

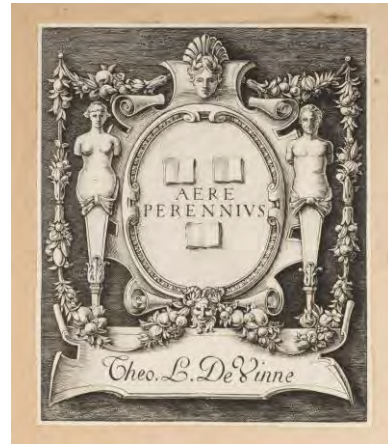
INCUNABULA, c.1473–1500

14 ITEMS

March 29, 2022



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c.1473: One of the Earliest Printings of the *Liber Sextus Decretalium*

1. Bonifacius VIII, Pope [c.1235-1303]

[D'Andrea, Giovanni [c.1270-1348], Glossator.

[*Liber Sextus Decretalium*]. [Strasbourg: Heinrich Eggestein, c.1473].

199 ff. Lacking h6 and final leaf, both blanks. Collation: [a-d10, e13, f-g10, h5, i10, k-18, m-p10, q4, r-v10, x11]. Folio (16-1/2" x 12"; 41 x 30.5 cm).

Contemporary reversed calf (on thick wooden boards), brass catches to fore-edges, straps lacking, raised bands and fragment of later paper title label to spine, residue of title label to front board. Moderate rubbing and scuffing to boards, heavier rubbing to extremities with wear to spine and corners, boards beginning to separate but secure, minor worming to pastedowns, upper corner lacking from front free endpaper, which, along with following two leaves, is lightly soiled and edgeworn. Text in parallel columns, 44-line main text with Andrea's 59-line linear gloss. Printed in red and black. Initials in red, blue, and purple, paragraph marks and capital strokes in red. Moderate toning, light browning in places, occasional light soiling and faint dampstaining to margins. Early and nineteenth-century annotations to front free endpaper and first leaf of text (one of them a gift inscription to a convent), bookplate of Theodore Low De Vinne and bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso, to front pastedown, Rosenberg's brief typewritten book description, with Goff number added in pencil, tipped in. \$45,000.

* Third edition. Issued in 1298, the *Liber Sextus* of Boniface VIII is one of the primary collections of canon law. It is one of the writings known collectively as the *Corpus Juris Canonici*. Andrea was an Italian canonist and professor of canon law at the University of Bologna. An eminent figure, his principal writings circulated widely in manuscript and were among the earliest printed works on canon law. His glosses were first published in 1472. All early editions are rare on the market. This Eggestein edition was considered the second for many years, a point upheld by Goff and *GW*, but it is now widely believed to be the third. De Vinne was a typographer and one of the founders of the Grolier Club. Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. The *ISTC* locates 7 copies of this imprint in North America, 1 in a law library (Harvard). Goff, *Incunabula in American Libraries* B977. *Gesamtkatalog der Wiegendrucke (GW)* 4849. *Incunabula Short-Title Catalogue (ISTC)* ib00977000.



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**1480-1481: Commentaries on the Decretals of Gregory IX
Concerning Marriage and Criminal Procedure by the "Lamp of the Law"**

2. Tudeschis, Nicolaus de (Abbas Panoramitanus) [1386-1445].

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

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

* Nicholas de Tudeschi, a famous Benedictine canonist from Catania, Sicily, taught at the Universities of Siena, Parma and Bologna. His commentaries on the *Liber Quinque Decretalium* of Gregory IX, the *Liber Sextus Decretalium* of Boniface VIII and the *Liber Septimus Decretalium (Clementinae)*, three components of the *Corpus Juris Canonici*, established his immense authority and the title of "lucerna juris" (lamp of the law).

First printed in 1475-1477 in Venice, his commentary of Pope Gregory's *Decretals* is a multi-volume work. The 1480-1481 Basel edition was issued in six parts, each complete in itself. Our part contains the portions concerning marriage and criminal procedure.

The ISTC locates 3 single parts in North America (Houghton Library, Harvard, V, Columbia University, I, Huntington Library, V), 1 complete set (George Washington University Law School) and two incomplete sets (Library of Congress, V-VI, Union Theological Seminary (I, III-V). Goff, *Incunabula in American Libraries* P48. *Gesamtkatalog der Wiegendrucke* M47800. *Incunabula Short-Title Catalogue* ip00048000.



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1481 Printing of an Important Commentary on Gratian with Handsome Penwork

3. [Baysio, Guido de (d. 1313)].

[Moneliensis, Franciscus, Editor].

[Rosarium Decretorum]. [Venice: Johannes Herbort de Seligenstadt for Johannes de Colonia, Nicolaus Jenson, Et Socie, 3 April 1481]. [415] ff. Lacking final leaf, a blank. Collation: a10, b8, c-d10, d-18, m-n6, o-tuvx8, y10, z8, ?8, ?10, ?-aa8, bb-cc10, dd-dd8, ee-gg10, ggg-hh8, hhh8, ii10, kk-mm8, nn-qq10, rr8, ss6. Folio (40 x 28cm; 10-3/4" x 15-1/2").

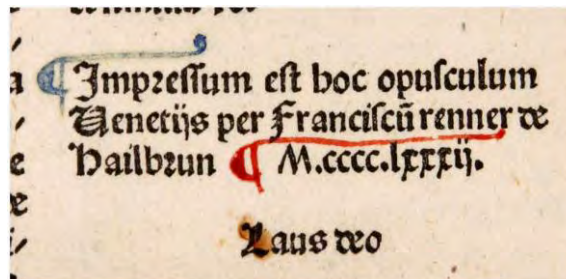
Eighteenth-century calf, raised bands, "A L" in small type blind-stamped to foot of front board, blind ornaments and lettering piece to spine, edges speckled, endpapers renewed. Light rubbing and some minor nicks and scuffs to boards, moderate rubbing to extremities, chipping to head of spine, corners bumped and somewhat worn, joints and hinges just starting at head, crack in text block between fol. a1 and a2 (fols. 1-2). 66-line text in parallel columns, 4 large illuminated acanthus initials, one of which with partial border, the other 2 with smaller flourishes, 2 smaller illuminated initials, other red and blue initials and red capital strokes, woodcut printer's device printed in red. Light toning, occasional faint dampstaining to foot of text block, some soiling and light dampstaining to leaf a1 (fol. 1), illuminated borders on first leaf trimmed, lower corner torn away, minor interior tear to printer's device. Bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso, to front pastedown, Rosenberg's brief typewritten book description, with Goff number added in pencil, laid in, owner signature dated 1672 to head of leaf a2 (fol. 2). \$37,000.

* The *Concordia Discordantia Canonum*, or Decretum Gratiani, is the cornerstone of modern canon law and one of the components of the *Corpus Juris Canonici*. The first work of its kind, it was supposedly compiled by Gratian, a Camaldolese monk, around 1140. It addresses various aspects of legal jurisdiction as well as administrative issues like baptism and feast days. Guido de Baysio, also known as Archidiaconus, was a canonist, law professor and church official. He ended his career as archdeacon and chancellor of the University of Bologna. Written around 1300, his *Rosarium Decretorum* is an important commentary on Gratian's work. First printed in Strasbourg in 1472, it went through numerous editions.

The present edition was printed for the firm of Johannes de Colonia and Jenson. Jenson died the previous year and his types were replaced by those of Seligenstadt. Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. The ISTC locates 5 copies of this imprint in North America, 2 in law libraries (Harvard, UC-Berkeley). Goff, *Incunabula in American Libraries* B288. *Gesamtkatalog der Wiegendrucke* 3747. *Incunabula Short-Title Catalogue (ISTC)* ib00288000.



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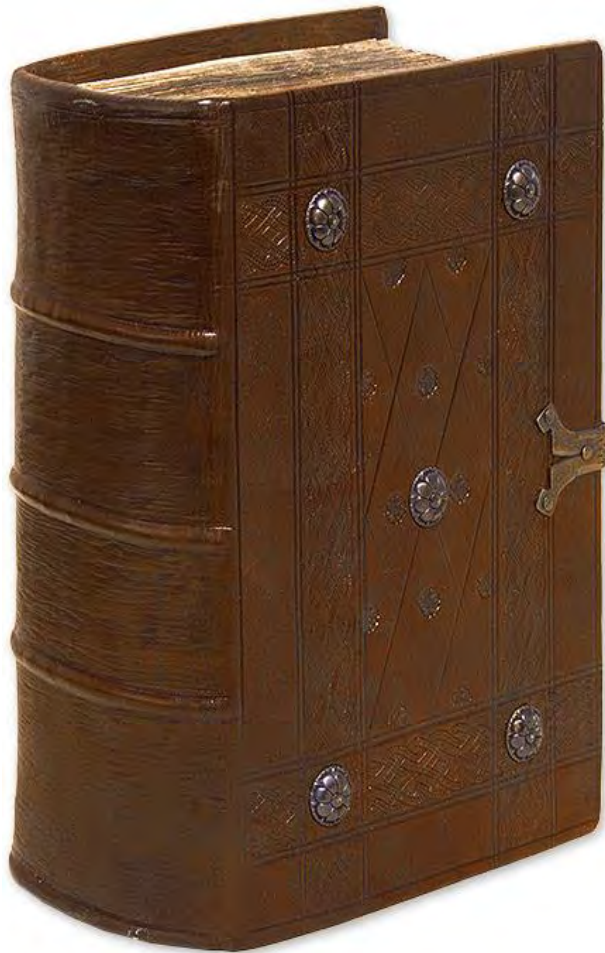
1482 Printing of an Important Digest of Canon Law with a Tract on Jewish Moneylenders, A Copy with Notably Fine Penwork

- 4. De Ausmo (Osimo), Nicolaus [d. 1453]. [Bartholomew, Of San Concordio (1262-1347)]. Astesanus of Asti (Astesano) [d.c.1330]. De Nevo (Nievo), Alexander [d. 1484].

[Supplementum Summae Pisanellae; Canones Poenitentiales; Consilia Contra Judaeos Foenerates]. [Venice: Franciscus Renner, de Heilbroonn, 1482]. [555] ff. Lacking initial blank. Collation: a2-12, b-y12, 1-1812, 198, 2010. 21-2212, A-B12, C10. Quarto (7" x 5"; 18 x 13 cm).

Recent period-style blind-tooled calf with clasps, bosses to boards, endpapers renewed. 38-line gothic type in parallel columns, decorated initials, rubricated throughout with red, blue and green penwork extending into margins. Light toning to text, occasional faint dampstaining and minor worming to head of text block above text. A handsome volume with exceptional penwork. \$18,000.

* Completed in 1444, this important, alphabetically digested encyclopedia of canon law is an enlargement of the *Summa de Casibus Conscientiae* by Bartholomew of San Concordio. Two other important texts are appended: the *Canones Poenitentiales* by Astesano and Alexander de Nevo's (or Nievo's) analysis of the Church's view of Jewish money lenders, *Consilia Contra Judaeos Fenerantes*. These two texts appear in editions of the *Supplementum* published after 1476. The *Consilia* appears last in our volume and ends with its date of composition, 17 November 1441, but the colophon appears at the end of the *Canones* and dates the printing to 1482. The ISTC locates 3 complete copies of this imprint in North America, 1 in a law library (Library of Congress). Goff, *Incunabula in American Libraries* N74. *Gesamtkatalog der Wiegendrucke* M26260. *Incunabula Short-Title Catalogue* in00074000.



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1482: An Important Digest of Canon Law with a Tract on Jewish Moneylenders

5. De Ausmo (Osimo), Nicolaus [d. 1453].

[Bartholomew, Of San Concordio (1262-1347)].

Astesanus of Asti (Astesano) [d.c.1330].

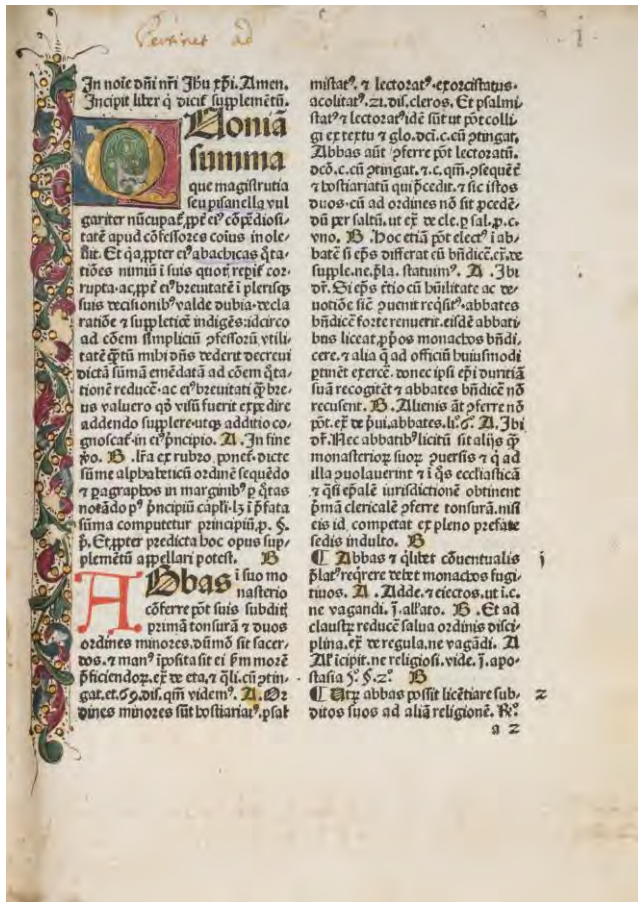
De Nevo (Nievo), Alexander [d. 1484].

[*Supplementum Summae Pisanellae; Canones Poenitentiales; Consilia Contra Iudaeos Foenerates*]. [Venice: Franciscus Renner, de Heilbroonn, 1482]. [555] ff. Lacking initial blank. Collation: a2-12, b-y12, 1-1812, 198, 2010, 21-2212, A-B12, C10. Quarto (7" x 5"; 18 x 13 cm).

Contemporary morocco, blind rules and elaborate stamping to boards, raised bands and blind ornaments to spine, manuscript-waste endleaves, clasps lacking. Light rubbing and a few minor scuffs to boards, moderate rubbing to extremities, minor wear to ends of joints, spine ends and corners bumped, lacking free rear-endpaper, partial crack to text block between a12 and b1 (fols. 12-13). 38-line gothic type in parallel columns, illuminated initial with partial flower border, red and blue Lombard initial, decorated initials, yellow, red, and blue paragraph marks. Light toning, slightly heavier in a few places, occasional faint dampspotting and dampstaining to margins, some paint flaking and repair affecting interior of initial. Brief early annotations to first leaf of text and a few other places, later (and inaccurate) folio numbers to upper corners, bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso, to front pastedown, Rosenberg's brief typewritten book description, with Goff number added in pencil, laid in. \$15,000.

* Completed in 1444, this important, alphabetically digested encyclopedia of canon law is an enlargement of the *Summa de Casibus Conscientiae* by Bartholomew of San Concordio. Two other important texts are appended: the *Canones Poenitentiales* by Astesano and Alexander de Nevo's (or Nievo's) analysis of the Church's view of Jewish money lenders, *Consilia Contra Judaeos Fenerantes*. These two texts appear in editions of the *Supplementum* published after 1476. The *Consilia* appears last in our volume and ends with its date of composition, 17 November 1441, but the colophon appears at the end of the *Canones* and dates the printing of the volume to 1482.

Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. The *ISTC* locates 3 copies of this imprint in North America, 1 in a law library (Library of Congress). Goff, *Incunabula in American Libraries* N74. *Gesamtkatalog der Wiegendrucke* M26260. *Incunabula Short-Title Catalogue* (*ISTC*) in00074000.



Impressum est hoc opusculum
Venetijs per Franciscū renner re
Hailbrun M.cccc.lxxxij.
Claus ro.

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Formularium instrumentorum exactissima diligentia Rome impressum p̄ honorabilem virum magistrū Stephanū Planck de Paravia Sub anno dñi. Mccccxxxvij. Die septima mensis Septembris. sedente Innocentio. viij. pontifice maximo. Pontificatus sui Anno tercio.

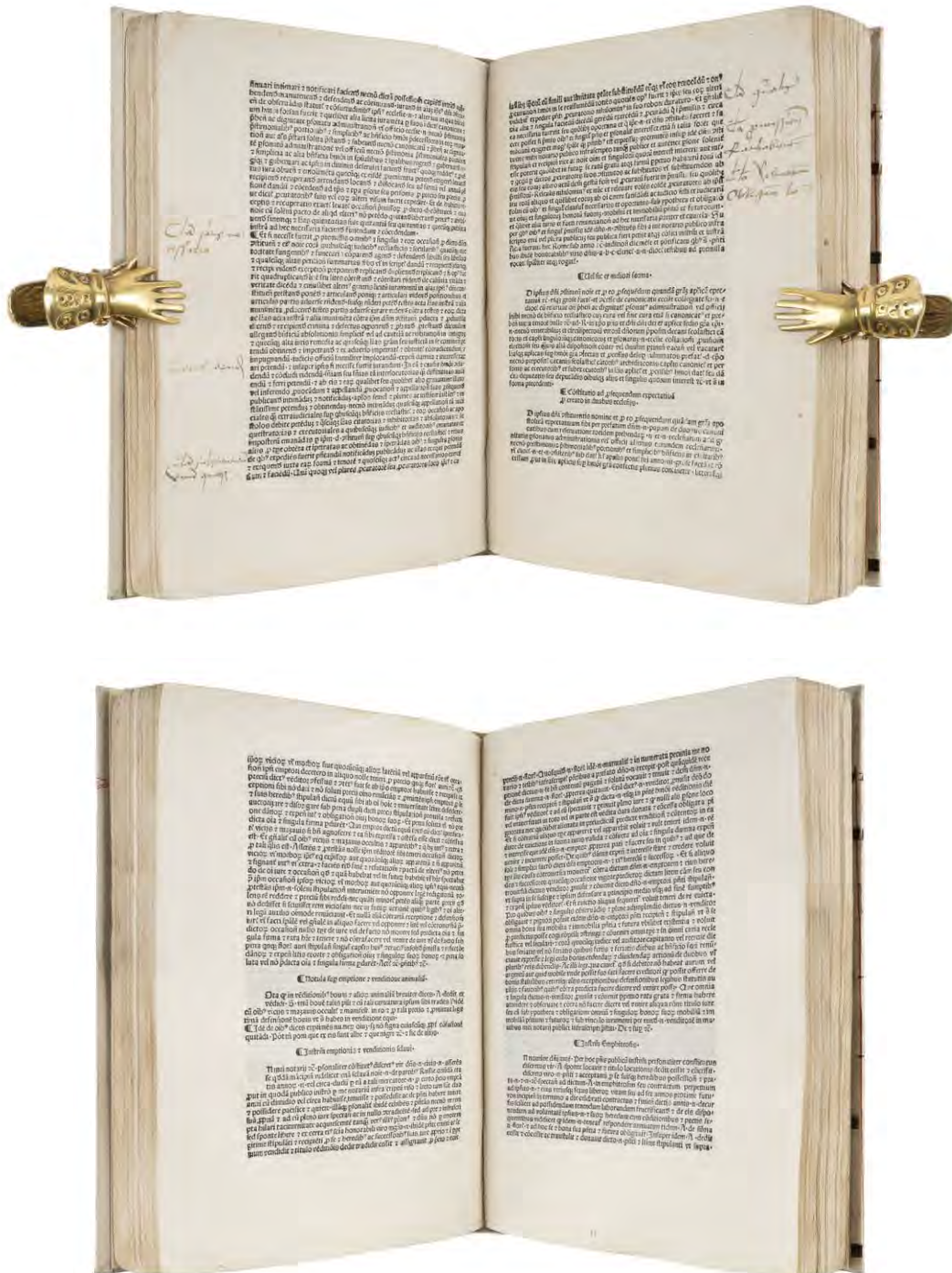
1487: Pleading in the Curia Romana

6. [Curia Romana].

[*Formularium Instrumentorum ad Usus Curiae Romanae*]. [Rome: Stephan Planck, 7 Sept. 1487]. [178] Ff. Collation: [a-g8, h6, i-y8, z4]. Complete. Quarto (8-1/4" x 5-1/2"; 21 x 14 cm).

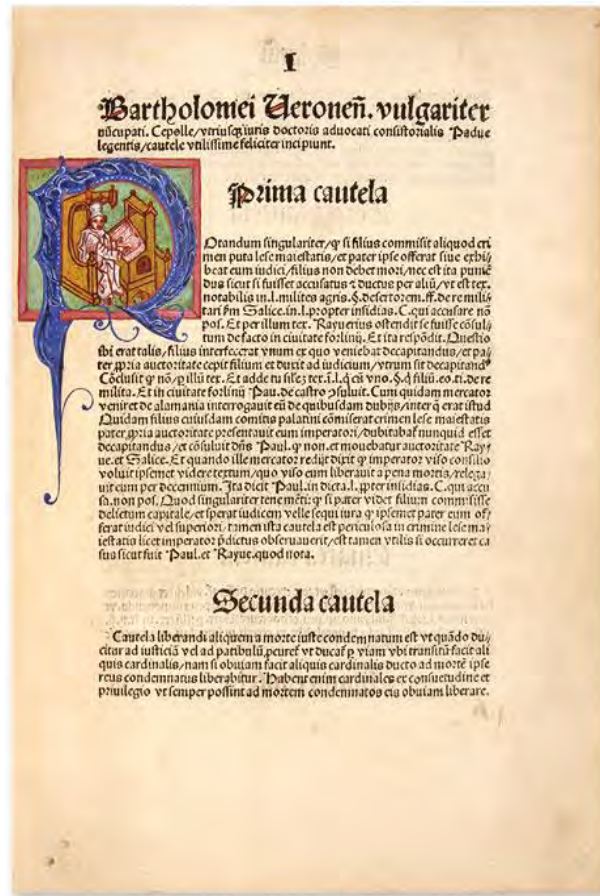
Recent binding from a 14th-century choirbook leaf, likely from the low countries, early-vellum pastedowns with faint early manuscript, additional early annotations to the recto of leaf [a1]. Negligible light rubbing and soiling to exterior, front pastedown partially detached but secure. 48-line, single-column main text, initial spaces blank. Light toning to interior, occasional faint stains, and a few finger smudges and inkstains, to margins, brief early annotations to a few leaves, light soiling and some edgewear to a few leaves at the beginning and end of text, repair to gutter between leaves [a1] and [a2], lower outside corner lacking from leaf [y4] with no loss to text. An attractive copy. \$10,000.

* First printed in Rome in 1474 by Johann Schurener and Johann Nicolai Hanheymer, the *Formularium Instrumentorum* is a legal formbook applicable to the Papal Curia Romana. It contains examples of such documents as wills, excommunications and indulgences. An indispensable handbook, it went through several editions. Our imprint is a reissue of an edition published by Planck in 1484. (Both are identical in all respects except the colophon date.) The *ISTC* locates 15 copies, 3 imperfect, 2 in North America, which are complete (Harvard Law School, Library of Congress). *Incunabula Short Title Catalogue (ISTC)* if00259000.



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1490: The Last Incunable Imprint of Cipolla's
"Legal Cautions" Concerning Servitudes and Real Property

7. Cipolla, Bartolomeo [1420-1475].

Cautelae Iuris. [Strasbourg: Johann Prüss, 25 February 1490].

[i], 85 ff. Collation: [a8, b-c6,d8], e-f6, g8, h-m6, n8. Complete. Quarto 9-1/4" x 6-1/2" (23 x 16.5 cm).

Contemporary quarter pigskin with elaborate blind tooling over oak wood boards, clasp (at center of boards) lacking, buckle present, early hand-lettered author name and "X" to spine. Binding slightly cocked, soiling to spine, some wear to corners, second work removed from rear of text block, early owner signature of Philipp von Flersheim to front pastedown, later library stamp of Heidelberg Capuchin Library to front free endpaper, early manuscript index and a few other annotations to rear pastedown. 44-line text in single column, comprising 325 numbered sections, text begins with 12-line multi-color illuminated initial depicting a scribe. Moderate toning, slightly heavier in places, brief early annotations in a few places, faint dampstaining to margins of a few leaves, light soiling to title page. \$15,000.

* Third edition, and the last incunable edition. Cipolla was a professor of law at the University of Padua, Venetian diplomat and one of the greatest Italian jurists of the fifteenth century. His works are notable for their humanistic scholarship and coordination of theoretical and practical concerns. *Cautelae Iuris* is a set of 325 knotty legal points, i.e. "legal cautions," concerning servitudes and real property under Roman and canon law. It was first printed in Perugia by Petrus Petri de Colonia and Johannes Nicolai de Bamberga around 1474 and reached its tenth edition in 1577. Philipp von Flersheim [1481-1522] was the bishop of Speyer. OCLC locates 5 copies of this imprint in North America, 1 in a law library (Library of Congress). Goff, *Incunabula in American Libraries* V381. *Gesamtkatalog der Wiegendrucke* M6484. *Incunabula Short-Title Catalogue* ic00381000. [Order This Item](#)



1493: The Pearls of the Decretals

8. [Polonus, Martinus (d.1278)].

Margarita Decreti Seu Tabula Martiniana. [Strasbourg: Printer of the 'Casus Breves Decretalium' (Georg Husner?)], 1493. [106] ff. Final leaf blank. Thumb-tabbed. Collation: a8 b-q6 r8. Complete. Folio (11" x 7-1/2"; 28 x 19 cm).

Contemporary half-calf with elaborate blind-tooled over wooden boards, two contemporary diagrams relating to horizontal sundials to front board, clasp lacking. Moderate rubbing, minor worming, light scuffing to calf-covered sections of boards, light gatoring to spine, early owner inscription dated 1528 to front, owner inscription of the Franciscan convent of Munich to head of title page. 52-line text in parallel columns, initials and capital strokes in red. Moderate toning, occasional spotting or staining, negligible minor worming in places. \$13,500.

* Penultimate edition. An important early legal reference work, *The Margarita Decretalium*, i.e. "Pearls of the Decretals," is the index to the *Decretals* of Gregory IX (or *Liber Extra*). First printed in 1481, the *Margarita* was probably assembled during the late thirteenth century, some time before the appearance of the *Liber Sextus* in 1298. There are twelve incunable editions. Our 1493 imprint is the tenth.

OCLC locates 3 copies in North America (Huntington Library, Library of Congress, Yale Law School). Goff, *Incunabula in American Libraries* V327. *Gesamtkatalog der Wiegendrucke* M21422. *Incunabula Short-Title Catalogue* im00327000.

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**1494 Edition of a Distinguished Commentary on
Four Parts of the *Corpus Juris Canonici***

9. Koelner de Vanckel, Johannes.

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

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

* Fourth and final edition. First published in 1484, this is a masterly scholastic exegesis of four principal volumes of canon law: the *Liber Sextus* of Boniface VIII (1298), the *Clementinae*, or *Liber Septimus Decretalium*, (1317), the *Extravagantes* of John XXII (1325) and the *Extravagantes Communes* of later popes to 1484. Along with Gratian's *Decretum Gratiani*, or *Concordia Discordantium Canonum*, (1151), these works are known collectively as the *Corpus Juris Canonici*. Vanckel, perhaps the leading German canonist of his time, was a professor of law at the University of Cologne. OCLC locates 3 copies of the 1494 edition, 1 in North America (Huntington Library). Goff, *Incunabula in American Libraries* K32. *Gesamtkatalog der Wiegendrucke* 9714. *Incunabula Short-Title Catalogue* ik00032000.



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1496 Koberger Imprint with a Striking Initial and Elaborate Contemporary Binding

10. [Gregory IX, Pope (c.1170-1241)].
 [Bottoni, Bernardo (d.1266), Glosses].
 [Clarius, Hieronymus, Additions].

[*Decretales cum Glossa*]. [Nuremberg: Anton Koberger, 10 June 1496]. [iv], 382 ff. Index to first 4 leaves. Collation: [*4], a-z8, A-Z8, AA6, BB8. Complete. Folio (13" x 9"; 33 x 23 cm).

Contemporary or near-contemporary elaborately stamped paneled calf, 7 (of 10) brass bosses to boards, blind-stamped title to head of front board, brass catches to fore-edges, straps lacking, raised bands, blind stamping and fragment of later paper title label to spine. Moderate rubbing and scuffing, occasional wormholes to boards, heavier rubbing, moderate wear and faint gatoring to spine with chipping to spine ends, front board beginning to separate but secured by cords, rear board starting at head, hinges cracked, minor worming to pastedowns, two later bookplates with ms. notes, small shelf label and ink shelf number to front pastedown. Text in parallel columns, 62 to 72/73-line linear gloss surrounding 6 to 56-line main text. Printed in red and black gothic type. Occasional lombards in red and blue, first initial of main text decorated with gold leaf and bordered in red, green and yellow ink. Moderate toning, light browning in places, occasional light soiling and small wormholes with no loss to legibility, light wear to lower corner of first four leaves, crack in text block between leaves a1 and a2 (fols. I and II), small tears to outer margin of leaf P5 (fol. CCCI) with upper corner lacking (no loss to text), later faint penciled note to fol. I, small early annotations throughout text in ink in at least 2 hands, possibly 3. A well-used and often-referenced copy with an elaborate binding and a striking initial. \$22,000.

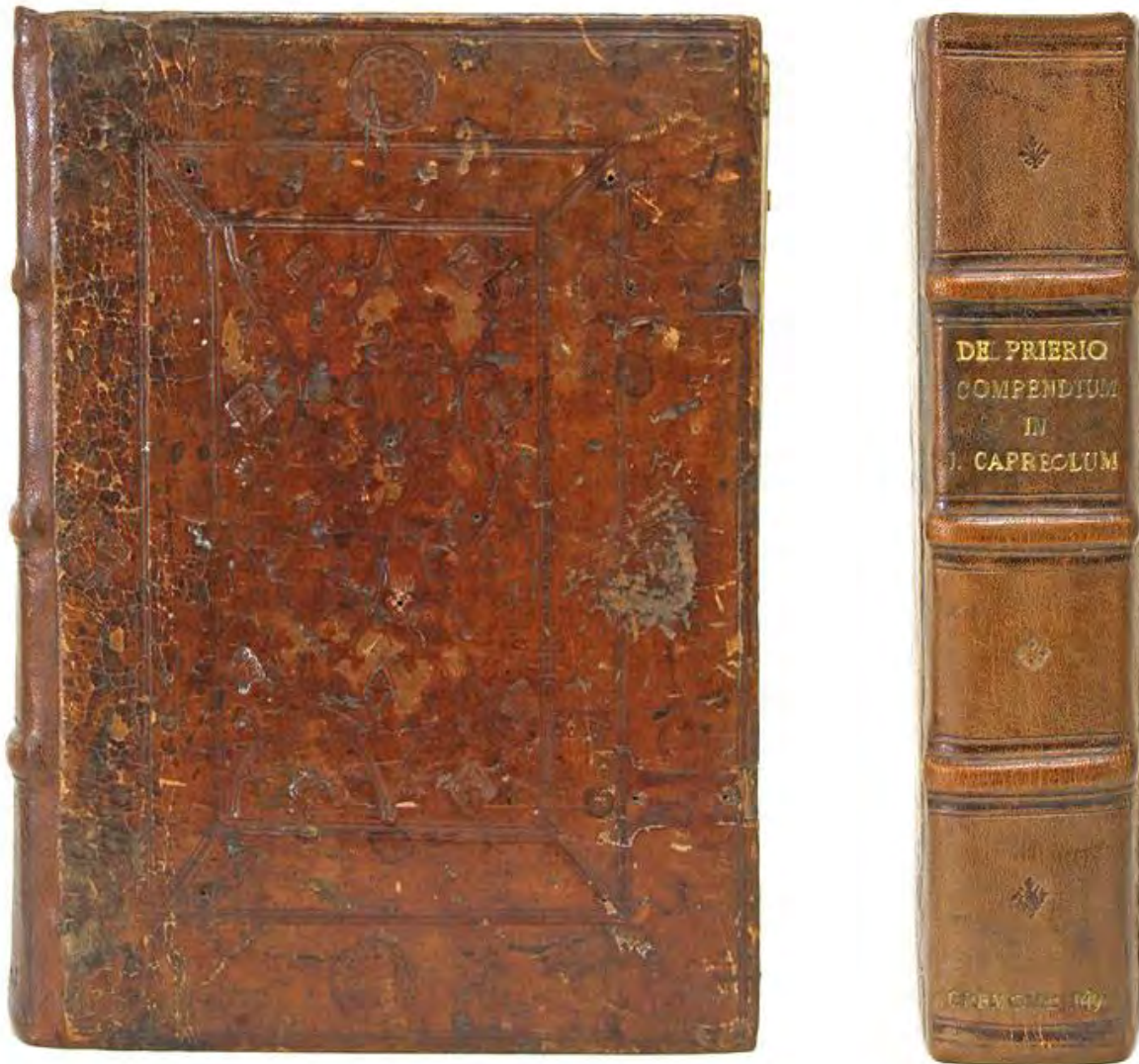
* The *Decretals* of Gregory IX are the first authentic general collection of papal decrees and constitutions. Compiled by Raymond of Penaforte at the request of Pope Gregory IX in 1230-1234 and promulgated in 1234, it is one of the compilations known collectively as the *Corpus Juris Canonici*, a collection of papal decisions concerning ecclesiastical hierarchy, procedure, the functions and duties of clerks, marriage, crime and vast areas of what are now called "private law." It was revised in 1580-1582 to reflect changes ordered by the Council of Trent. In this form it remained in force until the enactment of the Code of Canon Law (*Codex Iuris Canonici*) in 1918. The most important commentary on the *Decretals* of Gregory IX, which is included in our copy, is the gloss of Bernard of Botone, also known as Bernard of Parma (Bernardus Parmensis), who composed it shortly before 1263. It is known as the "Ordinary Gloss," or *Glossa Ordinaria*.

The *ISTC* locates 3 copies of this imprint in North America (Harvard Law School, Huntington Library, and Astrik L. Gabriel, Notre Dame, IN). OCLC adds no more. *Incunabula Short-Title Catalogue* ig00473000.



Decretalium hanc Boerigianam compilationem cum apparatu domini Bernardi candide lector habes illustratam lucubrationibus clarissimi viri iurisperiti doctoris dñi Hiero. clarj brix. cum quibusdā additamentis suis p̄ter emendationē: rem certe nouā: tam p̄sumulis ac cōtinuationibus Rubricarū q̄ etiā casibus p̄sertim difficilioribus sine quibus q̄ plures decretales intelligi nō possunt. Der Antonij koberger nō sine exacta diligentia Nuremberge impressam et feliciter p̄summatā Anno salutis, MD. CCC. xvi. x. die mensis Junij.

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1497: A Powerful Opponent of Martin Luther

11. Mazzolini, Silverstro, Da Prierio [1456-1527].

Compendium in Johannem Capreolum cum Additionibus. [Cremona: Carolus de Darleriis, 15 and 28 April 1497]. [320] ff. Collation: [*4], a-n8, aa-kk8, ll-mm4, A-C8, D6, E4, AA-DD8, EE-GG6, HH4, (1-9)4. Complete. Quarto 9-1/4" x 7" (23 x 18 cm).

Contemporary calf with elaborate blind stamping, over wooden boards, rebacked with raised bands, blind ornaments and gilt title, traces of clasps. Light rubbing and minor worming to boards, moderate rubbing to board edges, hinges cracked. 46-line text in parallel columns, extensively rubricated in red, with 8 large 12-line initials in interlocking red and blue with fine purple penwork decoration, other 6-line initials in red. Light toning to text, somewhat heavier in places, early annotations to front pastedown, other annotations and owner signature dated 1606 of Isaias Silberschlag, to title page, occasional annotations in his hand to text. A handsome copy of a rare imprint. \$10,000.

* First edition. Mazzolini, a theologian and wide-ranging scholar, was an inquisitor and censor of books for Rome. An early opponent of Martin Luther, he was involved in the juridical process against him. (Mazzolini was also involved in cases against Johann Reuchlin, Pietro Pomponazzi and Erasmus). A great deal of his scholarship was devoted to the works of St. Thomas Aquinas. Also known as the *Egregium vel Potius Divinum Opus in Iohannem Capreolum*, Mazzolini's *Compendium* is a summary of a work of another Aquinas scholar, Jean Capreolus [c.1380-c.1444] dealing with Aquinas's commentaries on the *Libri Quattuor Sententiarum* of Peter Lombard [c.1096-1160], one of the great works of Medieval theology. Silberschlag, the former owner of this copy, was a professor of theology at the University of Erfurt. This is a scarce imprint. We located only two auction records for it, one in 1991, the other in 2002. OCLC locates 5 copies in North America (Cornell, Library of Congress, Morgan Library, St. Bonaventure University, Yale). Goff, *Incunabula in American Libraries* V519. *Gesamtkatalog der Wiegendrucke* M42160. *Incunabula Short-Title Catalogue* is00519000.



*Egregium vel potius divinum opus in Iohannem Capreolum thesolanum sacri
 predicatoz ordinis. A fratre Silvestro pieriano eiusdem ordinis. Sacre
 theologie baccalario rarissimis conferendo eius nonnullis appendicibus seu
 additamentis complectentibus ad omnem in theologia materia ac
 curatissimorum doctorum pene omnium clarissimas opiniones. San-
 cti Thomae videlicet. Bernardi Petri de palude Durandi Scoti
 Aureoli Alexandri Fracta maionis Otham Begou
 de arimino Alphonsi toletani Egidii Demetrii Barro-
 nis Almafetani Adam Donachi alibi ceteroz;
 fausta felicitq; editione habere. Ut merito vix
 po sit. Nulla remos debuit icognita dicta
 legent. Quae gloriose obfcuris edocet
 apta locis. Ad dita doctoruz
 varia hic finta fatu: Sin
 gala quem capiet q;
 stio poeta
 filer.
 Cremona impressum 1497.
 Ex bibliotheca Isarae
 Silberschlagii philo-
 sophici Theologiae
 Doctoris
 Senioris Erfurtensis
 1606.*

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1498 & 1496: Incunable Imprints of Two Important Commentaries on Canon Law

12. Parmensis, Bernardus (Bottoni, Bernardo di) [d. 1223 or 1266].

[*Casus Longi Super Quinque Libros Decretalium*]. [Strasbourg: (Printer of the 1483 Jordanus de Quedlinburg), i.e. Georg Husner, 29 Oct. 1498]. [204] ff. Collation: 204 ff. a-b8, c-d6, e-k8/6,l-z6, A-H6, I8.

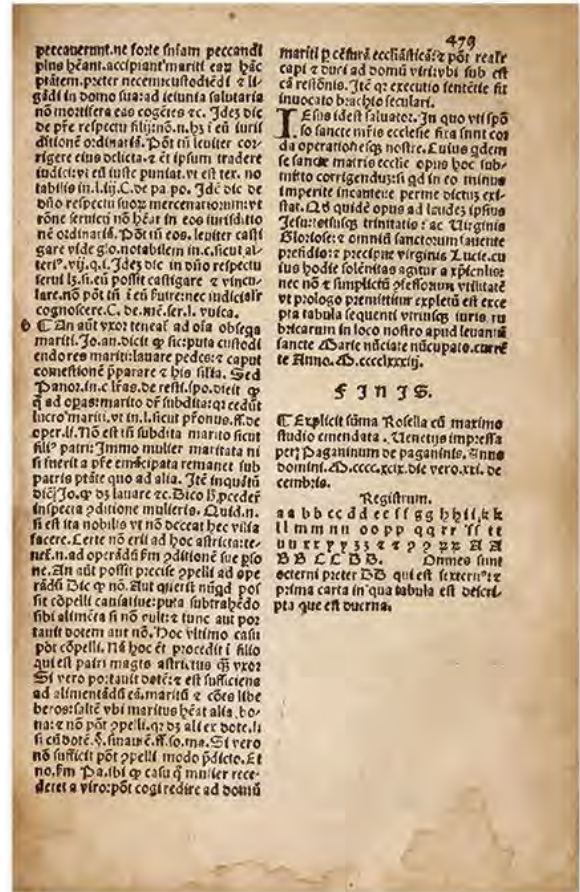
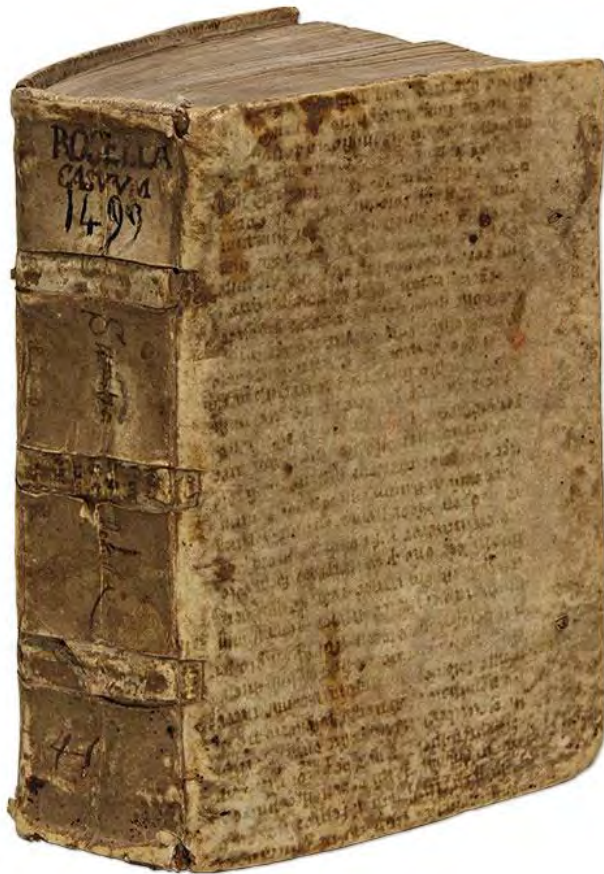
[Bound with]

Regnierus, Helias (Regnier, Élie) [fl. 1483-1494].

[*Casus Longi Super Sextum Librum Decretalium; Casus Longi Clementinarum*]. [Strasbourg: (Printer of the 1483 Jordanus de Quedlinburg), i.e. Georg Husner), 18 Aug. 1496]. [152] ff. Collation: a8, b-z6, ?6,)6. Final blank present.

Folio (10-3/4" x 7-3/4"; 27 x 19.5 cm). Contemporary blind-tooled pigskin over wood, covers, blind fillets and small armorial emblems (double-headed eagles of the Holy Roman Empire, greyhounds and roses) to boards, raised bands to spine, two clasps, upper clasp restored, early hand-lettered title to fore-edge of text block. Some soiling and a few minor inkstains, light rubbing to extremities, traces on spine of removed shelf labels, crack between front free endpaper and title page, rear hinge cracked, both titles printed in 52-line gothic type in parallel columns, initial spaces blank. Moderate toning, light soiling to margins in a few places, minor dampstaining to corners of a few leaves, a few worm holes to margins, clean tear to leaf p6 of Parmensis's *Casus*, later annotation and two small library stamps to its title page, brief later annotations to two other leaves. An impressive volume. \$15,000.

* This volume collects three important commentaries on books of the *Corpus Juris Canonici*: the *Liber Quinque Decretalium* of Gregory IX (1234) *Liber Sextus Decretalium* of Boniface VIII (1298) and the *Liber Septimus Decretalium*, better known as the "Constitutiones Clementis V" or "Clementinae" of John XII (1317). Better known as Bernardus Parmensis, from his birthplace, Parma, Bottono a notable canonist. He studied at the University of Bologna, joined its faculty and later became the university's chancellor. Regnier, a French Jurist, was a professor of law at the University of Poitiers. Parmensis: OCLC locates 12 copies, 4 in North America, 3 in law libraries (Harvard, Library of Congress, UC-Berkeley); Regnierus: OCLC locates 8 copies, none in North America. Goff, *Incunabula in American Libraries* B462, R118. *Gesamtkatalog der Wiegendrucke* 4104, 37590. *Incunabula Short-Title Catalogue* ib00462000, ir00118000. [Order This Item](#)



1499: One of the Great Fifteenth-Century Manuals for Confessors

13. [Trovamala de Salis, Battista (d.1496)].

[*Summa Casuum Conscientiae* (Second Version known as *Rosella Casuum*)]. [Venice: Paganinus de Paganinis, 21 Dec. 1499]. [xiv], 479 ff. Collation: π 4, a10, aa-CC16, DD12. Complete. Printed register at end does not list the first [14] leaves, which contain the "Rubrice Iuris Civilis" and "Summa Angelica." Leaf π 4 includes the Papal bull "Etsi Dominici Gregis" with the imprint: Rome, 21 December 1479. Octavo (6" x 4"; 150 mm x 100 mm).

Later vellum from a manuscript leaf, raised bands and hand-lettered title to spine, ties lacking, endpapers renewed. Light soiling, moderate rubbing to extremities, a few small sections neatly removed from spine, minor chipping to spine ends, corners bumped, hinges partially cracked. 46-line text in parallel columns, capital spaces left blank. Moderate toning, occasional faint dampstaining, minor worming in places, mostly to margins, minor loss to text on leaves tt4-tt4-tt16 (ff. 292-304), light soiling and edgewear to preliminaries, first three leaves partially detached. \$5,000.

* Second edition in octavo format and the final incunable edition. After the Fourth Lateran council of 1215 a number of manuals of confession appeared. Their purpose was the intellectual preparation of priests for a prudent and informed exercise of the office of confessor. Father Trovamala's is one of the best examples of this literature. Also known as the *Summa Casuum Conscientiae*, *Rosella Casuum* or *Summa Baptistiniana*, it was a standard work. First printed in 1482 and immediately successful, it was revised and expanded by the author as the *Rosella Casuum* or *Summa Rosella*. That edition was printed in 1484 with later editions in 1489, 1495 and 1499. A notable feature is its opinion of usury. Unlike other authors of *summa* for confessors, Trovamala argues that dry exchange is not usury because of its speculative nature. Goff, *Incunabula in American Libraries* S50. *Gesamtkatalog der Wiegendrucke* 3326. *Incunabula Short-Title Catalogue* is00050000.

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1500: A Landmark in the History of Economic Theory

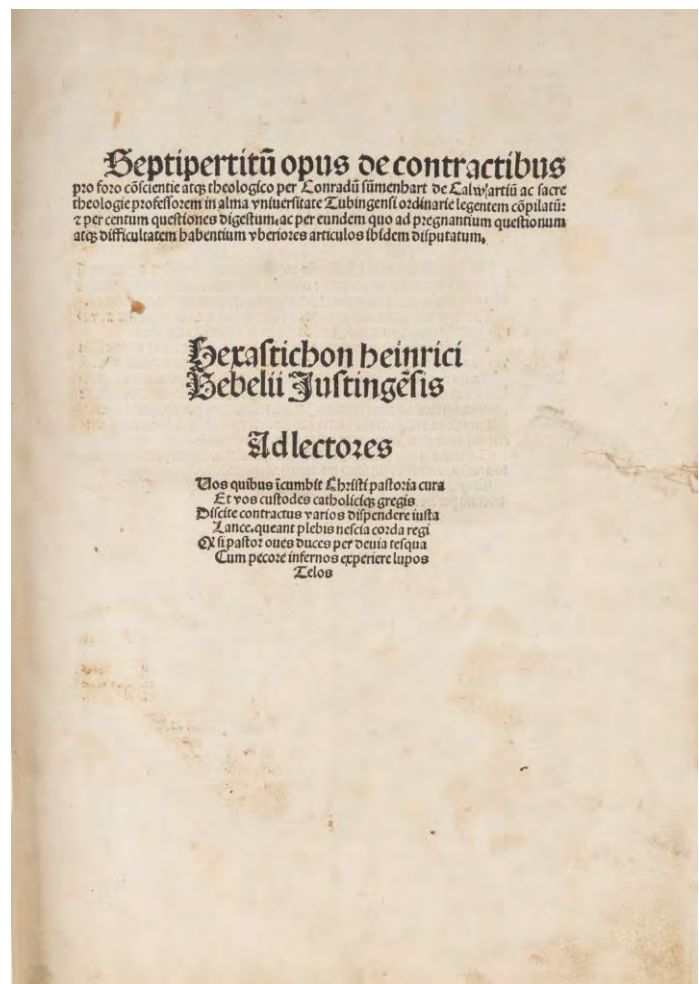
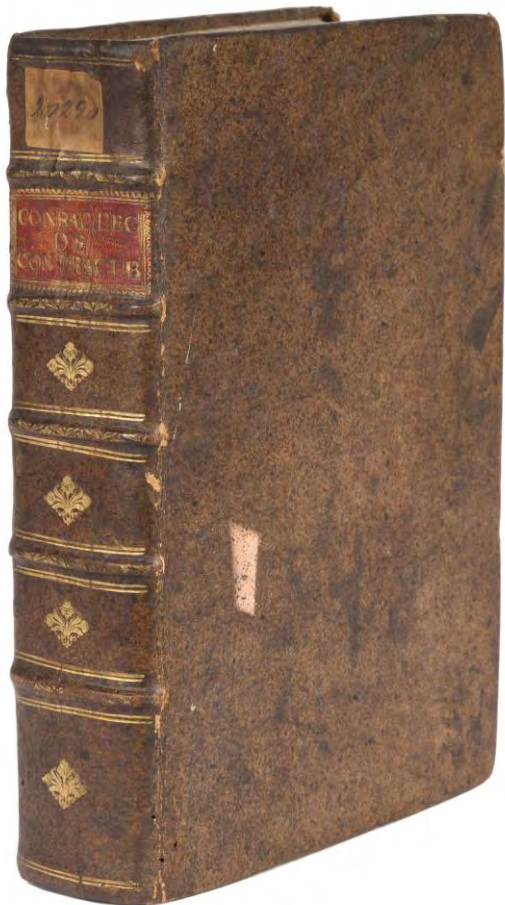
14. Summenhart, Konrad [1465-1511].

Septipertitum Opus de Contractibus Pro Foro Civitatis scientie Atque Theologico Per Conradum Summenhart de Calvarium ac Sacre Theologie Professorum in Alma Universitate Tubingensi Ordinarie Legentem Compositum et per Centum Questiones Digestum ac per Eundem Quo ad Pregnantium Questionum Alique Difficultatem Habentium Uberiores Articulos Ibidem Disputatum. Haguenau: Heinrich Gran for Johannes Rynman, 13 October 1500. 433 ff. Lacking final leaf, a blank. Collation: AA-BB8, CC6, DD-EE8, a-b8, c-d6, e8, f6, g8, h-i6, k-l8, m6, n-r8, s10, t6, v8, x-z6, aa-bb6, cc4, dd-ff6, gg8, hh-ll6, A-C6, D-H8, I10, K8, L12, M8, N-P6, Q8, R6, S-V8, X-Y6. Text in parallel columns. Folio (11" x 8"; 28 x 20 cm).

Eighteenth-century speckled sheep, raised bands, gilt ornaments, lettering piece and small early paper shelf label to spine, speckled edges, endpapers renewed. Light rubbing and some minor nicks and shallow scuffing to boards, moderate rubbing to extremities, corners bumped and somewhat worn, front hinge starting, rear hinge cracked, minor worming to pastedowns. Light to moderate toning, light foxing in places, brief early owner annotation to leaf y3 (fol. 48), short tear to fore-edge of title page, which is lightly soiled, another short tear to fore-edge of following leaf, bookplate of Alexandre P. Rosenberg, designed by Pablo Picasso, and Rosenberg's brief typewritten book description, with Goff number added in pencil, to front pastedown. \$25,000.

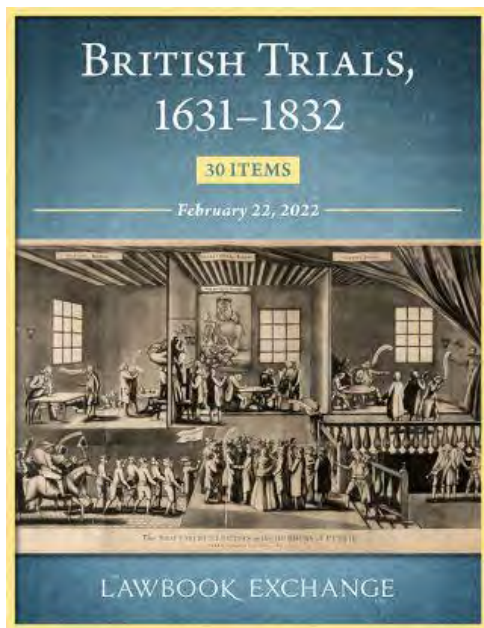
* Second edition. First published in 1497, this landmark treatise on the nature of contracts under Roman law, canon law and Catholic doctrine was the first work to offer a comprehensive and systematic attack on the prohibition of Usury. "Summenhart's contribution was twofold: first, in enormously widening all the possible exceptions to the usury prohibition, i.e. the *census* and *lucrum cessans*, and second, in launching a blistering direct assault on all the time-honoured arguments against whatever usury contracts remained. On the first, Summenhart developed the argument for insured or guaranteed partnerships far more subtly and extensively than before. He also widened the *lucrum cessans* exception far more than anyone else had ever done. Money is fruitful, Summenhart declared boldly, it is the merchant's tool, which he can make fruitful by the use of his labor. Consequently, the merchant should be compensated for loss of the use of his money just as a farmer should be recompensed for the loss of his fields" (Rothbard).

Alexandre Rosenberg [1921-1987], an art dealer, and his wife, Elaine [1921-2020], were important collectors of illuminated manuscripts and early printed books. Picasso, who was represented by Alexandre's father, the eminent Paris art dealer Paul Rosenberg [1881-1959], was a lifelong friend. OCLC locates 12 copies of this imprint in North America, 6 in law libraries (Columbia, Emory, Harvard, UC-Berkeley, University of Michigan, Yale). Rothbard, *An Austrian Perspective on the History of Economic Thought* 91. Goff, *Incunabula in American Libraries* S863. *Gesamtkatalog der Wiegendrucke* M44538. *Incunabula Short-Title Catalogue* is00863000.

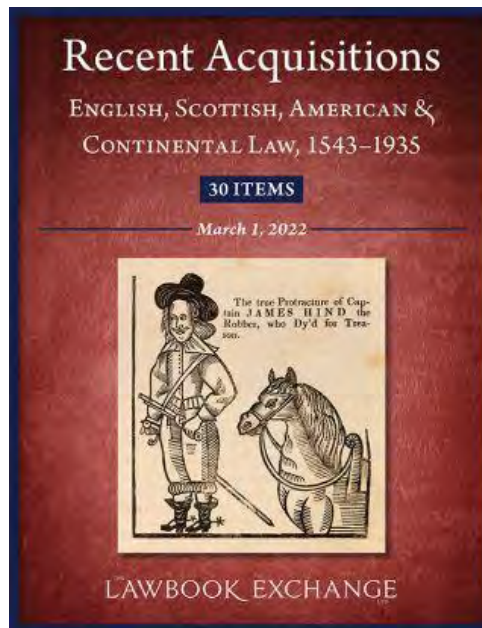


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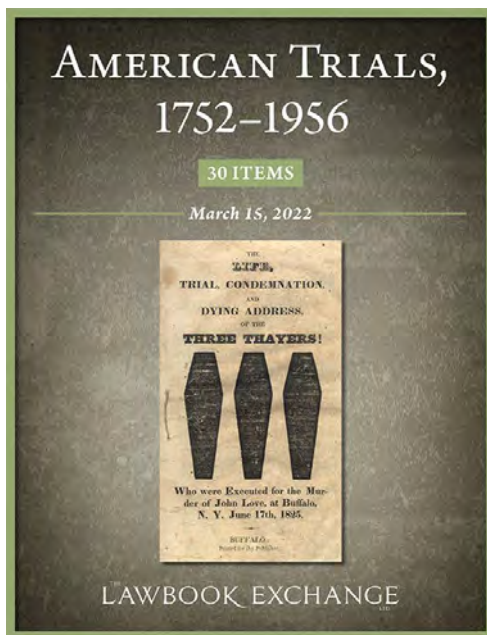
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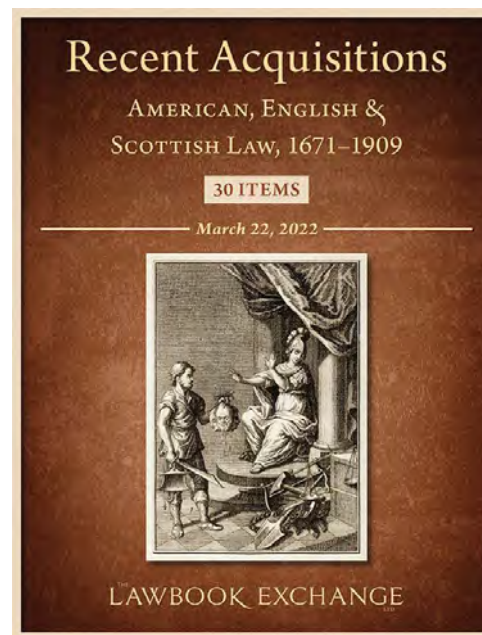
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