

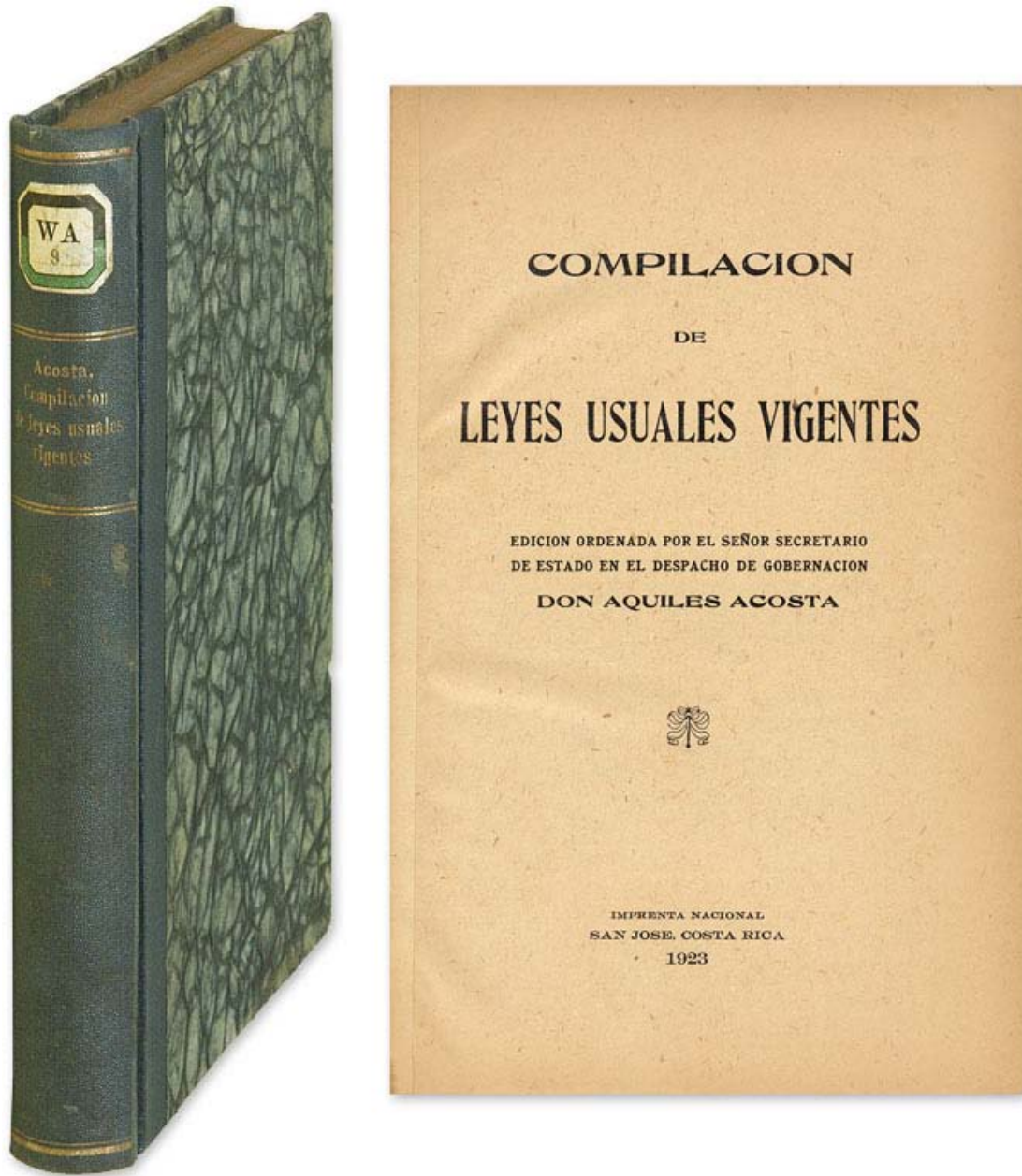
30 Antiquarian Items

CANON, CIVIL, COMMON,
ECCLESIASTICAL & ROMAN LAW

November 28, 2017



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Scarce Collection of "Outstanding" Costa Rican Law

1. Acosta, Don Aquiles.

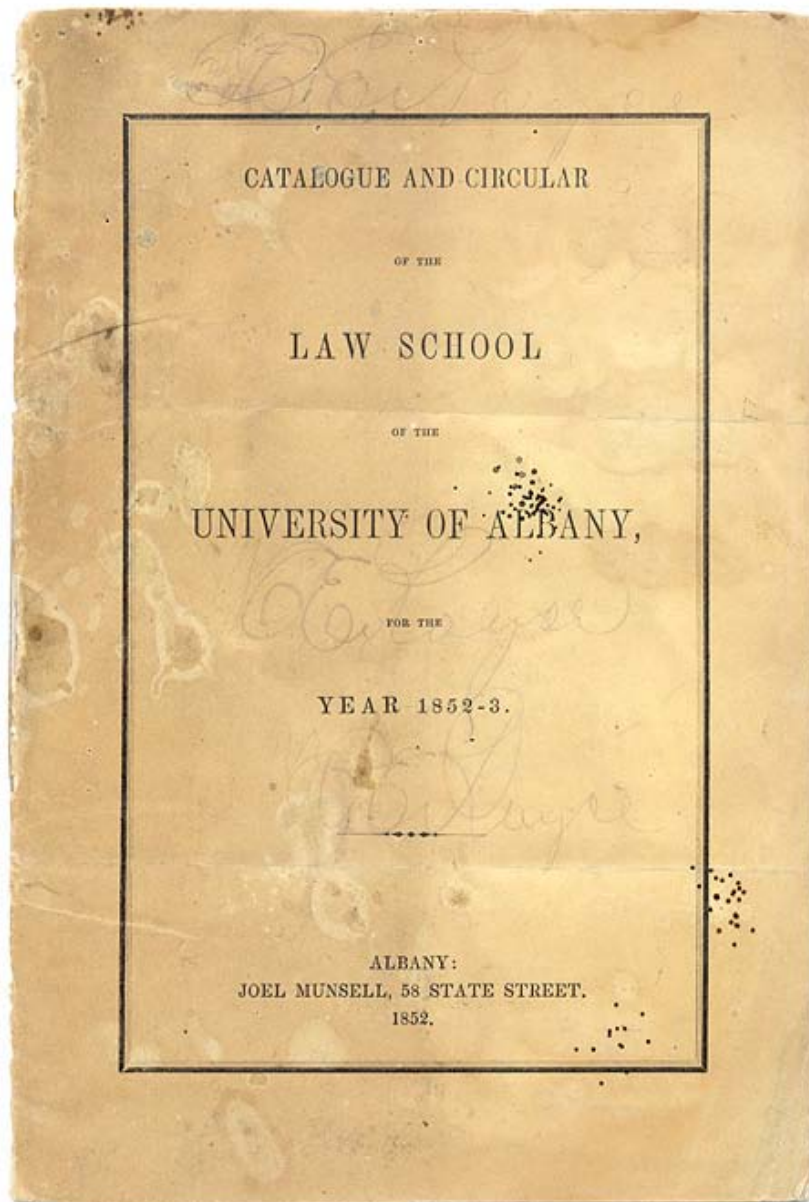
Compilacion de Leyes Usuales Vigentes: Edicion Ordenada por el Senor Secretario de Estado en el Despacho de Gobernacion. San Jose, Costa Rica: Imprenta Nacional, 1923. 255, 80 pp.

Printed wrappers bound into contemporary quarter cloth over marbled boards, gilt title to spine. Light soiling, some rubbing to extremities. Browning to text, internally clean. Ex-library. Location label to spine. \$350.

* Only edition. An interesting digest of previously uncollected (outstanding) laws on a variety of subjects. OCLC locates 8 copies in North America, 5 in law libraries (Columbia, Harvard, LA County, NYU, Tulane).

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Albany Law School in 1852

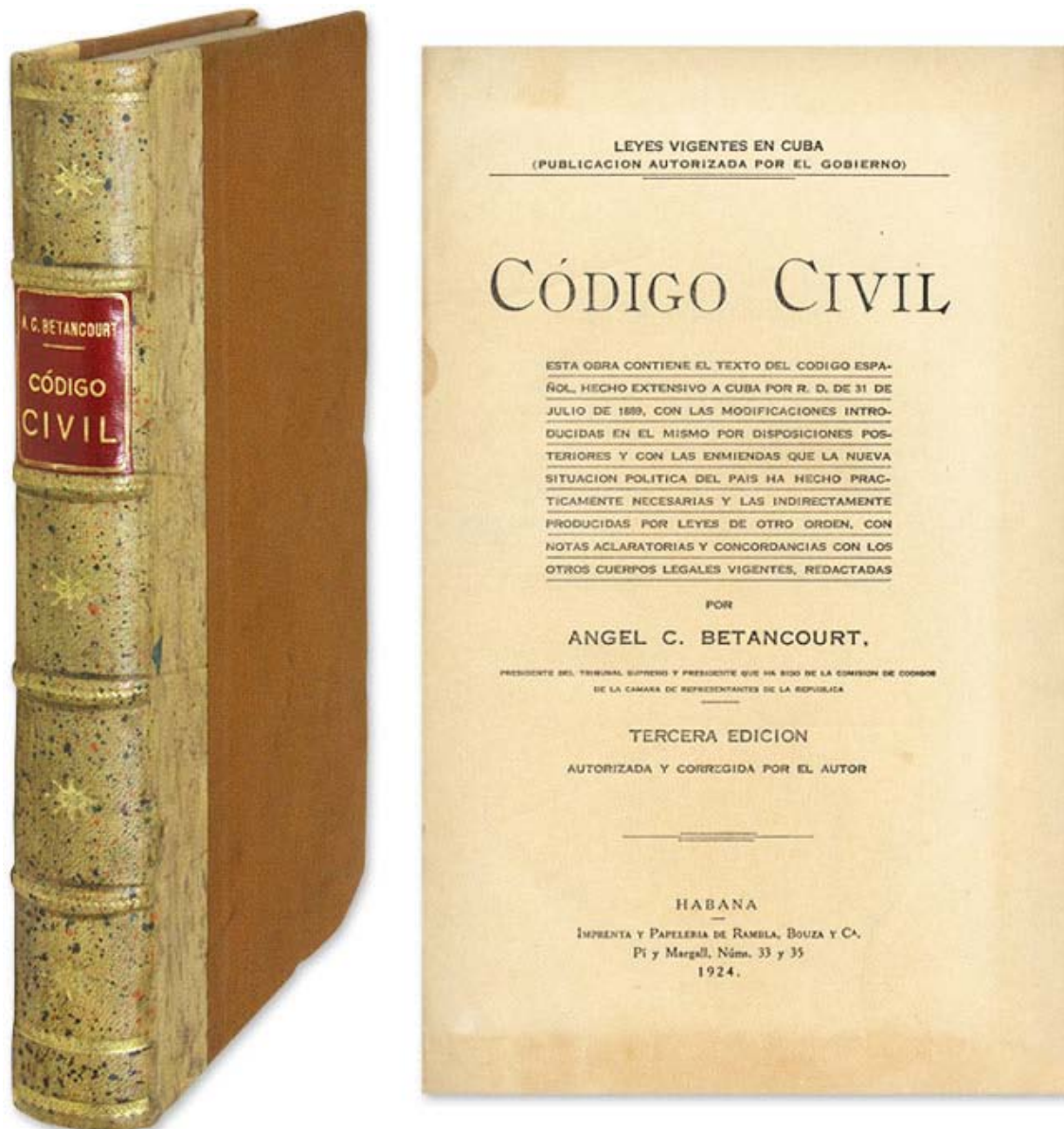
2. Albany Law School.

Catalogue and Circular of the Law School of the University of Albany, For the Year 1852-3. Albany: Joel Munsell, 1852. 14, [2] pp. Octavo (8-1/2" x 5-3/4").

Stab-stitched pamphlet in printed wrappers. Moderate soiling, some edgewear, two horizontal fold lines, a few small dampspots and early signatures, inkspots and doodles to exterior, front wrapper detached, moderate toning and occasional faint dampstaining to text. \$150.

* An excellent overview of the school in 1852, the second year of the school's existence, this circular lists faculty, current students, outlines the school's mission and describes its curriculum. Founded in 1851, Albany Law School is the oldest independent law school in the United States. [Order This Item](#)

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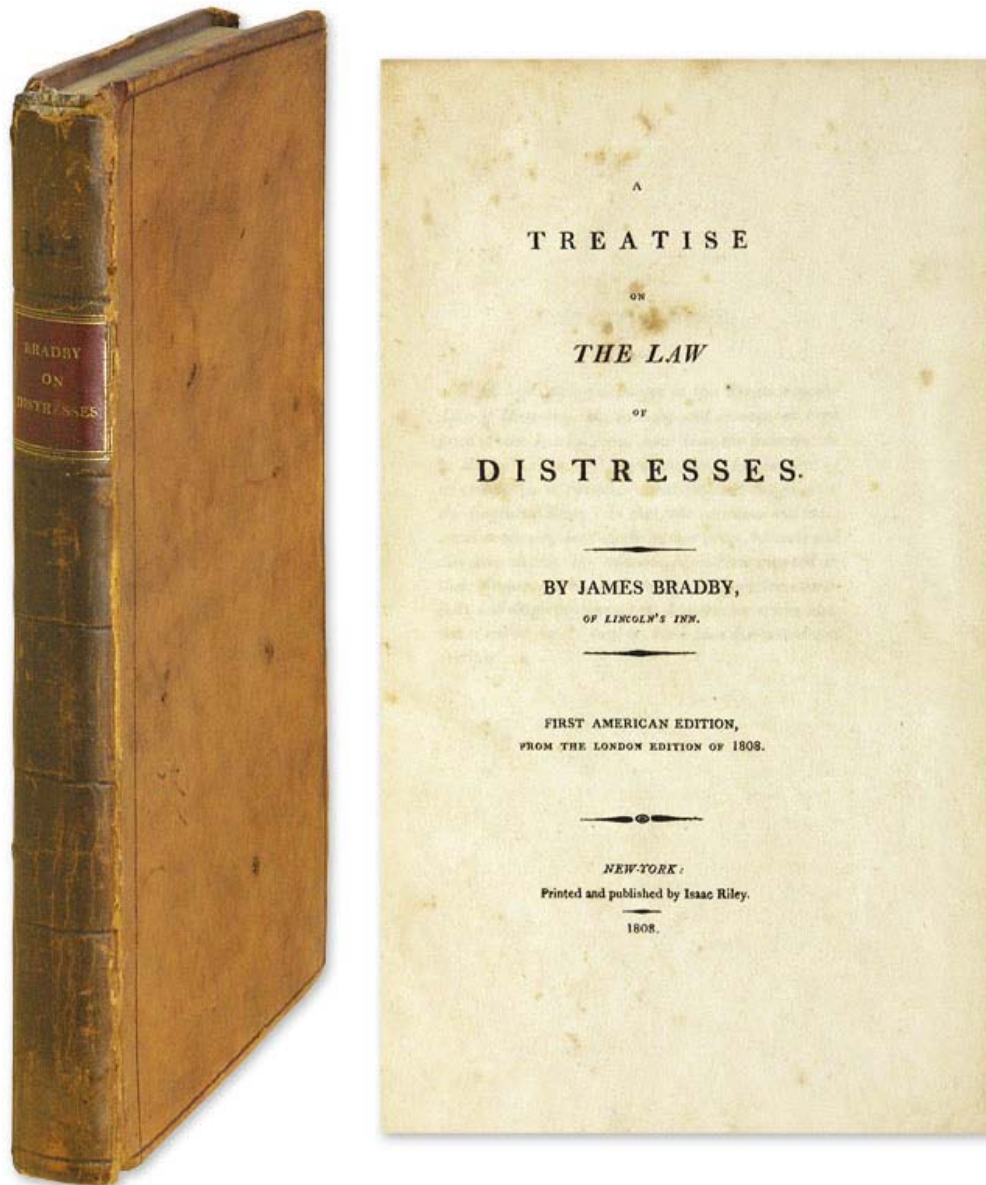
Annotated Edition of Cuba's Civil Code of 1889

3. Betancourt, Angel C. [1862-1925], Notes.

Código Civil: Esta Obra Contiene el Texto del Código Español, Hecho Extensivo a Cuba por R. de 31 de Julio de 1889, Con las Modificaciones Introducidas en el Mismo por Disposiciones Posteriores y con las Enmiendas que la Nueva Situación Política del País ha Hecho Prácticamente Necesarias y las Indirectamente Producidas por Leyes de Otro Orden, con Notas Aclaratorias y Concordancias con los Otros Cuerpos Legales Vigentes, Redactadas. Havana: Rambla, Bouza y Ca., 1924. 527 pp.

Contemporary quarter calf over cloth, raised bands, lettering piece and gilt ornament to spine, patterned endpapers. Negligible light rubbing to extremities, light soiling to boards. Some toning to text, internally clean. Ex-library. Annotation to verso of endleaf, small inkstamp to verso of title page. \$250.

* Third and final edition. Betancourt's first edition was published in 1910, the second in 1916. OCLC locates 12 copies in North American libraries. [Order This Item](#)



The Law of Distresses in the Early Nineteenth Century

4. Bradby, James [1774-1826].

A Treatise on the Law of Distresses. New York: Isaac Riley, 1808. xx, 323 pp. Octavo (9-1/4" x 5-1/2").

Contemporary calf, blind rules to boards, lettering piece and blind fillets to spine. Some rubbing to extremities, a few minor scuffs to boards, chipping to head to spine, bookplate residue to front pastedown. Light browning and faint dampspotting to text, internally clean. A nice copy. \$125.

* First American edition, from the London edition of 1808, to which it is star-paged. Bradby's concise treatise presents a solid overview of distresses in the common law as practiced in the early nineteenth century. (Distresses arising out of statutes are not discussed.) The second and final American edition of this work, based on the second London edition, 1828, was issued in Volume 1 of the *Law Library* (1833). Bradby was a barrister of Lincoln's Inn. Cohen, *Bibliography of Early American Law* 9277. [Order This Item](#)



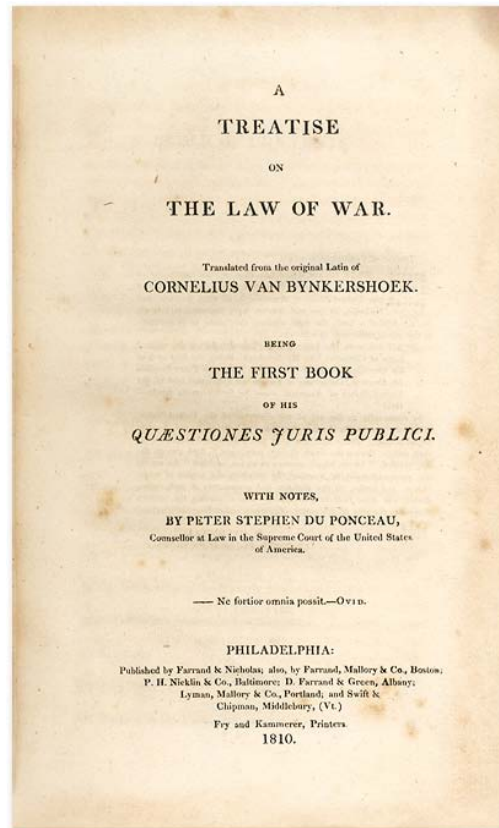
461 *Consilia* by a Notable Mantuan Jurist

5. Bursati (Borsati), Francesco [16th. c.].

Consiliorum Sive Responsorum. Frankfurt: Ex Officina Typographica Ioannis Saurii, 1601 (Volume I), Sumptibus Rulandiorum, 1610 (Volume II), Apud Ioannem Feyrabend, 1594 (Volumes III and IV). Four volumes bound in one book. Complete as issued. Main text in parallel columns. Folio (15" x 9-1/2").

Contemporary vellum, blind rules and large central arabesques to boards, rebacked retaining original spine with raised bands and early hand-lettered title, ties lacking. Light soiling, moderate wear to extremities, large scuff to front board, corners worn, vellum beginning to crack through pastedowns, rear hinge starting at ends. Armorial bookplate of William Curtis Noyes to front pastedown, title page of Volume I printed in red and black, large woodcut printer devices to all title pages, woodcut head-pieces, tail-pieces and decorated initials throughout. Toning, occasional browning, light foxing and dampspotting, minor creases and edgewear to a few leaves. Neat early underlining and annotations in a few places, interior otherwise clean. \$5,000.

* Second and final edition. These massive volumes collect 461 *consilia* (detailed analysis of specific legal points) by a notable Mantuan jurist. Most of these deal with canon law. This collection was first published in Venice in four volumes from 1573-1586. Both editions are very scarce today, both as sets and individual volumes. OCLC locates 6 complete copies of the second edition, 1 in North America (Harvard Law School). Another copy located at the Library of Congress. Noyes [1805-1864] was a leading New York lawyer and a member of the commission to codify the state's laws, which resulted in the Field Codes. A man of extensive learning, he owned one of the finest law libraries in the United States. Adams, *Catalogue of Books Printed in the Continent of Europe* B2523. Pazzaglini and Hawks, *Consilia* B119, B120, B121. [Order This Item](#)



Du Ponceau's Translation of *De Rebus Bellicus*

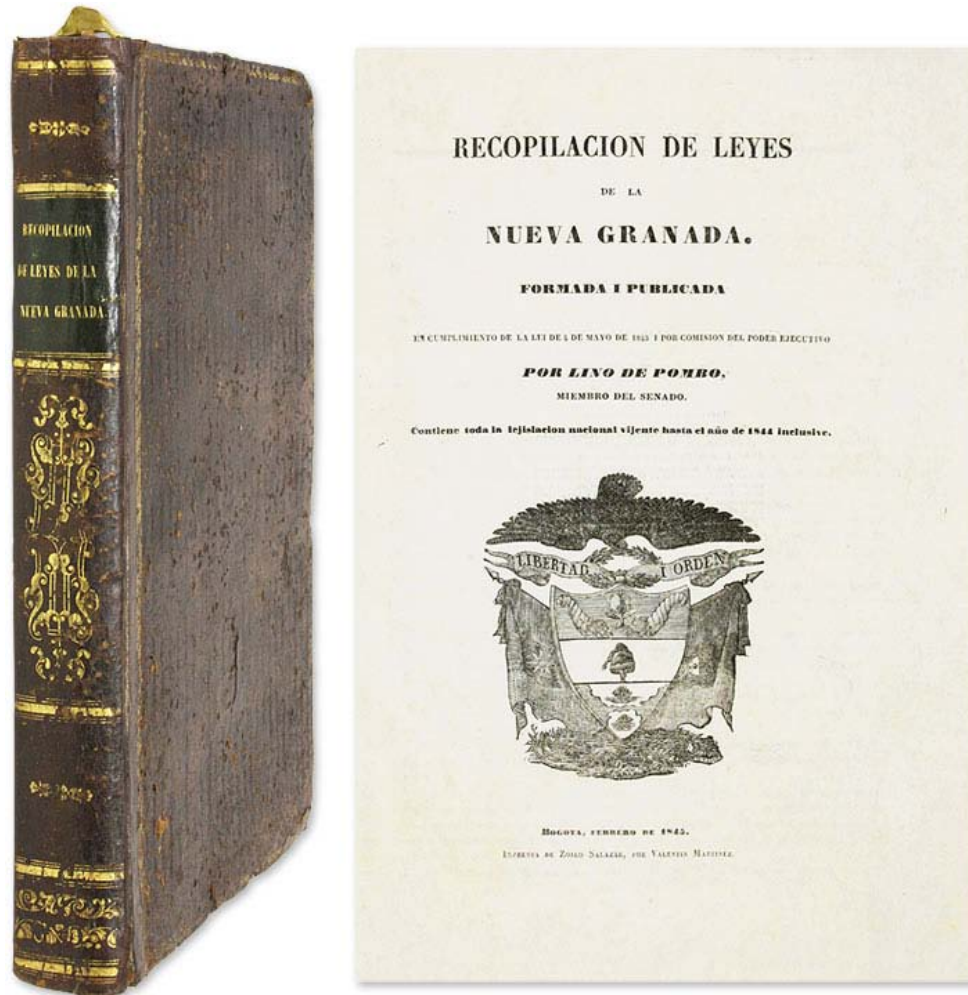
6. Bynkershoek, Cornelius van [1673-1743].

Du Ponceau, Peter Stephen [1760-1844], Editor and Translator.

A Treatise on the Law of War: Being the First Book of His Quaestiones Juris Publici. Translated From the Original Latin with Notes, by Peter Stephen du Ponceau. Philadelphia: Published by Farrand & Nicholas [et al.], 1810. xxxiv, 218 pp. Octavo (8-1/2" x 5-1/2").

Recent period-style calf over marbled boards, lettering piece and gilt-edge fillets to spine, endpapers added, early bookseller ticket on front pastedown retained. Light browning to text, light foxing to title page and a few other leaves, signature of Edward Delafield Smith dated July 27, 1861 to front endleaf. A handsome copy with an interesting association. \$1,250.

* Only edition, one of two issues (the other bound into copies of Volume III of the *American Law Journal*). A translation of *De Rebus Bellicus*, part one of Bynkershoek's *Quaestiones Juris Publici* (1737), *A Treatise on the Law of War* addresses the customs of land and sea warfare. A notably humane work, it condemns actions against civilians and advocates the fair treatment of prisoners of war. Du Ponceau's able translation is prefaced by a biography of the author, a table of cases, an index of citations from the *Corpus Juris Civilis* and an annotated bibliography of civil law treatises cited or referred to by the author. This latter item, which lists editions and translations, is interesting for its insights into the American reception of the civil law in the early 1800s. Du Ponceau is an important figure in the early history of American law and letters. He founded the Law Academy of Philadelphia in 1821, was the President of the American Philosophical Society and was a much-consulted expert on international relations and linguistics. Edward Delafield Smith [1826-1878] was the U.S. District Attorney for the Southern District of New York from 1861-1866 and Corporation Counsel for New York City from 1871-1875. He was a notable legal writer, poet and book collector. Cohen, *Bibliography of Early American Law* 7166. [Order This Item](#)



The "Celebrated" First Digest of the Laws of Colombia

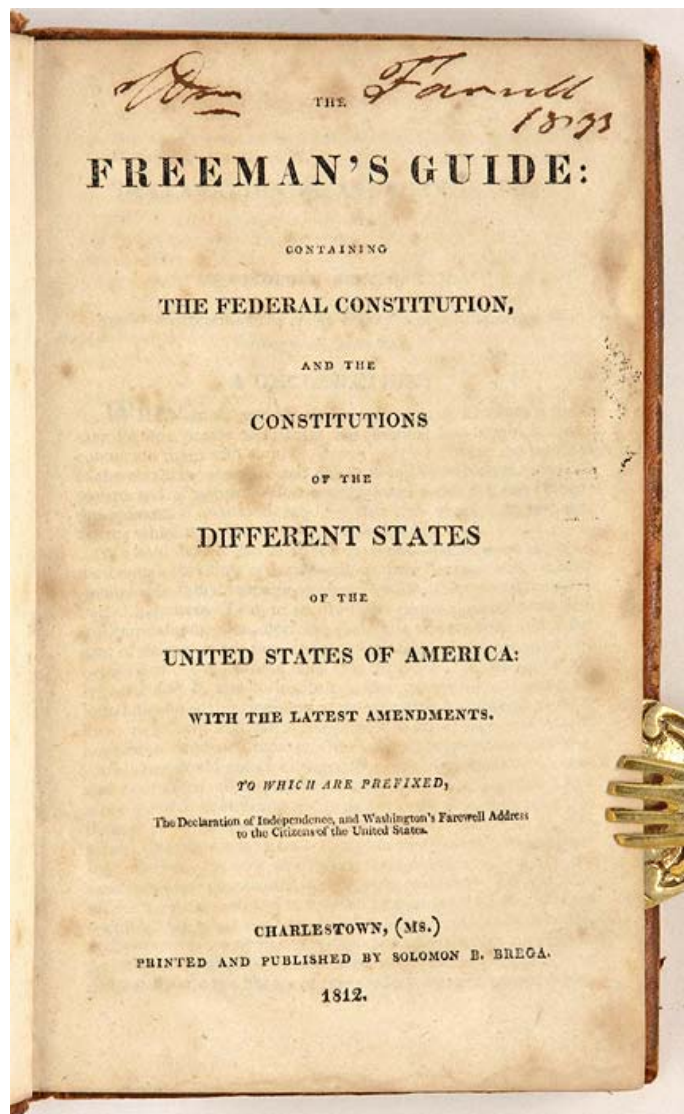
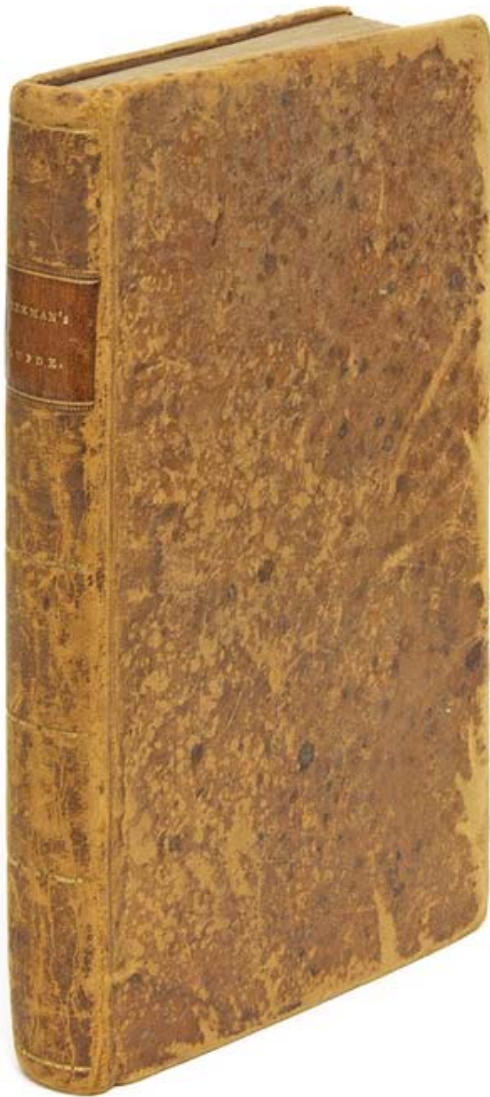
7. [Colombia].

Pombo, Lino de [1797-1862], Editor.

Recopilacion de Leyes de la Nueva Granada, Formada I Publicada en Cumplimiento de la Lei de 4 de Mayo de 1843 I por Comision del Poder Ejecutivo por Lino de Pombo, Miembro del Senado. Contiene Toda la Lejislacion Nacional Vijente Hasta el Ano de 1844 Inclusive. Bogota: Imprenta de Zoilo Salazar, Por Valentin Martinez, Febrero 1845. [iv], xxvi, 541 pp. Text in parallel columns. Folio (12" x 8").

Contemporary calf, gilt fillets to boards, lettering piece and gilt ornaments to spine, ribbon markers, marbled endpapers. Some rubbing with wear to spine ends and corners. Large woodcut arms of Colombia to title page, internally fresh. \$1,250.

* This is the first digest of Colombia's laws since the nation became independent in 1821. It also includes the texts of treaties with England, the United States, France, and the Netherlands (with parallel translations). "By virtue of the laws of May 4, 1843 and June 12, 1844 the Congress of New Grenada [Colombia] specified the statutes then in force and ordered their compilation, a task which was entrusted to senator Lino de Pombo. This celebrated collection, popularly known as the *Recopilacion Granadina*, contained the extant legislation from 1821 to 1844 inclusive, arranged under appropriate headings, and was a work of high merit for its time": Backus and Eder, *A Guide to the Laws of Colombia* 125. [Order This Item](#)



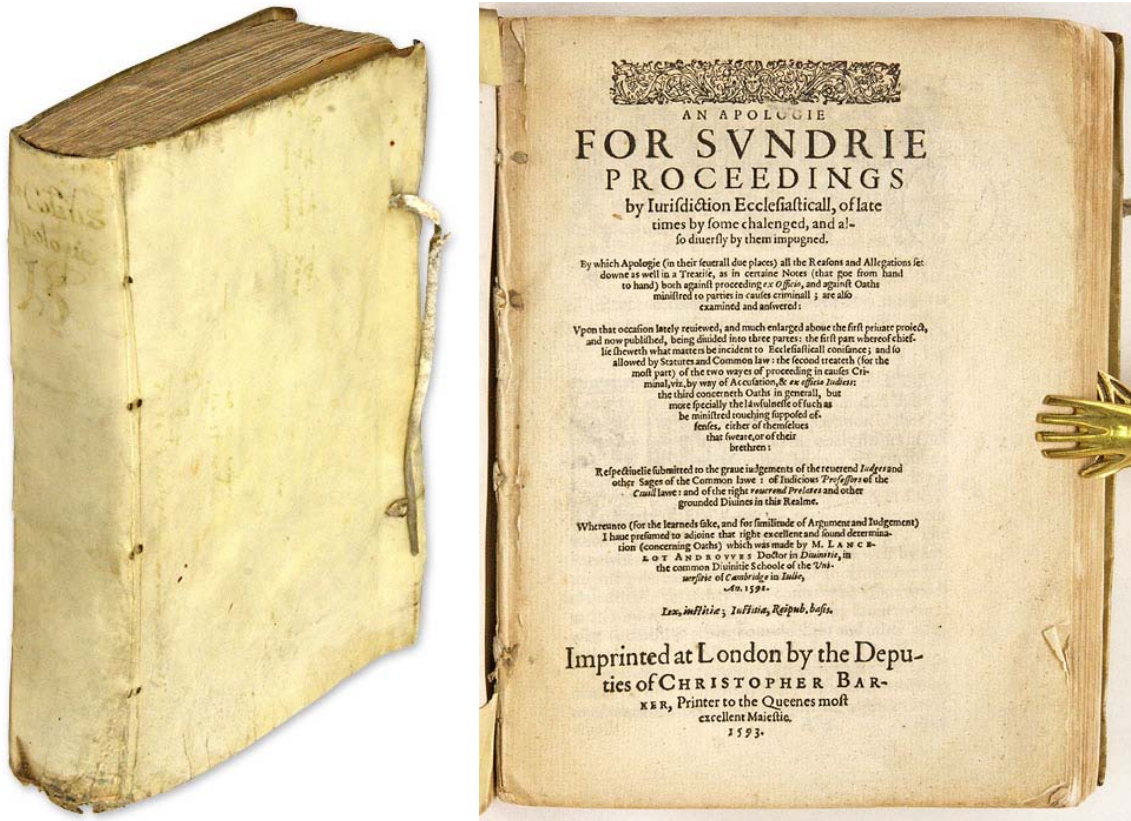
With an Early Printing of the Louisiana State Constitution

8. [Constitutions].

The Freeman's Guide: Containing the Federal Constitution, and the Constitutions of the Different States of the United States of America: With the Latest Amendments. Charlestown [MA]: Printed and Published by Solomon B. Brega, 1812. 294 pp. 12mo. (7" x 4").

Contemporary sheep, blind fillets to boards, lettering piece and gilt fillets to spine. Moderate rubbing with some wear to corners, recent owner bookplate to front pastedown. Light browning to text, occasional light foxing, early owner signatures to front free endpaper and head of title page. A well-preserved copy. \$950.

* Only edition. Includes the Declaration of Independence and Washington's Farewell Address. The U.S. Constitution includes the original 13th Amendment. The 18 state constitutions are printed in chronological order; Louisiana's is dated January 22, 1812. The other states are: Connecticut, Delaware, Georgia, Kentucky, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont and Virginia. Cohen, *Bibliography of Early American Law* 3067. [Order This Item](#)



A Brilliant Defense of the Controversial Oath *Ex Officio*

9. [Cosin, Richard (1549?-1597)].

An Apologie for Sundrie Proceedings by Iurisdiction Ecclesiasticall, of Late Times by Some Chalenged, and Also Diuersly by Them Impugned. By Which Apology (in Their Seuerall Due Places) all the Reasons and Allegations Set Downe as Well in a Treatise, as in Certaine Notes (That Goe From Hand to Hand) both Against proceeding Ex Officio, and Against Oaths Ministered to Parties Criminall; Are also Examined and Answered:.... London: Imprinted at London by the Deputies of Christopher Barker, 1593. Three parts in one volume, each with a title page. [xxx], 130; [10], 140; [4], 256 pp. Three parts, each with title page and individual pagination. Lacking blank leaf at end of second part (Tt4). Quarto (7-1/2" x 5-1/2").

Contemporary limp vellum with remnants of thong ties, faint later hand-lettered title to spine. Some rubbing to extremities with wear to foot of spine, front endleaves lacking, rear pastedown loose, text block partially detached but secure. Woodcut head-pieces, tail-pieces and decorated initials. Light toning to text, occasional dampstaining along lower margins near end of volume, minor worming to margins of a few leaves, small embossed private-library stamp to title page. An attractive copy. \$1,500.

* Second edition, a revised and considerably enlarged edition of a work first published in 1591 in an edition of only 40 copies. Cosin was a distinguished authority on ecclesiastical law and a staunch Anglican who opposed the Puritan cause. His *Apologie* was written in support of the oath *ex officio*, which compelled the examinee to swear to truthfully answer whatever he was asked. This was a highly controversial practice. Several Puritans, and quite a few Anglicans as well, believed it was uncomfortably similar to methods used by the Papal Inquisition. A Puritan lawyer, James Morice, took this point further in his *A Briefe Treatise of Oathes Exacted by Ordinaries and Ecclesiasticall Iudges...*, which argued that it was also unlawful. Cosin's essay is a brilliantly argued rebuttal of this thesis. Additional support is provided by Andrewes's Latin-texted *Quaestionis*, which is affixed to Part Three. *English Short-Title Catalogue* S122948.

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**Inscribed by Darrow to
British Actress Rosalinde Fuller**

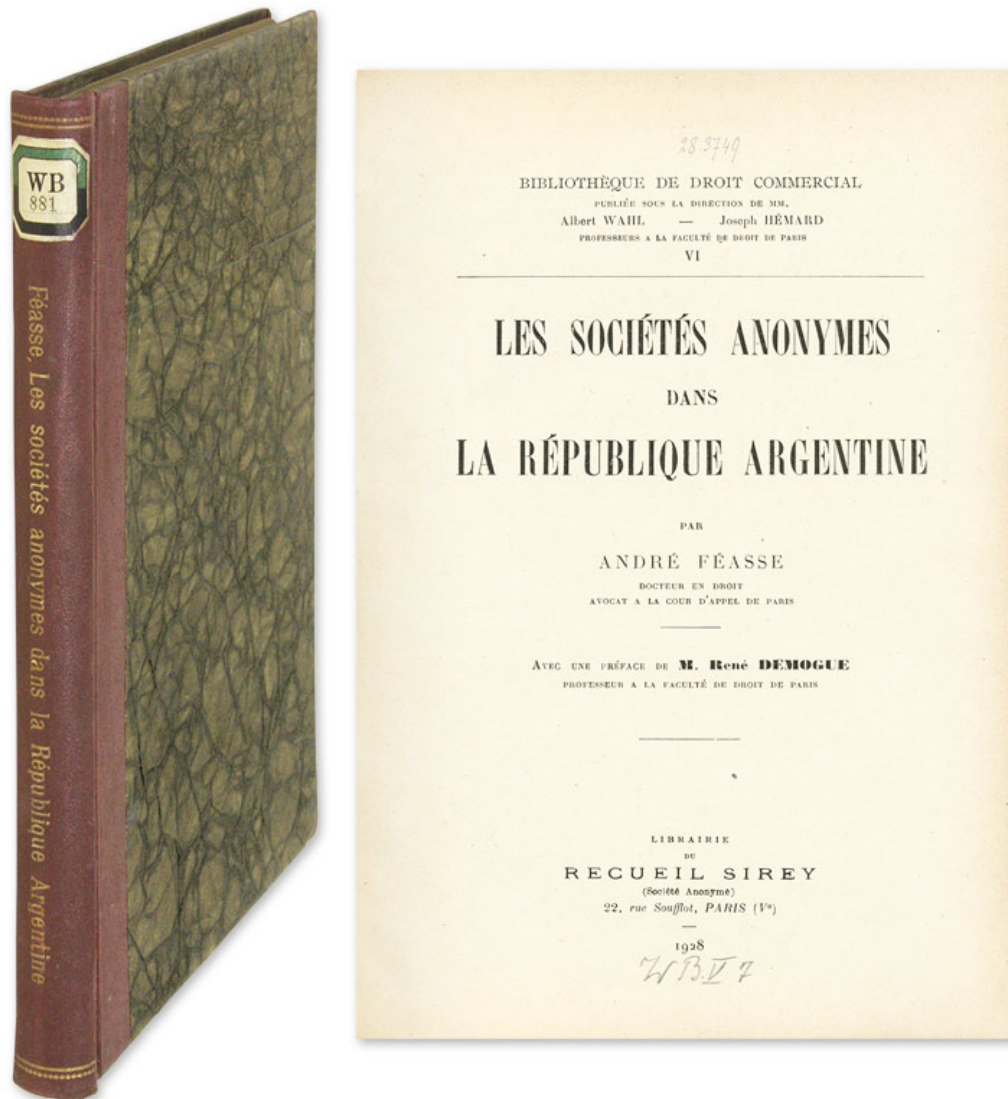
10. Darrow, Clarence [1857-1938].

A Persian Pearl and Other Essays. Chicago: C.L. Ricketts (Lakeside Press colophon), 1902. 160, [1] pp.

Quarter cloth over patterned paper boards, gilt title to spine, top edge gilt, deckle fore and bottom edges. Light soiling, some wear to spine ends and corners, author inscription to front free endpaper. Light toning to text, internally clean. A nice copy with an interesting association. \$1,500.

* Second edition. The inscription reads "To Rosalyn [sic] Fuller/ from/ Clarence Darrow/ Feby 9th 1917." *A Persian Pearl* was Darrow's first book and the cornerstone of any Darrow collection. It consists of five essays. "A Persian Pearl" is an appreciation of Omar Khayyam's Rubaiyat. The other essays discuss Walt Whitman, Robert Burns, realism in literature and art and the importance of facing up to past mistakes without fear or shame. Fuller [1892-1982], a distinguished British actress, was famous for her portrayal of Ophelia to John Barrymore's celebrated Hamlet on Broadway in 1922 and continued to perform into the 1970s. She also has a footnote in literary history for her brief affair with F. Scott Fitzgerald. Some scholars believe she was the model for Marcia, the bold chorus girl in "Head and Shoulders," a story later included in *Flappers and Philosophers* (1920). Hunsberger, *Clarence Darrow: A Bibliography* 44.

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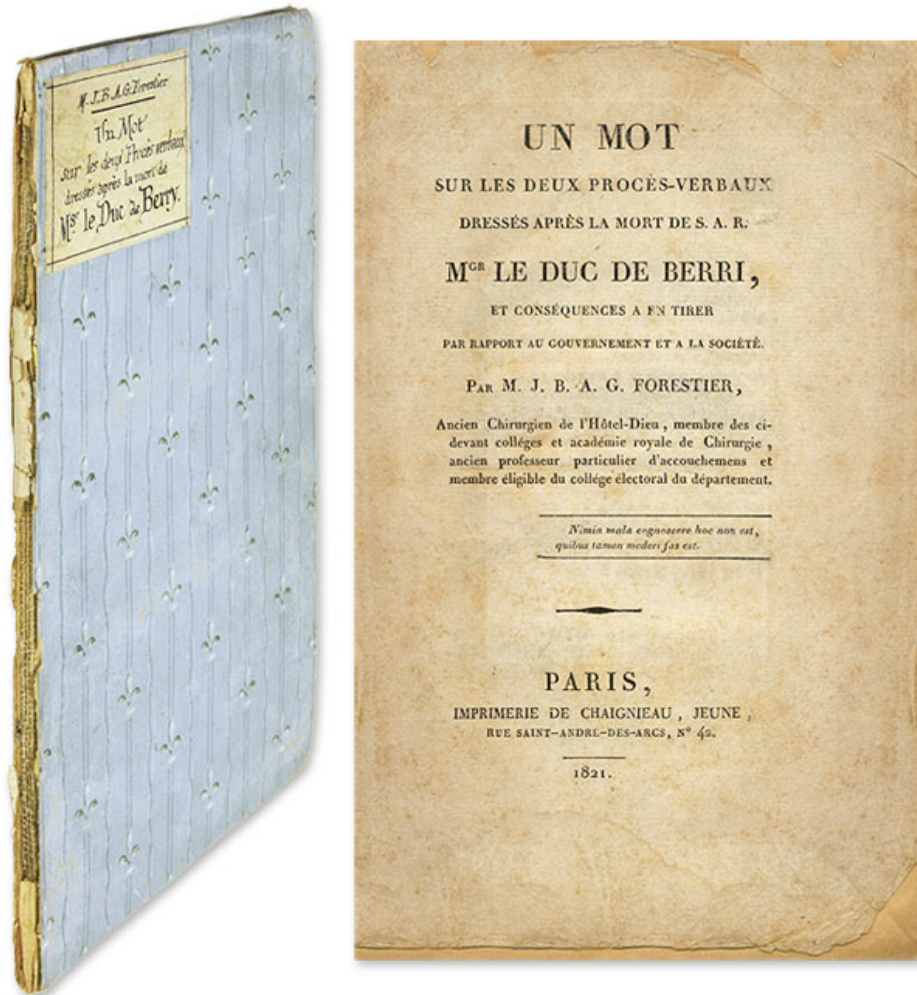
Corporation Law in Argentina

11. Feasse, Andre.

Les Societes Anonymes dans la Republique Argentine. Paris: Librairie du Recueil Sirey, 1928. vii, [iii], 192 pp.

Printed wrappers bound into contemporary quarter cloth over marbled boards, gilt title to spine. Light shelfwear, light soiling to wrappers, some browning to text, internally clean. Ex-library. Location labels to spines, brief annotations in pencil to preliminaries, small inkstamp to verso of title page. \$200.

* Only edition. This is an essay on corporation law from the series *Bibliothèque de Droit Commercial*. OCLC locates 5 copies in North American law libraries (Columbia, Harvard, Library of Congress, Tulane, Yale). [Order This Item](#)



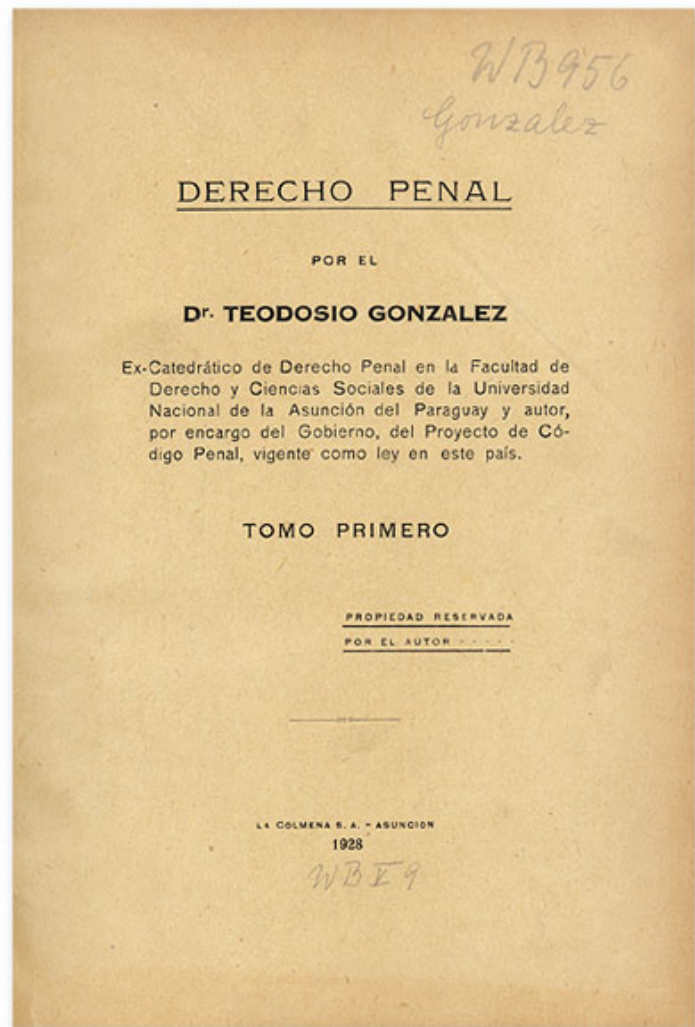
The End of the Bourbon Line

12. Forestier, J[ean]-B[aptiste]-A[ntoine]-G[aspard].

Un Mot Sur Les Deux Procès-Verbaux Dressés Après La Mort de S.A.R. Mgr. le Duc de Berri, Et Conséquences a en Tirer par Rapport au Gouvernement et a la Société. Paris: Imprimerie de Chaigneau, Jeune, 1821. 48 pp. Two added tipped-in color plates of the Duke and Dutchess de Berry. Octavo (8-1/2" x 5").

Stab-stitched pamphlet bound into contemporary stiff-wrappers covered in contemporary wallpaper, hand-lettered title panel pasted to front. Light shelfwear to boards, spine abraded, most of backstrip worn away, a few cracks to text block, binding secure. Engraved bookplate of Cardinal Ernest-Louis Dubois [1856-1929], Archbishop of Paris, to front pastedown. Toning and light foxing to text, internally clean. A rare title. \$650.

* In February 1820, Charles-Ferdinand, Duke of Berry, the last living male in the Bourbon line, was stabbed to death in front of the Paris Opera by an apparently deranged citizen. The murder (or as some claimed, assassination) had profound repercussions for French society and closed the final chapter of the Bourbon dynasty. The present work critiques the official coroner's reports following the assassination. The author describes himself as "Ancien Chirurgien de l'Hotel-Dieu, membre des ci-devant colleges et academie royale de Chirurgie, ancien professeur particulier d'accouchemens et membre éligible du college electoral du departement." OCLC locates 2 copies, both in France. Not in the *Harvard Law Catalogue*. [Order This Item](#)



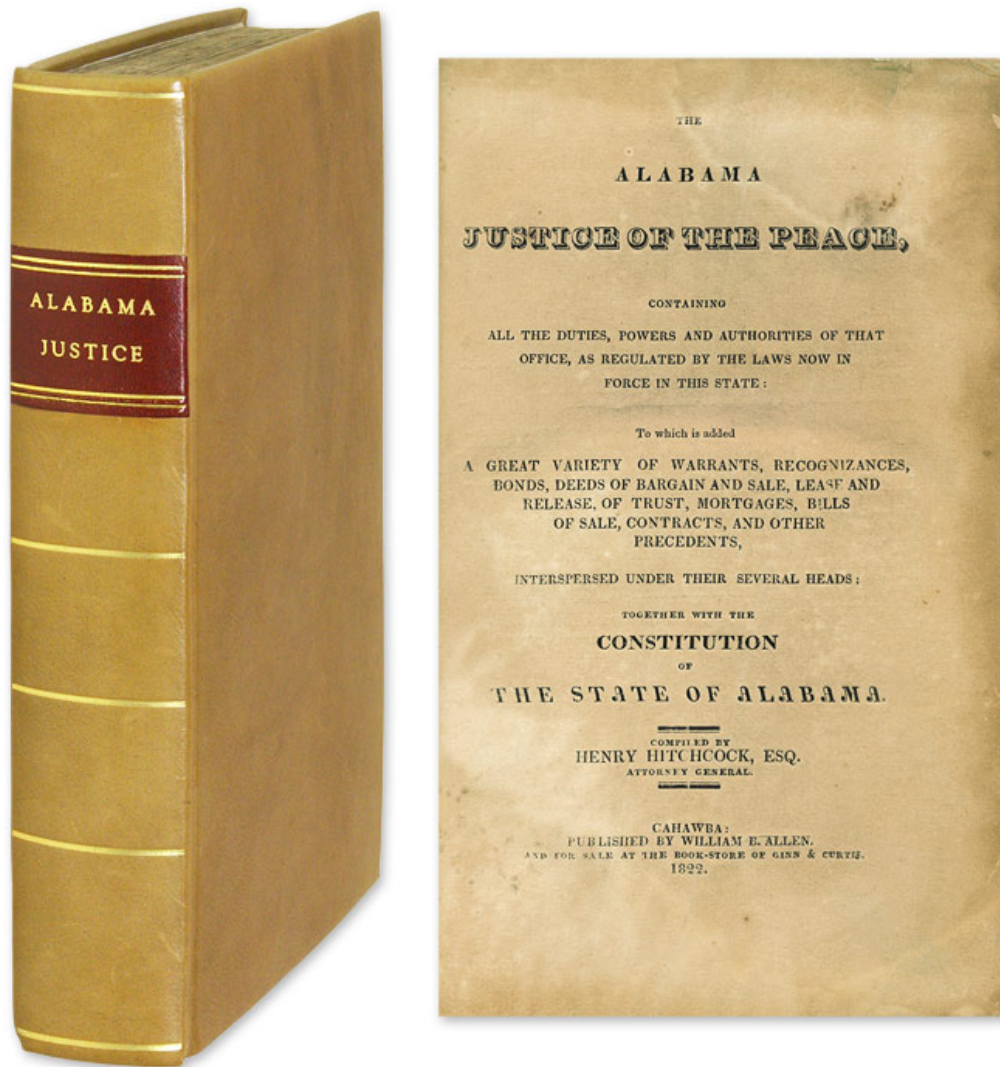
Criminal Law in Paraguay

13. Gonzalez, Teodosio.

Derecho Penal, Tratado Bajo el Doble Aspecto Científico y Social. Asuncion: La Colmena, 1928. Three volumes.

Printed wrappers bound into contemporary quarter cloth over marbled boards, gilt titles to spines. Light shelfwear, internally clean. Ex-library. Location labels to spines, brief annotations in pencil to preliminaries, small inkstamps to versos of title pages. \$350.

* Only edition. OCLC locates 10 copies in North American law libraries (Columbia, Duke, Harvard, LA County, Library of Congress, UC-Berkeley, University of Miami, Tulane, University of Michigan, Yale). [Order This Item](#)



**The Alabama Justice,
The First Book Printed in Alabama**

14. Hitchcock, Henry [1795-1839], Compiler.

The Alabama Justice of the Peace, Containing All the Duties, Powers and Authorities of That Office, As Regulated by the Laws Now in Force in This State: To Which is Added a Great Variety of Warrants, Recognizances, Bonds, Deeds of Bargain and Sale, Lease and Release, Of Trust, Mortgages, Bills of Sale, Contracts, And Other Precedents, Interspersed Under Their Several Heads; Together with the Constitution of the State of Alabama. Cahawba, Ala.: Published by William B. Allen. And for Sale at the Book-Store of Ginn & Curtis., 1822. [ii], 494, [2] pp. Octavo (8-1/4" x 5").

Recent period style calf, lettering piece and gilt fillets to boards, original endleaves retained, hinges mended. Light to moderate browning and foxing to text, internally clean. A handsome copy. \$1,200.

* Only edition. According to Owen, this was the first book printed in Alabama other than collected documents of the constitutional convention of 1819 and the journals and session laws of the general assembly. Hitchcock, who was Alabama's attorney general when he compiled this book, is an important figure in that state's history. He helped to write its constitution and went on to become chief justice of the Alabama Supreme Court. Owen, *A Bibliography of Alabama* 981. Cohen, *Bibliography of Early American Law* 8316. [Order This Item](#)



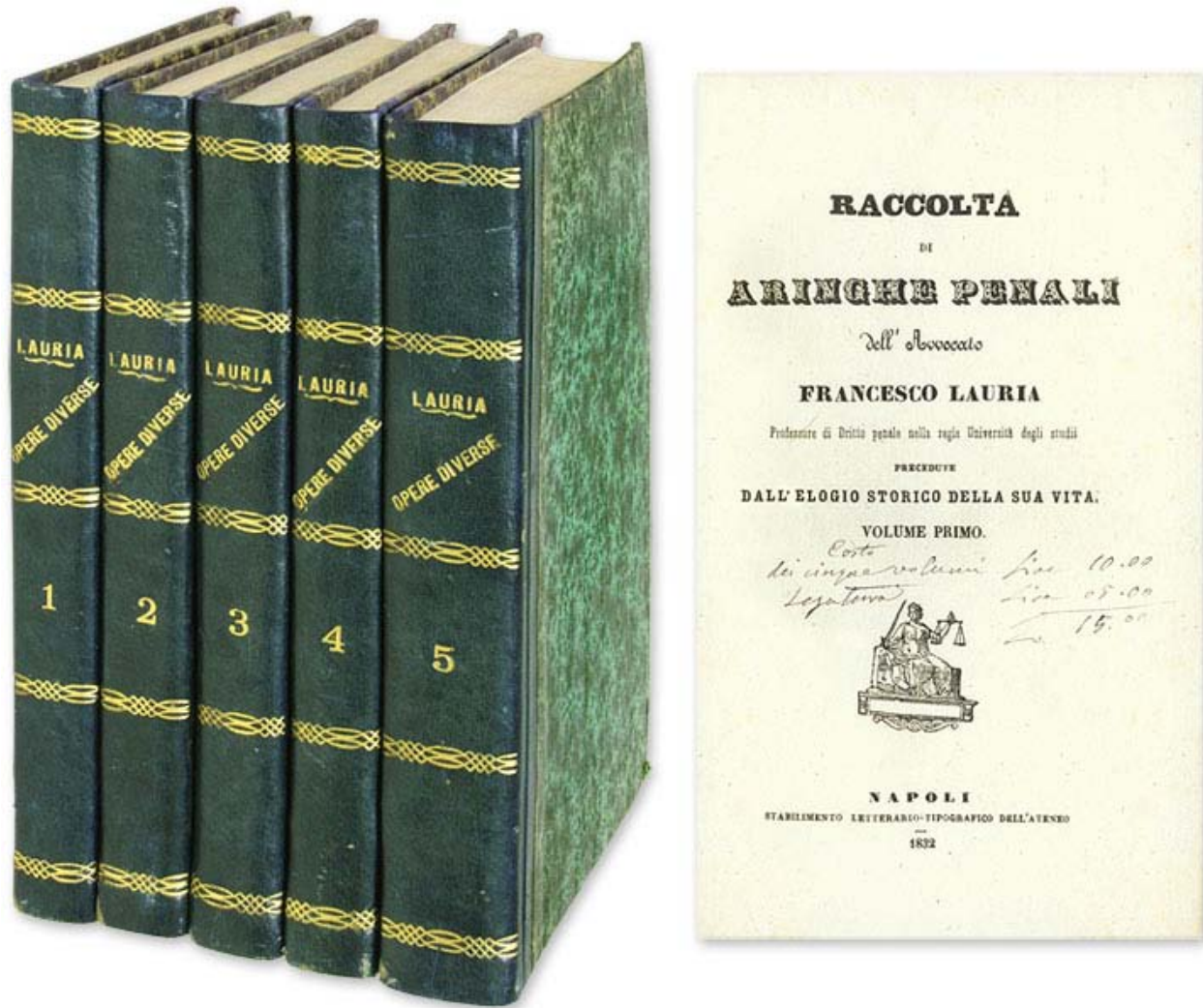
Notable Eighteenth-Century Comparative Study of Early English and French Law

15. Houard, David [1725-1802].

Traité sur les Coutumes Anglo-Normandes, Publiées en Angleterre, Depuis le Onzième, Jusqu'au Quatorzième Siècle: Ouvrage qui Supplée aux Monuments de l'Histoire & de la Législation Française, Qui nous Manquoient Depuis la Cessation des Capitulaires, Jusqu'aux Premières Ordonnances de nos Rois de la Troisième Race. Rouen: Le Boucher le Jeune/Paris: Durand Neveu, 1776. Four volumes. Complete set. Quarto (10" x 8").

Contemporary mottled calf, gilt spines with raised bands and lettering pieces, marbled endpapers, edges rouged, ribbon markers. Light to moderate rubbing to extremities, minor scuffing to boards, front joint of Volume III partially cracked, chips and wear to fore-edges, joints of Volume IV starting at ends, nineteenth-century armorial bookplates (of John Beames) to front pastedowns. Attractive woodcut head-pieces and title-page devices. Light toning, negligible foxing in places, internally clean. Ex-library. Old paper location labels to spines, card pockets to rear pastedowns. A solid copy of a scarce set. \$2,950.

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



**An Authority on the Criminal
Law of the Kingdom of the Two Sicilies**

16. Lauria, Francesco [1769-1818].

Raccolta di Aringhe Penali. Naples: Stabilimento Letterario-Tipografico dell'Ateneo, 1832. Five volumes. Volume I has portrait frontispiece. Octavo (7-1/2" x 4-3/4").

Contemporary quarter calf over marbled boards, gilt titles and fillets to spines. Light rubbing to extremities, corners lightly bumped. A few contemporary annotations to the title page of Volume I, interiors otherwise clean. \$500.

* Only edition. A title in the series *Opere Diverse* di Francesco Lauria. With a biography of the author, a distinguished professor at the University of Naples. This is a collection of forensic orations and writings on criminal and criminal cases. OCLC locates 1 copy in North America (At UC-Berkeley Law School). [Order This Item](#)



Three Classic Legal Reference Works Printed Circa 1500

17. [Legal Reference].

Flores Legum. [Paris: Etienne Jehannot for Jean Petit, c. 1500]. [60] ff. Collation: [a8], b-g8 h4. 30-31-line text.

[Bound with]

Brocardica Iuris. [Paris: Andre Bocard, for E., J. And G. de Marnef, [c. 1503]. [40] ff. Collation: a-e8. 32-line text.

[And]

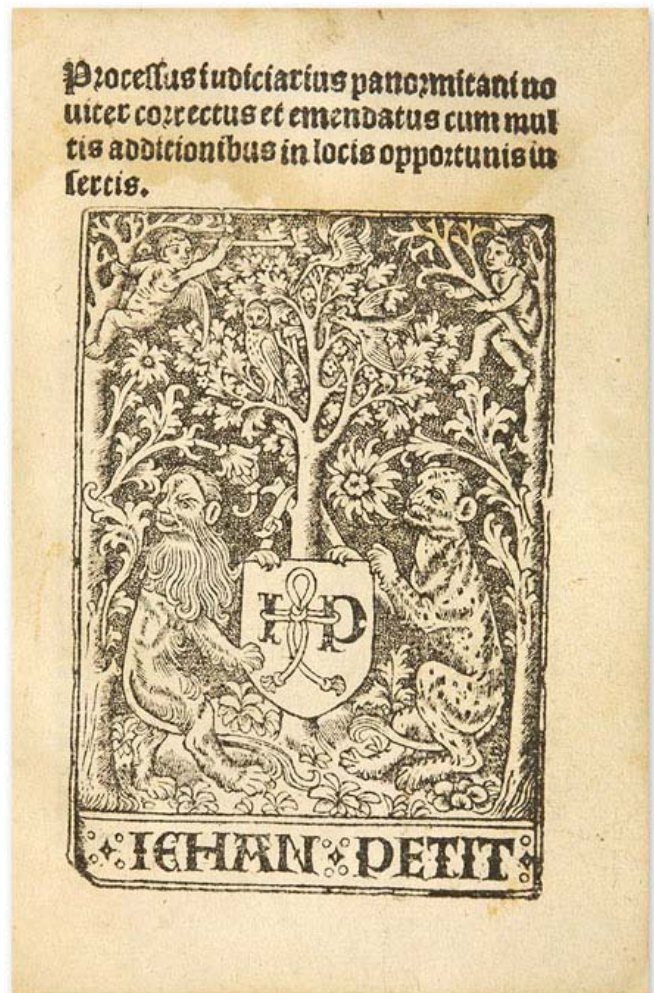
**Tudeschis, Niccolo de, Archbishop
(Abbas Panoramitanus) [1386-1445].**

[Johannes, de Auerbach, (d. 1469) Editor].

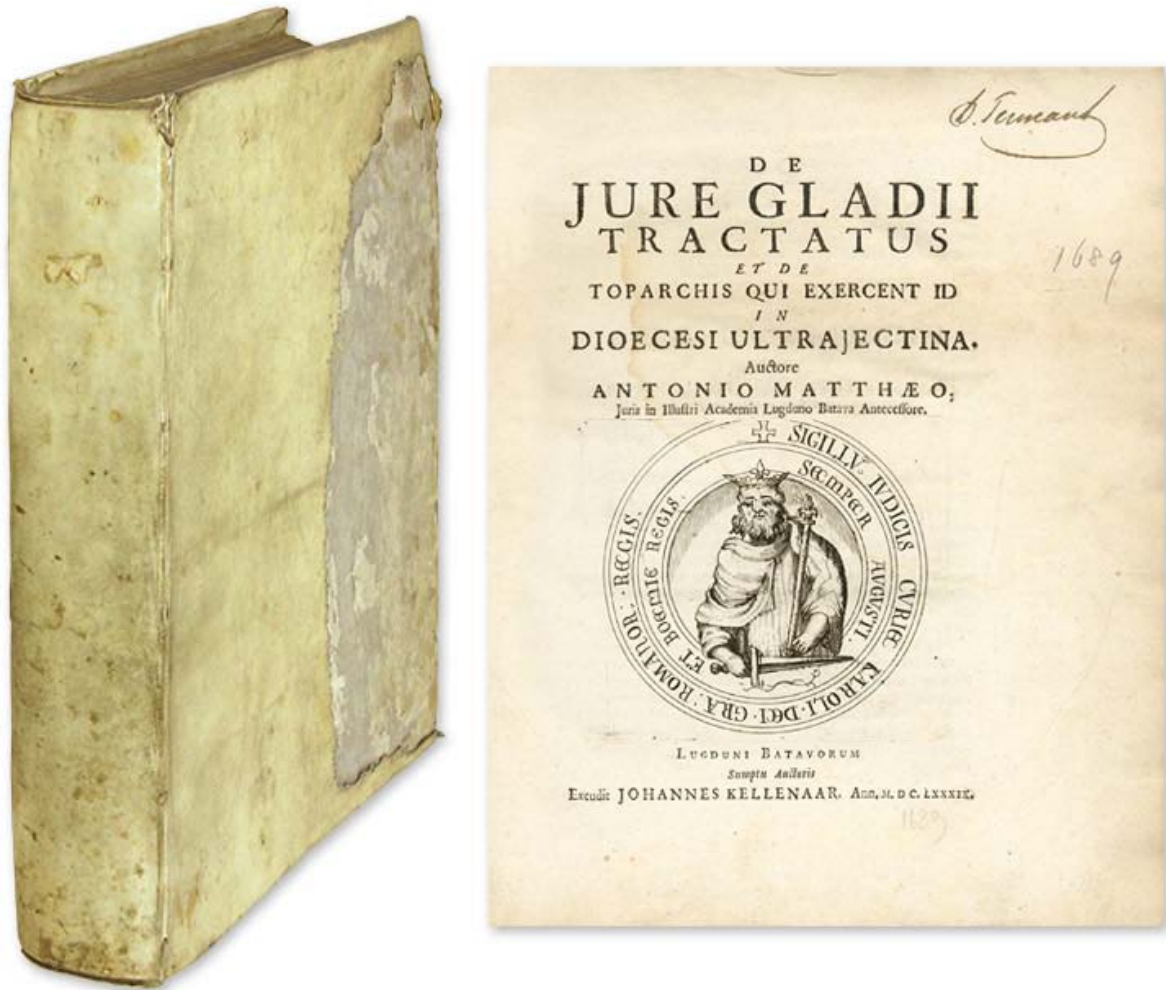
Processus Iudiciarius Panormitani Noviter Correctus et Emendatus cum Multis Additionibus in Locis Opportunis Insertis. [Paris: Imprensa per Magistrum Nicolaum de la Barre for Jean Petit, August 4, 1505]. [122] ff. Collation: a-o8. 32-line text.

Octavo (5-1/4" x 3-1/4"). Contemporary flexible vellum with lapped edges, early hand-lettered title to fore-edge. Large woodcut printer devices to title pages. Light soiling and a few minor stains to boards, spine darkened, light rubbing to extremities. Moderate toning to text, faint dampstaining in a few places, some edgewear to first four leaves of *Flores Legum* and final eight leaves of *Processus Iudiciarius*, early annotations to front endleaf, additional brief annotations in same hand to approximately 20 other leaves. A handsome volume comprising three rare imprints. \$10,000.

* This volume containing three classic reference works was probably compiled by a law student or layman. The *Flores Legum* is an anonymous collection of legal terms, maxims and other definitions in a condensed format arranged for easy reference. Copies were often bound with the *Brocardica Iuris*. Originally attributed to Portius Azo, it is a legal handbook for students and laymen. The *Processus Iudiciarius* is a handbook on procedure in the canon and civil courts. Tudeschis, a cleric and one of the most prolific and formidable legal scholars of his generation, earned the nickname 'lucerna juris' (lamp of the law). All three works were first printed in the fourteenth century. Notably popular and durable works, all went through several later editions. *Flores Legum*, *Brocardica Iuris*: *Gesamtkatalog der Wiegendrucke* GW 10066, V Sp.558a; *Processus Iudiciarius*: *Universal Short-Title Catalogue* 182665.



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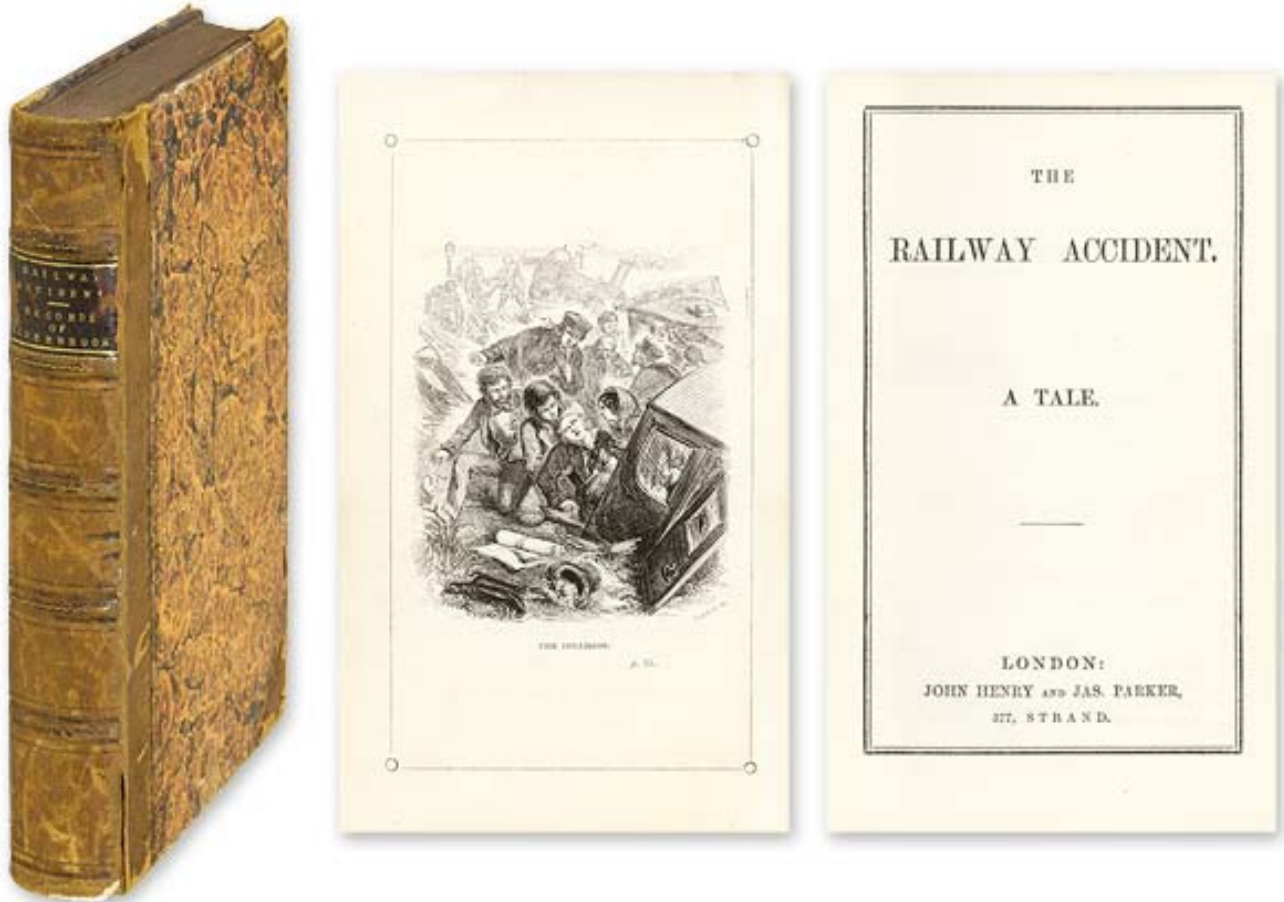
Canon Law and Capital Punishment

18. Matthaeus, Antonius (III) [1635-1710].

De Jure Gladii Tractatus et de Toparchis qui Exercent id in Dioecesi Ultrajectina. Leiden: Sumptu Auctoris Excudit Johannes Kellenaar, 1689. Quarto (8-1/2" x 7").

Contemporary vellum, fragment of title label to spine, edges rouged. Some soiling, spine somewhat darkened, front joint just starting at head, corners bumped, 3-1/2" x 9" piece of vellum excised from front board. Large arms of the Curia of the Holy Roman Empire (which has a portrait of Holy Roman Emperor Charles V) to title page. Some toning, light browning in places. Faint dampstaining to head of first quarter of text block, internally clean. \$350.

* Only edition. The son and grandson of distinguished jurists of the same name, Antonius Matthaeus III was a professor of law at the University of Utrecht and later its rector. *De Jure Gladii* is a treatise on capital crimes in canon law as applied to the diocese of Utrecht. It also addresses corporal punishment and lesser crimes. Capital punishment was a complicated topic because it involved conflicts with local feudal law. (On a fundamental level, canon law forbids capital punishment, feudal law applies it to a broad spectrum of crimes.) These tensions were acute in Utrecht. Though part of the Protestant United Provinces (Dutch Republic), Utrecht was historically a Catholic center. The Church continued to be a strong presence in the seventeenth century. About 40% of the population was Catholic. This percentage was higher among elite groups. OCLC locates 4 copies in North American law libraries (Columbia, Harvard, Southern Methodist University, UC-Berkeley). Dekkers, *Bibliotheca Belgica Juridica* 112 (11). [Order This Item](#)



**Rare British Novella About A Railway
Accident Featuring a Trial for Negligence**

19. [Neale, John Mason].

The Railway Accident: A Tale. London: John Henry & Jas. Parker, [c. 1855]. 103 pp. Woodcut frontispiece. [Bound with three other titles.]

Octavo (6-1/2" x 4").

Contemporary three-quarter calf over marbled boards, raised bands and lettering piece to spine. Some rubbing to extremities, corners bumped and somewhat worn and corners rubbed. Light toning, light browning to final title. \$650.

* The plot of *The Railway Accident* concerns a railroad worker who is falsely accused of having caused the accident; the final quarter of the novella is a "verbatim" account of the courtroom proceedings in which he is acquitted by "the almost special interference of Providence." This is a rare item. We located 3 copies in the UK and 1 copy in North America (at the University of Missouri). The other works in this volume are Emily Judson's *Records of Alderbrook, Or Fanny Forester's Village Sketches* (London, 1854) and two pamphlets issued by the Society for Promoting Christian Knowledge: *Stephen Bell; Or, Follow After Charity* (London, 1855) and *The Cripple of the Railroad* (London, 1853).

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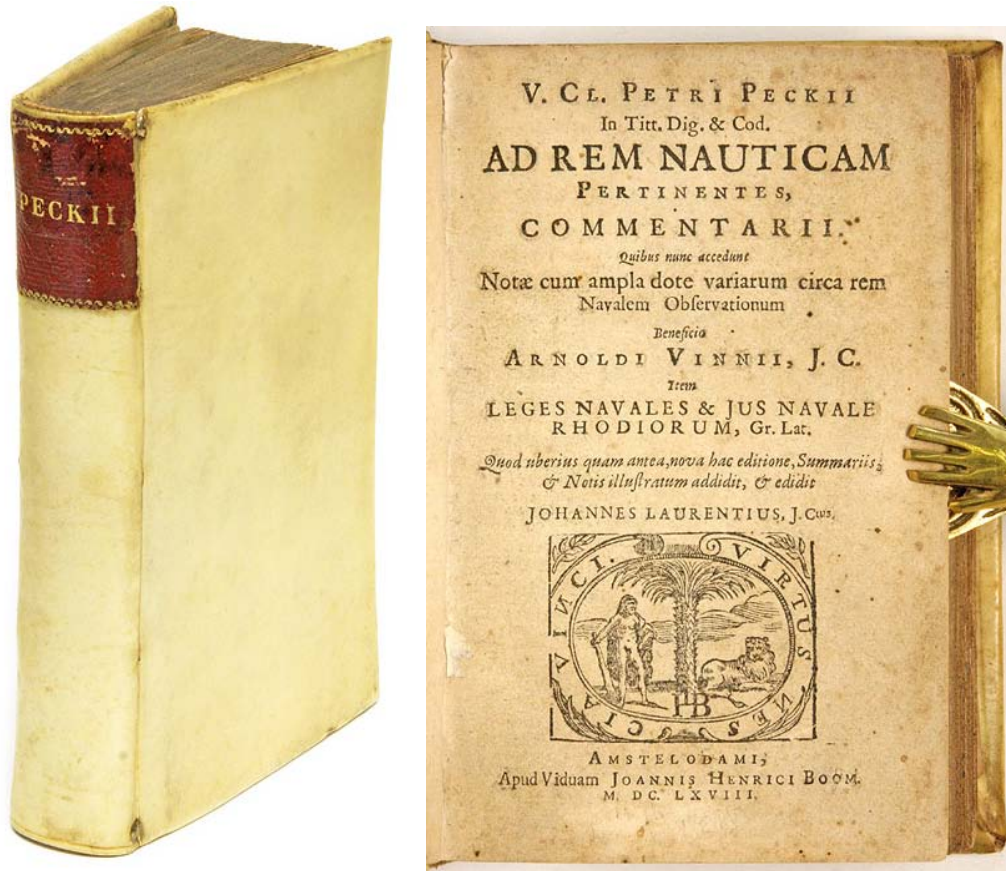
Aliens in Brazil

20. Octavio, Rodrigo.

Direito do Estrangeiro no Brasil. Rio de Janeiro: Livraria Francisco Alves, 1909. xvi, [ii], [19]-366 pp.

Printed wrappers bound into contemporary quarter cloth over marbled boards, hand-lettered title label to spine. Light shelfwear, some soiling to wrappers, internally clean. Ex-library. Location labels to spines, brief annotations in pencil to preliminaries, small inkstamp to verso of title page. \$150.

* Only edition. OCLC locates 8 copies in North American law libraries (Columbia, Harvard, NYU, LA County, Library of Congress, University of Miami, UVA, Yale). [Order This Item](#)



One of the First Treatises on Maritime Law

21. Peck, Pieter [1529-1589].

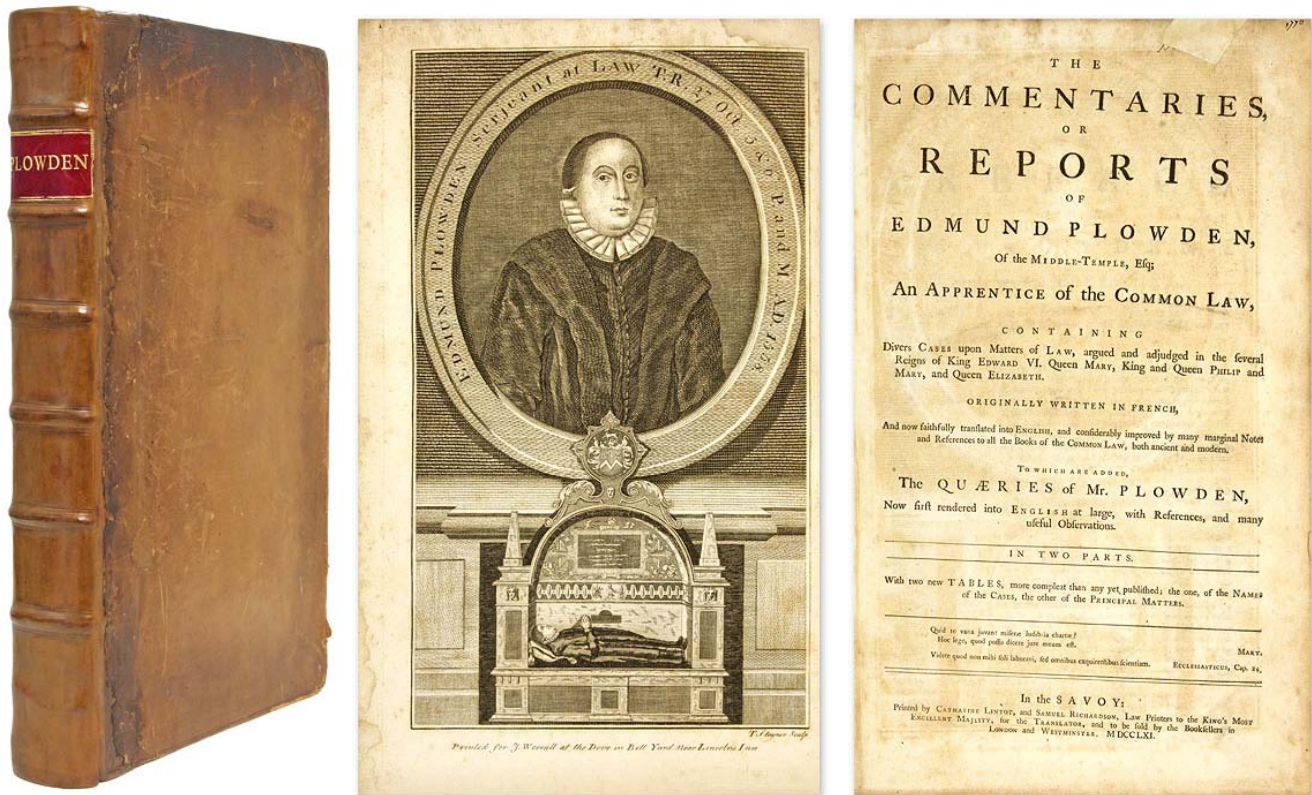
Vinnius, Arnoldus [1588-1657].

Laurentius, Johannes, Editor.

In Titt. Dig. & Cod. Ad Rem Nauticam Pertinentes, Commentarii. Quibus Nunc Accedunt Notae cum Ampla Dote Variarum Circa rem Navalem Observationum Beneficio Arnoldi Vinnii. Item Leges Navales & Jus Navale Rhodiorum, Gr. Lat. Quod Uberius Quam Antea, Nova hac Editione, Summariis, & Notis Illustratum Addidit, & Edidit Johannes Laurentius. Amsterdam: Apud Viduam Joannis Henrici Boom, 1668. [xii], 404, [14], [2], 38 pp. Index misbound after p. 414 instead of p. 38 at end of text. *Leges Navales & Jus Navale Rhodiorum*, the ancient Greek sea laws, [2], 38 pp., in Greek with parallel Latin translation, preceded by divisional title page. Octavo (6-1/2" x 4-1/4").

Contemporary vellum, morocco lettering piece to spine. Light rubbing to extremities and lettering piece, head of spine bumped, board slightly bowed, vellum just beginning to crack through pastedowns. Moderate toning, light foxing to title page and a few other leaves, tiny stain to pp. [xi-xii], owner signature dated 1856 to front free endpaper. A very good copy. \$1,250.

* Fourth, final and best edition. Peck was a professor of civil and canon law at the University of Louvain, later a judge of the High Court of Mechelen. First published in 1556, this pioneering treatise helped to establish the field of maritime law. Its second edition was published in 1603. Its third edition, 1647, includes notes by Vinnius. The final edition, by Laurentius, adds his notes and the texts of ancient Greek maritime laws. OCLC locates 8 copies of the fourth edition in North American law libraries (Harvard, Library of Congress, Louisiana State University, New York University, Rutgers, UC-Berkeley, University of Virginia, Yale). Wessels, *History of the Roman-Dutch Law* 251. Dekkers, *Bibliotheca Belgica Juridica* 131. [Order This Item](#)



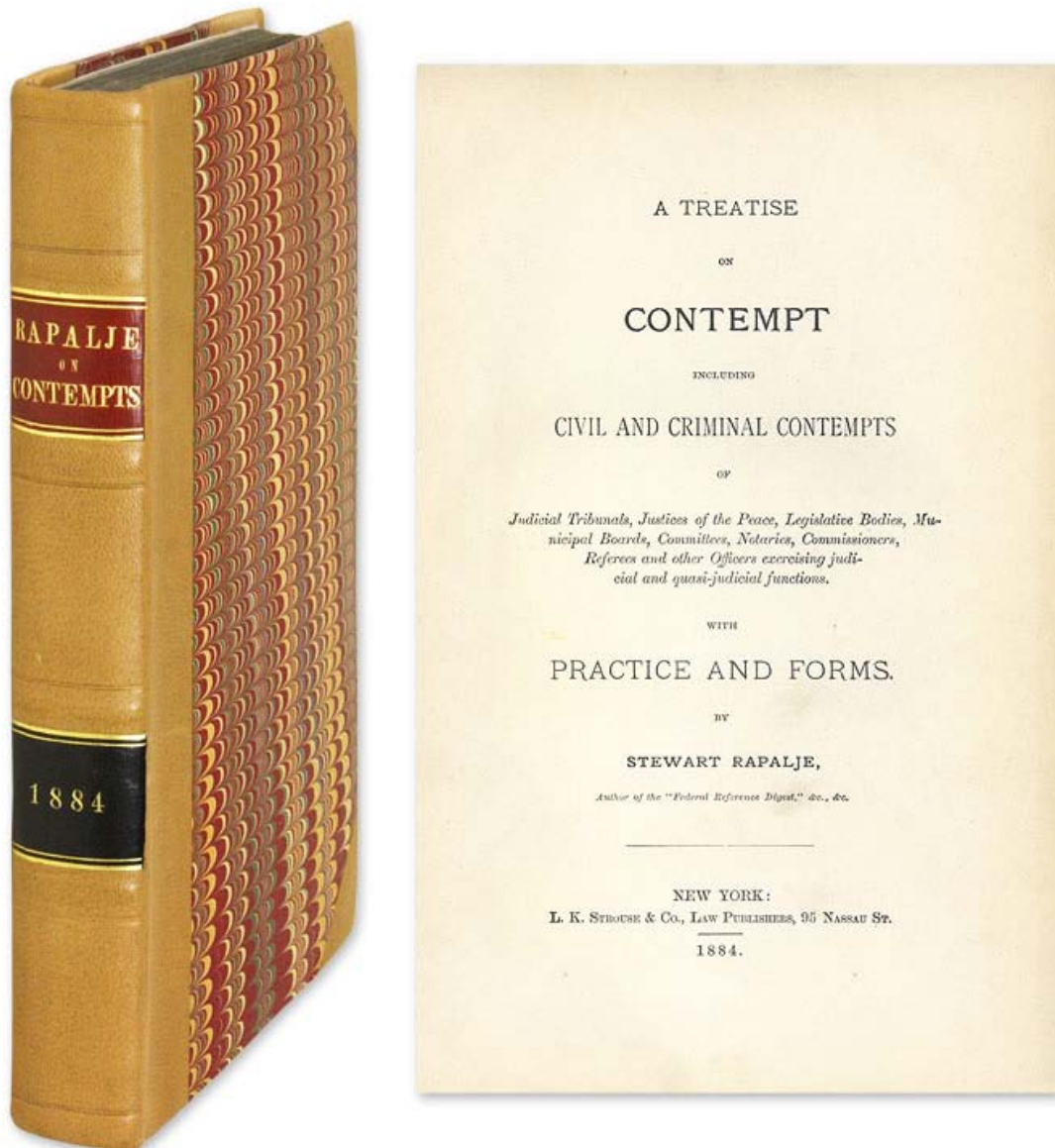
First Edition of Plowden's Reports in English

22. Plowden, Edmund [1518-1585].

The Commentaries, Or Reports of Edmund Plowden, Of the Middle-Temple, Esq; An Apprentice of the Common Law, Containing Divers Cases upon Matters of Law, Argued and Adjudged in the Several Reigns of King Edward VI. Queen Mary, King and Queen Philip and Mary, And Queen Elizabeth. Originally Written in French, And Now Faithfully Translated into English, And Considerably Improved by Many Marginal Notes and References to All the Books of the Common Law, Both Ancient and Modern.. [London]: Printed by Catharine Lintot, and Samuel Richardson, 1761. vi, [2], 401, [3], 403-567, [1]; 15, [1]; [2], 68; [48] pp. Two parts. Part II has a separate title page beginning: *The Second Part of the Commentaries...* with the imprint: "London: Printed for the Translator..., 1761." Copperplate portrait frontispiece. Pagination and register continuous. Text complete. Folio (14" x 9").

Contemporary calf, rebaked in period style, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine, blind tooling to board edges, hinges mended. Light rubbing, scratches and some shallow scuffs to boards, moderate rubbing to board edges, corners bumped and somewhat worn. Moderate toning, light foxing in a few places, faint dampstaining to heads of preliminaries near gutter, light soiling and faint offsetting from frontispiece to title page, which has a small early repair and "1776" in tiny hand near its upper corner. A handsome copy. \$1,000.

* First edition in English. Covering the years 1550-1580, Plowden's Reports "In every sort of professional excellence...rank among the best reports of any age" (Wallace). The translation has a great number of additional notes and references. Two works are appended to Part II: the case of "Basset and Morgan versus Manxel. at Serjeant's Inn" and Plowden's "Quaeries." These works have individual title pages and paginations. Wallace, *The Reporters* 143-153. *English Short-Title Catalogue* T144729. [Order This Item](#)



A Notable Treatise on Contempt of Court

23. Rapalje, Stewart [1843-1896].

A Treatise on Contempt Including Civil and Criminal Contempts of Judicial Tribunals, Justices of the Peace, Legislative Bodies, Municipal Boards, Committees, Notaries, Commissioners, Referees and Other Officers Exercising Judicial and Quasi-Judicial Functions. With Practice and Forms. New York: L.K. Strouse & Co., 1884. xlv, 273 pp. Octavo (9" x 6").

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

* First edition. "One of the first comprehensive studies of the subject, still useful as background reference. It covers contempt powers of courts, legislative bodies, administrative groups, and public officials": Swindler, *A Bibliography of Law on Journalism* cited in Marke, *A Catalogue of the Law Collection at New York University* (1953) 415. [Order This Item](#)



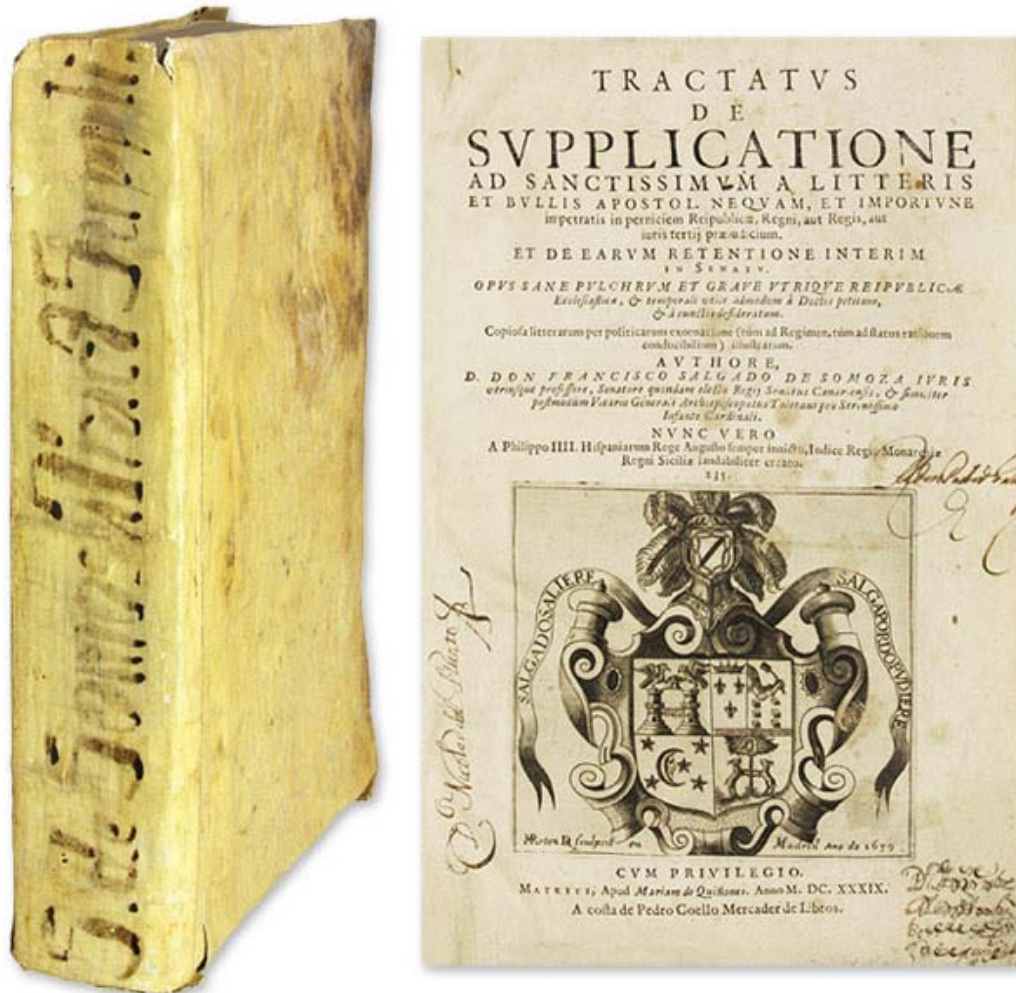
**Humanistic Commentary
on Laws Concerning Plague**

24. Riva di San Nazarro, Gianfrancesco [c.1480-1535].

De Peste, Libri Tres. [Avignon: Per J. De Channey, 12 Septembris 1522]. [xxviii], 162 pp. Three woodcut text illustrations. Quarto (8-1/4" x 6").

Contemporary limp vellum with lapped edges and fragments of thong ties, raised bands to spine. Some soiling, spine darkened, minor wear to head of spine and corners. Title page printed within handsome woodcut architectural border, the two dedications commence with leaves with woodcut architectural borders and the coat of arms of the dedicatee, the first dedication also feature a woodcut vignette of the author presenting his book on bended knee, woodcut decorated initials and printer device. Light toning to text, somewhat heavier in places, soiling and light foxing to a few leaves, brief annotations and underlining in contemporary hand throughout, later owner signature to foot of p. [iii]. A handsome copy of a rare title. \$7,500.

* First edition, one of two issues from 1522, the other published in Lyon by Jacques Secon, priority uncertain. Riva di San Nazarro, a Lombard noble, was a learned jurist and humanist scholar. His many works, all commentaries on aspects of Roman and canon law, went through several editions and were often excerpted and anthologized. As suggested by its title *De Peste* is a treatise on Roman and canon law concerning issues relating to plagues. The first legal work written about plague and one of the very first books on public health law, it reflects the near-annual occurrence of plague in early-modern Europe. All editions are scarce. OCLC locates 4 copies of the first edition, all of the Avignon issue, in North American law libraries (George Washington University, Harvard, Library of Congress, UC-Berkeley). *Universal Short-Title Catalogue* 110507. [Order This Item](#)



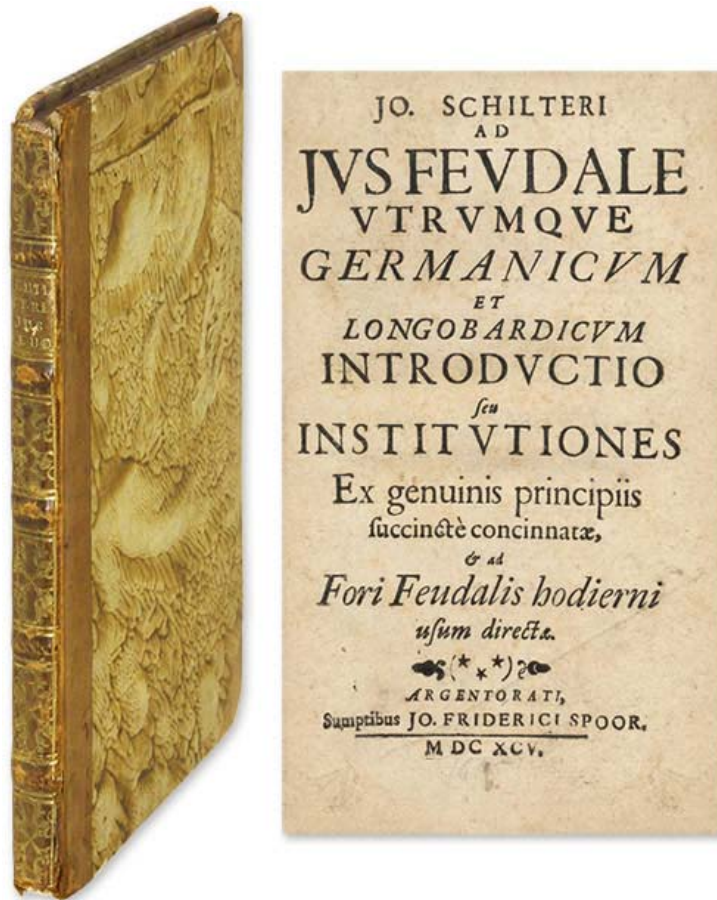
**The Unexpurgated First Edition
of a Notable Treatise on Royal Authority and the Church**

25. Salgado de Somoza, Francisco.

Tractatus de Supplicatione ad Sanctissimum a Litteris et Bullis Apostol. Nequam, Et Importune Impetratis in Perniciem Reipublicae, Regni, Aut regis, Aut Iuris Tertij Praejudicium: Et de Earum Retentione Interim in Senatu. Opus Sane Pulchrum et Grave Utrique Reipublicae Ecclesiasticae, & Temporalis Utile Admodum a Doctis Petitum, & Acunctis Desideratum. Copiosa Litterarum per Politicarum Exornatione (Tum ad Regimen, Tum ad Status Rationem Conducibilium) Illustratum. Madrid: Apud Mariam de Quinones, 1639. [xvii], 350, [101] ff. Main text in parallel columns. Folio (11-1/4" x 8").

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

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



By a Pioneering Scholar of
Comparative Law and Legal History

26. Schilter, Johann [1632-1705].

Ad Jus Feudale Utrumque Germanicum et Longobardicum Introductio seu Institutiones ex Genuinis Principiis Succincte Concinnatae, Et ad Fori Feudalis Hodierni Usum Directa. Strassburg: Sumptibus Jo. Friderici Spoor, 1695. [xvii], 108, [2] pp. Octavo (6-1/2" x 3-1/2").

Contemporary (or near-contemporary) three-quarter calf over marbled boards, gilt spine with raised bands and lettering piece. Wear to spine ends, corners bumped and lightly worn. Woodcut head-pieces, tail-pieces and decorated initials. Light browning, occasional light foxing. Early owner signature to front free endpaper, interior otherwise clean. \$1,250.

* First edition. Derived in part from Roman models but otherwise based on Germanic law, the Lombard Laws were introduced by the Lombard kings after their conquest of Italy in 568CE. It was a successful system that became more sophisticated during the following decades, especially after the union of the Lombards with the Frankish kingdom. This body of law was a decisive influence in Italian law and legal study into the seventeenth century and did not wholly disappear until the introduction of French-based codes in the nineteenth century. Schilter, a *Ratskonsulent* in Frankfurt and professor of law at the University of Strassburg, was a sophisticated jurist and a pioneering scholar of comparative law and legal history. The ground-breaking *Ad Jus Feudale* was one of the first modern studies of its kind. A standard work, it went through nine editions by 1750. OCLC locates 1 copy of the 1695 edition in a North American library (Harvard Law School). Stintzing/Landesberg, *Geschichte der Deutschen Rechtswissenschaft* III:1, n. 35.

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**Rare Sixteenth-Century Spanish
Treatise Concerning Monasteries**

27. Sosa, Francisco de [fl. 1556].

Advertencias de Fray Francisco de Sosa, Lector de Theologia en el Convento de Sant Francisco de Salamanca: Cerca de la Nueva Constitucion de Nuestro Sanctissimo Padre Clemente Papa VIII. De Largitione Munerum Utriusque Sexus Regularibus Interdicta. Declaranse Algunas Resoluciones de Derecho en Puntos Difficultosos. Salamanca: En Casa Iuan Fernandez, 1596. [x], 131, [2] pp. Quarto (8" x 6").

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

* First edition. This book details a series of legal reforms regarding monasteries and holy orders implemented by Pope Clement VI, formerly a canon lawyer (Ippolito Aldobrandini, 1536-1605, the son of notable jurist Sylvestro Aldobrandini). For the most part, these reforms led to an increase of Papal control and supervision. Two other editions were published in 1597 and 1696. OCLC locates no copies of this title in North America. No copies located at the Library of Congress, Harvard Law School or UC-Berkeley Law School. Palau, *Manual del Librero Hispano-Americano* 319804. [Order This Item](#)



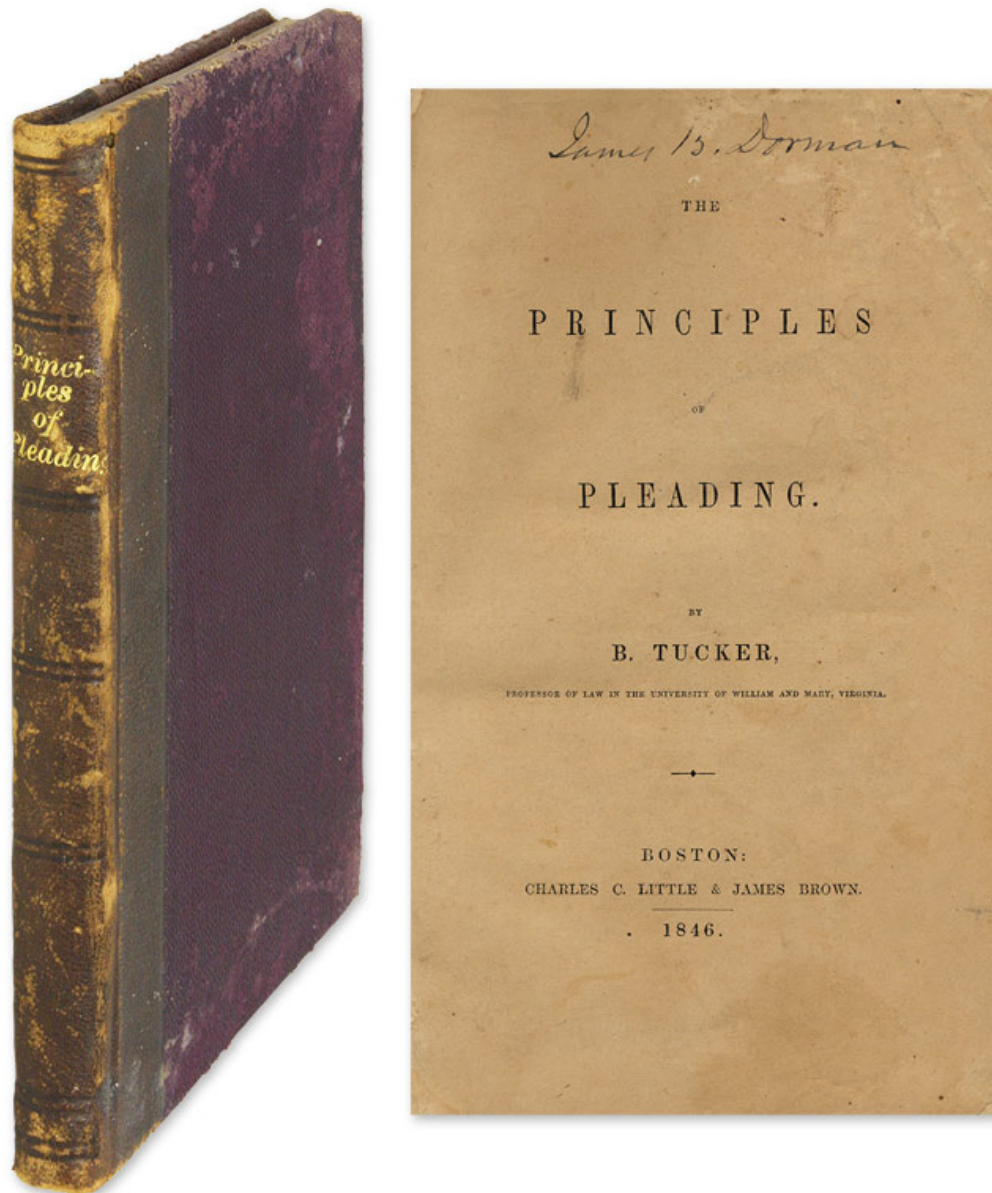
**Scarce Uruguayan
Treatise on Divorce**

28. Tome, Eustaquio.

Legislacion del Divorcio: Concordada y Anotada con la Legislacion y Jurisprudencia Nacionales, Con elCodigo Civil Argentino y con el Derecho Internacional. Montevideo: Claudio Garcia, 1927. 137 pp.

Printed wrappers bound into contemporary quarter cloth over marbled boards, printed paper title label to spine. Light shelfwear, some browning to text, internally clean. Ex-library. Location labels to spines, brief annotations in pencil to preliminaries, small inkstamp to verso of title page. \$250.

* Only edition. OCLC locates 3 copies in North American law libraries (Harvard, Tulane, Yale). [Order This Item](#)



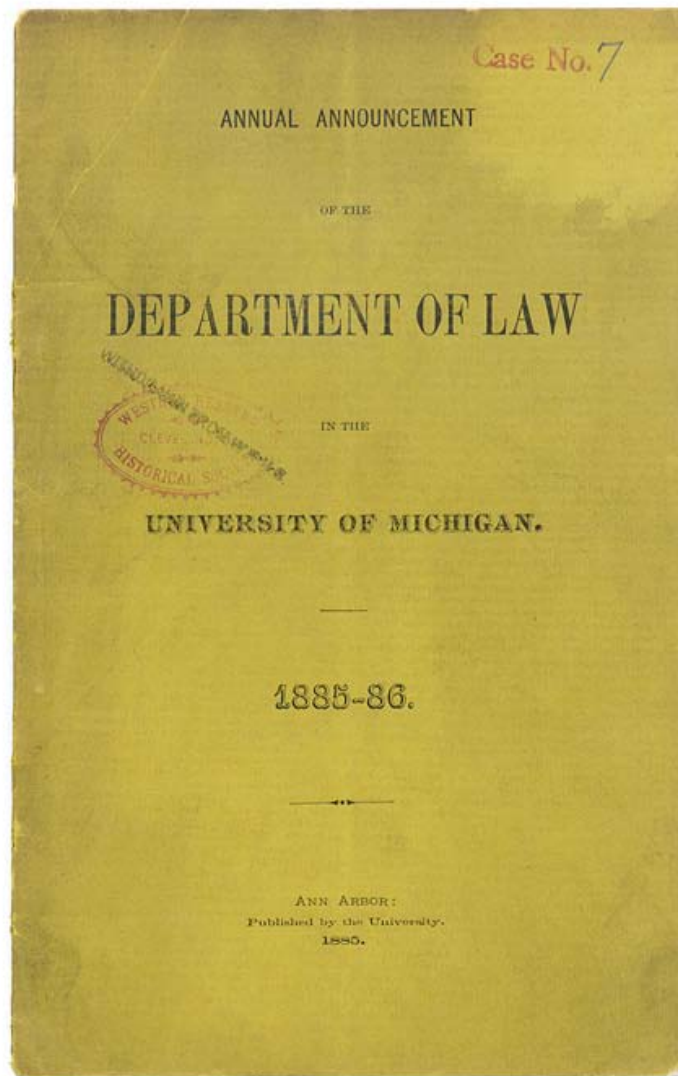
Treatise on Pleading by a Notable Virginian

29. Tucker, [Nathaniel] B[everley] [1784-1851].

The Principles of Pleading. Boston: Charles C. Little & James Brown, 1846. v, 220 pp. Octavo (7-3/4" x 4-3/4").

Contemporary quarter calf over pebbled cloth. Moderate rubbing to extremities with wear to corners, a few minor dampstains to boards, upper corner lacking from front pastedown and free endpaper. Moderate toning, light browning to sections of text. Early owner signature (James B. Dormain) to head of title page, notes in his hand to margins of a few leaves. \$300.

* Only edition. The son of St. George Tucker and half-brother of John Randolph of Roanoke, Nathaniel Beverley Tucker studied and practiced law in Virginia from 1801 to 1815. He was a judge in the Circuit Court of Missouri from 1815 to 1830 and was professor of law at the College of William and Mary, his alma mater, from 1834 to 1851. He was also a notable essayist and novelist. Cohen, *Bibliography of Early American Law* 9276. [Order This Item](#)



1885 Catalogue of the University of Michigan Law School

30. [University of Michigan Law School].

Annual Announcement of the Department of Law in the University of Michigan. 1885-86. Ann Arbor: Published by the University, 1885. 29, [3] pp. Octavo (9" x 5-1/2").

Stab-stitched pamphlet in printed wrappers. Faint vertical crease through center, moderate soiling, spine abraded, wrappers beginning to detach at ends, clean tear to head of front wrapper, which has two early private-library stamps, another stamp to head of title page, light toning to interior. \$50.

* This catalogue was published for prospective and incoming students. It contains general information about the school, regulations, course outlines, a list of students and a list of required and recommended textbooks.

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