

# 27 Books by Dutch & Belgian Jurists, 1564–1777

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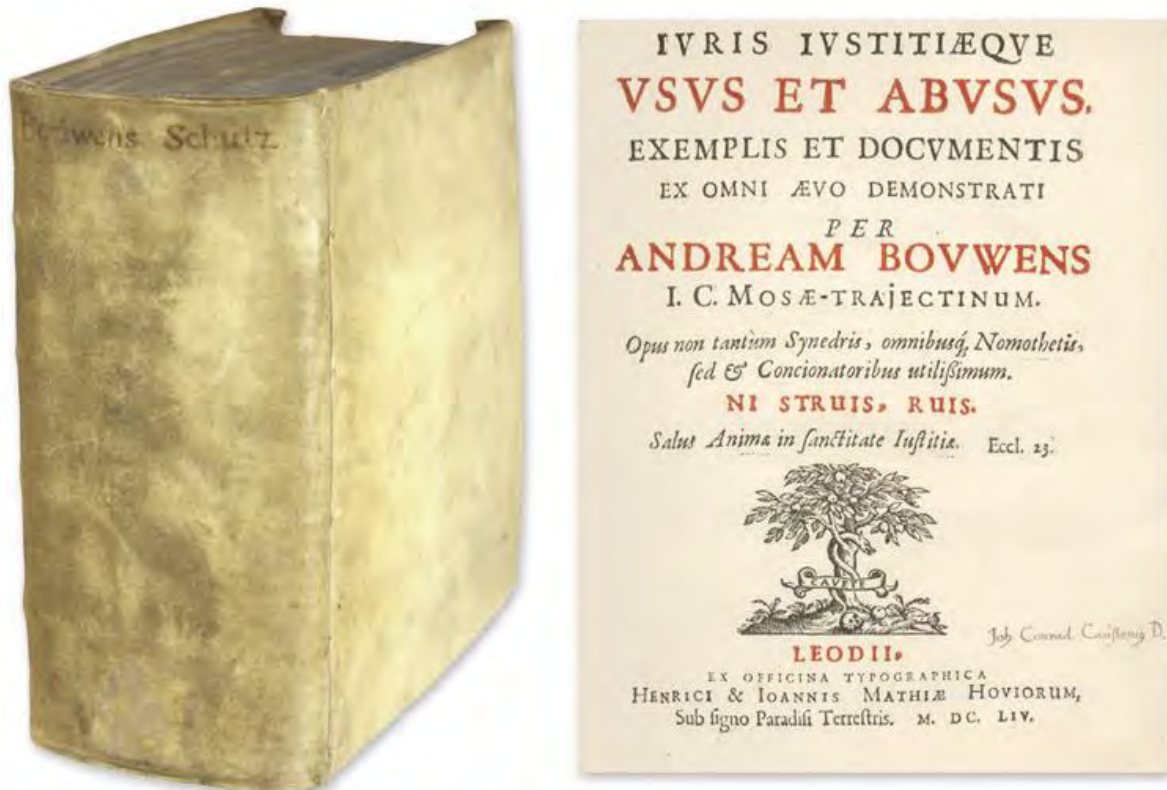
*February 4, 2020*

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### A Scarce Belgian Treatise On Administration Bound to a Collection of Dissertations

#### 1. Bouwens, Andreas [d. circa 1672].

*Iuris Institiæque Usus et Abusus: Exemplis et Documentis ex Omni Aevo Demonstrati. Opus non Tantum Synedris, Omnibusq; Nomothetis, Sed & Concionatoribus Utilissimum.* Liege: Ex Officina Typographica Henrici & Ioannis Mathiae Hoviorum, 1654. [xxxii], 465, [14] pp.

[Bound with]

[Sinold Schutz, Justus S. (1592-1657)].

*Collegii Publici de Statu Rei Romanae Volumen Secundum.* Giessen: Typis & Impensis Chemlinianis, 1653. [viii], 540 pp.

Quarto (7-1/2" x 6"). Contemporary vellum with lapped edges, early hand-lettered title to spine. Moderate soiling, spine somewhat darkened, minor rubbing to extremities, rear hinge just starting at head. Title page of Bouwens printed in red and black. Toning, light browning in places. Tiny later (?) owner signature to title page of Bouwens, interior otherwise clean. \$650.

\* Only editions. Bouwens, a native of Louvain, was a lawyer and state official in Liege. He ended his career in the service of that city's Prince-Archbishop. *Iuris Institiæque*, his only publication, is a comprehensive treatise on judicial administration, practice and judges in Roman law. *Collegii Publici* is an anthology of dissertations presented to Sinold Schutz at the Universities of Marburg and Giessen. The subjects of these dissertations include Roman law, treaties, the Thirty Years' War and procedure. Complete in itself, this is the second and final volume of *De Statu Rei Romanae*, a work published in 1641. Bouwens: OCLC locates 14 copies, 1 in North America (UC-Berkeley Law School). Dekkers, *Bibliotheca Belgica Juridica* 24; Sinold Schutz: OCLC locates 17 copies, 1 in North America (Duke University). *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 1:019326Z. [Order This Item](#)



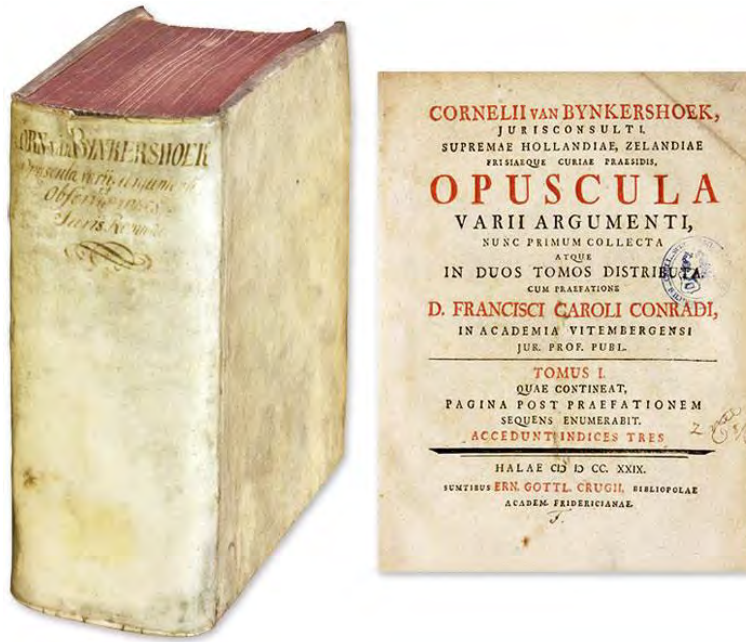
### A Respected Treatise on Roman-Dutch Law

#### 2. Bronkhorst (Bronchorst), Everard van [1554-1627].

*Enantiophanon Centuriae Sex, Et Conciliationes Eorundem: Ab Ipso Authore Recognitae, & Amplius Quam Tertia Parte Auctae [et] Locupletatae: Accessit Brevis Tractatus, De Privilegiis Studiosorum, Tam Professorum & Doctorum Eodem Authore.* Leiden: Ex Officina Iacobi Marci, 1621. [xl], 511, 300 pp. Two parts in one volume, each with title page. Quarto (8" x 6").

Contemporary vellum with lapped edges, early hand-lettered title to spine, edges rouged. Light soiling and some edgewear, front joint cracked but secure, text block partially detached but secure, vellum beginning to crack through pastedowns, front endleaf detached, upper portion of rear free endpaper lacking. Main title page printed in red and black, woodcut decorated initials and tail-pieces. Light toning, residue from small bookseller ticket to head of title page, a few brief annotations to endleaves. A solid copy. \$500.

\* Later edition of a work first published in 1594. Bronkhorst was a professor of law at the University of Leiden from 1587 until his death. According to Roberts, his work was cited often by the leading Roman-Dutch authorities, especially van Leeuwen. *Enantiophanon* is an extensive treatise on controversial topics in Roman-Dutch law. A sophisticated work, it went through 9 editions, the last one in 1695. Roberts, *A South-African Legal Bibliography* 63. Dekkers, *Bibliotheca Belgica Juridica* 28. [Order This Item](#)



Two of Bynkershoek's Most Important Works

**3. Bynkershoek, Cornelius van [1673-1743].**

**Conradi, Franz Karl [1701-1748], Editor.**

*Opuscula Varii Argumenti, Nunc Primum Collecta Atque in Duos Tomos Distributa. Cum Praefatione D. Francisci Caroli Conradi.* Halle: Sumtibus Ern. Gottl. Crugii, 1729. Two volumes. [iv], 5-28, [6], [5]-424, [24]; [ii], 3-407, [29] pp.

**[Bound with]**

**Bynkershoek, Cornelius van.**

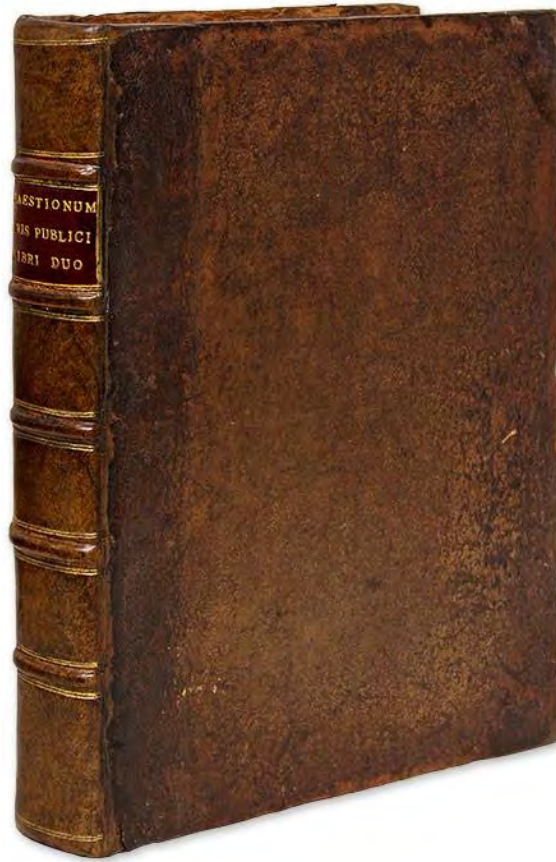
**Heineccius, Johann Gottlieb [1681-1741].**

*Observationum Juris Romani Libri Quatuor. In Quibus Plurima Juris Civilis Aliorumque Auctorum Loca Explicantur & Emendantur.* Frankfurt: Apud Ernest. Gottl. Krugium, 1723. [xlix], 446, [30] pp.

Quarto (8" x 6-1/2"). Contemporary vellum, early hand-lettered title to spine, edges rouged. Light rubbing and soiling, small vertical tear to head of spine, vellum beginning to crack through pastedowns. Title pages of *Opuscula*, Volume I, and *Observationum* printed in red and black, woodcut head-pieces, tail-pieces and decorated initials. Light toning to text, somewhat darker in places. Early owner annotations in tiny hand to front free endpaper, interior otherwise clean. Ex-library. Shelf-label residue to spine, small inkstamps to title page and verso. A nice copy. \$650.

\* Later editions. Bynkershoek was a renowned Dutch jurist who founded the positive school of international law, which held that usage and practice were more important than doctrines drawn from natural law. His works are still consulted today. First published in 1719, *Opuscula*, an essay collection on Roman law, addresses topics in maritime and international relations, the legal rights of unwanted and abandoned children, abortion and infanticide. The essays on children reflect Bynkershoek's debate on this topic with his distinguished contemporary Gerard Noodt [1647-1725]. The notoriety of this exchange, which became acrid and lasted several years, did much to promote their circulation. First published in 1710, *Observationum*, a summation of his studies on Roman civil and criminal law, was a standard reference in Dutch universities until the nineteenth century. Heineccius, the editor of the present edition, was a prominent German jurist and a professor of jurisprudence and philosophy at Halle. A companion volume was issued in 1733. "Bynkershoek was undoubtedly a man of rare intellectual attainments and a great force of character (,) [a] very great authority on the law of Holland and on Roman law.": Roberts, *A South-African Legal Bibliography* 69-70. Dekkers, *Bibliotheca Belgica Juridica* 15. [Order This Item](#)





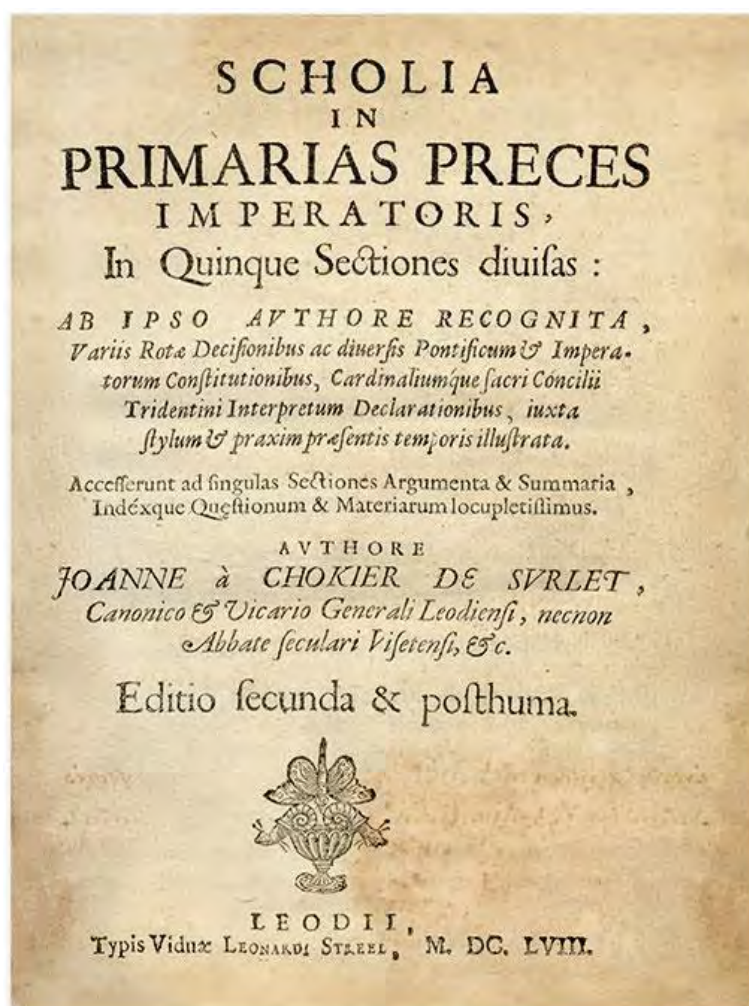
**First Edition of a Classic Study of  
International Law and the Laws of Armed Conflict**

**4. Bynkershoek, Cornelius van [1673-1743].**

*Quaestionum Juris Publici, Libri Duo, Quorum Primus Est de Rebus Bellicis, Secundus de Rebus Varii Argumenti.* Leiden: J.V. Kerckhem, 1737. [xxiv], 384, [32] pp. Quarto (7-3/4" x 6").

Contemporary calf, rebacked in period style, lettering piece and gilt-edged raised bands to spine, hinges and corners mended, edges rouged. Light rubbing and gatoring to boards, some rubbing to board edges. Title with large copperplate vignette printed in red and black. Light toning to text, somewhat heavier in places, some leaves have light foxing, offsetting to margins of endleaves. A handsome copy. \$1,750.

\* First edition. *Quaestionum Juris Publici* is one of Bynkershoek's most important works on international law. The first and most important part, "De Rebus Bellicis," is one of the first modern assessments of the laws of war. Bynkershoek accepts that war encompasses violence against civilians and non-military targets. As Neff observes, he "candidly pronounced war to be an 'attempt to subjugate the enemy and all that he has by seizing all the power that the sovereign has over the state, that is to say, by exercising complete dominion over all persons and all things contained in that state. (...) [T]he whole state is placed in the legal attitude of a belligerent toward another state, so that every member of the one nation is authorized to commit hostilities against every member of the other, in every place and under every circumstance.'" Having acknowledged these facts, he goes on to condemn actions against civilians and advocates the fair treatment of prisoners of war. Beginning with Lord Mansfield, jurists and scholars have considered this to be Bynkershoek's greatest work. It was reissued in 1930 as a title in the Carnegie Classics of International Law series. Neff, *War and the Law of Nations* 204-205. Dekkers, *Bibliotheca Belgica Juridica* 16. [Order This Item](#)



By a Notable Belgian Canonist and Cleric

5. Chokier de Surlet, Jean de [1571-1656].

*Scholia in Primarias Preces Imperatoris in Quinque Sectiones Diuifas: Ab Ipso Authore Recognita, Variis Rotæ Decisionibus ac Diversis Pontificum & Imperatorum Constitutionibus, Cardinaliumque Sacri Concilii Tridentini Interpretum Declarationibus, Iuxta Styllum & Praxim Præsentis Temporis Illustrata. Accesserunt ad Singulas Sectiones Argumenta & Summaria, Indexque Questionum & Materiarum Locupletissimus.* Liege: Typis Viduæ Leonardi Streel, 1658. [xvii], 198 [i.e. 200], [20] pp. Quarto (7-3/4" x 6").

Contemporary unlettered vellum. Rubbing to extremities, chip to lower corner of front board, other corners and spine ends bumped, soiling to spine, a few faint stains, boards somewhat bowed, vellum beginning to crack through pastedowns. Attractive woodcut head-pieces, tail-pieces and decorated initials. Light browning, faint dampstaining to a few leaves, some wear to edges of preliminaries and rear endleaves. Later armorial bookplate (of Leon Lahaye) to front pastedown. Early annotations to head of front free endpaper and foot of title page, interior otherwise clean. \$950.

\* Second edition. Surlet was an important theologian, canon lawyer, and Canon of Liège Cathedral. He went on to become Vicar-General of that city. *Scholia* is a treatise dealing with petitions, appeals and requests according to canon law and secular law of Liège. The first edition was published in 1621, the third and final edition in 1674. Our 1658 imprint was printed by a woman, "The Widow of Leonard Streel." Not in Dekkers or the *British Museum Catalogue*. This edition not in Camus. Schulte, *Die Geschichte der Quellen und Literatur der Canonischen Rechts* I:694. [Order This Item](#)



**Rare Commentary on the Customary Law of Mechelen**

**6. Christynen, Paul van [1543-1631].**

**Christynen, Sebastian van, Editor.**

*Syndici, Consiliarii, Ac Pensionarii Civitatis ac Provinciae Mechliniensis In Leges Municipales Eiusdem Civitatis Ac Provinciae Commentaria Ac Notae.* Antwerp: Apud Hieronymum & Ioannem Bapt. Verdussen, 1671. [xvi], 656, [70] pp. Complete with additional final blank and half-title. Text in Latin with running Dutch translation in parallel columns. Folio (13" x 8").

Recent quarter calf over marbled boards, blind fillets and gilt title to spine. Light browning to text, internally clean, Ex-library. Small bookplate to front pastedown. \$950.

\* Sixth, final and best edition, with ample revisions and additions. Text in Latin and Dutch. The customary law of Mechelen was compiled in 1535. Christynen's commentary was first published in 1625, with later editions in 1642, 1653, 1657, 1661 and 1671. All editions are scarce. OCLC locates no copies of the sixth edition in North America and only 5 copies of previous editions (at the Library of Congress, the University of British Columbia and Yale Law School, which have the first edition, and Columbia and Harvard Law Schools, which have the fourth). Dekkers, *Bibliotheca Belgica Juridica* 36. [Order This Item](#)





Handsome Copy of a Classic  
Illustrated 16th-Century Treatise on Criminal Law

## 7. Damhouder, Josse (Joost) de [1507-1581].

*Praxis Rerum Criminalium: Praetoribus, Propraetoribus, Consulibus, Proconsulibus, Magistratibus, Reliquisque id Genus Iustitiariis ac Officialis, Apprime Utilis & Necessaria.* Antwerp: Ioannem Bellerum, 1570. [xxxii], 508, [64] pp. Text printed in double columns. 70 large woodcuts in text. 68 depict criminal acts, 2 depict types of torture. Large armorial woodcuts at beginning and end of book. Quarto (8-1/2" x 6-1/2").

Contemporary vellum, faint early hand-lettered title to spine. A few minor stains to boards, light soiling to rear boards, light rubbing to extremities, pastedowns loose. Light toning to text, somewhat heavier in places, faint, gradually diminishing dampstaining to head of text block, (illegible) early owner signature in minuscule hand to front pastedown. A handsome copy. \$2,500.

\* First published in 1554, this was the first comprehensive book devoted to the investigation, interrogation, trial and punishment of criminals published in northern Europe. A synthetic work drawn mostly from Roman-Dutch sources, it was based on Philip Wielant's *Practycke Crimineele* (c.1510) and other earlier treatises, it is notable for its original and extensive discussion of witchcraft and its use of visual illustrations. The text is illustrated throughout with woodcuts depicting adultery, murder, theft and many other crimes, along with forms of torture and execution. Published in Latin, Dutch and French, it was standard authority throughout the continent for many years. Damhouder was an advisor to the Duke of Burgundy and a prolific author of legal and religious treatises. Dekkers, *Bibliotheca Belgica Juridica* 44.

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Contains the First Illustration of an Auction to Appear in a Book

#### 8. Damhouder, Josse (Joost) de [1507-1581].

*Pupillorum Patrocinium, Legum et Praxeos Studiosis; Non Minus Utile Quam Necessarium, Iconibus Materiae Subiectae Convenientibus Illustratum, Iam Denuo Vigili Cura, & Non Poenitenda Accessione Locupletatum. Item De Magnificentia Politiae Amplissimae Civitatis Brugarum, Cum Eiusdem Topographia, & In Laudem Aplissimi Senatus Oratione. Subbstationum Compendiosa Exegesis, Iterum Recognita & Locupletata. Index Verborum Rerunque Locupletissimus.* Antwerp: Apud Ioannem Bellerum, 1564. [xii], 180, [18] ff. Main text in parallel columns. 12 woodcut plates, 1 double-page. Quarto (7-1/2" x 6-1/4").

Contemporary limp vellum, early hand-lettered title to spine, endpapers renewed. Moderate soiling, light rubbing to extremities, corners bumped and lightly worn. Moderate toning, light foxing and faint dampstaining to a few leaves, light edgewear faint early owner signature and a few minor tears to title page, another minor tear to f. 71., paper repairs to margins of title page, fol. 1 and fol. 71. An attractive copy of a scarce edition. \$4,500.

\* Third edition. First published in 1544, this is a comprehensive treatise on the law of guardian and ward. Like Damhouder's works on civil and criminal law, *Pupillorum Patrocinium* has plates that illustrate points in the text. One depicts three young orphans with their guardian, tutor, godfather, conservator and executor before a magistrate, facing preface. Other plates depict situations in later stages of life, such as a guardian introducing a child to a teacher, the guardian and child at a shoemaker's shop and the guardian making a record of his charge's assets with an accountant. This edition incorporates two other works. *De Magnificentia Politiae Amplissimae Civitatis Brugarum*, first published in 1544, is a political and sociological study of Bruges. It is illustrated with a folding plan of the city. *Subbstationum Compendiosa Exegesis*, first published in 1546, is a brief treatise on public sales. It has an illustration of an auction scene. This is believed to be the first depiction of an auction to appear in a book [image on left]. OCLC locates 10 copies in North America, 5 in law libraries (Columbia, George Washington University, Harvard, Library of Congress, Yale). Dekkers, *Bibliotheca Belgica Juridica* 44. [Order This Item](#)



"The Leading Dutch Jurist of His Time"

**9. Everaerts [Everardi], Nicolaas [1462-1532].**

**Pardoux, Duprat [1520?-1570?].**

**Legge, Livio.**

*Topica Iuris Sive Locis Argumentorum Legales. Summariis Singularis Praefixis Illustrati ac P. Prateii Adnotatiunculis Doctissimis ad Marginem Adscriptis Locupletati: Nunc verò Summa Diligentia Recogniti, non Paruoque Labore Emendati à R.P.M. Livio. Multis Etiam Eiusdem Industria, Superiorum Licentia Locis Expunctis, Quorum Lectio Pii & Catholici Lectoris Animum haud Parum Pffendere Poterat: Cum Duplici Indice Copiosissimo.* Venice: Apud Haeredes Alexandri Gryphii, 1587. [lxiv], 885 [i.e. 887], [1] pp. Octavo (5-1/2" x 3-1/2").

Contemporary limp vellum, with lapped edges, early hand-lettered title to spine, ties lacking. Light rubbing to extremities, light soiling and a few minor stains to boards, some darkening to spine, vellum just beginning to crack through pastedowns, hinges starting, a few partial cracks to text block, minor worming to pastedowns, a few small wormholes to text. Moderate toning to text, some sections have heavier toning or browning, light foxing in a few places. Early owner initials to front pastedown, occasional annotations in similar hand, some leaves brief later annotations in pencil. \$1,500.

\* Later edition. First published in 1516, this was a leading treatise on the interpretation and construction of Roman law. It went through several editions into the mid-seventeenth century. Everaerts, an important legal humanist, was president of the Court of Holland and the Great Council of Mechlin. According to Walker, he was the "leading Dutch jurist of his time [and] one of the earliest authorities on Roman-Dutch law." Our 1587 edition has a summary by Legge and an introduction by the notable French jurist Pardoux. All editions are scarce. OCLC locates 4 copies of the 1587 edition in North America, 3 in law libraries (Library of Congress, Northwestern, Tulane). Walker, *Oxford Companion to Law* 441-442. This edition not in Dekkers. *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* CNCE 18414. [Order This Item](#)





Handsome Copy of Gronov's Important Edition of Grotius

#### 10. Grotius, Hugo [1583-1645].

**Gronov (Gronow), Johannes, Editor.**

*De Jure Belli ac Pacis Libri Tres: In Quibus Jus Naturae & Gentium, Item Juris Publici Praecipua Explicantur: Cum Annotatis Auctoris, Ex Postrema Ejus Ante Obitum Cura: Accesserunt Ejusdem Dissertatio de Mari Libero, & Libellus Singularis de Aequitate, Indulgentia, & Facilitate: Nec non Joann. Frid. Gronovii v.c. Notae in Totum Opus De Jure Belli ac Pacis.* Amsterdam: Apud Janssonio-Waesbergios, 1712. [xii], xxxiv, 946, [94] pp. Copperplate allegorical frontispiece, copperplate portrait of Grotius. Octavo (7-1/2" x 4-1/2").

Contemporary calf, rebaked in period style, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine, gilt tooling to board edges, hinges mended. Light rubbing to boards, corners bumped and lightly worn, hinges mended. Light toning to text, somewhat heavier in places, light foxing to a few leaves, corner lacking from corner of leaf Bb2 (pp. 387-188) with no loss to text. An attractive copy. \$750.

\* Later Gronov edition. With side-notes and index. Of all his numerous works *De Jure Belli ac Pacis* will always be considered Grotius' *magnum opus*, the work upon which his reputation most solidly rests. "The distinction between religion and law or morality is not clearly made, but Grotius' principle of an immutable law, which God can no more alter than a mathematical axiom, was the first expression of the *droit naturel*, the natural law which exercised the great political theorists of the eighteenth century, and is the foundation of modern international law" (Carter and Muir). The first Gronov edition, one of the most important editions of Grotius, was published in 1663. This copy includes *Mare Liberum*, or *Freedom of the Seas* (1609), Grotius's influential treatise on maritime law and the right of free navigation. Carter and Muir, *Printing and the Mind of Man* 125. Ter Muelen and Diermanse, *Bibliographie des Ecrits Imprimés de Hugo Grotius* 596.

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**Final Authorial Edition of *De Jure Belli ac Pacis***

**11. Grotius, Hugo [1583-1645].**

*De Iure Belli ac Pacis Libri Tres. In Quibus Jus Naturæ & Gentium, Item Juris Publici Præcipua Explicantur. Editio Nova cum Annotatis Auctoris. Accesserunt & Annotata in Epistolam Pauli ad Philemonem.* Amsterdam: Apud Guilielmu Blaeuw, 1642. [xxiii], 601, [40] pp. Octavo (6-3/4" x 4-1/2").

Contemporary vellum with lapped edges, blind rules to boards, blind fillets to spine. Light rubbing and a few minor stains, light wear to corners, early owner names and annotations to front pastedown and title page, front free endpaper lacking. Title page printed in red and black. Light toning to text, somewhat heavier in places, occasional (very) faint dampstaining to foot of text block, light foxing and minor inkstains to a few leaves. \$1,350.

\* "Editio Nova," the final edition produced under the author's direction, with his final notes and corrections. Of all his numerous works *De Jure Belli ac Pacis* will always be considered Grotius's *magnum opus*, the work upon which his reputation most solidly rests. It was "the first expression of the *droit naturel*, the natural law which exercised the great political theorists of the eighteenth century, and is the foundation of modern international law." Carter and Muir, *Printing and the Mind of Man* 125 (citing first edition). Ter Muelen and Diermanse, *Bibliographie des Ecrits Imprimés de Hugo Grotius* 571.

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**Excerpts from Roman Law Selected by Grotius**

**12. Grotius, Hugo [1583-1645].**

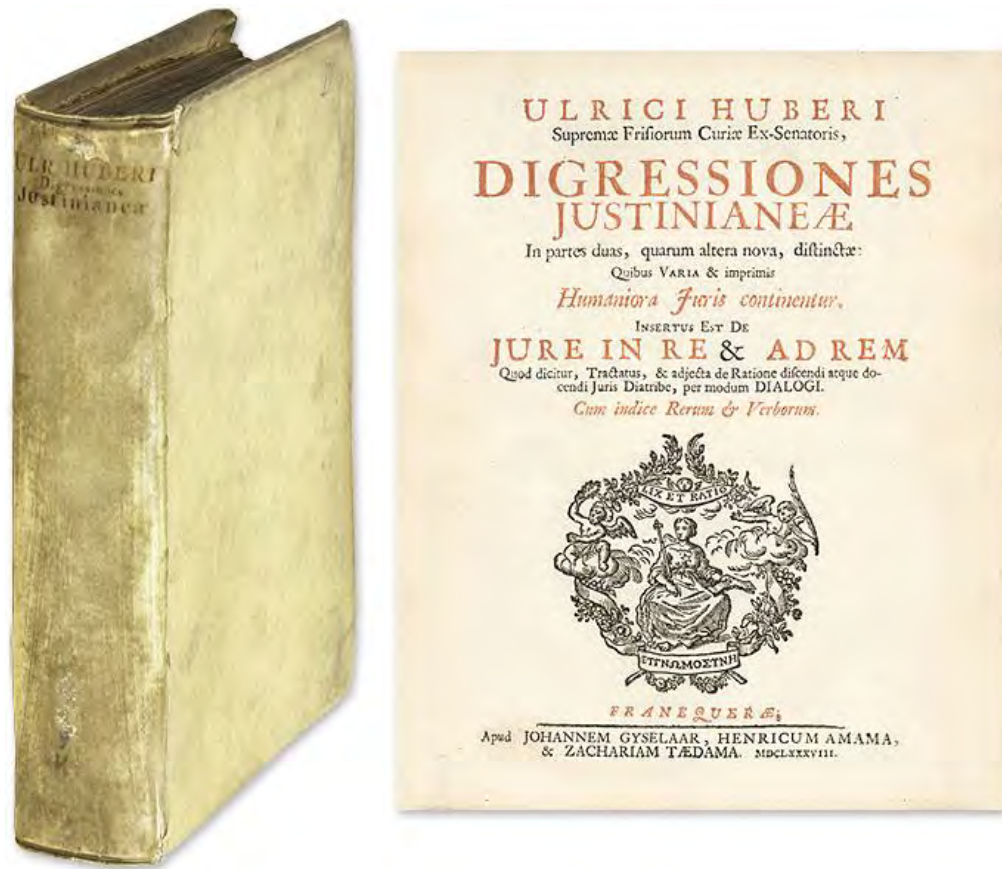
**Gebauer, Georg Christian [1690-1773].**

**[Somma, Gabriele, Notes].**

*Florum Sparsio ad jus Iustinianum, Cum Praefatione D. Geor. Christiani Gebaveri. Insuper hac Prima Neapolitana Editione Notulis Passim Aucta, Et Indicibus Tribus.* Naples: Ex Officina Vincentii Manfredii, 1777. [xxiii], 378, [4] pp. Octavo (8" x 5").

Original printed wrappers with untrimmed edges bound into later quarter vellum over marbled boards, gilt title to spine. Negligible rubbing to extremities. Moderate toning to text, foxing in places, dampstaining to first quarter of text block, internally clean. \$950.

\* Fourth and final edition, the only edition with Somma's notes. First published in 1642, the *Florum Sparsio* is a topically digested selection of excerpts from Justinian's *Code* with commentary by Grotius. It was intended to serve as a tool for legal arguments. Somma, who wrote the additional notes in this edition, was a Neapolitan theologian. They add philological detail and information about Neapolitan and Italian law. OCLC locates 2 copies in North America (Library of Congress, UC-Berkeley Law School). Ter Meulen and Diermanse, *Bibliographie de Grotius* 795. [Order This Item](#)



**Elegant Essays on Roman Law by Noted Dutch Jurist**

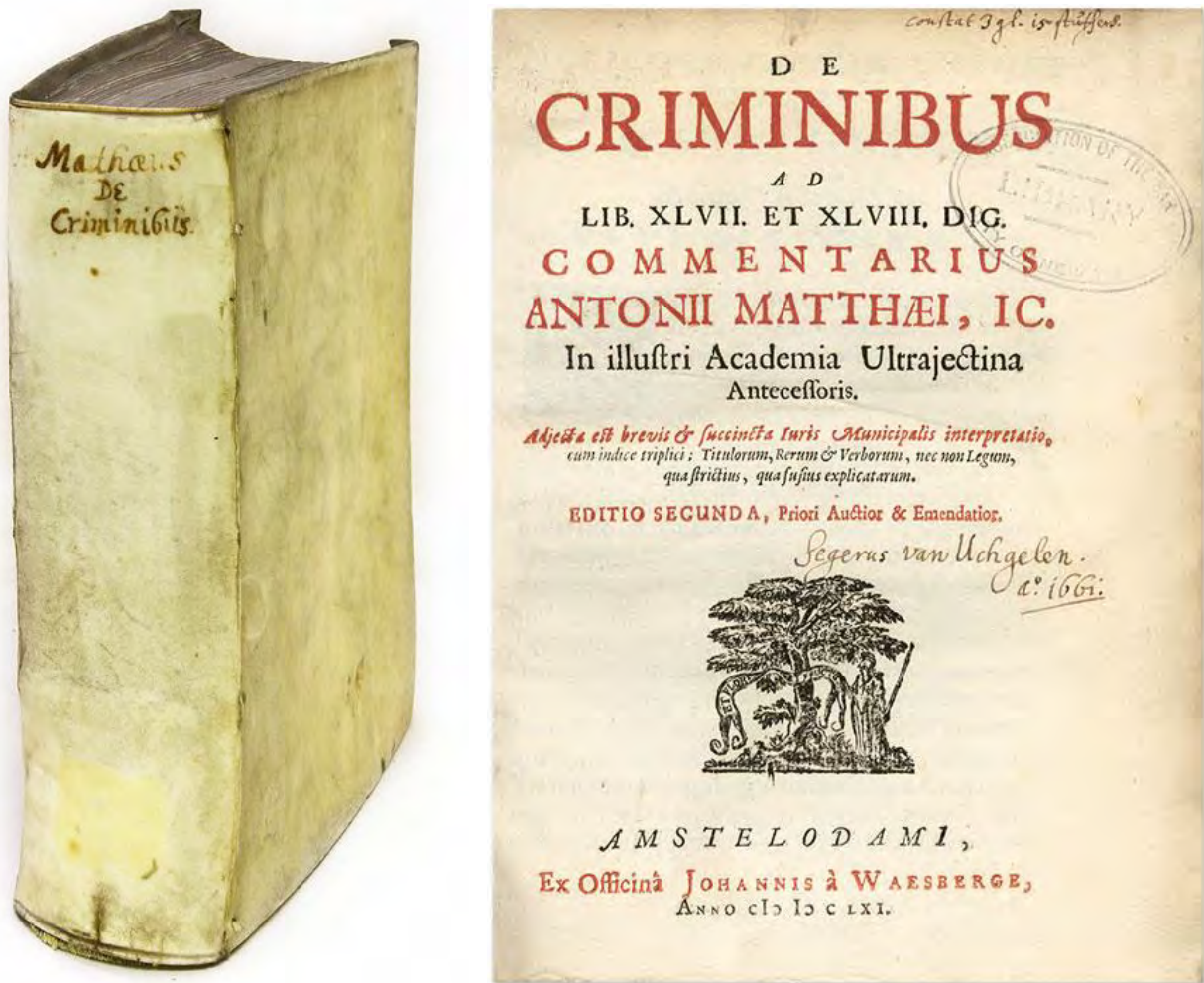
**13. Huber, Ulrich [1636-1694].**

*Digressionones Justinianeae: In Partes Duas, Quarum Altera Nova, Distinctae: Quibus Varia & Imprimis Humaniora Juris Continentur: Insertus Est De Jure in Re & Ad Rem Quod Dicitur Tractatus: & Adjecta De Ratione Discendi Atque Docendi Juris Diatribe, Per Modum Dialogi: Cum Indice Rerum & Verborum.* Franeker: Apud Johannem Gyselaar, Henricum Amama, & Zachariam Taedama, 1688. [xxx], 632 [i.e. 528], [4], 63, [17] pp. Each section preceded by divisional title page. Quarto (7-3/4" x 6").

Contemporary vellum, early hand-lettered title to spine. Light soiling, spine somewhat darkened, corners and spine ends bumped, vellum just beginning to crack through pastedowns, text block just beginning to detach, but still quite secure, a few gatherings slightly loose. Title page printed in red and black. Large woodcut printer device to title page, woodcut head-pieces, tail-pieces and decorated initials. Ex-library. Bookplate to front pastedown, small stamps and markings to endleaves and verso of title page. A solid copy. \$500.

\* Third edition, and the final authorial edition. With indexes. Huber was a well-known Dutch jurist and professor at the Universities of Franeker, Utrecht and Leyden. He was also a judge in Friesland and the author of numerous legal works on Roman and Roman-Dutch law. He was as important in his day as Grotius, and his work remains influential in South Africa. First published in 1664, *Digressionones Justinianeae* went through eight editions, the final in 1721. More an essay collection than a treatise, it collects his thoughts on a variety of Roman law topics. He also discusses legal pedagogy and the work of his contemporaries and near-contemporaries, such as Grotius and Hobbes. These latter sections are especially interesting because they show what a learned contemporary thought of their work when it was new. They are similar in many regards to reviews in learned journals or publications like the *New York Review of Books*. Dekkers, *Bibliotheca Belgica Juridica* 86. [Order This Item](#)





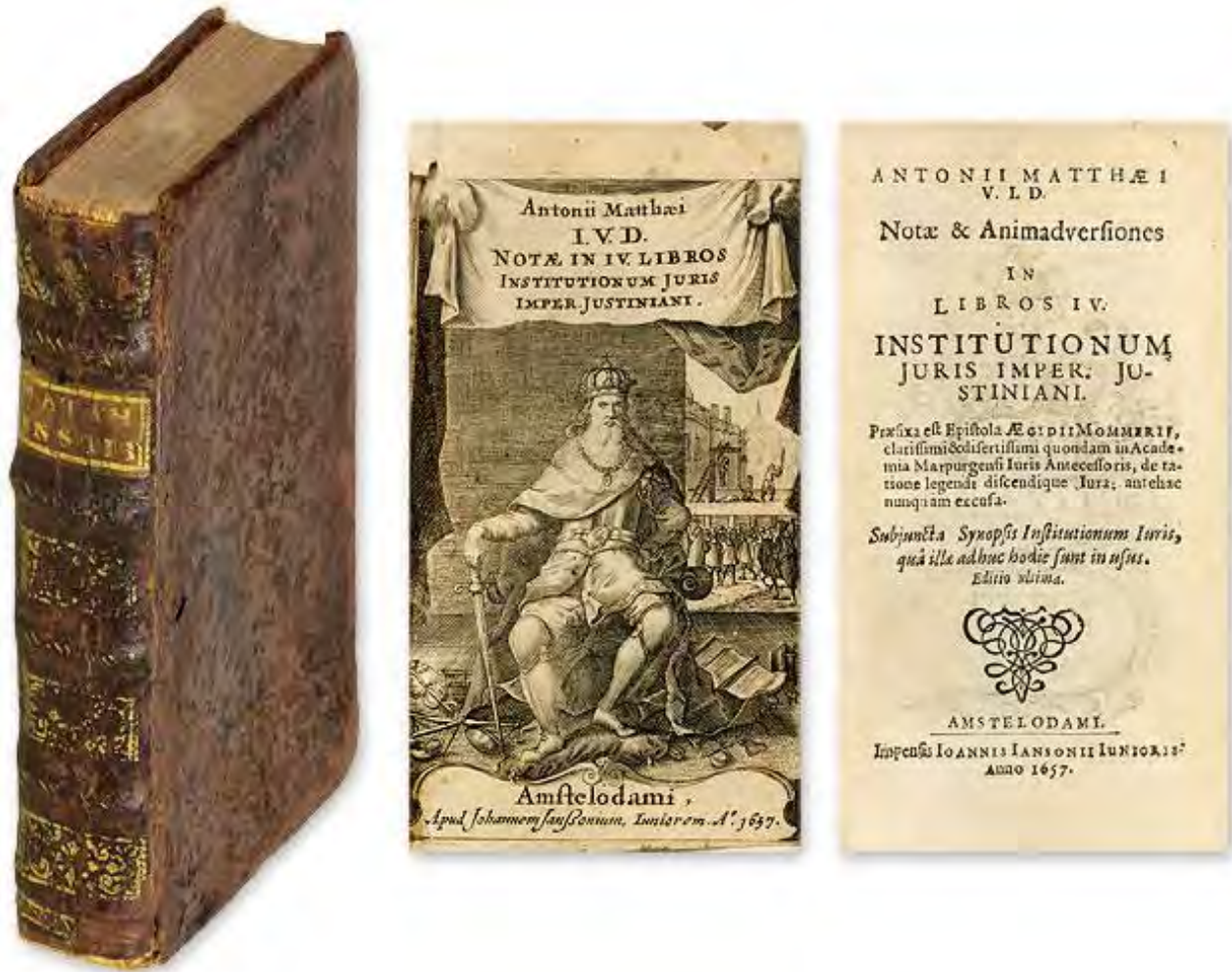
Second Edition of a Classic Treatise on Roman Criminal Law

14. Matthaeus, 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 Matthaeus, 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. [Order This Item](#)



### A Well-Regarded Commentary on the *Institutes*

#### 15. Matthaëus, Antonius [1564-1637].

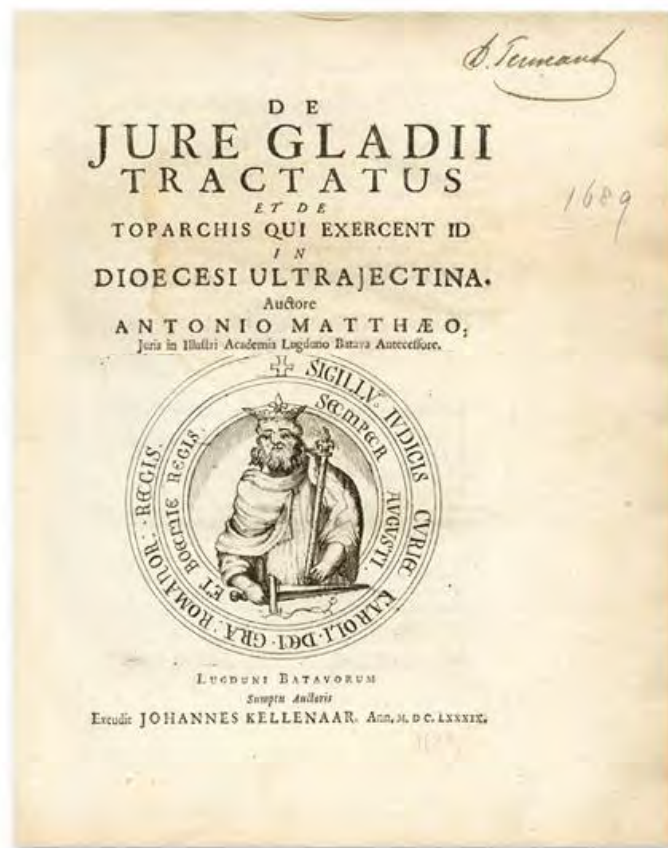
#### Mommerius (Mommer), Aegidius [c.1510-1570].

*Notae & Animadversiones in Libros IV. Institutionum Juris Imper. Justiniani: Praefixa est Epistola Aegidii Mommerii, De Ratione Legendi Discendique Iura, Antehac Nunquam Excusa; Subjuncta Synopsis Institutionum Juris, Qua Illae ad huc Hodie Sunt in Usus.* Amsterdam: Impensis Ioannis Iansonii Junioris, 1657. [xiv], 407, [9] pp. Main title page preceded by copperplate pictorial title page, copperplate coat of arms of page facing dedication. 12mo. (5" x 3").

Contemporary sheep, gilt spine with raised bands and lettering piece. Some rubbing, joints just starting at ends, minor chipping to spine ends. Brief annotations to endleaves, which have offsetting to margins, light toning to text, internally clean. \$600.

\* Later edition. Matthaëus was a jurist, professor of law at the University of Marburg and the father of the distinguished Roman-Dutch jurist, Antonius Matthaëus (II). Originally published in 1600, *Notae et Animadversiones* is a commentary on the *Institutes* of Justinian. A well-regarded work, it went through seven subsequent editions, the last in 1784. OCLC locates 2 copies of this edition in North America, one in a law library (UC-Berkeley). Dekkers, *Bibliotheca Belgica Juridica* 110. [Order This Item](#)





### Canon Law and Capital Punishment

#### 16. 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. [Order This Item](#)



## Encyclopedic Study of the Legal System of Liege

17. Mean, Charles de [1604-1674].

Louvrex, Mathias Guillaume de, Editor.

*Observationes et Res Judicatae ad Jus Civile Leodiensium, Aliarumque Gentium, Canonikum et Feudale*. Liege: Typis Everardi Kints, 1740. Parts I-IV [of VIII]. Two volumes. Main text printed in parallel columns. Folio (15" x 9-1/4").

Contemporary tree calf, gilt spines with raised bands and lettering pieces, marbled endpapers, edges rouged. Moderate rubbing, wear to extremities, boards beginning to separate but still secure. Volume I has copperplate allegorical frontispiece, dedication preceded by copperplate portrait, title pages printed in red and black. Attractive woodcut headpieces and decorated initials. Interior notable fresh. \$100.

\* Third edition. Originally published between 1652 and 1668, this is an encyclopedic study of the legal system of Liege. An important work, it went through three subsequent editions, the fourth and final in 1740-41. Dekkers, *Bibliotheca Belgica Juridica* 114. [Order This Item](#)





**Interesting Collection of Treaties and Related Documents from the Golden Age of the Dutch Republic**

**18. [Netherlands].**

*Recueil van de Tractaten, Gemaect en Geslotenusschen de Hoogh Mog. Heeren Staten Generael der Vereenighde Nederlanden ter Eenre, Ende Verscheide Koningen, Princes en Potentaten ter Andere Zyde.* The Hague: By Jacobus Scheltus, [1701]. 72 parts in one volume, each with individual pagination and publication date. Thumb-tabbed. Quarto (7-3/4" x 5-3/4").

Contemporary vellum, later hand-lettered title to spine, ties lacking. Moderate soiling, chipping to head of spine, vellum beginning to crack through pastedowns, a few partial cracks to text block. Woodcut title-page devices and decorated initials. Moderate toning to text, somewhat heavier in places, a few thumb tabs lacking. Later notes in pencil to front endleaf, interior otherwise clean. Ex-library. Location label to spine, small inkstamp to title page, annotations to verso. A solid copy. \$1,250.

\* Only edition (in this form). This volume collects 72 treaties, proclamations and related documents of the United Provinces (Dutch Republic) from 25 April 1576 to 15 June 1701. This was the era when the United Provinces was a major commercial and colonial power. Indeed, many treaties in this collection deal with activities in North and South America. The texts are in Dutch, Dutch and Latin, Dutch and French, or Dutch, Latin and French. The title pages or colophons containing the original imprints and dates. OCLC locates 6 copies in North America, 1 in a law library (University of Michigan). Not in Dekkers. Sabin, *A Dictionary of Books Relating to America* 68457 (citing a 1684 issue).

[Order This Item](#)



### An Enlightenment-Era Update of Grotius

#### 19. Patin, [Charles-Philippe, Vicomte de] [1687-1773].

*Le Commerce Maritime: Fondé sur le Droit de la Nature & des Gens, Sur l'Autorité des Loix Civiles & des Traitez de Paix, & Rétabli Dans sa Liberté Naturelle. Traduit du Latin de M. Pattyn, Augmenté & Enrichi des Notes de l'Auteur dans cette Edition.* Malines: Chez Laurent Vander Elst, 1727. [x], 180, 174, [17] pp. Octavo (6-1/4" x 4-3/4").

Contemporary speckled calf, gilt spine with raised bands and lettering piece, marbled endpapers, edges rouged. Light rubbing to boards, moderate rubbing to extremities with some wear to spine ends, joints starting, corners bumped and somewhat worn, "No. 197" in tiny early hand to front pastedown, light toning to text. \$1,500.

\* Only edition in French, and the second edition overall. (A Dutch translation was also published in the same year.) Expanded and augmented with notes, this is the final edition of *Mare Liberum: Ex Jure Naturae, Gentium & Civili Assertum, Vindicatum, Redivivum* (1726), a work affirming and updating the arguments advanced by Grotius in *Mare Liberum* (1609) from the perspective of Enlightenment thought. It is a fascinating document of the reception of *Mare Liberum* in the early 1700s. OCLC locates 6 copies of this edition in North America, 4 in law libraries (Columbia, Harvard, Library of Congress, University of Michigan). Dekkers, *Bibliotheca Belgica Juridica* 130. [Order This Item](#)





### Liège's Place in the Holy Roman Empire

**20. [Raddoux, Louis].**

*Iura Sacri Romani Imperii in Dominio de Fleron, Vulgo Advocatia Nostrae Dominae Urbis Regalis Aquisgranensis, Iuxta Civitate Leodiensem Sito, Quod Fuit ab Omni Aeno sub Imperio, Nunc Cancellaria Brabantiae Sibi Subjicere Contendit.* Liege: Typis Christiani Ouwerx, 1628. [148] pp. Quarto (7-1/4" x 5-1/2").

Contemporary three-quarter sheep over speckled boards, gilt spine with raised bands and lettering pieces, speckled edges. Light rubbing to boards, heavier rubbing to extremities with wear to edges, chipping to head of spine, corners bumped and somewhat worn, hinges partially cracked. Light browning to text, somewhat heavier in places, light foxing to a few leaves, some soiling to title page. Early owner annotation to front pastedown, two early owner signatures to title page, interior otherwise clean. \$1,250.

\* Only edition. Though part of the Holy Roman Empire, the state of Liège enjoyed a great deal of autonomy. Raddoux outlines, and to some extent defends, Liège's legal relations within the Holy Roman Empire and the jurisdiction of the courts of Aachen, a political and legal center of empire located in Liège. Raddoux held several bureaucratic offices in Liege, most notably treasurer of the Prince-Archbishop. OCLC locates 2 copies, none in North America. Dekkers, *Bibliotheca Belgica Juridica* 139. [Order This Item](#)



**"Opinions of Great Weight and Authority"**

**21. Schrassert, Johan [1687-1756].**

*Consultatien, Advysen Ende Advertissemerten: Waer in Verscheyde Gevallen, Quaestien ende Poincten van Regten uyt de Vaderlandsche, Mitsgaeders Meest Overeenkoomende ende Nabuyrige Statuten Ende Gewoonten Werden Verhandelt, Geducueert ende Opgelocht, Ende Uyt Beyde de Beschreevene Keyserlycke Ende Pauslycke Regten Gesterckt Ende Opgebeldert, Dienende Tot Verklaeringe van de Hedendaegsche Regtsgeleertheyt.* Harderwyck: Willem Brinkink, 1740-1754. Five volumes bound as three books. Quarto, Books 1-2 (8" x 6-1/2"), Book 3 (9-1/2 x 7-1/2").

Books 1-2: Original marbled printer boards, untrimmed edges. Some rubbing, paper worn from spine, rear board of Book 2 detached, contents somewhat loose; Book 3: Contemporary vellum, frames with corner fleurons and large arabesques to boards, raised bands and early hand-lettered title to spine. Some soiling and edgewear, corners bumped, hinges cracked but secure, later signature to front free endpaper. Books 1-3: title pages with large devices printed in red and black, woodcut initials and tail-pieces. Toning, light foxing in a few places, internally clean. \$450.

\* Only edition. Schrassert was an advocate and court officer who worked in Arnheim and later in Harderwijk. A number of his opinions appear in collections by contemporary authors, such as Joost Schomaker and Martin van Lamzwerde. The five volumes that comprise the *Consultatien* contain 222 opinions. Some of these were collaborations with J.F.W. Pagenstecher, Schomaker and his father, Hendrik Schrassert. According to Wessels, this work is "accepted as containing opinions of great weight and authority." Roberts, *A South African Legal Bibliography* 281-82. Wessels, *History of Roman-Dutch Law* 246. Dekkers, *Bibliotheca Belgica Juridica* 157. [Order This Item](#)





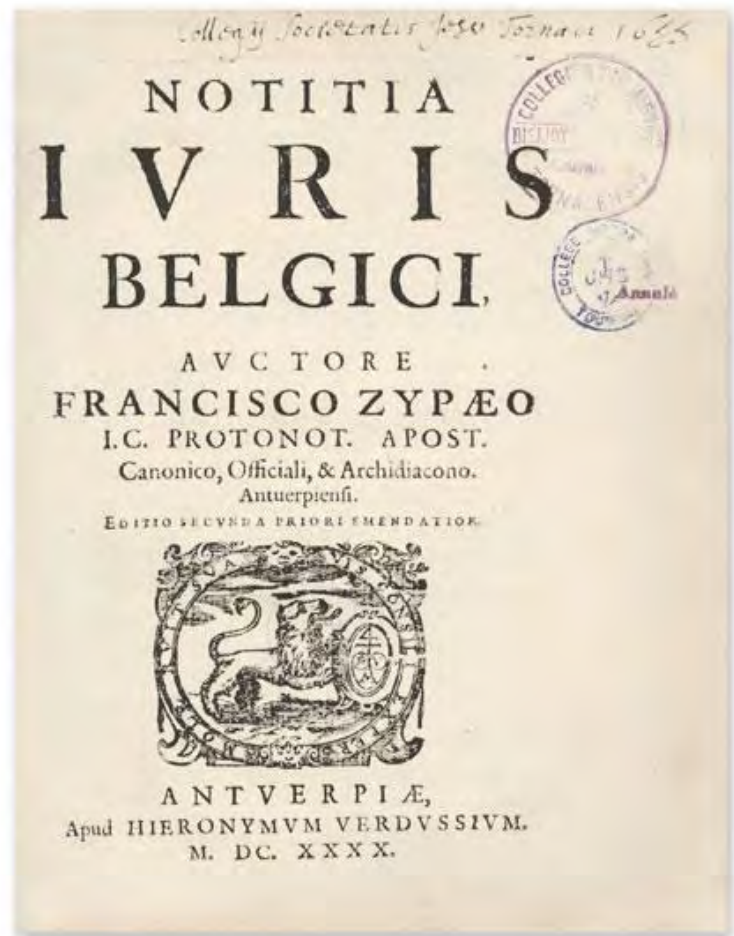
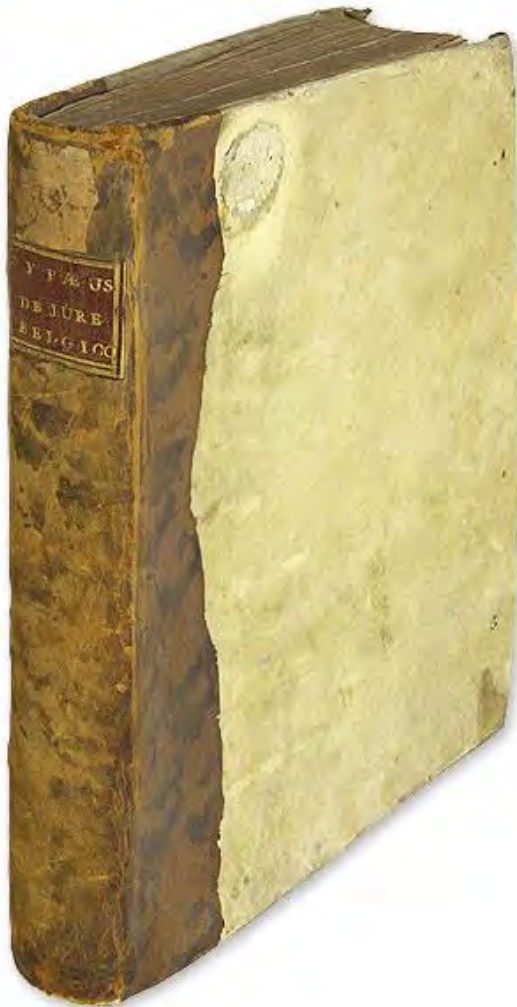
### Learned Study of Roman and Dutch Agricultural Law

#### 22. 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. \$750.

\* 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](#)



### Useful Digest of the Law of the Spanish Netherlands

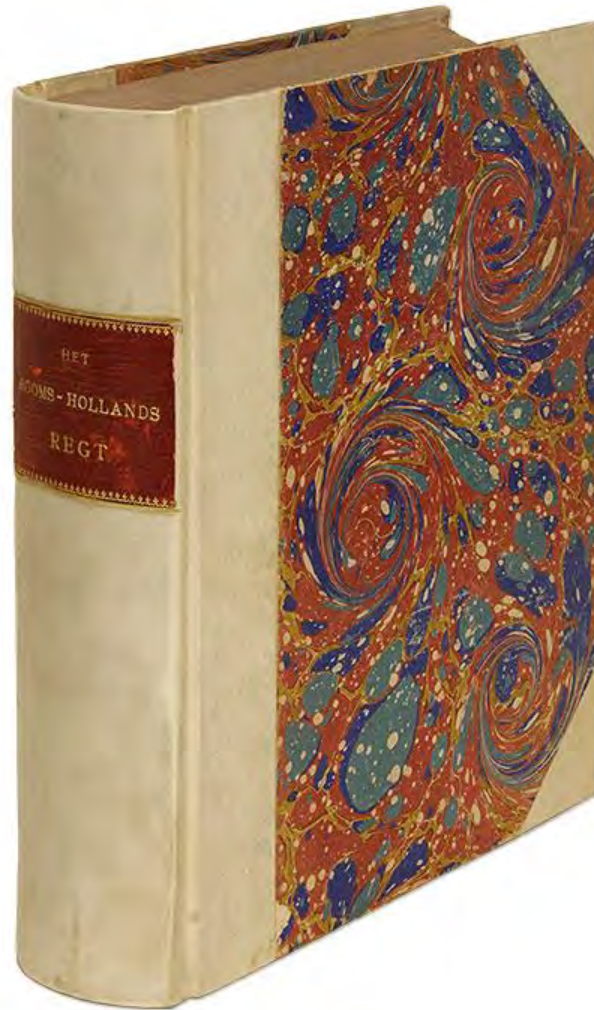
#### 23. van den Zype, Francois (Franciscus) [c.1578-1650].

*Notitia Iuris Belgici. Editio Secunda Priori Emendatio.* Antwerp: Apud Hieronymum Verdussium, 1640. [xx], 284, [xxiv] pp. Quarto (8" x 6-1/2").

Contemporary vellum with lapped edges, sprinkled calf-backed spine with morocco lettering piece, ties lacking. Some rubbing to extremities, boards lightly soiled and somewhat bowed, hinges cracked but secure. Toning to text, internally clean. Ex-library. Early shelf labels to spine and front board, hand-written owner inscription and two small later stamps to title page. An appealing copy of an uncommon title. \$850.

\* Second edition. Zype was a canon lawyer and church official attached to the Bishop of Antwerp. First published in 1635, this useful and important book on the civil and canon law of the Spanish Netherlands went through at least four more editions and issues into the eighteenth century. Topics include procedure and the law concerning commerce, marriage, the military and other topics. OCLC locates 5 copies of this title in North America, three in law libraries (Harvard, Boston College, Library of Congress), none of this edition. Dekkers, *Bibliotheca Belgica Juridica* 198. [Order This Item](#)





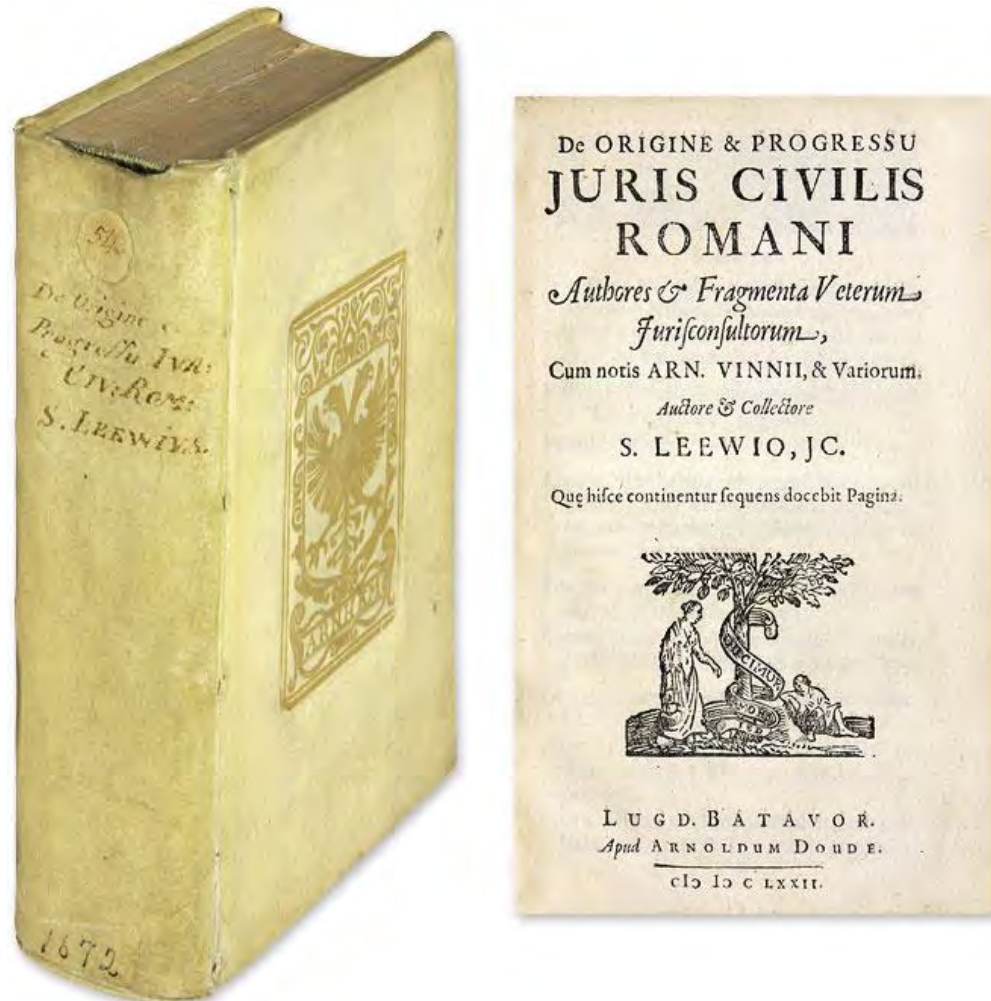
### A Classic Exposition of Roman-Dutch Law

#### 24. Van Leeuwen, Simon [1625-1682].

*Het Rooms-Hollands-Regt, Waar in de Roomse Wetten met het Huydendaagse Neerlands Regt, In Alles dat tot de Dagelykse Onderhouding kan Dienen, Met een Bysondre Kortheit, So Wel in de Vaste Regts-Stoffen, als in de Manier van Regts-Vordering Over een Gebragt Werden. Met Allerhande Ordonnantien, Placaten, Hand-Vesten, Keuren, Gewoonten, En Gewijsden deser en Omleggende Landen Bevestigd.* Amsterdam: by Hendrik en de Wed. van Dirk Boom, 1686. [xlv], [ii] 676, [30] pp. Copperplate portrait frontispiece misbound after final page of index (p. [xlv]). Copperplate Table of Descents. Quarto (7-1/2" x 6-1/4").

Later three-quarter vellum over marbled boards, calf lettering piece to spine. Light rubbing to boards and extremities, light soiling to spine. Moderate toning to text, light foxing in a few places, brief early annotations to a few leaves. A nice copy. \$150.

\* Later edition. Deeply influential, Van Leeuwen was, along with Arnoldus Vinnius, possibly the most widely read Dutch jurist during the late-seventeenth and eighteenth centuries. First published in 1654 as *Paratitla Juris Novissimi. Dat ist, Een Kort Begrip van het Rooms Hollands Regt*, this work is a classic exposition of Roman-Dutch law comparable to Blackstone's *Commentaries*. (Indeed, the first English translation, first published in 1820, is titled *Commentaries on the Roman-Dutch Law*.) Dekkers, *Bibliotheca Belgica Juridica* 98-99. [Order This Item](#)



**Two Great Jurists Analyze Excerpts from the *Corpus Juris Civilis***

**25. Van Leeuwen, Simon [1626-1682].**

**Vinnius, Arnoldus [1588-1657].**

*De Origine & Progressu Juris Civilis Romani, Auctores & Fragmenta Veterum Jurisconsultorum, Cum Notis Arn. Vinnii, & Variorum. Que Hisce Continentur Sequens Docebit Pagina.* Leiden: Apud Arnoldum Doude, 1672. [xvi], 850, [10] pp. Main title page preceded by copperplate pictorial title page. Octavo (6-1/2" x 4-1/4").

Contemporary vellum, early hand-lettered title to spine, large gilt arms of Arnhem to boards. Light soiling, chip to head of spine, upper corners bumped and somewhat worn, front endleaves lacking. Light toning to text, internally clean. Ex-library. Bookplate to front pastedown, stamps to top edge, bottom edge and rear endleaves. A nice copy. \$500.

\* Second edition. Two of the greatest Dutch jurists of their day, Van Leeuwen and Vinnius were perhaps the most widely read Dutch jurists during the late-seventeenth and eighteenth century. *De Origine* is a collection of annotated excerpts from the *Corpus Juris Civilis* and essays. The first essay, "De Origine Juris" is by Vinnius. Van Leeuwen compiled the excerpts and wrote two of the essay. Both authors provide annotations and cite additional annotations from other authors. It was first published in 1671, its third and final edition in 1762. Dekkers, *Bibliotheca Belgica Juridica* 99.

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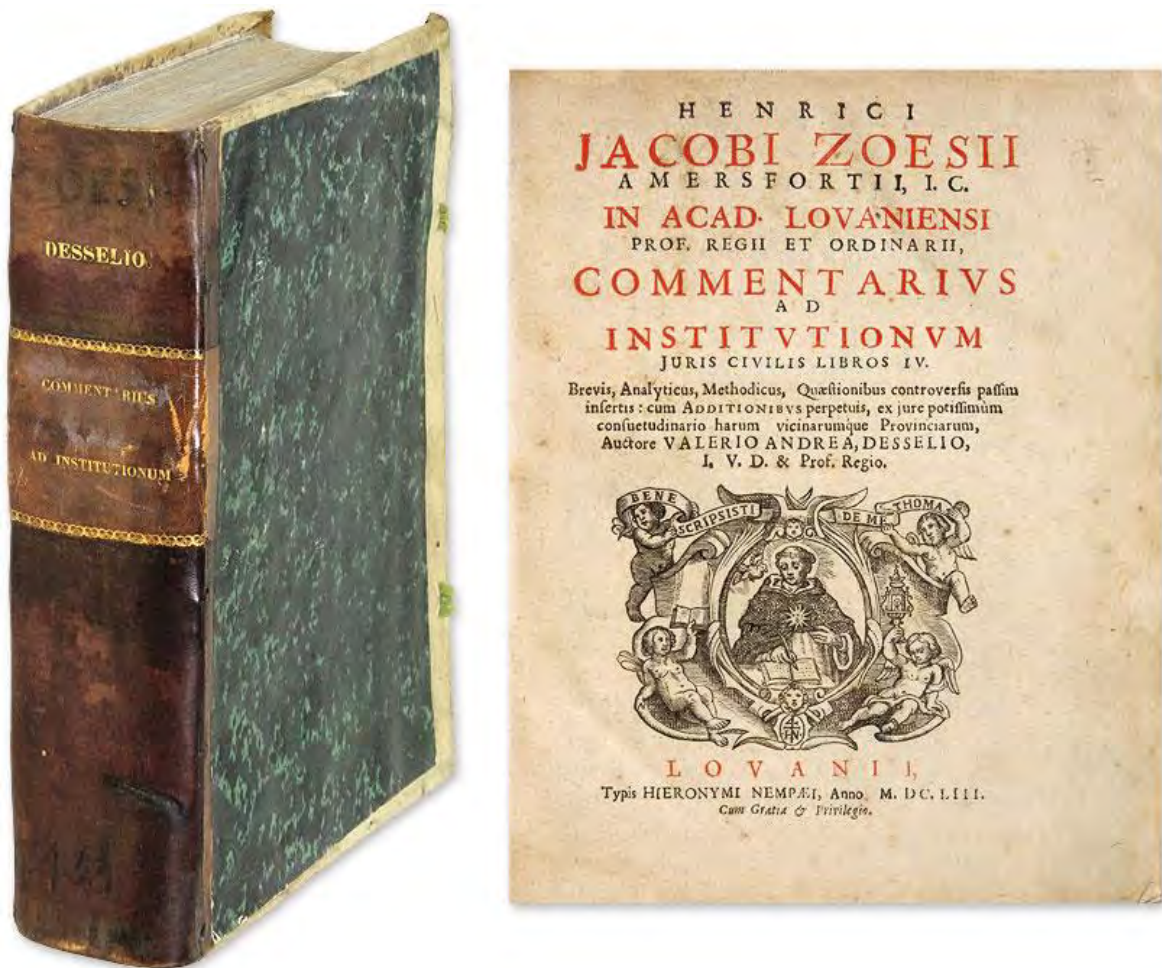
Collected Works of Notable Roman-Dutch Jurist

26. Wesel, Abraham van [1633-1680].

*Opera Omnia, Antea Diversis Temporibus Seorsim Edita, Nunc in Unum Corpus Redacta, Nempe I. Commentarius ad Novellas Constitutiones Ultrajectinas Multarum Litium Dirimendarum Causa, XIV. Aprilis, M. DC. LIX. Promulgatas. II. De Connubiali Bonorum Societate, & Pactis Dotalibus. III. De Remissione Mercedis Propter Bellum, Inundationem Aquarum, & Sterilitatem. Editio Nova a Mendis, Quibus Priores Scatebant, Purgata.* Ghent: Apud Cornelium Meyer, 1729-1730. Three parts, each with title page and individual pagination. Main text in parallel columns. Quarto (7-1/2" x 6-1/2").

Contemporary mottled calf, gilt frames to boards, gilt spine with raised bands and lettering piece, edges rouged, speckled endpapers. Some rubbing to extremities, chipping to head of spine, corners bumped and somewhat worn, residue from bookplate to front pastedown. First title page printed in red and black, attractive woodcut head-pieces, tail-pieces and decorated initials. Some toning to text. Brief later annotation to front pastedown, interior otherwise fresh. \$650.

\* Third and final edition, with corrections. Educated at the University of Utrecht, Wesel was Counsellor to the Court of Vianen, where he was a colleague of Paul Voet, and fiscal lawyer to the Court of Utrecht. A solid Romanist, he was also, says Wessels, "a great authority not only on the law of Utrecht, but also on the law of Holland." *Opera Omnia* was first published in 1692 and it collects his principal works. The first part is a detailed article-by-article commentary on the *Novellae Constitutiones* of the Province of Utrecht in Dutch and Latin. The other parts address the Roman and Roman-Dutch law of husband and wife, dowry, community property and compensation. OCLC locates 1 copy in North America, at UC-Berkeley Law School; another copy located at Harvard Law School. Wessels, *History of Roman-Dutch Law* 316. Dekkers, *Bibliotheca Belgica Juridica* 188. [Order This Item](#)



Commentary on the *Institutes* by a Notable Dutch Humanist

27. Zoes, Hendrik [1571-1627].

Andreas, Valerius [1588-1655], Editor.

*Commentarius ad Institutionum Juris Civilis Libros IV. Brevis, Analyticus, Methodicus. Quaestionibus Controversis Passim Insertis: Cum Additionibus Perpetuis, Wx Jure Potissimum Consuetudinario Harem Vicinarumque Provinciarum, Auctore Valeria Andrea, Desselio.* Louvain: Typis Hieronymi Nempaei, 1653. [xii], 758, [20] pp. Quarto (10" x 7-1/4").

Contemporary vellum with lapped edges and later cloth ties, marbled paper pasted to boards, spine, with later lettering piece and gilt author name, colored to resemble calf, speckled edges. Light rubbing to boards, moderate rubbing to extremities, vellum beginning to crack through pastedowns, which have some minor worming, along with the hinges. Title page, with large woodcut printer device, printed in red and black, some worming to pastedowns. Moderate toning to text, somewhat heavier in places. Neat early underlining in a few places, interior otherwise clean. Ex-library. Stamps to endleaves and a few other places. An appealing copy of a scarce title. \$950.

\* First edition. Zoes was a notable Dutch humanist jurist, later the rector of the University of Louvain. His commentaries on the *Code*, *Digest* and *Institutes* of Justinian and the *Decretals* of Gregory IX were highly regarded works that went through several editions. All editions of *Institutionum* are scarce. No copies of this edition located on OCLC. Dekkers, *Bibliotheca Belgica Juridica* 197. [Order This Item](#)