

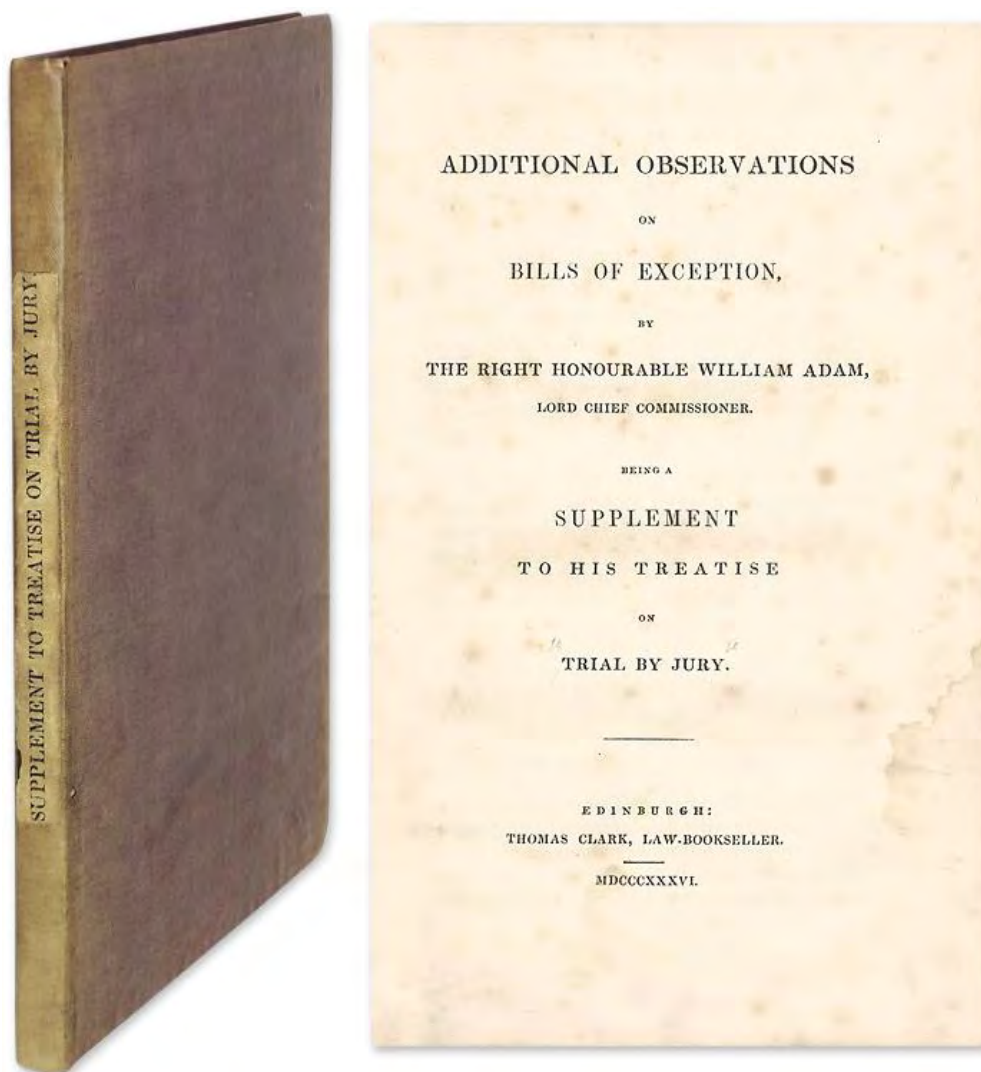
A SELECTION OF 30
Antiquarian Items

*Canon, Civil, Common, Customary
& Roman Law*

January 22, 2019



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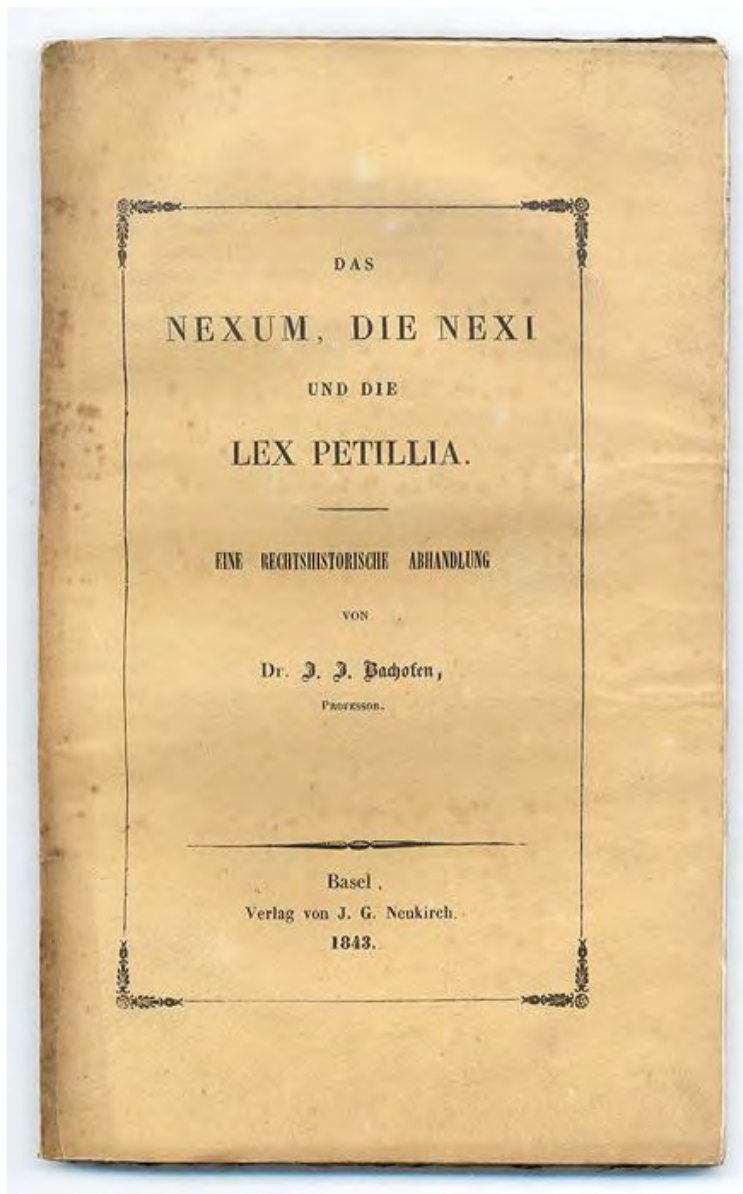
Rare Essay on Bills of Exception from the Library of Woburn Abbey

1. Adam, William [1751-1839].

Additional Observations on Bills of Exception, Being a Supplement to His Treatise on Trial by Jury. Edinburgh: Thomas Clark, Law-Bookseller, 1836. 41 pp. Octavo (8-1/2" x 5-1/2").

Contemporary cloth, printed paper title label to spine. Some rubbing to extremities, corners bumped, front joint just starting at head, light fading to spine and parts of boards. Armorial bookplate of Woburn Abbey (dated 1873) to front pastedown, "Bedford" in bold hand to front free endpaper, one leaf partially detached but secure. Faint dampstaining to foot of text block, light foxing, internally clean. \$250.

* Only edition. This is a supplement to Adam's *Practical Treatise and Observations on Trial by Jury in Civil Causes* (1836). Adam produced this "supplement" to answer the objections of the dean of faculty of the University of Edinburgh to his doctrine on bills of exception and elaborate his argument. The signature "Bedford" is probably that of William Russell [1809-1872], Eighth Duke of Bedford and the owner of Woburn Abbey, or his son, Francis Charles Hastings Russell [1819-1891], Ninth Duke. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 5:4. [Order This Item](#)



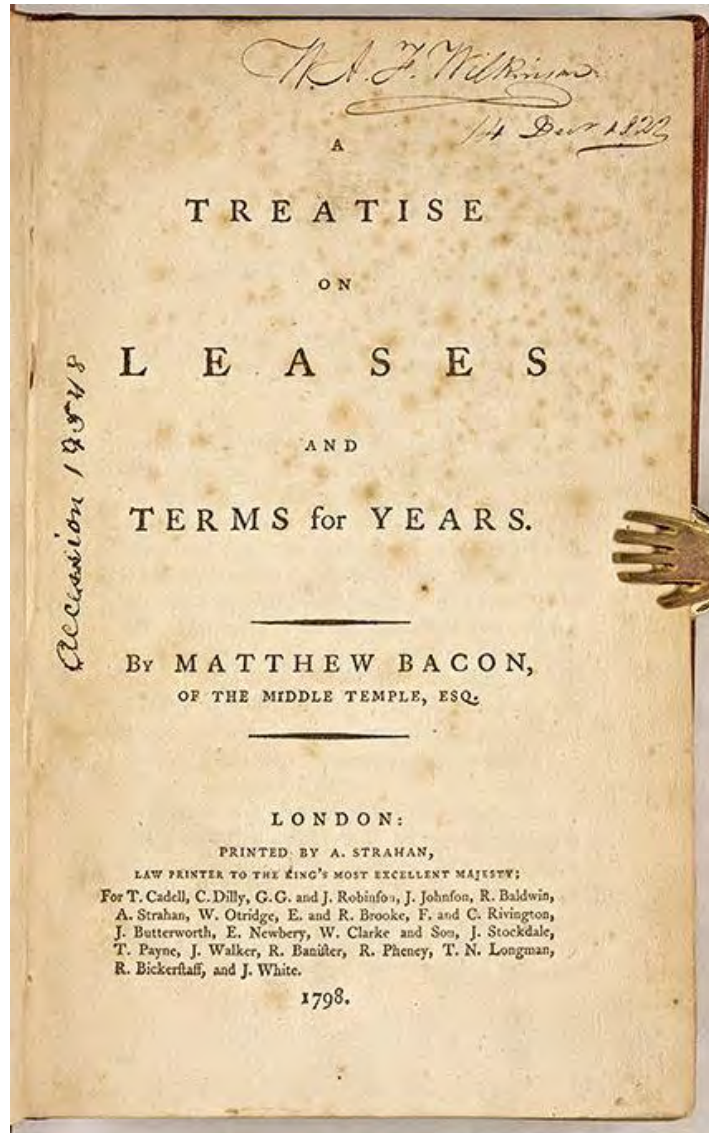
The Roman Law of Parent and Child

2. Bachofen, Johann Jakob [1815-1887].

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

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

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



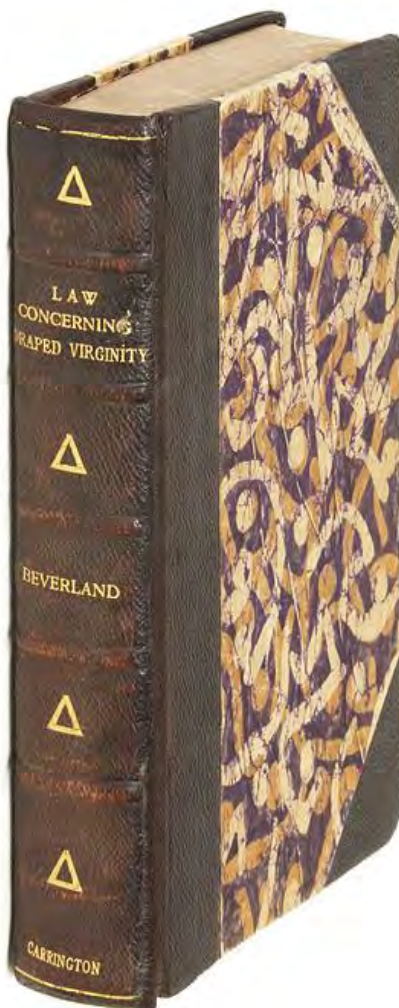
Notable for Its "Curious and Diffuse Learning"

3. Bacon, Matthew [fl. 1730].

A Treatise on Leases and Terms for Years. London: Printed by A. Strahan, 1798. [iv], 251, [4], 246-352 pp. Text continuous despite pagination. Octavo (9" x 5-3/4").

Recent library buckram, red and black lettering pieces, gilt-stamped library name and paper shelf label to spine, small security tag and embossed library name to front board, library stamps to edges of text block and endleaves, endpapers added, hinges reinforced. Moderate toning and light foxing to text, early owner signature (W.A.F. Wilkinson) and library annotation to title page, library stamp to its verso. \$450.

* Only edition. This treatise was probably derived from a manuscript by Sir Jeffrey Gilbert, one of the manuscripts that formed the basis of Bacon's *Abridgment* (1736-1766). Whatever its origin, this treatise was a respected authority. Blackstone cites it in his *Commentaries* (1765-1769); Barton says it "contains a great deal of curious and diffuse learning" in his *Elements of Conveyancing* (1802). Blackstone and Barton cited in Marvin, *Legal Bibliography* 84-85. *English Short-Title Catalogue* T128166. [Order This Item](#)



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

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

Byrne, Francis D., Editor and Translator.

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

Contemporary three quarter morocco over patterned boards, rebacked retaining existing spine with raised bands, gilt title and gilt ornaments, hinges mended. Light rubbing to extremities, corners bumped and lightly worn. Light toning to text, minor dampspotting to a few leaves, internally clean. \$400.

* From an edition of 500 "issued for private circulation amongst students of philology and anthropology and adult collectors of literary curiosities only," this copy not numbered. Originally published in 1680, this mock-treatise offers an "academic lucubration on woman's propensity for sexual lubricity." Its mock-legalistic discourse is enlivened with numerous references to modern and classical literature, with an emphasis, as one would expect, on Ovid and Juvenal.

[Order This Item](#)



An Unrecorded Illinois Broadside?

5. [Broadside].

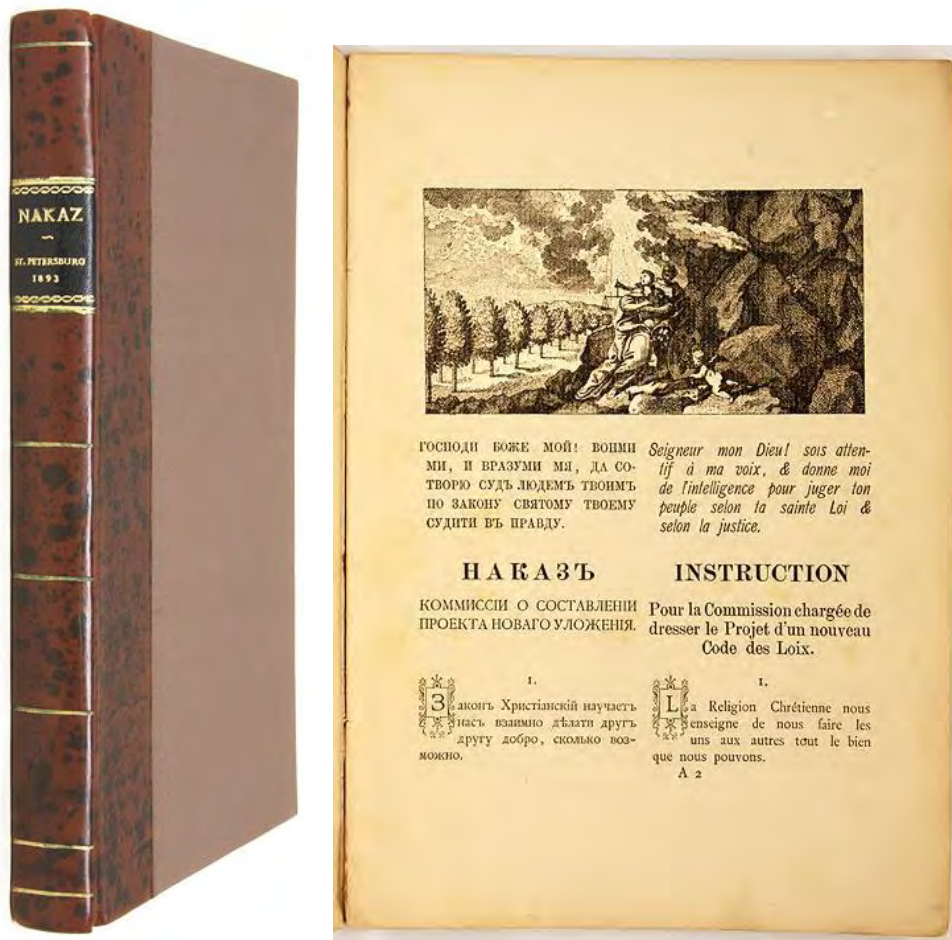
[Illinois].

Twenty-Second General Assembly.

An Act to Incorporate the Town of Dekalb. [Springfield, IL, 1861]. 25" x 14" broadside, dense text in five columns. Complete as issued.

Light browning, fold lines, a few chips to each edge, isolated spots to wear at centerfold touching five words, all easily inferred. A rare item. \$750.

* As far as we can determine, this broadside printing of the act founding this northern Illinois town, home of Northern Illinois University, is unrecorded. This appears to be an unofficial printing. The anonymous printer ran out of space at the end of the fifth column of text. Omitting the penultimate Article 44, on filling the vacancy of the office of the constable, the printer assigned that number to the final pro-forma two-line article, "This act shall be deemed a public act... &c.," but then omitted the date, "Approved Feb. 21, 1861." No copies listed on OCLC or in the state-wide catalogue of the Illinois State Library. [Order This Item](#)



The Last Edition of the Nakaz Published in the Nineteenth Century

6. Catherine II [1762-1796], Empress of Russia.

Bezgin, Il'ia Grigor'evich, Editor.

Nakaz Eja Imperatorskago Velicestva Ekateriny Vtoryja Samoderzicy Vserossijskaja Dannyj Kommissii o Socinenii Proekta Novago Ulozenija. St. Petersburg: Izd. L.F. Pantelieeva, 1893. 53, 201 pp. Text of *Nakaz* in Russian with parallel French translation.

Original printed stiff wrappers bound into recent quarter calf over cloth, gilt fillets and lettering piece to spine, endpapers renewed. Light soiling and edgewear to wrappers, moderate toning to text, faint dampspotting to a few leaves. Small early owner label to front free endpaper, internally clean. \$1,750.

* The last edition published in the nineteenth century. The *Nakaz*, or *Instruction*, is a statement of legal principles written by Catherine II between 1764 and 1766. It was among her most ambitious and significant undertakings. Infused with the ideas of the French Enlightenment, and copied mostly from the work of Voltaire, Montesquieu and Beccaria, it was compiled as a guide for the All-Russia Legislative Commission convened by the Empress in 1767 to create a new code to replace the 1649 Muscovite Code. Revised in consultation with Frederick the Great and Voltaire, the *Instruction* proclaimed the equality of all men before the law and denounced torture and the death penalty. Unfortunately, her proposed code was never completed. The first two editions, one with parallel texts in Russian and German, were published in 1767. OCLC locates 1 copy in a North American law library (Columbia). Another copy located at Harvard Law School. Butler, *The Nakaz of Catherine the Great* 526 (Entry 18). [Order This Item](#)



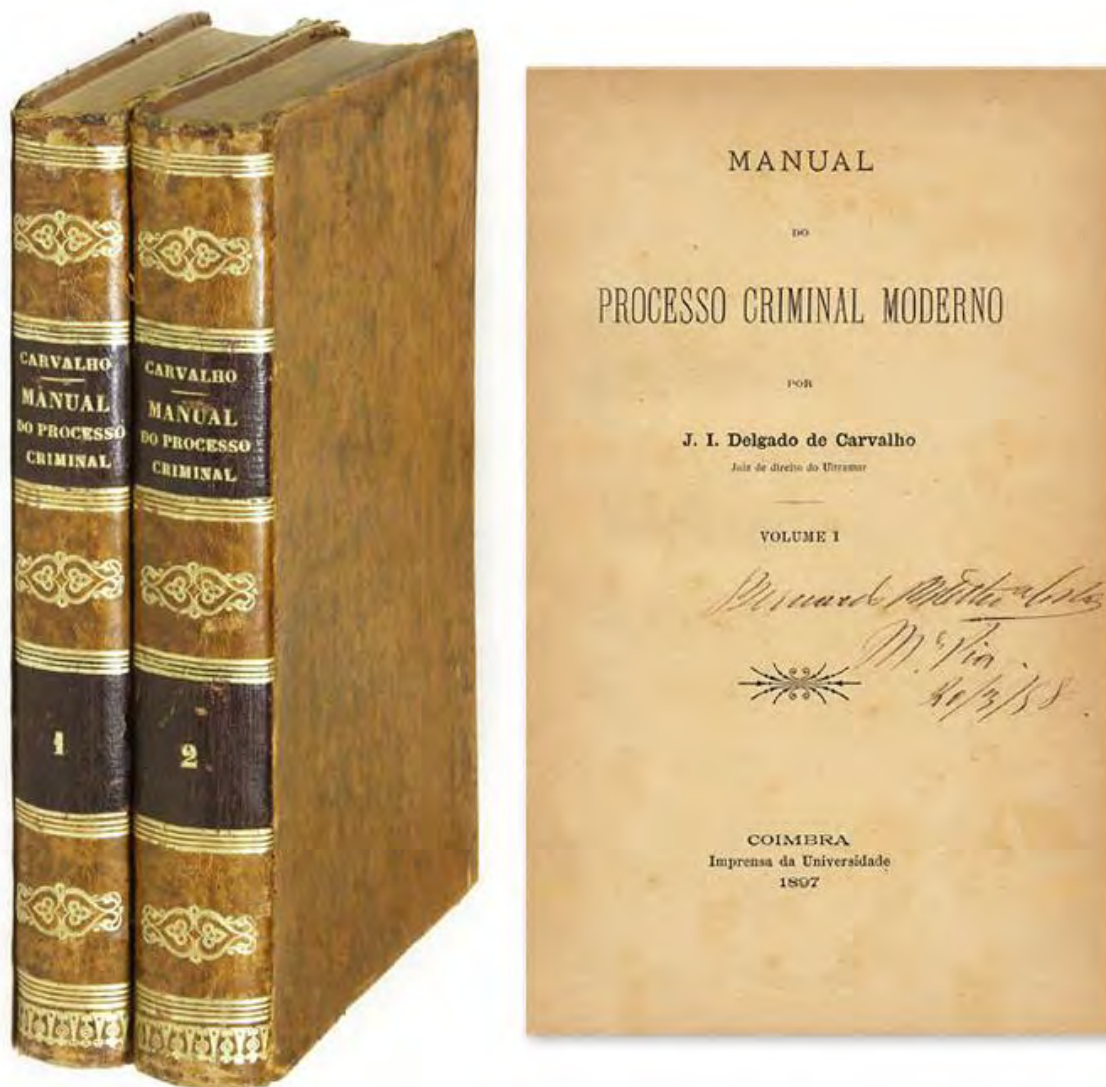
Collected Works of the "Bartolus Hispanus"

7. Covarrubias y Leyva, Diego de [1512-1577].
Brederode, Pieter Cornelis van [d. 1593], Editor.
Uffel, Johann, Editor.

Opera Omnia, Cum Authoris Tractatu in Tit. De Frigidis & Maleficiatis, Septem Quaestionibus Distincto, Quibus an Matrimonium cum hoc Impedimento Constare Possit, Accurate Explicatur. Multis in Locis a Cl. Ic. Cornelio Brederodio Auctus, Illustratus, Ut Passim Hac Nota [] Designatur; Accesserunt hac Postrema Editione Ioannis Uffeli Ic. Patricii Bruxellensis In Variarum Resolutionum Libros Notae Uberiores. Cum Duplici Indice, Capitum & Rerum Locupletissimo, Suis Numeris Restituito. Antwerp: Apud Viduam & Haeredes Petri Belleri, 1614. Two volumes bound as one. [xii], 610; [viii], 548, [69] pp. Main text in parallel columns. Folio (14-1/2" x 9-1/2").

Somewhat later three-quarter vellum over marbled boards, hand-lettered title to spine, edges rouged. Light soiling, moderate rubbing to extremities with some wear to board edges and corners, some loss along junction of vellum and paper on rear board, a few minor wormholes to pastedowns. Title page of Volume I printed in red and black, large copperplate title vignettes, woodcut head-pieces, tail-pieces and decorated initials. Light browning to text, somewhat heavier in places, small tear to head of title page. Faint early owner signatures and annotations to title page, interior otherwise clean. Ex-library. Small inkstamps to title pages, a few annotations to that of Volume I. A handsome copy of a scarce title. \$1,250.

* Later edition. Covarrubias y Leyva, Archbishop of Santa Domingo, later Bishop of Ciudad Rodrigo and of Segovia, was a canonist, theologian and leader of the Salamanca School. One of the foremost jurists of his time, he was called the "Bartolus Hispanus." *Opera Omnia*, the definitive collection of his work on Roman and canon law was first published in 1559 and went through numerous editions into the eighteenth century. Roberts says it was an important authority among Roman-Dutch jurists. Our edition is notable for its editorial contributions by Brederode, the notable Dutch jurist and diplomat. All editions are scarce in North America. OCLC locates 2 of the 1614 edition in North American law libraries (Columbia, Harvard). Roberts, *A South African Legal Bibliography* 97 (citing other editions). [Order This Item](#)



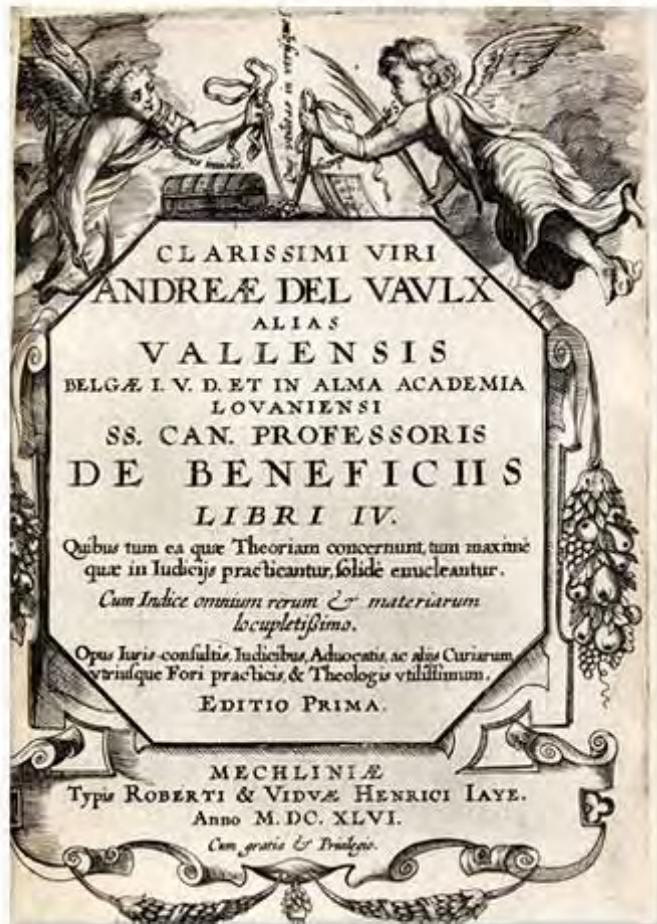
With Sections Devoted to Portugal's Colonies

8. Delgado de Carvalho, J.I.

Manual do Processo Criminal Moderno. Coimbra: Imprensa da Universidade, 1897-1898. Two volumes. 351, [1]; 382 pp. Octavo (8-1/2" x 5").

Contemporary speckled calf, lettering pieces and gilt fillets and ornaments to spine. Some rubbing with light wear to extremities, corners lightly bumped, a few minor scuffs to boards, which are slightly bowed, hinges starting, partial crack in text block between front endleaf and title page, upper corner from pp. 515-16 of Volume I lacking with minor loss (to page numbers). Light browning to text, faint dampstaining in a few places. Author dedication inscriptions to half-titles, early owner signatures to title pages, later owner bookplates to front endleaves. Annotations and underlining in pencil in places, texts otherwise clean. \$950.

* Only edition. This treatise on criminal law and procedure has sections devoted to Portugal's colonies. OCLC locates 1 copy in North America (at Harvard Law School). [Order This Item](#)



**Handsome Copy of a Rare
Seventeenth-Century Treatise on Ecclesiastical Benefices**

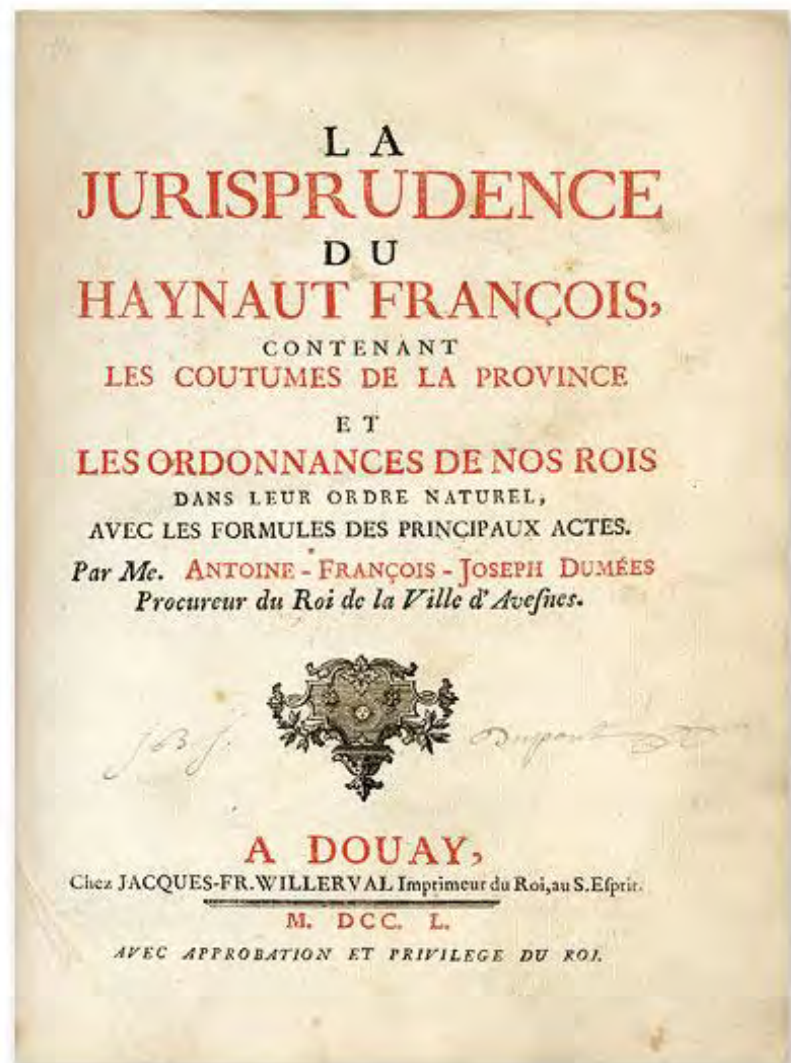
9. Delvaux (Del Vaulx), Andre [1569-1636].

De Beneficiis Libri IV. Quibus Tum ea Quæ Theoriam Concernunt, Tum Maxime Quæ in Iudicijs Practicantur, Solide Enucleantur. Cum Indice Omnium Rerum & Materialium Locupletissimo. Opera Iuris-Consultis, Iudicibus, Advocatis, Ac Alijs Curiarum Utriusque Fori Practicis, & Theologis Utilissimum. Mechelen: Typis Roberti et Viduae Henrici Iaye, 1646. [xxxiv], 612, [84] pp. Copperplate pictorial title page, full-page coat-of-arms and author portrait. Quarto (7-1/2" x 5-3/4").

Contemporary vellum with lapped edges, hand-lettered spine (with later retouching), edges rouged, recent thong ties. Some darkening to spine, light spotting to boards, some wear to board edges and corners, rear pastedown just starting to detach along edges. Light toning to text, internally clean. A handsome copy. \$1,500.

* First edition. Andre del Vaulx, also known as Vallensis, taught canon Law at the University of Louvain. *De Beneficiis* is a treatise on ecclesiastical benefices. A second edition was published in 1758. Both editions are rare. Concerning the first edition, OCLC locates 4 copies, 1 in North America (at UC-Berkeley Law School). Not in Ferreira-Ibarra.

[Order This Item](#)



Commentary on the Coutumes of Hainault

10. Dumees, Antoine Francois Joseph [1722-1765], Editor.

La Jurisprudence du Haynaut François, Contenant les Coutumes de la Province et les Ordonnances de nos Rois dans Leur Ordre Naturel, Avec les Formules des Principaux Actes. Douai: Chez Jacques-Fr. Willerval, 1750. [i], 448, [6] pp. Quarto (10" x 8").

Recent period style quarter calf over marbled boards, raised bands, gilt ornaments and lettering piece to spine, endpapers renewed. Title page printed in red and black. Light soiling to preliminary and terminal leaves, some toning, occasional finger smudges, faint dampstaining in places. Early owner signature to foot of title page, interior otherwise clean. \$400.

* Only edition. This is an analytical commentary on the *coutumes* of Hainault, which is now divided between France and Belgium. The editor was "Procureur du Roi de la Ville d'Avesnes," and the author of *Annales Beligues*. Gouron & Terrin, *Bibliographie des Coutumes de France* 1023. [Order This Item](#)



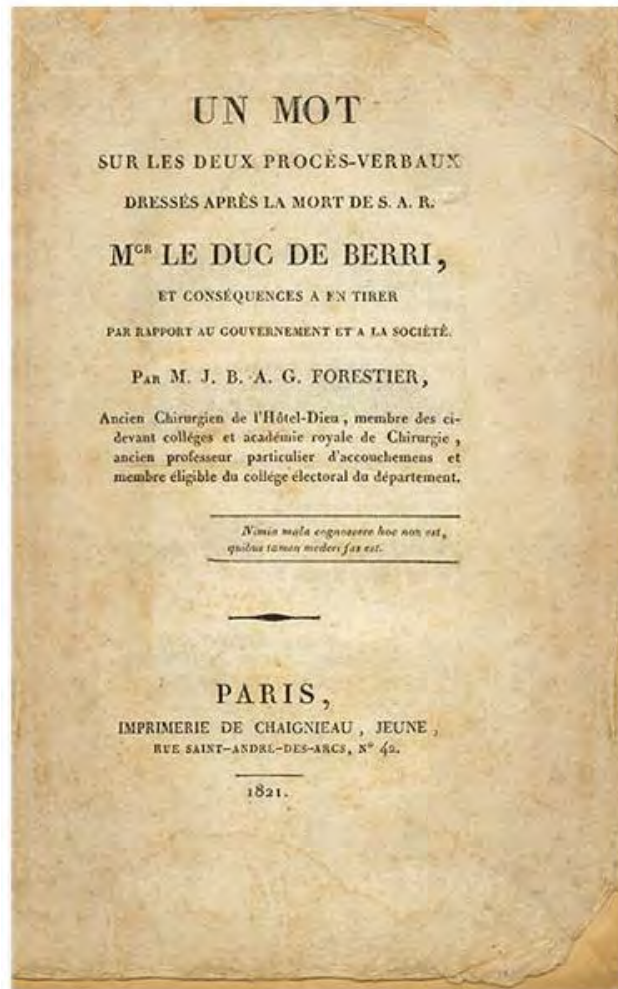
An Important Catalonian Jurist

11. Ferrer y Nogues, Francisco.

Commentaria Sive Glossemata ad Utiliorem Quandam ex Constitutionibus Principatus Cathaloniae Incipientem, Los Impubers, Sub Rubro de Pupillaribus, & Alijs Substitutionibus. Opus Sane in quo Universus Tractatus de Successione Impuberum, Ex Testamento, Ab Intestato, ad Ius Commune, & Patriae Dilucide Enodatur. Lleida: Apud Ludovicum Menascal, 1618. [ii], 206, [4] ff. Main text in parallel columns. Folio (11-1/4" x 8").

Contemporary limp vellum, early hand-lettered title to spine, fragments of thong ties, small later owner bookplate to front pastedown. Light soiling and edgewear, spine somewhat darkened, text block detached. Large woodcut arms of Catalonia to title page. Moderate toning to text, browning and light foxing in places. Early owner signature to title page, interior otherwise clean. \$2,500.

* Only edition. An encyclopedic study of inheritance and succession in Catalonian law and the *ius commune* by one of Catalonia's greatest jurists. Lleida, then the intellectual center of Catalonia, is the home of the third oldest university in Spain. OCLC locates 2 copies in North American law libraries (Harvard, University of Iowa). Palau, *Manual del Libroero Hispano-Americano* 90537. [Order This Item](#)



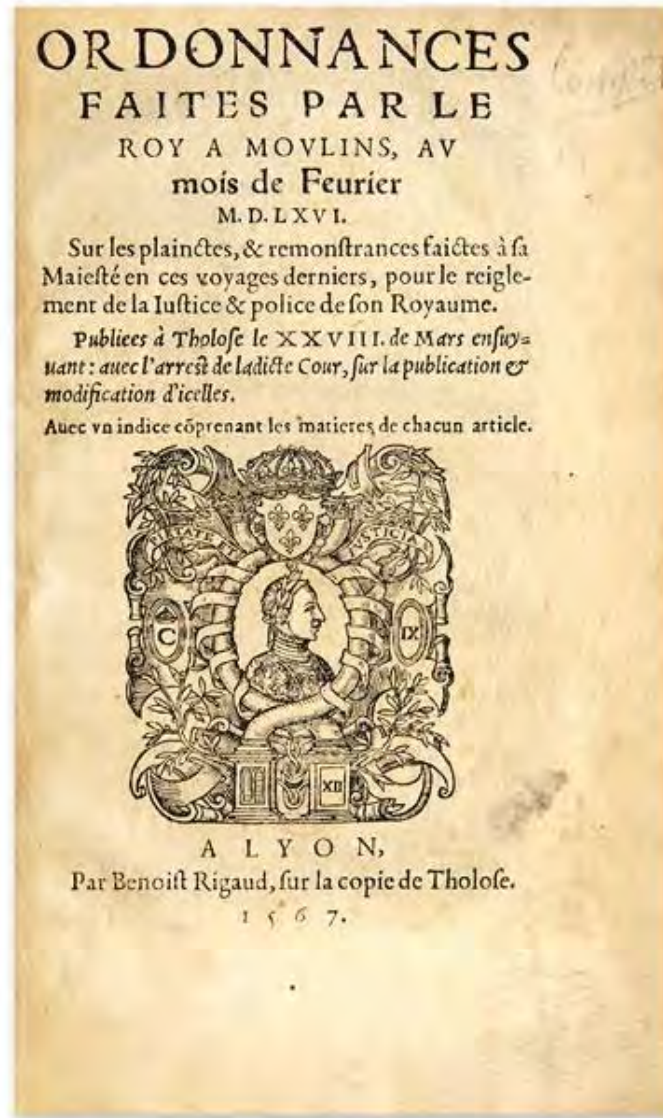
The End of the Bourbon Line

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'Hôtel-Dieu, membre des ci-devant collèges et académie royale de Chirurgie, ancien professeur particulier d'accouchemens et membre éligible du collège électoral du département." OCLC locates 2 copies, both in France. Not in the *Harvard Law Catalogue*. [Order This Item](#)



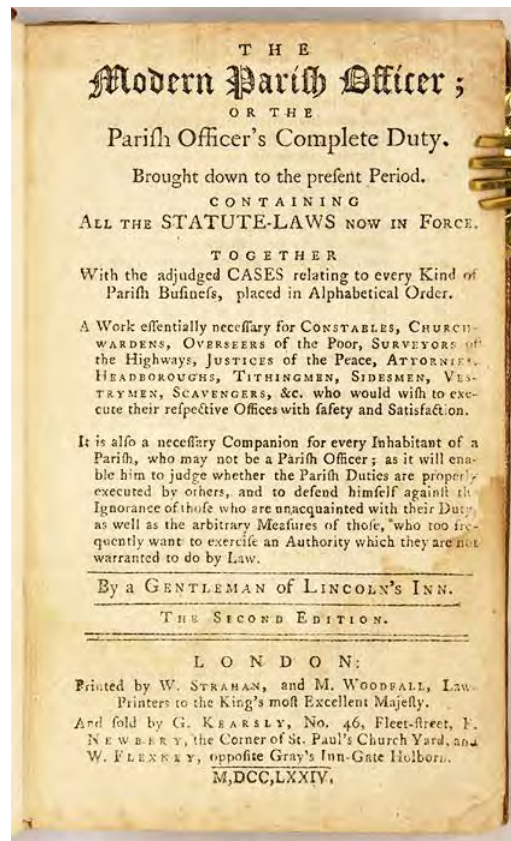
French Judicial Administration Under Charles IX

13. [France].

Ordonnances Faites par le Roy a Moulins, Au Mois de Feurier M.D.LXVI sur les Plainctes, & Remonstrances Faictes a sa Maieste en ces Voyages Derniers, Pour le Reglement de la Justice & Police de son Royaume. Publiees a Tholose le XXVIII. de Mars. Ensuyuant; Avec l'Arrest de Ladicte Cour sur la Publication & Modification d'Icelles; Avec un Indice Co[m]prenant les Matieres de Chacun Article. Lyons: Par Benoit Rigaud, Sur la Copie de Tholose, 1567. 87, [9] pp. Octavo (6-1/4" x 4").

Plain wrappers bound into recent cloth boards, gilt title to spine. Moderate toning, light foxing to a few leaves. Woodcut royal arms to title page, woodcut head-piece and decorated initials. Later notes in pencil to verso of wrapper, interior otherwise clean. Ex-library. Bookplate to front pastedown. An appealing copy of a rare title. \$950

* Only issue. With an index. Intended for lawyers, this is a handy digest of royal *ordonnances* concerning judicial administration. This is a rare title. OCLC locates 1 copy (at Bibliotheque Nationale de France). We located one copy in North America at George Washington University Law School (bound to another title). Not in Adams or the *British Museum Catalogue*. Baudrier, *Bibliographie Lyonnaise* III:250. [Order This Item](#)



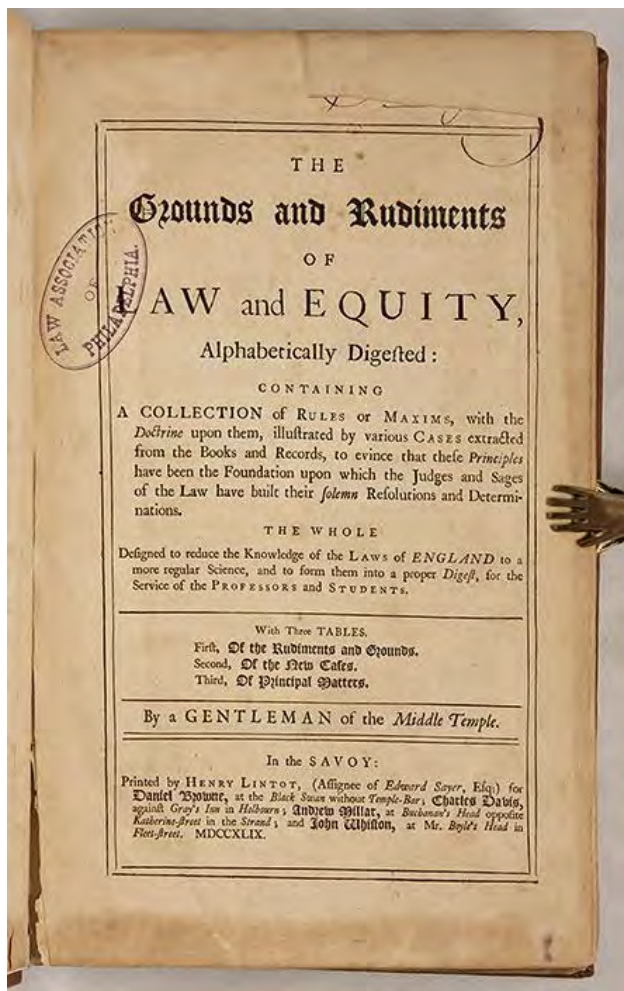
A Scarce Eighteenth-Century Handbook for Parish Officers

14. Gentleman of Lincoln's Inn.

The Modern Parish Officer; Or the Parish Officer's Complete Duty. Brought Down to the Present Period. Containing all the Statute-Laws Now in Force, Together With the Adjudged Cases Relating to Every Kind of Parish Business, Placed in Alphabetical Order. A Work Essentially Necessary for Constables, Church-Wardens, Overseers of the Poor, Surveyors of the Highways, Justices of the Peace, Attornies, Headboroughs, Tithingmen, Sidesmen, Vestrymen, Scavengers, &c. Who Would Wish to Execute Their Respective Offices with Safety and Satisfaction. It is Also a Necessary Companion for Every Inhabitant of a Parish, Who May Not be a Parish Officer; As it Will Enable Him to Judge Whether the Parish Duties are Properly Executed by Others, And to Defend Himself Against the Ignorance of Those Who are Unacquainted with Their Duty, As Well as the Arbitrary Measures of Those, Who too Frequently Want to Exercise an Authority Which They are Not Warranted to do by Law. London: Printed by W. Strahan, and M. Woodfall, 1774. 4, 370 pp. Folding table. 12mo (6-1/2" x 4").

Contemporary sheep, blind rules to boards, blind fillets along joints, raised bands to spine. Light rubbing and a few minor nicks and stains to boards, moderate rubbing to extremities, spine ends worn, boards beginning to separate but secure, corners bumped and somewhat worn, rear free endpaper neatly removed. Moderate toning to text, faint dampstaining in a few places, internally clean. \$600.

* Second and final edition, published the same year as the first edition. According to the preface, the second edition contains "new highway and turnpike acts [and] several very considerable improvements, particularly a new act concerning the settlement of those poor who are born in lying-in hospitals, and several new adjudged cases, essentially necessary for the direction of parish officers" (4). This is a scarce title. Counting both editions, OCLC locates 6 copies in North America, 5 in law libraries (Duke, Harvard, University of Memphis, UC-Davis, University of Georgia). Another copy located at Osgoode Hall, York University. *English Short-Title Catalogue* T128981. [Order This Item](#)



A Maxim-Based Synopsis of English Law

15. [A Gentleman of the Middle Temple].

The Grounds and Rudiments of Law and Equity, Alphabetically Digested: Containing a Collection of Rules or Maxims, With the Doctrine Upon Them, Illustrated by Various Cases Extracted from the Books and Records, To Evince that These Principles Have Been the Foundation Upon Which the Judges and Sages of the Law Have Built Their Solemn Resolutions and Determinations. The Whole Designed to Reduce the Knowledge of the Laws of England to a more Regular Science, And to Form Them Into a Proper Digest, For the Service of the Professors and Students. With Three Tables. First, Of the Rudiments and Grounds. Second, Of the New Cases. Third, Of Principal Matters. London: Printed by Henry Lintot, 1749. [xxxii], 372, [16] pp. Folio (12" x 7-3/4").

Recent library buckram, raised bands and red and black lettering pieces, to spine, gilt-stamped library name and fragment of shelf label to foot, library stamps to edges, endpapers added, library bookplate to front pastedown, library stamps to endleaves. Light browning to text, preliminaries just beginning to detach at foot, brief early annotation to front endleaf, library stamp to title page, early signature clipped from its upper corner. \$350.

* First edition. This fascinating textbook is a fine example of the maxim-based pedagogy represented by such authors as Bacon, Noy, Wingate and Broome. *Grounds and Rudiments* contains 526 alphabetically arranged maxims, rules, principles and quotations accompanied by comments and illustrations. It also includes short essays on law in general, the sources of law, the nature of equity and the pedagogical value of maxims. A second edition was published in 1751. *English Short-Title Catalogue* N6630. [Order This Item](#)



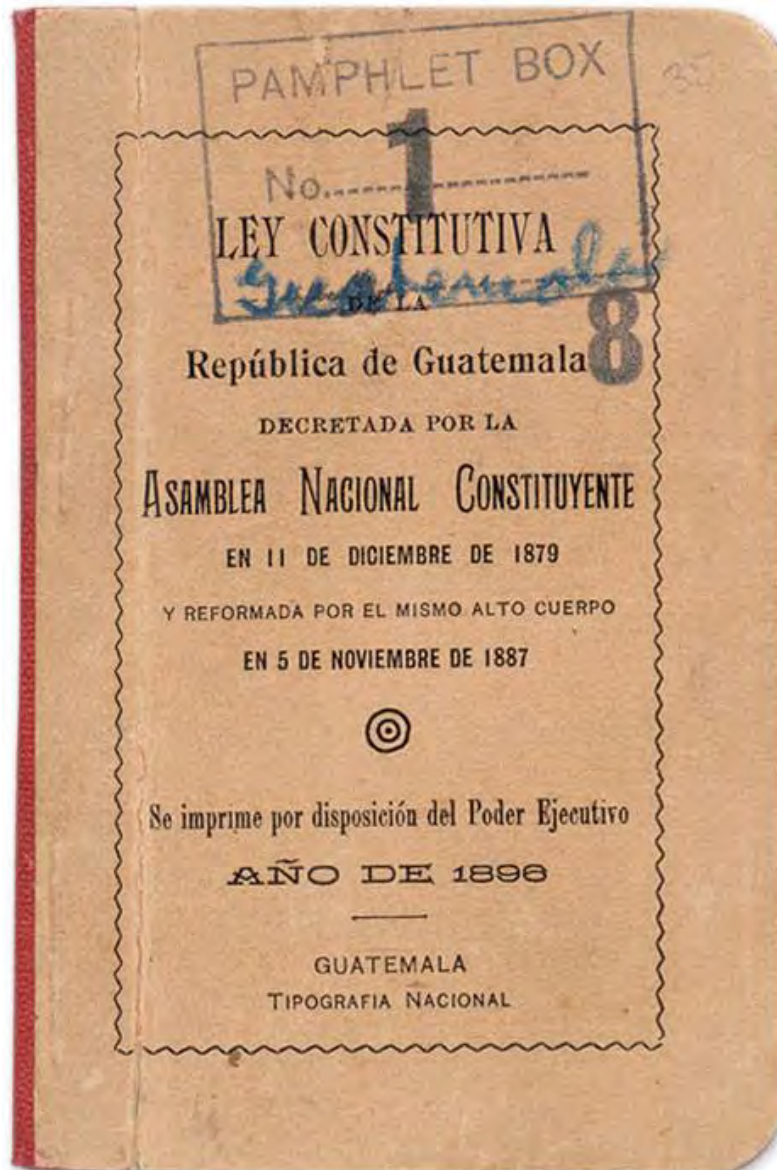
Rare Italian Treatise on the Evaluation of Real Estate

16. Girri, Francesco Maria [1707-1771].

L'Agrimensore Instruito. Ristampata, Ed Accresciuta. Ferrara: Appresso Gio. Antonio Coatti, 1767. [xvi], 180 pp. Quarto (9-1/2" x 7").

Contemporary mottled sheep, gilt fillets to boards, gilt spine with raised bands, patterned endpapers. Light rubbing to extremities, chipping to spine ends, corners bumped and lightly worn, partial crack in text block between front free endpaper and half-title. Title page printed in red and black, woodcut head-pieces and decorated initials. Moderate toning to text, occasional light foxing. Tiny private (?) library stamp to verso of title page, early owner annotations to verso of front free endpaper, underlining and notes in later pencil to a few leaves. A handsome copy. \$950.

* Second and final edition, enlarged. First published in Venice in 1758, this is a treatise on legal aspects of surveying and the evaluation of real property as practiced in the Republic of Venice. The second edition was reissued in 1777. All of these issues are rare. OCLC locates 1 copy of the second edition in North America (at the University of Illinois), 3 of the first (at Trinity College, Hartford, University of Michigan and Yale Law School) and none of the second edition reissue. Not in the *British Museum Catalogue*. [Order This Item](#)



Rare Pocket Edition of Guatemala's 1887 Constitution

17. [Guatemala].

Ley Constitutiva de la Republica de Guatemala Decretada por la Asamblea Nacional Constituyente en 11 de Diciembre de 1879 y Reformada por el Mismo alto Cuerpo en 5 de Noviembre de 1887. Se Imprime por Disposicion del Poder Ejecutivo. Guatemala: Tipografía Nacional, 1896. 48 pp. 16mo. (3-3/4" x 2-1/2").

Stiff printed wrappers, cloth spine. Some soiling and minor tears to covers along spine, mended with archival tape, light toning to text, internally clean. Ex-library. Stamp to front cover. A rare item. \$250.

* Later printing of Guatemala's 1879 constitution was replaced by a modified version in 1887, which was revised in 1897. Our pocket edition was published at the time this revision was under way. No copies listed on OCLC, which lists a larger 36 pp. version at Columbia University, the New York Public Library and the National Library of Chile. [Order This Item](#)



Sixteenth-Century Edition of Three Classic Legal Reference Works

18. Haloander, Gregor [1501-1531], Editor.

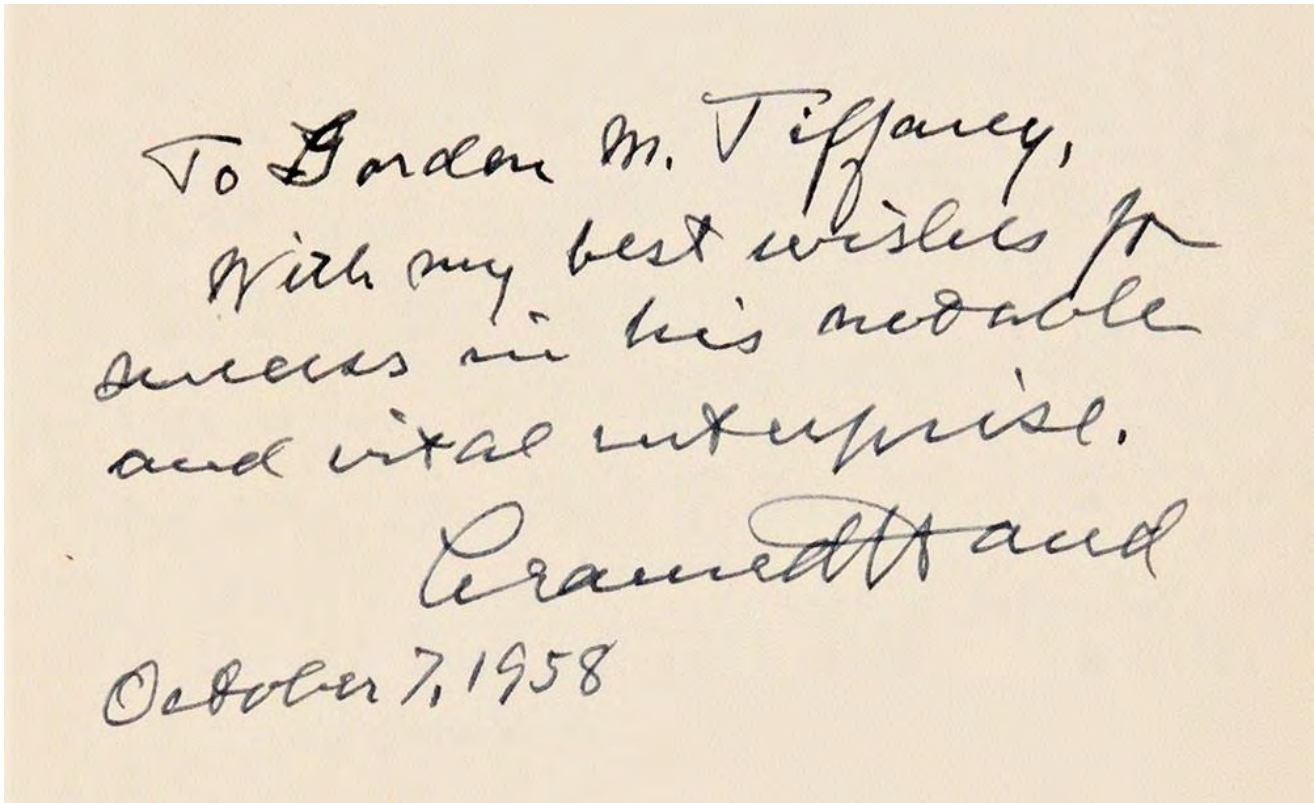
[Wernherus of Schussenried (15th. C.).

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

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

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

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



Inscribed by Learned Hand to the First
Director of the U.S. Commission on Civil Rights

19. Hand, Learned [1872-1961].

The Bill of Rights. Cambridge: Harvard University Press, 1958. v, 82 pp.

Cloth very good in moderately worn dust jacket, a few tears and scuffs to lower edge of front panel, lightly soiled rear panel. Author inscription to front free endpaper in bold hand, internally fresh. \$1,500.

* First edition. The inscription reads: "To Gordon M. Tiffany,/ With my best wishes for/ success on his valuable/ and vital enterprise/ Learned Hand/ October 7, 1958." The Bill of Rights is the published version of the Oliver Wendell Holmes Lectures delivered at Harvard University in 1958, this influential book discusses the propriety of judicial efforts to expand the scope of the first ten amendments. It has three chapters, "When a Court Should Intervene," "The Fifth and Fourteenth Amendments" and "The Guardians." One of the most significant American jurists of the twentieth century, Hand was a judge of the U.S. Southern District of New York from 1904-1924 and a judge of the Court of Appeals, Second Circuit, from 1924 to 1956. His judgments were renowned for their lucidity and elegance. Gordon M. Tiffany was the first director of the U.S. Commission on Civil Rights, which was established in 1957. This is the "valuable and vital enterprise" that Hand is referring to in his inscription. [Order This Item](#)



**Important Lutheran Commentary on Canon Law
Bound with a Classic Exposition of Justinian's Institutes**

20. Kling, Melchior [1504-1571].

Antiquarum Decretalium Titulos Commentaria: Quibus Omnia Ferè Iudiciorum & Praxis, Quam Vocant, Iura Diligentissimè Explicuntur. Recens iam Nata & In Commundum Studiosorum Edita, Cum Indice Rerum & Verborum Memorabilium Copioso. Frankfurt: Apud Chr. Egenolphum, [1550]. [viii], 167, [1] ff. Last leaf blank.

[Bound after]

Porcio, Cristoforo [d. 1442].

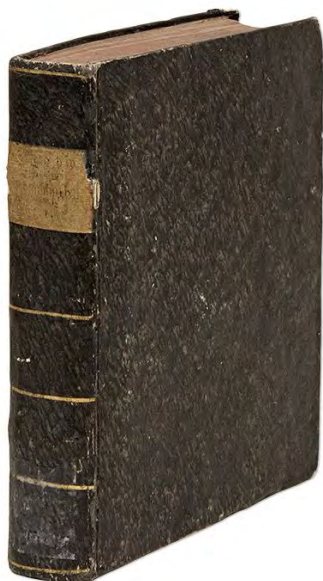
Belloni, Niccolo [d. 1552], Editor.

Maino, Giasone Dal [1435-1519].

Super Tres Priores Institutionu[m] Divi Iustiniani Libros Co[m]mentaria Longe Utilissima: Una cum Iasonis Annotationibus, Antea Quidem cum Portij Verbis adeo Confusis, Ut non Raro quid Alterutrius Esset, Uix a Purgatissimae Naris Hominibus Deprehendi Potuerit: Nunc Vero Opera Nicolai Belloni... Ita suis Quaeque Locis Digesta Emendataq[ue], Ut hinc Universo Operi Plurimum Lucis Accesserit: Id quod vel Mediocriter Attento ex Singulis Fermè Periodis Clarissimè Contrahit. Adiecti sunt Indices Duo, Quorum alter Statim a Praefatione Positus, Titulos ac Paragraphos, Alter Vero in Calcem Operis Reiectus, Res Memoratu Dignas Complectitur. Basel: Apud Michaellem Isingrinium, 1547, [iv] ff., 608 cols., [10] ff. Main text in parallel columns.

Folio (12-3/4" x 8"). Contemporary blind-tooled quarter pigskin over vellum-covered boards using vellum from 13th-century manuscript leaf, raised bands and early hand-lettered titles to spine and foot of text block, ties lacking. Light rubbing and some soiling, considerable wear to corners of front board, moderate wear to rear corners, pigskin beginning to come unglued from rear board, front endleaves and upper section of rear free endpaper lacking. Light toning to *Antiquarum Decretalium* early annotations and underlining in a few places, light browning to *Super Tres Priores Institutionum*, somewhat heavier in places, minor worming along gutter near end of text, occasional faint dampstaining and light foxing to margins of both works. \$1,750.

* *Antiquarum Decretalium*: first edition; *Super Tres Priores Institutionum*, second edition. An associate of Martin Luther, Kling was a professor of Roman and Canon law at the University of Wittenberg. He became its rector in 1539. One of the great jurists of his day, he was one of the first to interpret canon law from a Lutheran perspective. This approach governs the *Antiquarum Decretalium*, a commentary of the *Decretals* of Gregory IX, one of the books of the *Corpus Juris Canonici*. As one would expect, it is especially critical of the papal decrees concerning marriage and clerical celibacy. First printed in 1483, the *Super Tres Priores Institutionum* is an important commentary on the *Institutes* of Justinian, one of the books of the *Corpus Juris Civilis*. Our 1547 edition is enhanced with additional notes by Maino and Belloni. Highly regarded, this work went through several editions into the seventeenth century. *Verzeichnis der im deutschen Sprachbereich Erschienenen Drucke des 16. Jahrhunderts* K1325, P4365. [Order This Item](#)



Nine German Titles on Marriage and Related Topics

21. [Marriage].

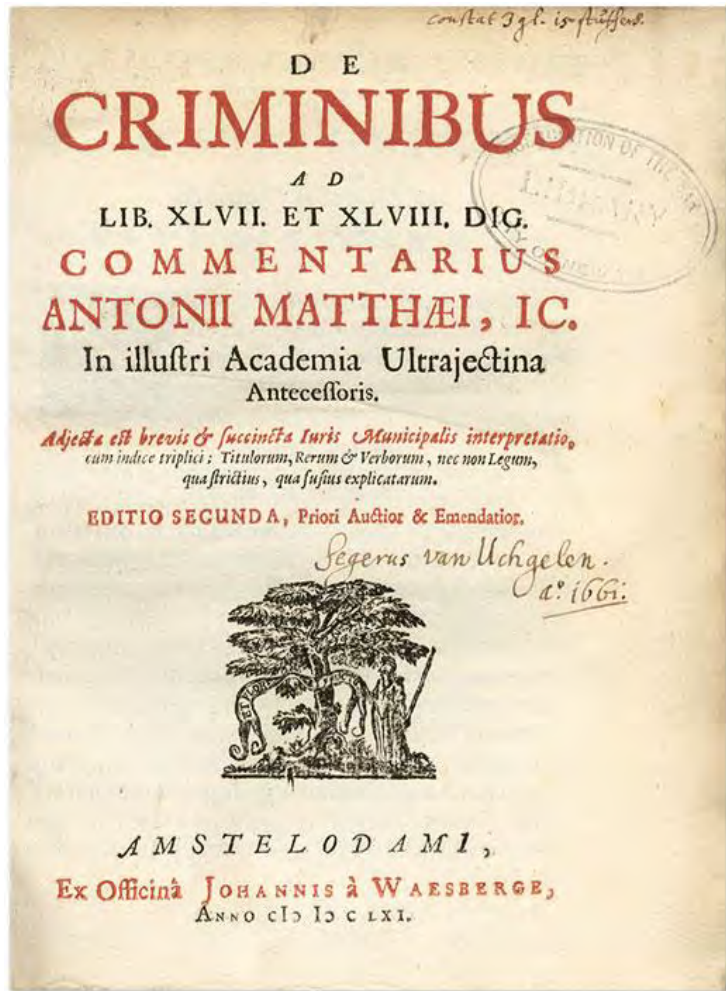
[Germany].

Scopp, J[ohann] G[eorg].

Tractatus de Iure Sponsaliorum vom Recht der Ehe-Verlöbnißen... Nuremberg: Verlegt Johann Georg Lochner, A. 1755. 1755. [iv], 148, [8] pp. *Das Verzeichnis Deutscher Drucke des 18. Jahrhunderts (VD18)* 14588498. [Bound with] Scopp, Joh[ann] G[eorg]. *Computatio Graduum in Consanguinitate et Adfinitate Succincte et Methodo Faciliore Delineata*. Augsburg: Typis Ioannis Matthiae Schoenigk, 1750. 16 pp. *VD18* 10831460-004. [And] Lange, Johann Michael. *Tractatus de Nuptiis et Divortiis, Exhibens Dissertationes Quinque de Nuptiis Partim Ipso Jure Naturae...* Berlin: Impensis Christoph Gottlieb Nicolai, 1716. [viii], 148, [xii] pp. Not in *VD18*, which lists an otherwise identical 1726 edition (11915757). [And] Lange, Johann Michael. *Göttlich-Triumphirende Wahrheit Seines Gründlichen Beweises, Daß die Divortia oder Ehescheidungen Jure Naturae Verboten Seyn...* Berlin: Bey Gottfried Gedickten, 1717. 32 pp. *VD18* 10444211. [And] *Curiose Erwegung der Worte Mosıs, Gen. VI, 2....Nahmen Ihnen Weiber, Aus Allen die sie Erwehleten &c.* Amsterdam: S.n., 1727. 32 pp. *VD18* 10444238. [And] Schrüer, Jacob Samuel. *Schriřtmäßiger Beweis, Daß durch das Wort: Macht, In dem Spruche Pauli...Nicht der Weiber Herrschaft...* Leipzig: Bey Johann Georg Löwe, 1752. 12 pp. *VD18* 11324244. [And] Volquarts, Georg. *Entdeckung einiger Hauptursachen, Warum so sehr Wenige dasjenige Vergnüngen in der Ehe Antreffen...* Frankfurt u. Leipzig 1752. 72 pp. *VD18* 10125507-005. [And] *Muß Mann, Um Recht Glücklich zu Heyrathen, Allezeit Vorzüglich auf Stand, Schönheit und Geld Sehen?* Jena: s.n., 1752. 24 pp. Not in *VD18*. [And] Zorn, Peter. *WE-MAZMUTIM hoc est Dissertatio de Epithalamiis, Sive Carminibus Veterum Hebraeorum Nuptialibus...* Hamburg: Typis Johann Georgii Piscatoris, c. 1750. 20 pp. *VD18* 15155234-003.

Quarto (7-3/4" x 6-1/2"). Items bound into nineteenth-century marbled boards, lettering piece and gilt fillets to spine. Light rubbing to boards, moderate rubbing to extremities, tiny chip to front joint, corners bumped and somewhat worn. Light toning to contents, slightly heavier in places, manuscript table of contents to rear pastedown, "Nr. 379" in early hand to title page of first title. \$3,500.

* A unique collection of nine scarce titles by German academics concerning marriage, divorce and consanguinity. Most of these essays are grounded in Roman and canon law with reference to local German law. *Curiose Erwegung der Worte Mosıs* and the essay by Zorn address these topics under Jewish law. Lange's essay offers an interesting natural-law perspective on divorce and annulment. The penultimate essay in this volume is a satirical (?) essay that questions whether a marriage can succeed if a spouse lacks "position, beauty or money." [Order This Item](#)



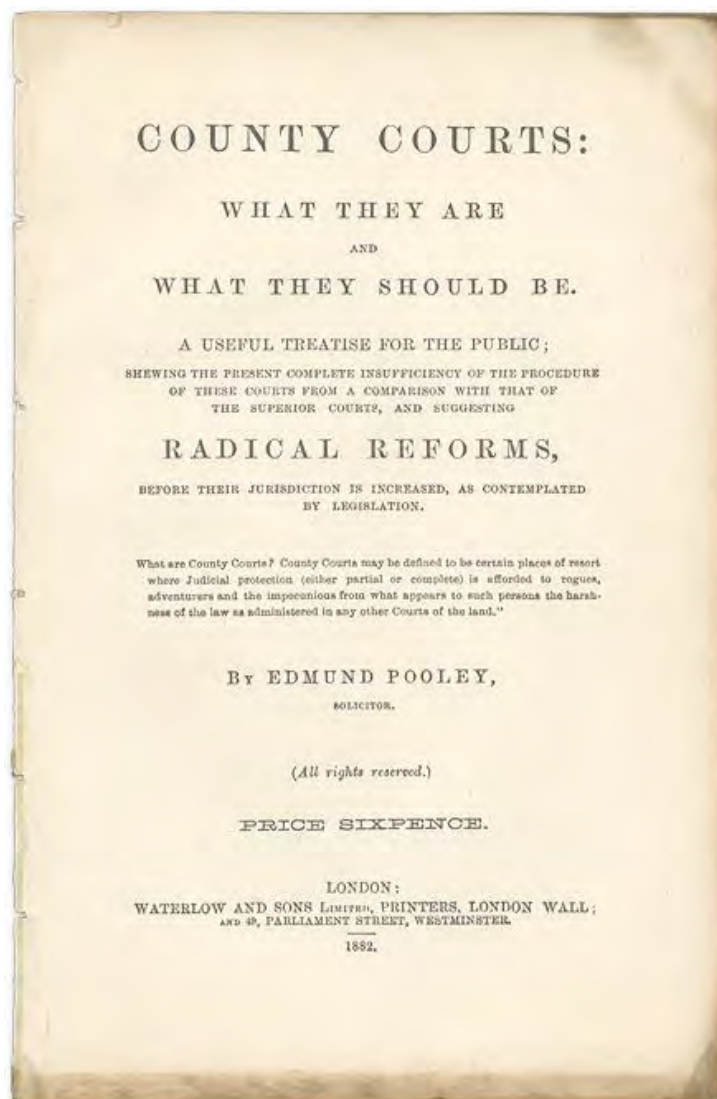
Second Edition of a Classic Treatise on Roman Criminal Law

22. Matthaëus, Antonius [1601-1654].

De Criminibus ad Lib. XLVII. et XLVIII. Dig. Commentarius. Adjecta est Brevis & Succincta Juris Municipalis Interpretatio, Cum Indice Triplici; Titulorum, Rerum & Verborum, Nec non Legum, Qua Strictius, Qua Fusius Explicatarum. Amsterdam: Johannis Waesberge, 1661. [xvi], 902, [38] pp. Quarto (7-1/2" x 6").

Contemporary vellum with lapped edges, early hand-lettered title to spine. Some soiling and rubbing to extremities, spine ends lightly bumped, vellum just beginning to crack through pastedowns. Title page printed in red and black. Light toning to text, somewhat darker in places, faint dampstaining in a few places. Early annotations to preliminaries, interior otherwise clean. Ex-library. Inkstamp to title page, a few annotations and another stamp to verso. A solid copy. \$250.

* Second edition, one of two issues, the other printed in Utrecht. Antonius Matthaëus, the progenitor of a line of noted jurists, first published his *De Criminibus* in 1644. It is a commentary on Books 47 and 48 of Justinian's *Digest* with an additional treatise on the municipal law of Utrecht. Distinguished for its critical use of original sources, rather than later commentaries, it was one of the first modern commentaries on Roman criminal law. It was a successful, widely circulated treatise; it reached its fifteenth edition in 1761. Dekkers, *Bibliotheca Belgica Juridica* 111 (4). [Order This Item](#)



Unrecorded 1882 Screeed Against the English County Courts

23. Pooley, Edmund.

County Courts: What They are and What They Should Be. A Useful Treatise for the Public; Shewing the Present Complete Insufficiency of the Procedure of these Courts from a Comparison With That of the Superior Courts, And Suggesting Radical Reforms, Before Their Jurisdiction is Increased, As Contemplated by Legislation. London: Waterlow and Sons Limited, Printers, 1882. 14 pp. Octavo (8-1/2" x 5-1/2").

Disbound pamphlet. Negligible light browning, some darkening to edges, especially bottom margin, otherwise fine. \$350.

* An unrecorded screeed against the prevailing English system of county courts. The author, a solicitor from Chelsea, wrote this pamphlet to influence parliamentary reform. The text is cast in the form of a sixteen-question catechism. For example, the first question is: "What are County Courts?" Answer: "County Courts may be defined to be certain places of resort where judicial protection (either partial or complete) is afforded to rogues, adventurers, and the impecunious, from what appears to such persons the harshness of the law as administered in any other Courts of the land." No copies located on OCLC or COPAC. [Order This Item](#)



Commentaries on the Code of Justinian by an Important Humanist Scholar

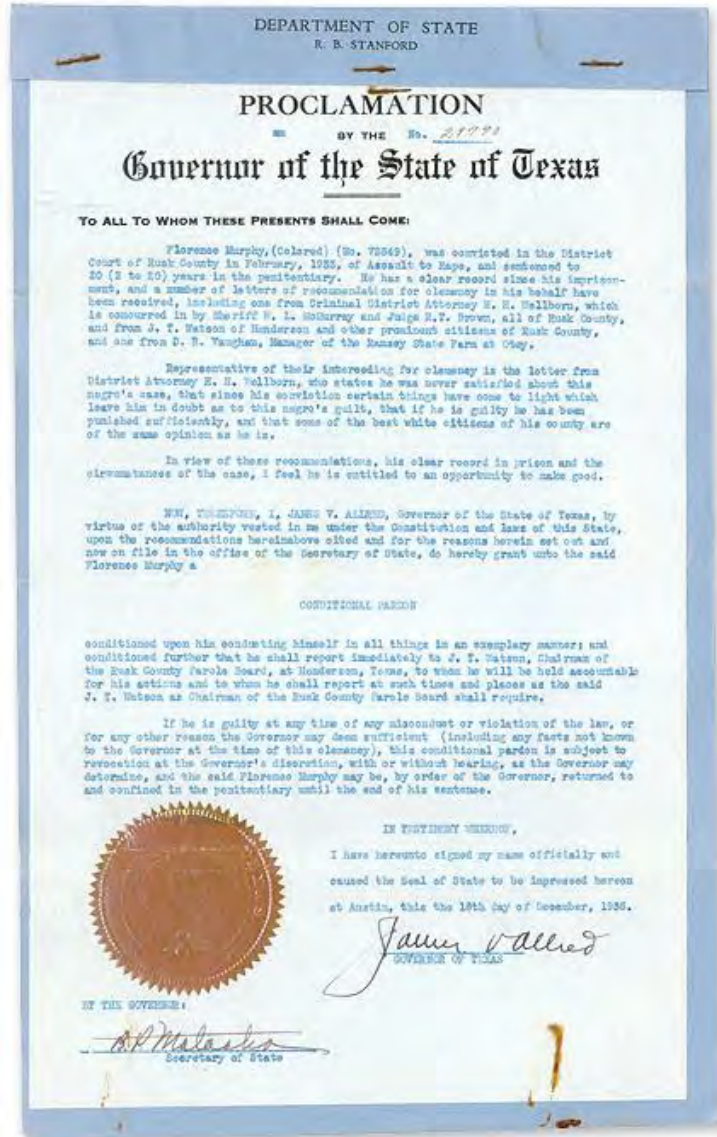
24. Sichard, Johannes [1499-1552].

Hertzog, Samson, Editor.

Sichardus Rediuuius. Clarissimi Viri Ioannis Sichardi, Celeberrimi Iureconsulti Germani, Et in Alma Tubingensi Academia Quondam Ordinarii Iuris Ciuilis, Dictata & Praelectiones in Codicem Iustinianum. Ex Collatione Operosa Manuscriptorum Codicum, Restitutus Primo quam Plurimis Haud Parvi Momenti Defectibus. Deinde Negativis Desideratis Additis: & Abundantibus Demtis. Tertio Amplius Quingentis Iurium Allegationibus Redintegratis. Quarto Sublatis Plusquam Mille Aliis Erratis, Hactenus non Animadversis. Nunc Demum Post Modianam Recognitionem et Anni LXXXVI. Frankfurt: Ex Officina Hoffmanniana, Sumtibus Ionae Rhodij, 1613-1614. [xx], 617, [1]; 12, [8], 641-1145 (i.e 1175), [47] pp. Two volumes in one book. Main text in parallel columns. Folio (14" x 8-1/2").

Contemporary paneled pigskin, raised bands to spine, ties lacking. Moderate rubbing to extremities with wear to head of spine, some soiling, a few nicks and scuffs, boards slightly bowed, front joint just starting at foot, corners bumped and lightly worn. Title page of Volume I printed in red and black, woodcut title-page devices, head-pieces, tail-pieces and decorated initials, Volume I has large woodcut printer's device and colophon and, above the dedication, the arms of the Price of Wurtemberg, dedicatory poem in Volume II followed by woodcut arms of Sichard. Moderate toning to text, light browning in places, occasional faint dampstaining to outer margins of fore-edges, light soiling to title page of Volume I, which has a few early owner signatures. Early underlining, brief annotations and other markings in a few places, interior otherwise clean. \$2,000.

* Third and final edition. Sichard, or Sichardt, was a notable German humanist and professor of law at the University of Tubingen. A pupil and protege of Ulrich Zasius, he was an outstanding editor and interpreter of Roman law. *Sichardus Rediuuius* is based on his celebrated lectures on the *Code* of Justinian, one of the four components of the *Corpus Iuris Civilis*. First published in 1565, this lavishly produced edition indicates the importance of Sichard's lectures and his high posthumous reputation. Few copies of any edition are held in North American law libraries; OCLC locates no copies of the third. *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 3:615067N. [Order This Item](#)



1936 Pardon for an African-American Issued by the Governor of Texas

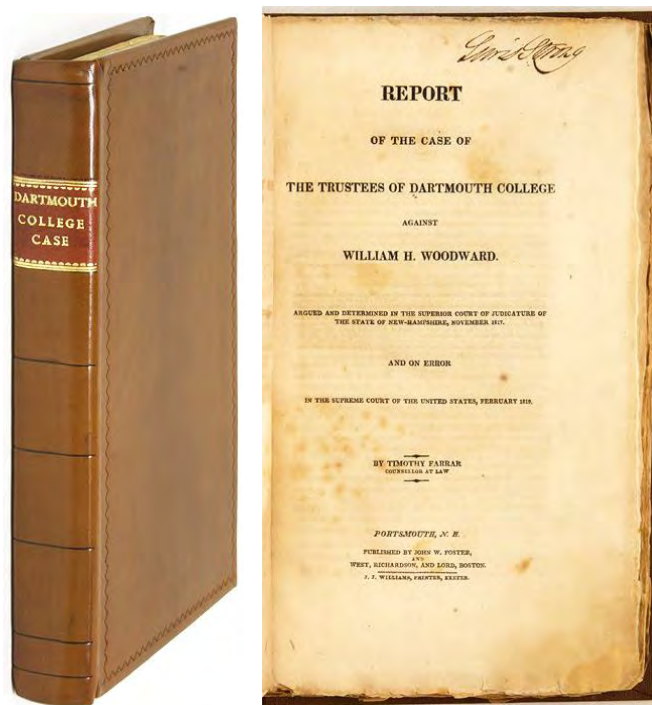
25. [Texas].

[Murphy, Florence].

[Conditional Pardon for Florence Murphy from a Conviction of Assault to Rape]. Austin, December 18, 1936.

14-1/2" x 9" blue-backed legal-sized sheet, headed "Proclamation by the Governor of the State of Texas. Signed by Governor James V. Allred and Secretary of State B.P. Matocha, state seal affixed. Negligible wear, rust marks from staples and paper clips. \$350.

* Murphy, an African-American, was convicted of assault on rape in 1933. His pardon, which notes the several appeals for clemency sent on Murphy's behalf, refers specifically to a letter from District Attorney H.H. Wellborn, "who states he was never satisfied about this negro's case, that since his conviction certain things have come to light which leave him in doubt as to this negro's guilt, that if he is guilty he has been punished sufficiently, and that some of the best white citizens of his county are of the same opinion he is." [Order This Item](#)



First Report of the Landmark Dartmouth College Case

26. [Trial].

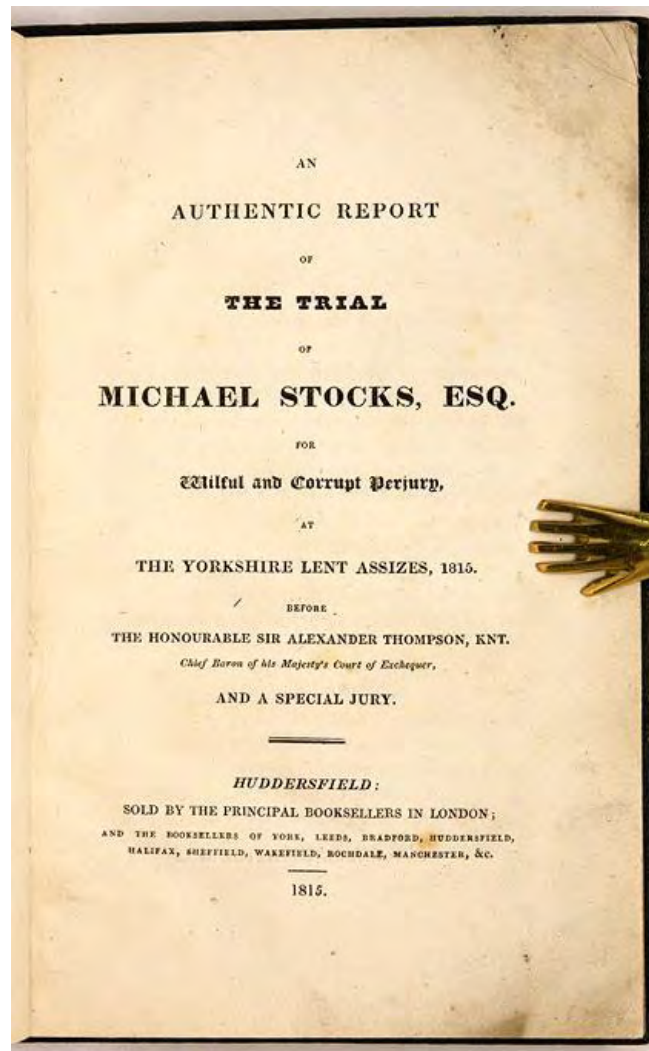
[Dartmouth College Case].

Farrar, Timothy [1788-1874], Reporter.

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

Recent period-style calf, blind fillets to boards, blind fillets and lettering piece to spine, endpapers renewed. Moderate toning to text, somewhat darker around margins, very faint dampstaining in a few places, light foxing to a few leaves. Small early owner signature to head of title page, brief early annotations to margins in a few places, interior otherwise clean. Ex-library. Two tiny inkstamps to foot of p. [iii]. A handsome copy. \$1,000.

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



Fraud in the Yorkshire Coal Fields

27. [Trial].

Stocks, Michael, Defendant.

An Authentic Report Of The Trial Of Michael Stocks, Esq. For Wilful And Corrupt Perjury, At The Yorkshire Lent Assizes, 1815. Before The Honourable Sir Alexander Thompson, Knt. Chief Baron Of His Majesty's Exchequer, And A Special Jury. Huddersfield: Sold by the Principal Booksellers in London; And the Booksellers of York, Leeds, Bradford, Huddersfield, Halifax, Sheffield, Wakefield, Rochdale, Manchester, &c., 1815. 116 pp. Octavo (8-1/4" x 5-1/4").

Stab-stitched pamphlet bound into nineteenth-century unlettered pebbled cloth. Light rubbing to extremities with light wear to spine ends, corners bumped, minor spotting to boards. Light toning to text, finger smudges and light foxing to a few leaves. A very good copy. \$500.

* First edition, second issue (with the errata all corrected). Stocks was accused of stealing and selling 10,000 tons of coal from mines in Northowram, in the West-Riding of Yorkshire, he owned in partnership with two other men. Stocks was not convicted. The trial details the contractual history of the partnership, such contentious matters as the exact legal boundaries of neighboring mines and coal-pits and the nature of written and verbal agreements. This appears to be an unrecorded issue. OCLC locates no copies of this imprint. [Order This Item](#)



Learned Study of Roman and Dutch Agricultural Law

28. Trotz, Christian Hen[drik] [1703?-1773].

Jus Agrarium Foederati Belgii. Franeker: n.p., 1751-1754. Three volumes. Printed on very wide-margined paper. Quarto (10" x 8").

Contemporary vellum, early hand-lettered titles to spines. Light soiling to boards, somewhat heavier soiling to spines, extremities lightly bumped with minor wear, vellum just beginning to crack through pastedowns of Volumes II and III, recent bookseller (or auction) description pasted to front pastedown of Volume I. Woodcut title page devices, head-pieces, tail-pieces and decorated initials. Later bookplate to front pastedown of Volume I. Some toning, light foxing and browning in places. Stuck-through early owner signatures to front endleaves of Volumes II and III, interiors otherwise clean. \$950.

* Only edition. Still an important historical work on agricultural law and the law concerning dikes and watercourses, it examines Dutch law in Volumes I and II (1751, 1754). The final volume, which is titled *Jus Agrarium Romanum* (1753), examines Roman law. This study is based on a series of public debates (*disputationes*) he sponsored at the University of Franeker, where he was a professor of law. Born in Germany and educated at the universities of Halle, Leipzig, Marburg and Utrecht, Trotz was an important scholar of public and constitutional law. A prolific author, *Jus Agrarium* is his most important work. OCLC locates 3 copies in North American law libraries (Harvard, UC-Berkeley, Yale). We located another copy at the Library of Congress. Dekkers, *Bibliotheca Belgica Juridica* 172. Order This Item <http://www.lawbookexchange.com/details.php?record=62070>



Seventeenth-Century Venetian Legislation Concerning Bandits

29. [Venice, Republic of]. Consiglio dei Dieci.

Parte Presa Nell' Eccelso Consiglio di X. 1613. A' 16. Luglio. In Materia di Banditi. [Venice]: Stampata in Calle dalle Rasse, Per il Rampazetto Stampator Ducale, 1613. [24] pp. Quarto (7-3/4" x 5-1/2").

Stab-stitched pamphlet in recent plain wrappers. A few creases and some edgewear to wrappers. Large woodcut image of Lady Justice to title page. Light to moderate toning, faint stains to a few leaves, "745" in small early hand to upper corner of title page. \$750.

* With side-notes. A compilation of 22 legislative acts concerning bandits in force in 1613 enacted by the Council of Ten, a powerful unit of the Venetian government concerned with the republic's security. Most of these concern gangs of highway robbers (brigands). OCLC locates 4 copies, 2 in North America (University of Michigan, Yale Law School). *Goldsmiths'-Kress Library of Economic Literature* 428. [Order This Item](#)



Useful for Its Insights into Changes in the Common Law During the Commonwealth

30. W[ingate], E[dmund] [1596-1656].

The Body of the Common Law of England. As it Stood in Force Before it was Altered by Statute, Or Acts of Parliament, Or State. Together with an Exact Collection of Such Statutes, As Have Altered, Or do Otherwise Concern the Same. London: Printed for H. Twyford, 1655. [iv], 90; 76 pp. Two parts, blank divisional leaf before second part (G6) lacking. Text complete. Octavo (5-1/2" x 3-1/2").

Recent library buckram, red and black lettering pieces and paper shelf label to spine, small security tag and embossed library name to front board, library stamps to edges of text block and endleaves, endpapers added, hinges reinforced. Moderate toning to text, headlines affected in a few places by trimming, faint stains to a few leaves, annotations in tiny hand to front endleaf and title page ("by Edmond Wingate), which has a clean horizontal tear near its center and a small library stamp to its verso. \$450.

* First edition. Also a notable mathematician, Wingate supported Cromwell and was an important legal writer during the Civil War and Commonwealth. Like many of his writings, *The Body of the Common Law* examines changes introduced during that time. The first and second editions were published in 1655, later editions in 1662, 1670, 1673, 1678 and 1690. *English Short-Title Catalogue* R31023. [Order This Item](#)