piece to spine. Some rubbing to extremities with some wear to corners, light chipping to spine ends, joints starting at ends, front hinge cracked, minor worming to margins of final few leaves, interior notably fresh. \$300.

\* Final British edition (followed by an important American edition in 1829) and the only British edition to be revised, quite substantially at that. It passed through six editions, unaltered, from 1641 to 1683. Hobart was Coke's successor as chief justice. These reports (in English), which have long been accepted as the standard source for the period, cover cases in King's Bench, Common Pleas, and the Star Chamber from 1603 to 1625, with some cases from the reign of Queen Elizabeth. Wallace, *The Reporters* 229.





Item 15



Item 16

**"A Work of Very Reputable Authority"**

**15. Jones, Sir Thomas [1614-1692].**

*The Reports of Several Special Cases Adjudged in the Courts of King's Bench and Common Pleas at Westminster, In the Reign of King Charles II. With Two Tables; The One of the Names of the Cases, And the Other of the Principal Matters Contained Therein.* [London]: Printed for E. and R. Nutt and R. Gosling, 1729. [xvi], 254, [17] pp. Main text in parallel columns. Folio (13-1/2" x 8-1/2").

Contemporary calf with early rebacking, raised bands and lettering piece to spine, endpapers renewed. Moderate rubbing, corners worn, chipping to spine ends, boards detached, later bookplates (of C.A. Russell and H. Barrs Davies) to front pastedown. Light toning to text, foxing to a few leaves, internally clean. \$200.

\* Second, final and best edition. Wallace calls this reporter, which covers the years 1667 to 1685, "a work of very reputable authority." It is held in equal regard by Holdsworth. Jones was a judge of King's Bench and chief justice of Common Pleas. The text here is in both law French and English, in parallel columns. Hargrave made a new English translation some years later, but it was never published. Wallace, *The Reporters* 343. Holdsworth, *History of English Law* VI:552, 561.

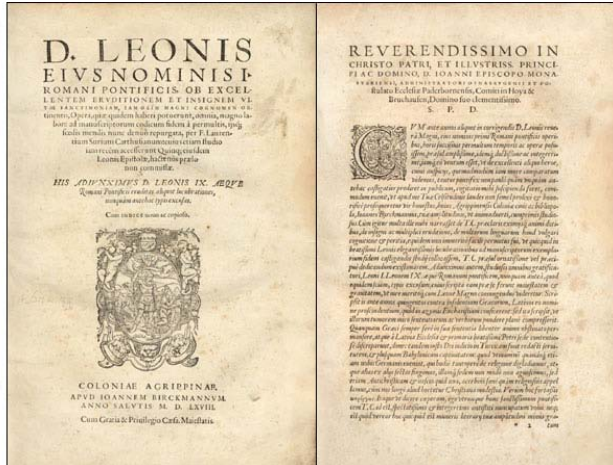
**1810 Handbook on the Poor Laws of  
Massachusetts Presented to a Notable Jurist**

**16. Leavitt, Jonathan [1764-1821].  
[Sedgewick, Theodore (1746-1813)].**

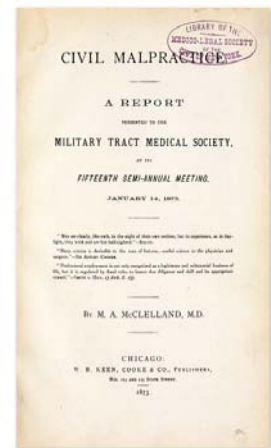
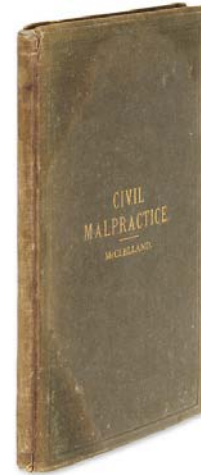
*A Summary of the Laws of Massachusetts, Relative to the Settlement, Support, Employment and Removal of Paupers.* Greenfield: Printed by John Denio, 1810. 64 pp. Octavo (8-1/2" x 4-3/4").

Contemporary quarter sheep over marbled boards, printed paper title label to front board. Moderate rubbing with wear to corners, spine worn, front board detached, rear board partially detached. Light browning, light foxing in a few places, faint dampstaining to a few leaves. Presentation inscription from author to Theodore Sedgewick to head of title page, interior otherwise clean. \$350.

\* Only edition. The author of this handbook, which covers the period from 1692 to 1810, was a probate judge from 1814 to 1821. Theodore Sedgewick, who served in the Continental Congress, was a United States Representative and Senator from Massachusetts. He served as the fourth Speaker of the United States House of Representatives. Appointed to the Massachusetts Supreme Judicial Court in 1802, he remained there until the end of his life. Print copies of this title are scarce. Cohen, *Bibliography of Early American Law* 9045.



Item 17



Item 18

Unrecorded Imprint  
of the Legal Writings of Pope Leo I

17. Leo I, Pope [d. 461].

Surius, Laurentius [1522-1578], Editor.

*Opera, Quae Quidem Haberi Potuerunt, Omnia, Magno Labore ad Manuscriptorum Codicum Fidem a Permultis, Ijsq; Foedis Mendis nunc Denuo Repurgata, per F. Laurentium Surium Carthusianum: Cuius Etiam Studio Iam Recens Accesserunt Quinq; Eusdem Leonis Epistolae, Hactenus Praelo nunc Commisssae. His Adiuuimus D. Leonis IX. Aequae. Cum Indice Novo ac Copioso.* Cologne: Apud Ioannem Birckmannum, 1568. [x], 173 [i.e. 169], [1] fols. Folio (12" x 8").

Contemporary limp vellum, rebacked in later vellum with hand-lettered title, ties lacking. Moderate soiling, light wear to extremities, a few small chips to spine, tiny hole to front cover, front hinge cracked but secure. Attractive large printer device to title page and verso of final leaf, handsome arms of Leo I to verso of title page, decorated initials. Light browning and faint dampspotting to most of text, internally clean. Ex-library. Early hand-lettered shelf label to spine, institution name in faint early hand to title page. \$750.

\* This edition of the collected legal and theological writings of Pope Leo I was first published in 1561. Known as "the Great," Leo reigned from CE 440-461 and guided the development of the Church during the final decades of the Western Roman Empire. In power during its most turbulent period, he preserved the church through a vigorous reform of church discipline and persecution of heretics. The collation of this copy is identical with others dated 1569. The listing in *VD16* even gives the date of this imprint as "1568/1569," which suggests that it was issued twice with different dates. No copies of the 1568 imprint located. See Adams, *Catalogue of Books Printed on the Continent of Europe, 1501-1600* L447 (listing 1569 imprint). *Verzeichnis der im Deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* ZN17915.

Interesting 1873 Essay on Medical Malpractice

18. McClelland, M[ilo] A[dams].

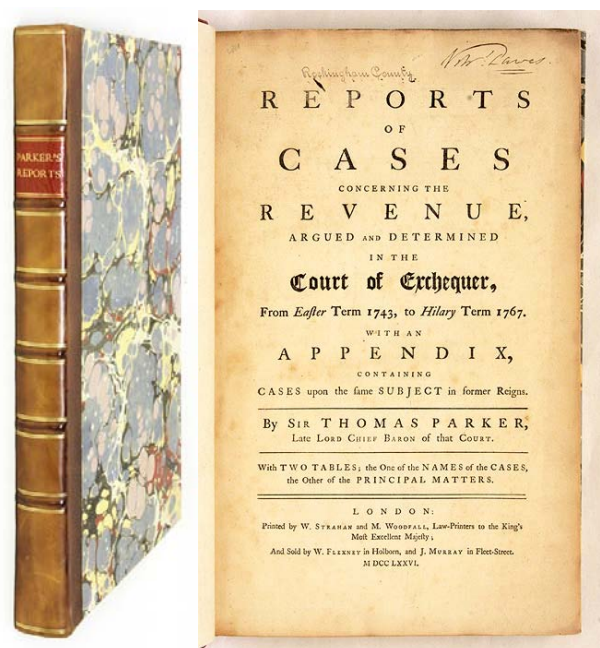
*Civil Malpractice: A Report Presented to the Military Tract Medical Society, At Its Fifteenth Semi-Annual Meeting, January 14, 1873.* Chicago: W.B. Keen, Cooke & Co., 1873. 74 pp. Octavo (8-3/4" x 5-1/2").

Original cloth, blind rules to boards, gilt title to front. Some rubbing to extremities with some wear to spine ends and corners, light damp staining and dampspotting to boards, a few partial cracks to text block, presentation inscription to front pastedown. Light toning to text, internally clean. Ex-library. Small inkstamp to title page. A sound copy of a scarce title. \$100.

\* First edition. A coherent overview based on legal and medical authorities. Four years later the author, a physician, published a full-scale treatise on surgical jurisprudence.



Item 19



Item 20

### "Defective" Jurisprudence

#### 19. Muratori, Lodovico Antonio [1672-1750].

*Dei Difetti della Giurisprudenza*. Venice: Presso Giambatista Pasquali, 1742. [viii], 184 pp. Folio (13-1/4" x 9").

Contemporary flexible vellum, faint early hand-lettered title to spine, endpapers renewed, spine ends and corners repaired. Title page printed in red and black. Light toning to text, worming to margins of final few leaves, internally clean. Ex-library. Bookplate to front pastedown. A handsome copy. \$500.

\* First edition. This interesting essay defines two "defects" in contemporary jurisprudence. Anticipating the codifiers of the nineteenth century, it argues for the simplification of the judicial system and the restatement of written law to enhance legal certainty. Muratori was a notable Italian legal reformer. Trained as an attorney, he was the duke of Modena's librarian and a prolific scholar. It went through four more editions in the eighteenth century, the last in 1794, and was reissued a few more times in the nineteenth and twentieth centuries. OCLC locates 5 copies of the first edition in North American law libraries (Harvard, Library of Congress, University of Michigan, University of Minnesota, Yale). *British Museum Catalogue* (Compact Edition) 18:109.

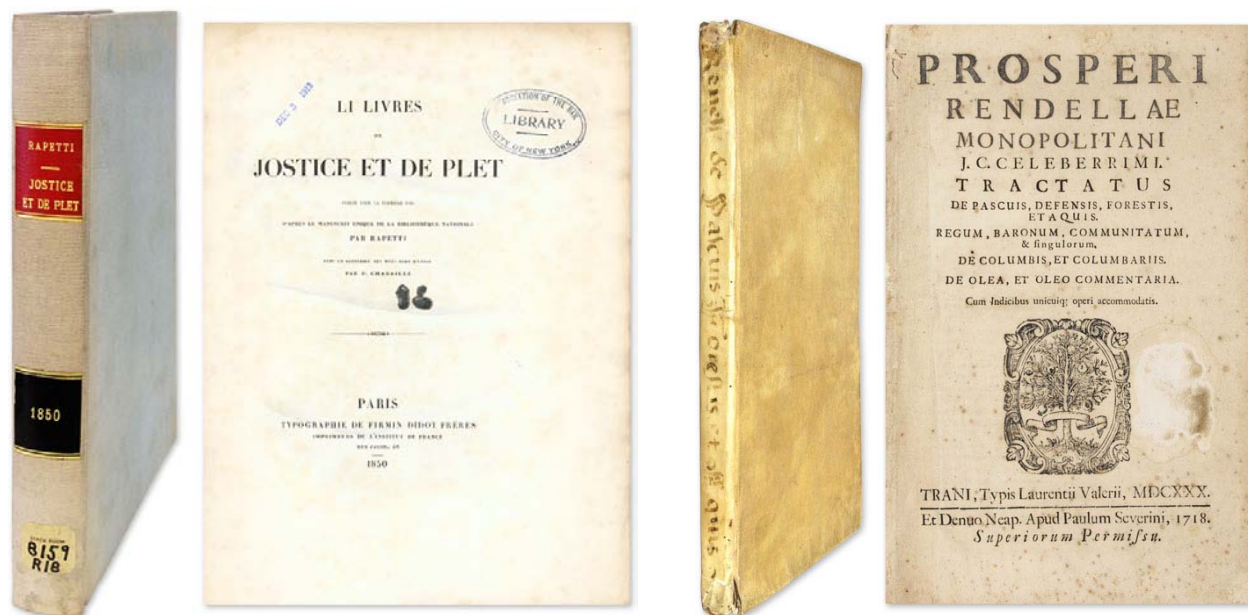
### Uncommon Exchequer Reports

#### 20. Parker, Thomas [1695?-1784], Reporter.

*Reports of Cases Concerning the Revenue, Argued and Determined in the Court of Exchequer, From Easter Term 1743, To Hilary Term 1767. With an Appendix, Containing Cases Upon the Same Subject in Former Reigns. With Two Tables; The One of the Names of the Cases, The Other of the Principal Matters*. London: Printed by W. Strahan and M. Woodfall, 1776. [viii], 283, [10] pp. Folio (12-1/2" x 7-3/4").

Recent quarter calf over marbled boards, gilt-edged raised bands and lettering piece to spine, endpapers renewed. Some toning to text. Early owner signature and small courthouse inkstamp to head of title page, interior otherwise clean. \$300.

\* First edition. An important and uncommon set of Exchequer reports. Thomas Parker (not to be confused with Sir Thomas Parker, 1666?-1732, first Earl of Macclesfield and Lord Chancellor) served as chief baron of the Court of Exchequer for some 30 years; these are his own reports of his decisions. "He published these reports he tells us, because there were few cases in print in which the law relating to revenue was explained. To these cases (1743-1767) he added some others decided (...) between 1678 and 1718" (Holdsworth). There were also octavo editions in 1791 and 1800. Holdsworth, *History of English Law* XII:133. Wallace, *The Reporters* 534.



Item 21

Item 22

**Standard Edition of an Important Thirteenth-Century French Manuscript**

**21. Rapetti, Pierre-Nicolas [1812-1885], Editor.**  
**Chabaille, Polycarpe [1796-1863], Editor.**  
**[Klimrath, Henri [1807-1837], Editor.]**

*Li Livres de Justice et de Plet, Publie pour la Premiere Fois d'Après le Manuscrit Unique de la Bibliotheque Nationale, Par Rapetti, Avec un Glossaire des Mots Hors d'Usage, par P. Chabaille.* Paris: Typographie de Firmin Didot Freres, 1850. [iv], vi, LII, 451, [1] pp. Quarto (11-1/4" x 8-1/4").

Later cloth, red and black lettering pieces to spine, endpapers renewed, untrimmed edges. Light soiling, a few smudges to boards, some fading to spine. Moderate toning and light foxing to text. Ex-library. Location label to spine, stamps to title page, annotations to verso. \$100.

\* Only edition. A title in the series Collection de Documents Inédits sur l'Histoire de France. Compiled around 1250, possibly by a student at the University of Orleans, the *Livres de Justice et de Plet* is a treatise with sections on canon law, Roman law, the customary law of the Orleans and the legislation of the Capetian Kings of France. It is a valuable resource for students of French medieval social history. This edition, which remains the standard text, includes an extensive glossary of terms by Chabaille. OCLC locates 6 copies in North American law libraries (American University, George Washington University, Harvard, UC-Berkeley, University of Michigan, US Supreme Court).

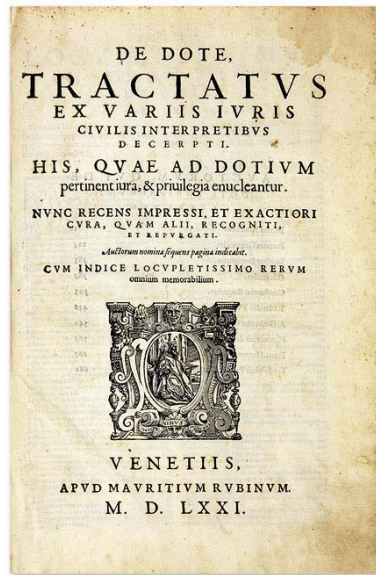
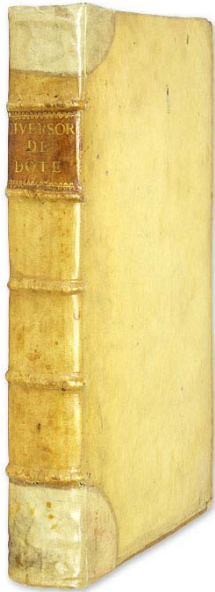
**Has a Section on Laws Concerning Olives and Olive Oil**

**22. Rendella, Prospero.**

*Tractatus de Pascuis, Defensis, Forestis, Et Aquis. Regum, Baronum, Communitatum & Singulorum. De Columbibus, Et Columbariis. De Olea, Et Oleo Commentaria. Cum Indicibus Unicuique Operi Accommodatis.* Trani: Typis Laurentii Valerii, 1730. [iv], 170, [10] pp. Folio (14-1/4" x 9").

Contemporary vellum, early calligraphic title to spine. Light rubbing to boards, some chipping to spine, corners bumped and somewhat worn, front free endpaper affixed to pastedown. Moderate browning and faint dampspotting to text, worming to margins in places, light edgewear to a few leaves, faint spots on title page and final leaf, possibly from a removed stamp. Early check marks to some index entries, interior otherwise clean. A nice copy of a scarce title. \$650.

\* Later edition, a reissue of a 1718 Neapolitan imprint by Paolo Severini. First published in Naples in 1618, this treatise addresses legal and economic aspects of agriculture and natural resources including fields, forests, watercourses, game birds, such as doves, waters and watercourses. Due perhaps to its Neapolitan origins, it pays particular attention to the cultivation of olives and the production of olive oil. A useful work, it went through several editions into the mid-eighteenth century. All are scarce. OCLC locates few copies of any edition in North America, none of the 1730 Trani edition (at Harvard Law School). Not in Camus or the *British Museum Catalogue*. Donno, *Biblioteca Sistematica dell'Olivo e dell'Olio d'Oliva* 28.



Item 23



Item 24

**Scarce Anthology of Writings on Dowries and Endowments**

**23. [Roman Law].  
[Dowries and Endowments].**

*De Dote, Tractatus ex Variis Iuris Civilis Interpretibus Decerpti. His, Quae ad Dotium Pertinent Iura, & Privilegia Enucleantur.* Venice: Apud Mauritium Rubinum, 1571. [xiii], 685, [1] pp. Main text printed in parallel columns. Folio (12" x 8").

Later vellum, raised bands and lettering piece to spine, repairs to corners and spine ends, speckled edges. A few minor scuffs and stains, spine ends and corners bumped. Large woodcut printer device to title page, woodcut decorated initials. Moderate toning to text, occasional faint dampspotting, faint dampstaining to margins of a few leaves, minor worming to inner margins in a few places, one leaf near center of text detached. Early owner signature to front free endpaper, interior otherwise clean. Ex-library. Bookplate to front pastedown. \$750.

\* Fourth edition. This anthology of writings on dowries and endowments (dotation) was first published in 1569. It went through four more editions, the final appearing in 1585. The authors excerpted in this anthology are Duprat Pardoux [c.1520-c.1570], Giovanni Campeggi [1438-1511], Rolando Della Valle [16th. Cent.], Odofredus, Phanucciis de Phanucciis [16th. c.], Antonius Guibertus Costanus [fl.1550], Iacopo Bottrigari [1274-1348], Constant Roger and Baldo Bartolini [c.1408-1490]. Including all editions, OCLC locates 4 copies in North America, 1 copy of the fourth (at Stanford). Not in Adams or the *British Museum Catalogue*.

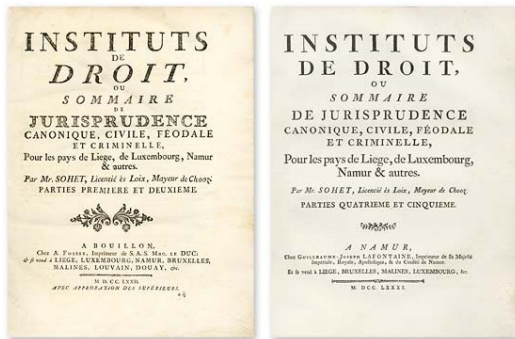
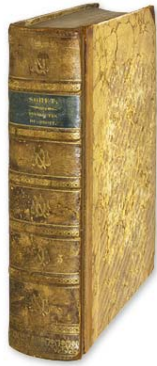
**The Unexpurgated First Edition  
of a Notable Treatise on Royal Authority and the Church**

**24. Salgado de Somoza, Francisco.**

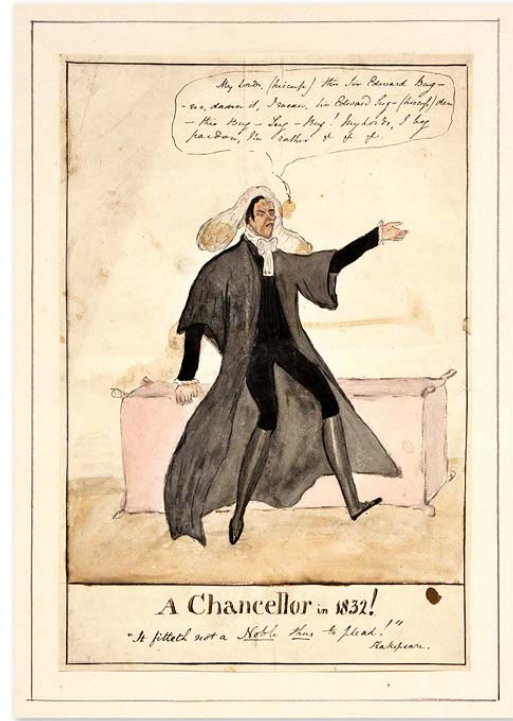
*Tractatus de Supplicatione ad Sanctissimum a Litteris et Bullis Apostolicis Nequam, et Importune Impetratis in Perniciem Reipublicae, Regni, Aut Regis, Aut Iuris Tertii Praejudicium: Et de Earum Retentione Interim in Senatu. Opus Sane Pulchrum et Grave Utrique Reipublicae Ecclesiasticae, & Temporalis Utile Admodum a Doctis Petitum, & Acunctis Desideratum.* Madrid: Apud Mariam de Quinones, 1639. [xvii], 350, [101] ff. Main text in parallel columns. Folio (11-1/4" x 8").

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

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



Item 25



Item 26

**A Scarce Complete Copy  
of an Important Belgian Treatise**

**25. Sohet, (Dominique Francois) [1728-1811].**

*Instituts de Droit, Ou Sommaire de Jurisprudence Canonique, Civile, Feodale et Criminelle, Pour les Pays de Liege, de Luxembourg, Namur & Autres.* Bouillon: A. Foissy, 1770, 1772, 1781. Five parts bound as one. Complete as issued. Quarto (10" x 8-1/2").

Nineteenth-century three-quarter calf over marbled boards, rebacked retaining original backstrip with raised bands, gilt ornaments and lettering piece, hinges mended, marbled endpapers. Moderate rubbing with some wear to extremities. Attractive woodcut head and tail-pieces. Toning, light foxing and browning in a few places, interior otherwise fresh. \$1,650.

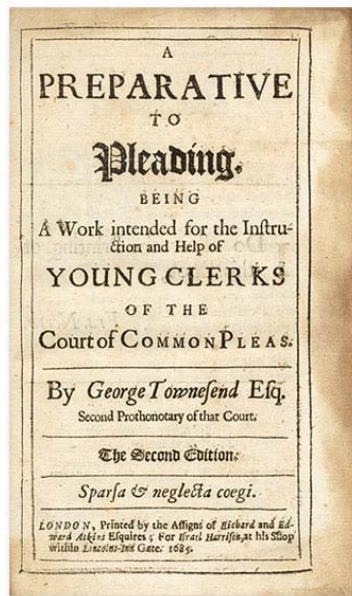
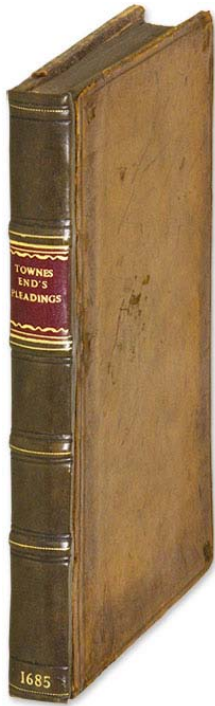
\* Only edition. This is a remarkable work comparable to the *Institutes* of Justinian. Etienne adds, "it is a principal work on the legal history of the Principality of Liege, the Comte of Namur and the Duchy of Luxembourg." OCLC locates 5 complete copies, none in North America. A complete copy located at the Library of Congress, incomplete copies located at UC-Berkeley and Yale law libraries. Not in Harvard Law School's online catalogue. Etienne, *Impressions Bouillonaises* 42.

**Watercolor Caricature of Sir Edward Sugden**

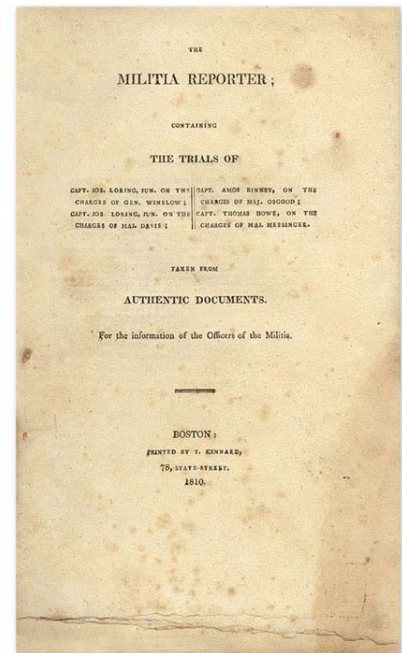
**26. [Sugden, Sir Edward (1781-1875)].**

*A Chancellor in 1832!* 7-1/2" x 11" watercolor on board, attractively matted. Great Britain, Possibly Ireland, 1835?. Toning, a few minor waterstains, small inkstain near bottom right corner, otherwise fine. \$1,250.

\* Possibly intended as the basis for a lithograph, this cartoon depicts a drunken Lord Sugden, wig askew and clutching a table for balance. He is addressing the Bench: "My Lord, (hiccup) this Sir Edward Bug--no, damn it, I Mean Sir Edward Sug-hiccup) den-this Bug-Sug-Bug! My Lord, I beg pardon, I'm rather & &." There is a quote from Shakespeare below the image: "It fitteth not a Noble thus to plead!" Sugden, lawyer, judge and conservative politician, was Solicitor General of Great Britain in 1829-30, Lord Chancellor of Ireland in 1835, then from 1841 to 1846, and Lord Chancellor of Great Britain in 1852. He is wearing barrister's robes in this caricature, which indicates the period in his career between 1831 and 1835, when he practiced as a barrister and sat in the House of Commons. The caricature appears to be a commentary on his role as a leading opponent of the Reform Bill of 1832, which made him a prominent figure in British politics. The artist refers to Sugden as Chancellor, which leads us to date the image to 1835, the year of his Irish Chancellorship and a time when he was famous for his opposition to the Reform Bill.



Item 27



Item 28

### Restoring the Art of Pleading In the Wake of the Civil War and Protectorate

#### 27. Townsend, George.

*A Preparative to Pleading; Being a Work Intended for the Instruction of Young Clerks of the Court of Common Pleas.* London: Printed by the Assigns of Richard and Edward Atkins, 1685. [viii], 236 pp. Octavo (7" x 4").

Contemporary calf, blind frames and corner fleurons to boards, rebaked in period style with raised bands, hinges mended. Some rubbing to extremities, a few faint stains to boards, small clean tear to front free endpaper. Browning to margins of endleaves and title page, toning to text. Later owner signatures to front free endpaper, small owner stamp to verso of title page, interior otherwise clean. \$750.

\* Second edition. Townsend was a clerk of the Court of Common Pleas. First published in 1675, he wrote his manual to improve the quality of pleadings, which had "much decayed" during the Civil War and Protectorate. A Latin-English dictionary for the most part, it aimed to "direct Attornies and Young Clerks, in the formalities of their Words and Writings" so "their Businesses may be more Clerklke drawn, and fairly entred on record" (Preface). The work was well-received. Its fourth and final edition was published in 1721. All are scarce today. OCLC locates 3 copies of this (1685) edition in North American law libraries (Columbia, Library of Congress, Yale). *English Short-Title Catalogue* R7084.

### Interesting Military Cases

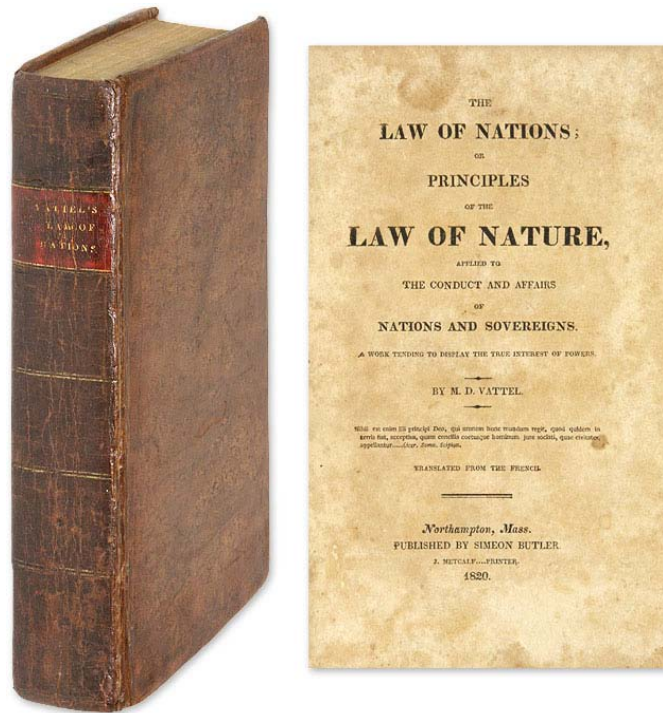
#### 28. [Trials].

**Loring, Joseph, Jr., [1767-1838],  
Binney, Amos [1778-1833],  
Howe, Thomas, Defendants.**

*The Militia Reporter; Containing The Trials of Capt. Jos. Loring, Jun. on the Charges of Maj. Davis, Capt. Amos Binney on the Charges of Maj. Osgood, Capt. Thomas Howe on the Charges of Maj. Messinger: Taken from Authentic Documents, For the Information of Officers of the Militia.* Boston: Printed by T. Kennard, 1810. 299 pp. Octavo (9-1/2" x 5-3/4").

Original publisher boards, printed paper lettering piece, untrimmed edges. Moderate rubbing and a few small stains to boards, considerable wear to spine, boards just beginning to separate but secured by cords, text block tight. Light browning, occasional faint dampspotting. Early owner annotation to front free endpaper, interior otherwise clean. A solid copy of a scarce title. \$500.

\* Only edition. "Brigadier General John Winslow accused Captain Joseph Loring Jr. of permitting his men to mutiny by failing to enforce a brigade order to appear on parade in protest of a change in Winslow's rank and command. In 1805 a division court martial acquitted Loring, but Major General Simon Elliot, after asking for a reconsideration of the decision, refused to accept the acquittal and dissolved the court. A second division court martial convened in 1806 found Loring guilty, and ordered him removed and disqualified for military service for three years. In 1807 Loring petitioned the Massachusetts General Court to ask that the decision be invalidated, arguing that it had not been regularly detailed and thus had denied him an impartial trial. The General Court overturned the 1806 decision and ordered Loring reinstated to his former rank and command" (Cohen). This was the first volume of *The Militia Reporter*. No other volumes were published. Cohen, *Bibliography of Early American Law* 13473, note to 13551.



Northampton Edition of Vattel's *Law of Nations*

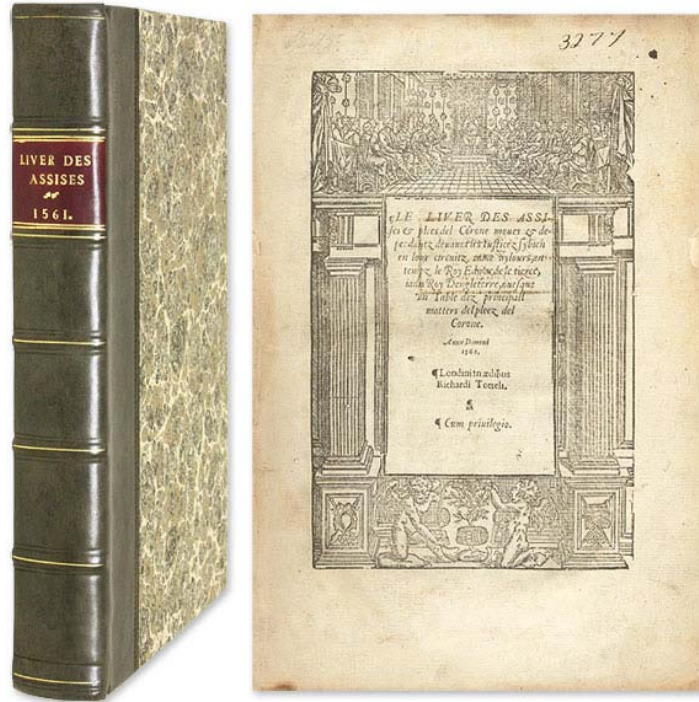
**29. Vattel, [Emmerich de] [1714-1767].**

*The Law of Nations; Or, Principles of the Law of Nature, Applied to the Conduct and Affairs of Nations and Sovereigns. A Work Tending to Display the True Interest of Powers.* Translated from the French. Northampton, MA: Published by Simeon Butler, 1820. 560 pp. Octavo (8-1/4" x 5-1/4").

Contemporary tree sheep, lettering piece and gilt fillets to spine, joints mended. Light rubbing to extremities, a few minor scuffs and (very) light stains to boards, corners bumped and lightly worn, front hinge starting. Moderate toning to text, occasional light foxing. Early owner signature (Walter Nichols) to front free endpaper, interior otherwise clean. A nice copy. \$300.

\* Later issue of the first American edition (1787). The decisive influence of this classic study may be attributed to its eclecticism. Vattel rejected the extreme claims of the natural law of nations which went back to Aquinas. Instead, he recognized that the universal law of nature might have subsidiary force when customary or consensual international law was silent. "Le Droit de Gens is certainly a work of the first magnitude. It modernized the whole theory and business of International Law, brought it out of the study into the field, the mart, the council chamber, and the palace. (...) He did indeed, much for nations, for he imposed upon them theories of moral rational development up to which it became, in a sense, necessary for them to live" (MacDonnell). Rensealaer [1808-1860], a member of the distinguished New York family, was admitted to the New York bar in 1830. MacDonnell, *The Great Jurists of the World* 479, 504. Cohen, *Bibliography of Early American Law* 1820.





"Rich in Apparent Curiosities"

**30. [Year Book].  
Edward III, King [1239-1307].  
[Rastell, John, Editor].**

*Le Livre des Assises & Pleez del Corone, Moves & Dependantz Devaunt les Iusticez Sybien en Lour Circuitz Come Aylours, En Tempz le Roy Eduarde le [T]ierce, Iadis Roy Dengleterre, Ouesque un Table dez Principall Matters del Pleez del Corone.* London: in Aedibus Richardi Totteli, 1561. [iv], ccxxvi ff. Collates complete. Folio (11-1/4" x 7-3/4").

Recent period-style quarter calf over cloth, raised bands and lettering piece to spine, endpapers renewed. Title page printed within handsome woodcut architectural border, woodcut decorated initials. Some toning, light browning to a few leaves, tiny wormholes in a few places. Light soiling to title page and verso of final leaf, minor edgewear to preliminaries and final few leaves. Ex-library. "3277" in early hand to head of title page, stamp to verso and verso of final leaf. An attractive copy. \$1,500.

\* Later edition, one of two issued by Tottell in 1561. A selection of reports for 1-50 Edward III (1327-1377), the *Book of Assizes*, is one of the most important of the Year Books and of unique value to the study of English legal history. As Stanley Milsom has observed, it is the "only collection of reports from the country," that is the only collection of reports from the justices on assize (circuit) rather than in the central courts at Westminster. It is therefore "rich in apparent curiosities" because "it reports processes we do not otherwise see, on circuit, before juries." The first edition was printed in 1514 by John Rastell. OCLC locates 5 copies of the 1561 edition (both issues) in North American law libraries (Columbia, Harvard, NY Law Institute, University of Pennsylvania, York University). Milsom, *Historical Foundation of the Common Law* (2nd. Ed., 1981) 299, 55. *English Short-Title Catalogue* S126326. Beale, *Bibliography of Early English Law Books* R50.

**The Lawbook Exchange, Ltd.**  
**Antiquarian Bookseller and Publisher**  
**New and Used Titles for Practitioners and Scholars**  
**Subscription Agent • Collection Development • Appraisals**  
**(800) 422-6686 or (732) 382-1800. Fax: (732) 382-1887**  
**law@lawbookexchange.com**  
**www.lawbookexchange.com**

