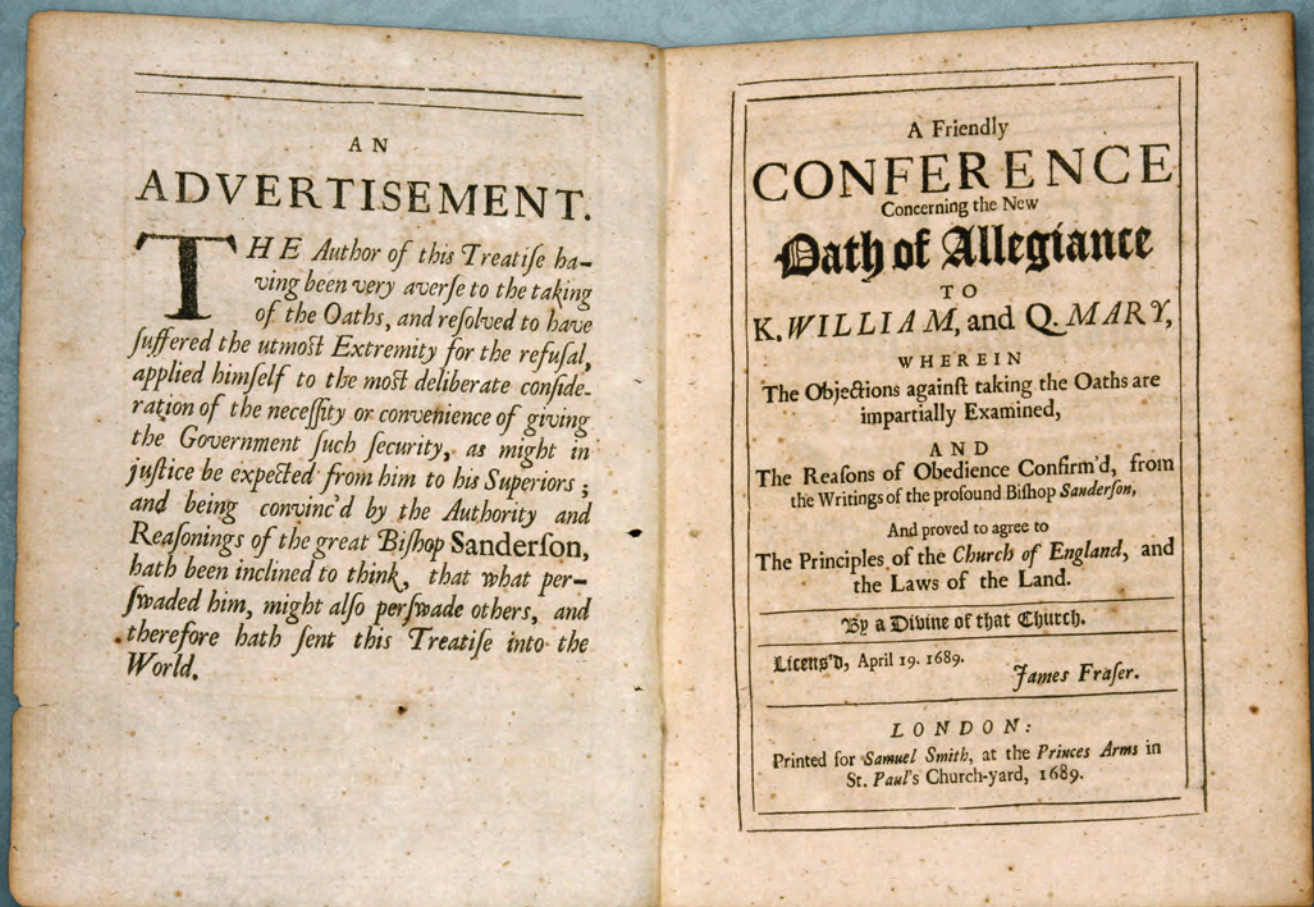
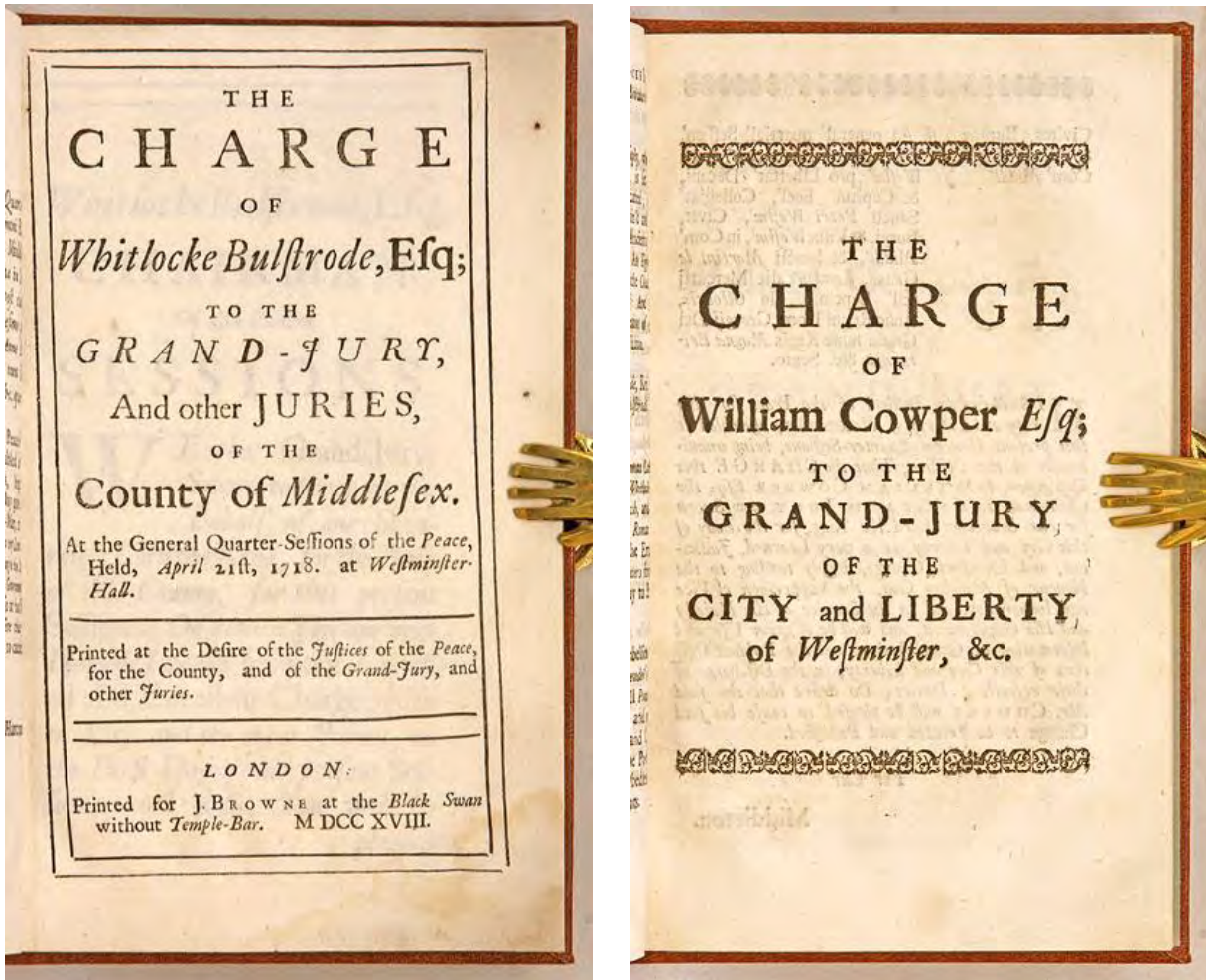


American, Continental, English & Mexican Pamphlets, 1640–1992

30 ITEMS

February 2, 2021





The Duties of Grand Jurors

1. Bulstrode, Whitlocke [1650-1724].

The Charge of Whitlocke Bulstrode, Esq; To the Grand-Jury, And Other Juries, Of the County of Middlesex. At the General Quarter-Sessions of the Peace, Held, April 21st, 1718. At Westminster-Hall. Printed at the Desire of the Justices of the Peace, For the County, And of the Grand-Jury, And Other Juries. London: Printed for J. Browne, 1718. [xvi], 39, [1] pp.

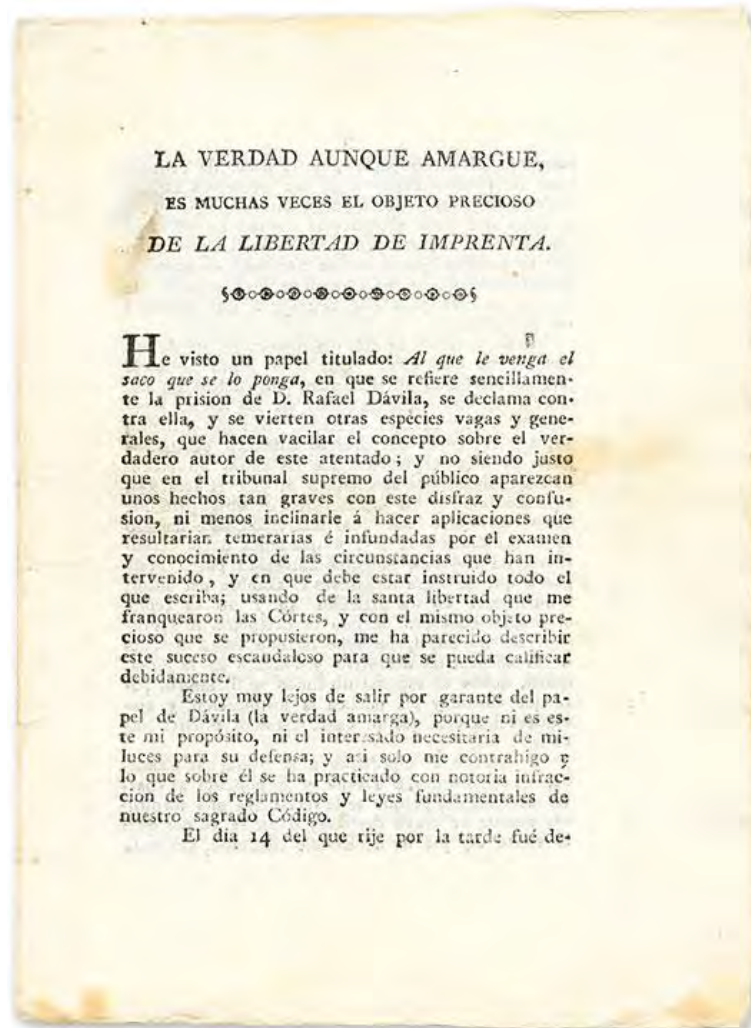
[Bound with]

Cowper, William.

The Charge of William Cowper Esq; To the Grand-Jury of the City and Liberty of Westminster, &c. At the General Quarter-Sessions of the Peace, held October the 7th, 1719. In Westminster-Hall. London: Printed for Charles King, 1719. 38, [2] pp. With a half-title and a final leaf of advertisements.

Octavo (7-1/4" x 4-1/2"). Stab-stitched pamphlets bound into recent imitation-morocco cloth, black-stamped titles to front board, light toning to contents. \$350.

* First editions. In the early eighteenth century, grand juries were often an integral part of civil and criminal matters heard in the Court of Quarter Sessions and the six-monthly Assizes. These charges outline the duties of grand jurors and their importance. Their appeals to patriotism and duty reflect the reluctance of many men to serve as grand jurors. As it is today, service on a grand jury required a considerable commitment of time, energy and expense. *English Short-Title Catalogue* T17516, T17515. [Order This Item](#)



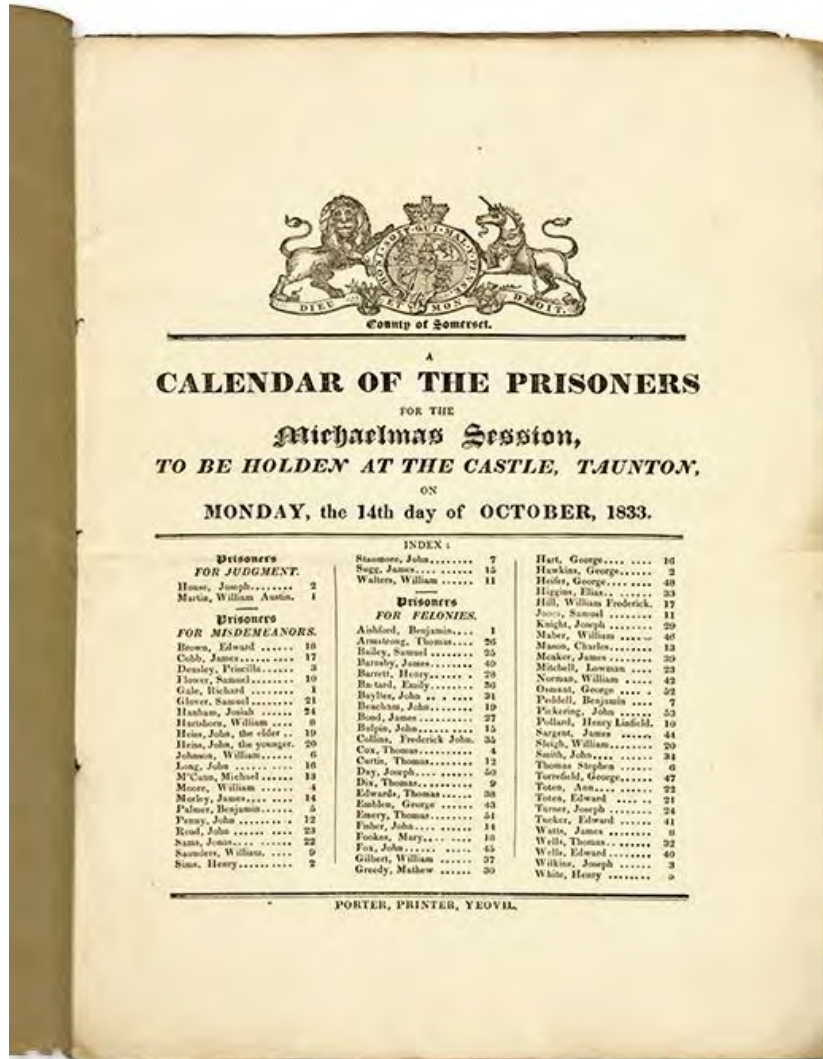
Rare Anonymous 1820 Mexican
Pamphlet Advocating Freedom of the Press

2. [Censorship].
[N., Pseudonym].

La Verdad Aunque Amargue, Es Muchas Veces el Objeto Precioso de la Libertad de Imprenta. [Running Title]. Mexico City: S.n., October 28, 1820. 8 pp. Quarto (8-1/2" x 6-1/4").

Unbound sheets, as issued. Minor smudges and some light staining, otherwise fine. \$500.

* First printing of a pamphlet defending the imprisoned liberal pamphleteer Rafael Davila. Freedom of the press was granted under the Constitution of 1812. Repudiated by Ferdinand VII in 1814, but eventually revived after the revolt of Rafael del Riego y Nunez in 1820. Richard H. Dillon notes Davila's importance and observes: "Pamphlets constitute the major source of fresh new material on nineteenth-century and earlier Mexico.... [O]ne can find no surer guide to the troublous times of eighteenth-and nineteenth-century Mexico than these booklets. Written in the heat of argument, of battle, of revolution, they bring to life a time and place removed from us by hundreds of miles and years.": *The Hispanic American Historical Review* 45, No. 2 (May 1965), 270-271. Sabin, *A Dictionary of Books Relating to America* 98934. Palau, *Manual del Librero Hispano-Americano* 359296. [Order This Item](#)



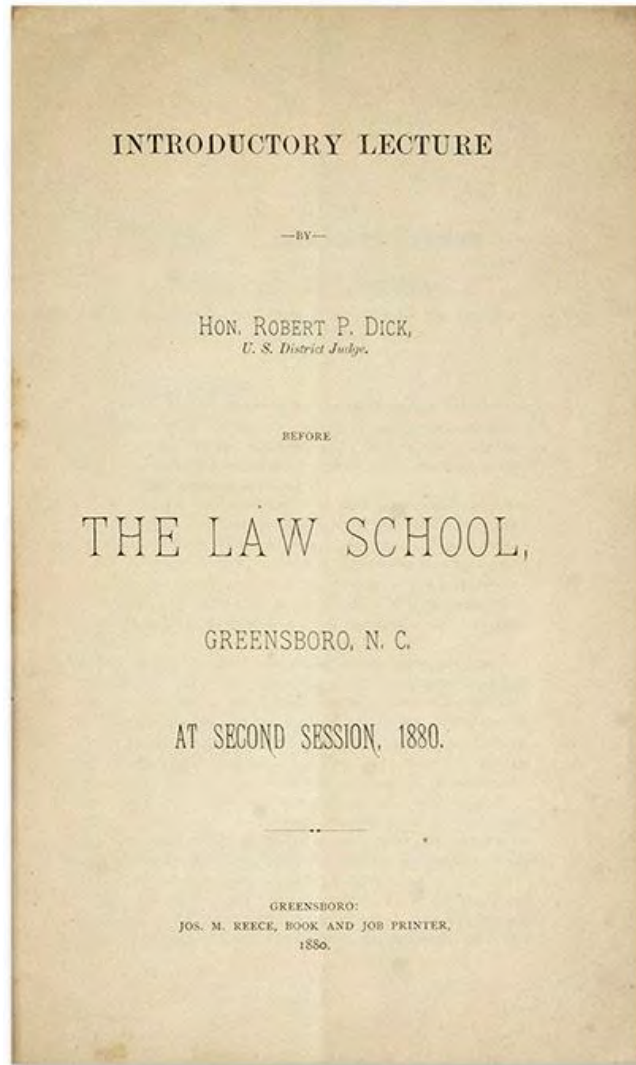
The Fates of 79 Prisoners in Taunton, Somerset on October 14, 1833

3. [Criminals].
[Great Britain].

A Calendar of the Prisoners for the Michaelmas Season, To be Holden at the Castle, Taunton, On Monday, The 14th Day of October, 1833. [drop head title]. Yeoville: Porter, Printer, [1833]. [12] pp. Quarto (12-1/2" x 9-1/2").

Stab-stitched pamphlet in plain wrappers. Light soiling and a few minor stains, moderate rubbing and a few minor chips to edges, wrapper just beginning to split along spine, three faint horizontal fold lines. Some toning to text, minor tears in a few places, annotated throughout in contemporary hand. \$850.

* A list of 79 prisoners. Along with the charge, each entry includes the prisoner's age, trade, date of warrant and the person "by whom committed." The annotations list the sentences, such as "6 Month C. gaol" and "3 wks solitary." (No one was transported to Australia.) Based on the handwriting, these notes appear to be the work of "James Gaine/ Keeper." His name appears at the foot of p. [11], along with the name, in the same hand, "E.H. Sanford Esq M.P." Not listed on OCLC or COPAC. [Order This Item](#)



"The Laws of the Ancient Hebrews"

4. Dick, Robert Paine [1823-1898].

Introductory Lecture By Hon. Robert P. Dick, U.S. District Judge. Before The Law School, Greensboro, N.C. Before The Law School, Greensboro, N.C. At Second Session, 1880. Greensboro, NC: Jos. M. Reece, 1880. 20, [1] pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet in printed wrappers. Light soiling, fading to sections of wrappers, vertical crease through center, some wear to spine ends and corners, light toning to text. \$450.

* Only edition. The introductory lecture is "The Laws of the Ancient Hebrews," a survey by the prominent North Carolina jurist, biblical scholar and co-proprietor of the Greensboro Law School. Dick stresses the lasting influence of Hebrew law, the principles of which "form the basis of the laws and free institutions of our Great Republic" (20). The pamphlet also includes information on the Greensboro Law School, including tuition and other fees, a summary of the course of study, and a list of 62 alumni. Dick established the school in partnership with John H. Dillard in 1873. Also known as the Dick and Dillard School, it educated nearly 300 students and was one of the most prestigious law schools in the state. It closed in 1893. OCLC locates 7 copies, 2 in law schools (Duke, University of North Carolina).

[Order This Item](#)



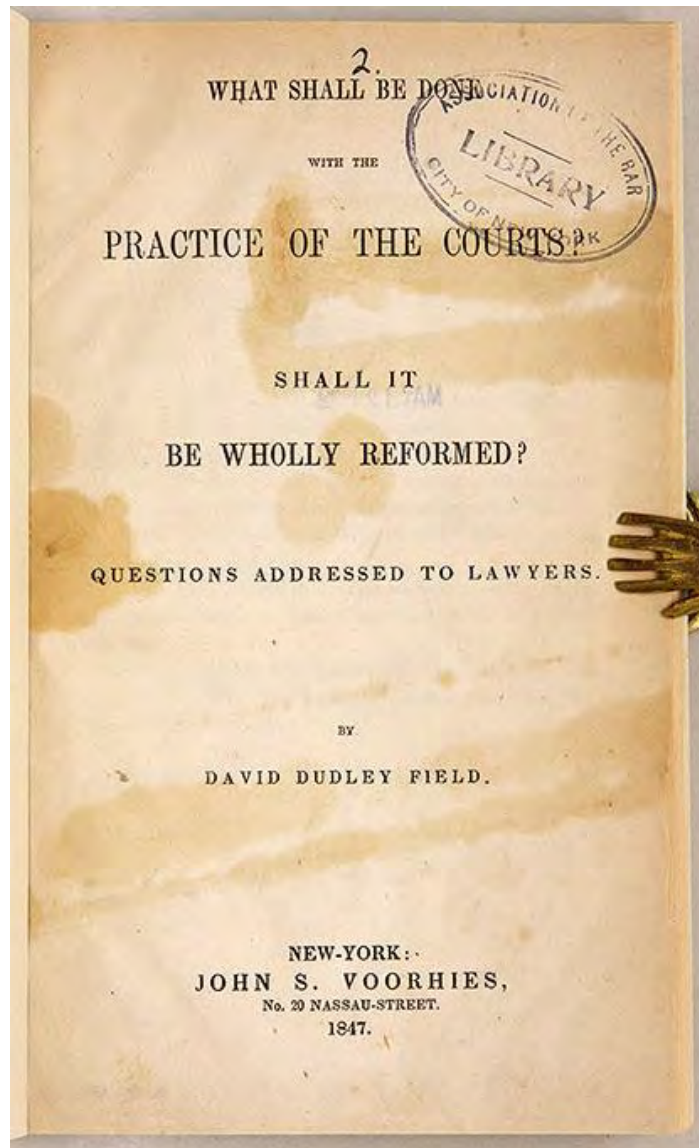
**Proposed Mexican Mining
Laws Favorable to Foreigners**

5. Eisenmann, Ernst, Translator and Editor.

Berggesetz für die Mexikanische Republik vom 22 November 1884. Bonn: Universitäts-Buchdruckerei von Carl Georgi, 1885. 61 pp. Octavo (9" x 5-1/2").

Stab-stitched pamphlet in printed wrappers, spine reinforced. Negligible light soiling, a few minor tears to wrappers, light toning to interior. \$450.

* Only edition. Produced for a German audience, this is a rare translation of a proposed legal code for the operation and regulation of mines in Mexico. It is notable for its bias in favor of foreign owners and investors. OCLC locates 2 copies (National Library of Mexico, University of Delft). [Order This Item](#)



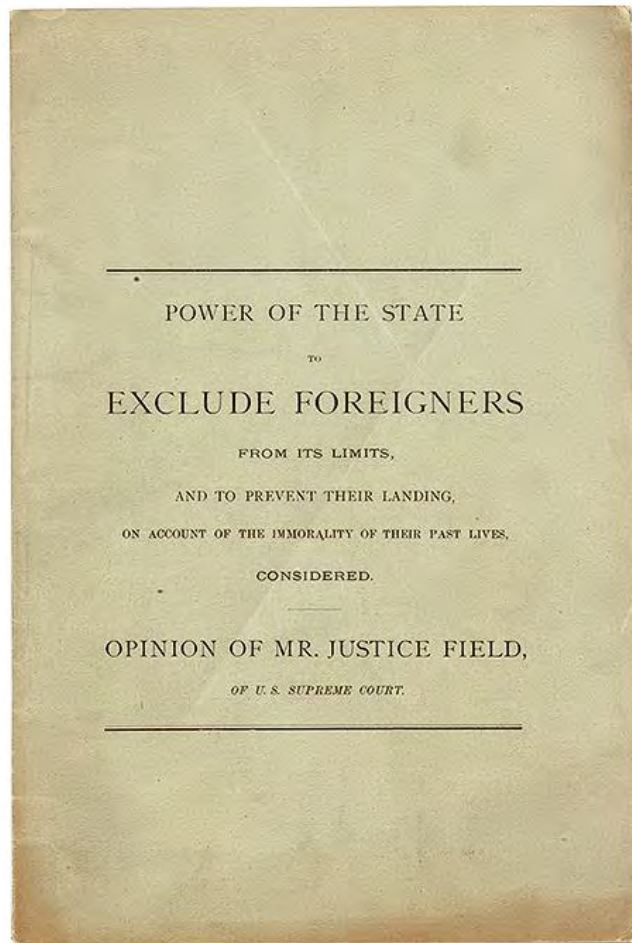
Field Campaigns for Court Reform

6. Field, David Dudley [1805-1894].

What Shall be Done with the Practice of the Courts? Shall it be Wholly Reformed. New York: John S. Voorhies, 1847. 38 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet bound into recent plain boards, endleaves added. Moderate toning, light foxing to a few leaves, "2." in early hand and library stamp to title page, library markings to verso. \$250.

* Only edition. Field, a leader of the New York bar, was an important law reformer and the leading American proponent of codification during the nineteenth century. This pamphlet was "part of Field's campaign to urge the New York State Legislature to reform the judiciary system. His efforts led to his appointment later in 1847 as commissioner on practice and pleading and his participation in the preparation of the code of procedure (1848-1850)" (Cohen). OCLC locates 6 copies in North American law libraries (Georgetown, New York University, UC-Berkeley, University of Iowa, Pace, Yale). Cohen, *Bibliography of Early American Law* 1144. [Order This Item](#)



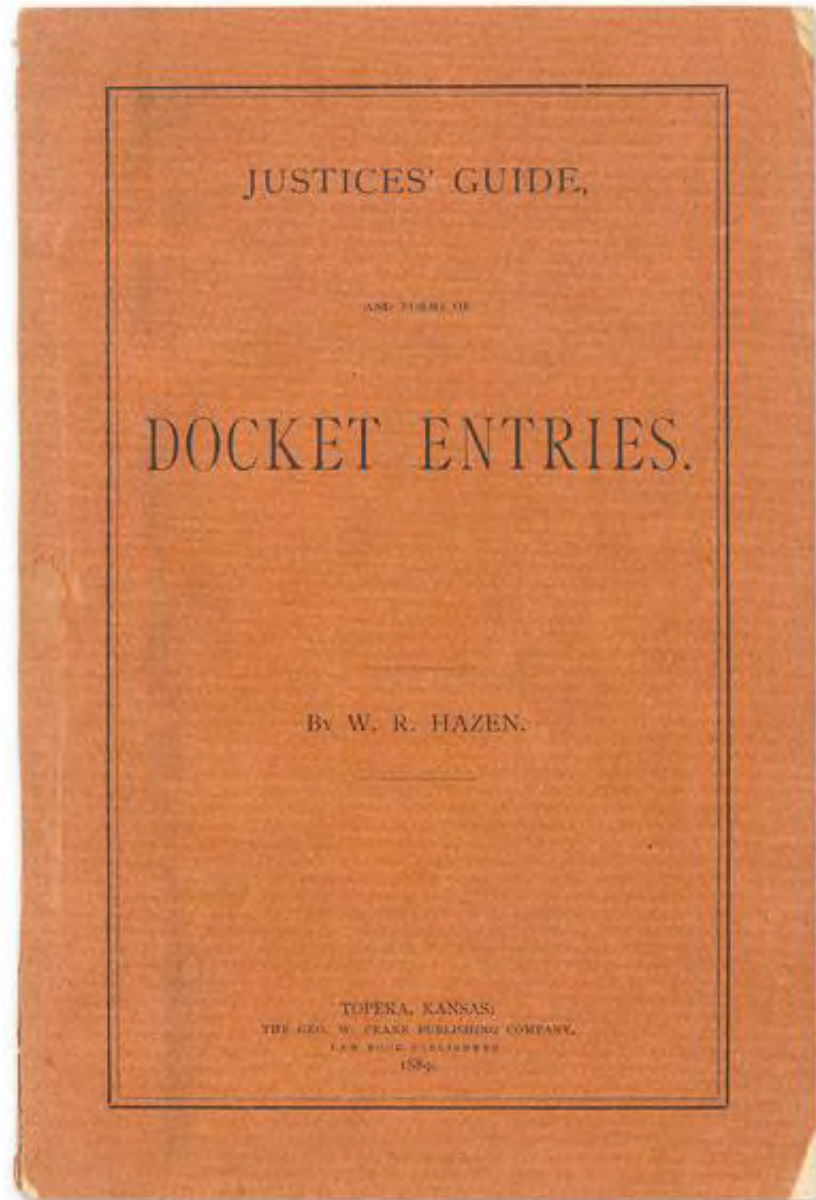
**Stephen Field's Opinion in an Early Case
Concerning the Restriction of Chinese Immigration**

7. Field, Stephen J. [1816-1899].

Power of the State to Exclude Foreigners from its Limits, And to Prevent Their Landing, On Account of the Immorality of Their Past Lives, Considered: Opinion of Mr. Justice Field, Of U.S. Supreme Court, Delivered Sept. 21st, 1874, In the Case of Ah Fong, A Chinese Woman, Brought Before the Circuit Court of the United States for the District of California on a Writ of Habeas Corpus. San Francisco: Edward Bosqui & Co., Printers, 1874. 22 pp. Octavo (8-3/4" x 5-3/4").

Stab-stitched pamphlet in printed wrappers. Negligible light soiling and staining, faint creases to wrappers, minor wear to spine ends and corners, light toning to interior. A well-preserved copy. \$1,250.

* Only edition. The case of Ah Fong, a female Chinese immigrant, was tried in 1874 in the U.S. District Court of California. The opinion was written by Field, an associate justice of the U.S. Supreme Court. Field's opinion ruled against the California commissioner of immigration in favor of Ah Fong and other female Chinese immigrants. As a group, these women had been unfairly characterized by the immigration authorities as prostitutes. Field agreed that preventing the immigration of prostitutes was a legitimate goal, but he held that targeting a single foreign group, rather than prostitutes from all nations, was discriminatory. It also infringed on a federal treaty power. The following year, however, Field's point became moot. Congress passed the Page Act of 1875, the first United States law restricting immigration, which effectively excluded female Chinese immigrants. Not in the *Harvard Law Catalogue*. [Order This Item](#)



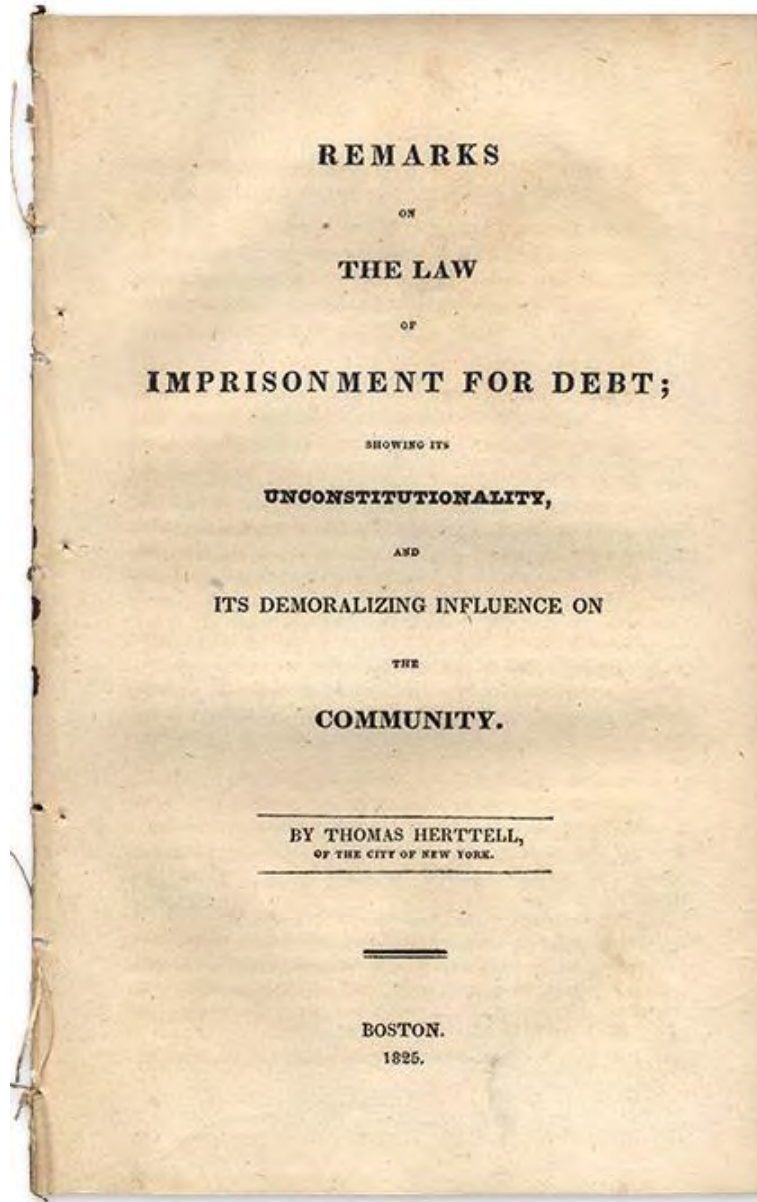
1889 Guide for Novice Justices in Kansas

8. Hazen, W.R.

Justices' Guide, And Forms of Entries. Topeka, KS: The Geo. W. Crane Publishing Co., 1889. 30 pp. Octavo (8-1/2" x 5-1/2").

Stab-stitched pamphlet in printed wrappers. Light rubbing to extremities with minor wear to spine ends and corners, wrappers just beginning to detach at foot, corner cropped from a page with no loss to text. Early owner signature to front free endpaper, interior otherwise clean. \$450.

* Only edition. This little book was intended "for the justice of the peace who has been elected to office on account of his good common sense and integrity, rather than his knowledge of the law" (1). OCLC locates 1 copy (Pittsburg State University, KS). [Order This Item](#)



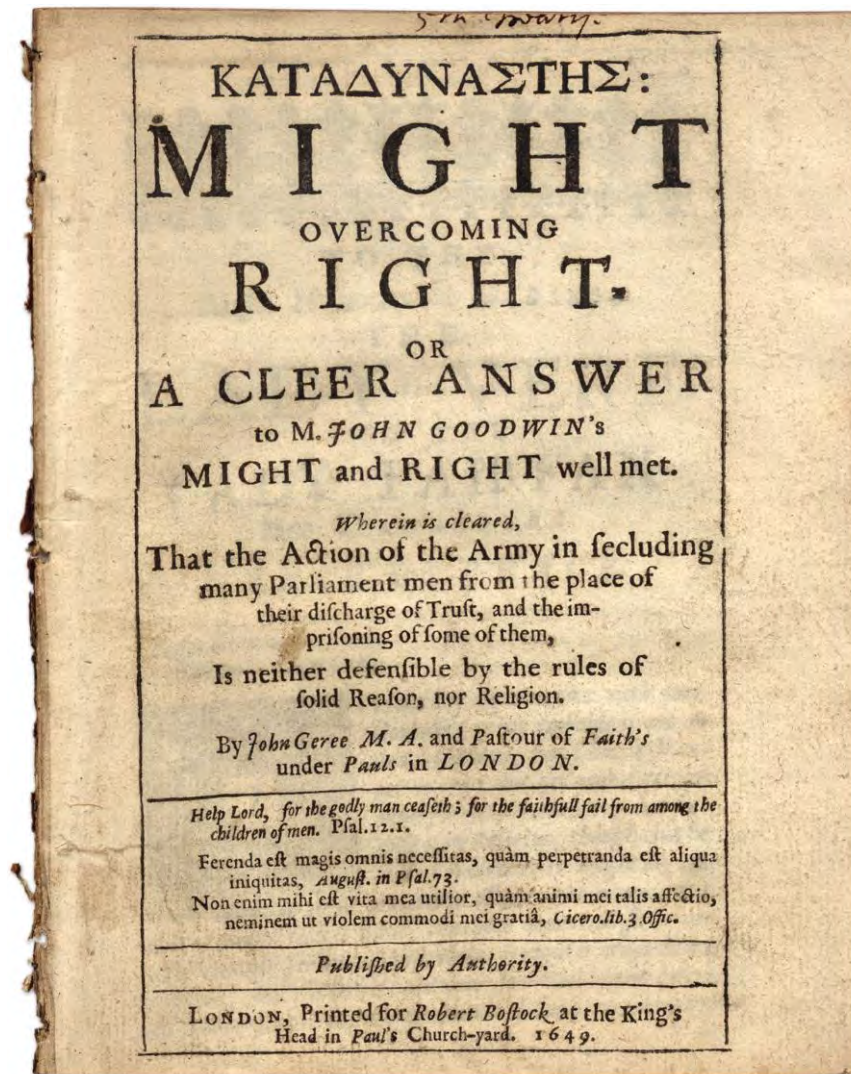
Imprisonment for Debt is a Form of Tyranny

9. Herttell, Thomas [1771-1849].

Remarks on the Law of Imprisonment for Debt; Showing Its Unconstitutionality, And Its Demoralizing Influence on the Community. Boston: S.n., 1825. [iii], 4-47 pp. Octavo (8-1/2" x 5-1/4").

Disbound stab-stitched pamphlet. Light soiling and edgewear, light toning. A well-preserved item. \$450.

* Second and final edition. Herttell, a reform-minded New York lawyer, argues that "civil government has not, nor can it acquire the right to pass a law authorizing imprisonment for debt" (5). He traces the first law permitting imprisonment for debt to England in 1267. That law, and its successors "emanated from the ignorance and tyranny of the darker ages, when the power of kings was nearly absolute" (5). This pamphlet was originally published in New York in 1823. Cohen, *Bibliography of Early American Law* 2594. [Order This Item](#)



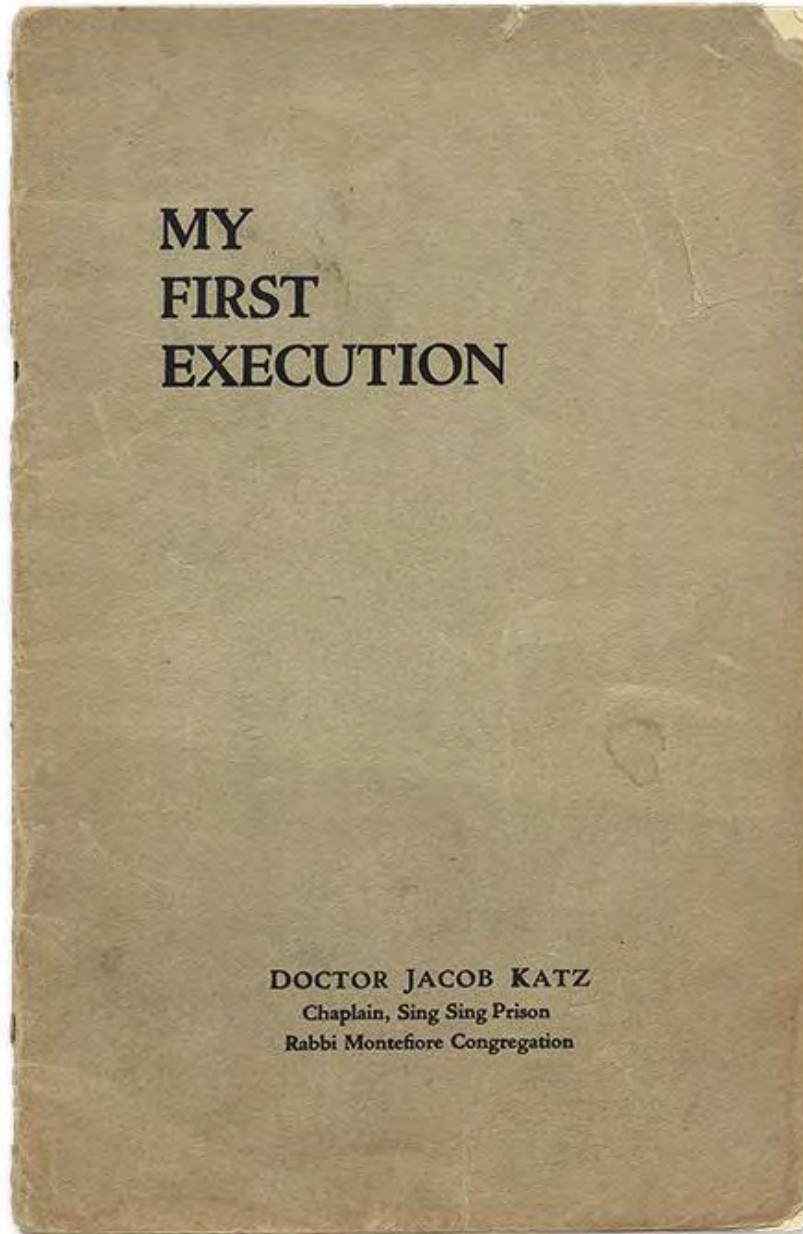
**A Criticism of the New Model
Army's Actions Against Parliament in 1648**

10. Gerec, John [1601?-1649].

Katadynastes, Might Overcoming Right, Or a Cleer Answer to M. John Goodwin's Might and Right Well Met. Wherein is Cleared, That the Action of the Army in Secluding Many Parliament Men from the Place of Their Discharge of Trust, And the Imprisoning of Some of Them, Is Neither Defensible by the Rules of Solid Reason, Nor Religion. By John Gerec M.A. And Pastour of Faith's Under Pauls in London. Published by Authority. London: Printed for Robert Bostock, 1649. [vi], 41, [1] pp. First word of title in Greek letters. Quarto (7" x 5-1/4").

Disbound stab-stitched pamphlet. Light soiling to exterior, moderate toning, finger smudges and light foxing to a few leaves, early signature to head of title page, early annotation to its verso, and headlines of several leaves affected by trimming, loss to legibility of final lines of six leaves from trimming, short tear to final leaf with minor loss to text. \$250.

* Only edition. Gerec rejects Goodwin's endorsement of the New Model Army's actions after its purge of Parliament's moderate members on December 6, 1648 in his pamphlet *Right and Might Well Mett* (1649). *English Short-Title Catalogue* R18662. [Order This Item](#)



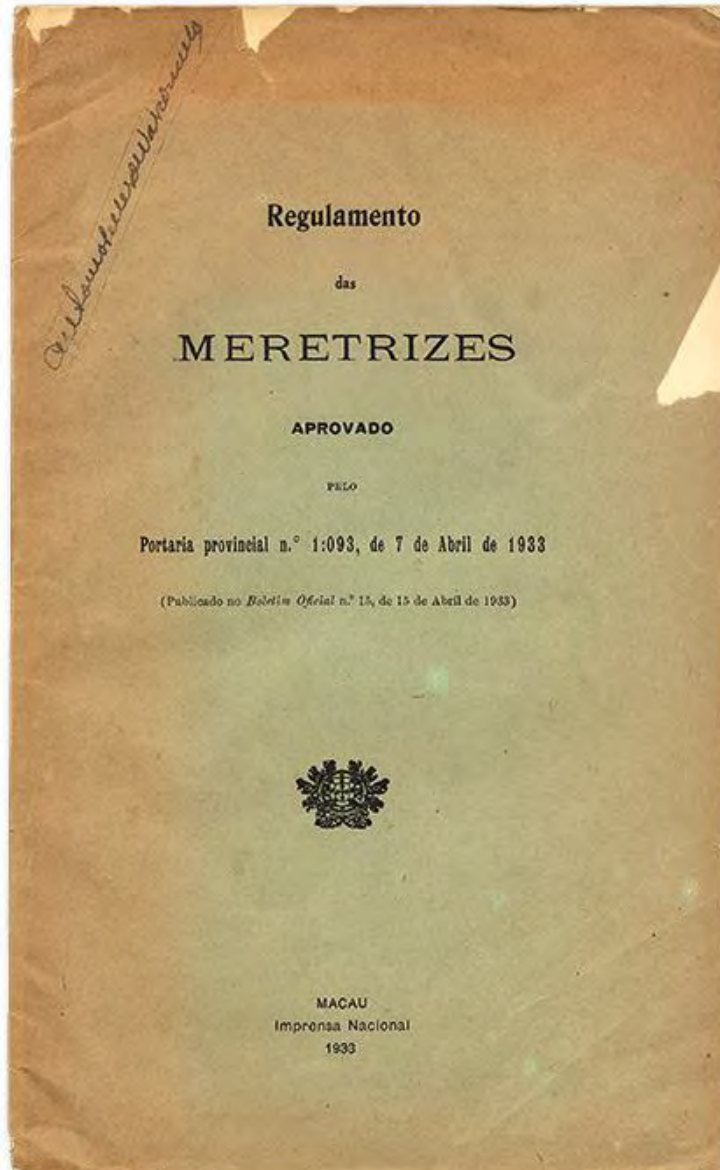
**A Rabbi Describes His Experience of
Witnessing an Execution at Sing Sing**

11. Katz, Jacob.

My First Execution. [New York]: S.n., c.1924.

Stapled 8" x 5" pamphlet in stiff wrappers. Light soiling, mild edgewear, a few small chips to corners, wrappers almost detached, clean tear to front wrapper, light browning to text. A rare pamphlet. \$350.

* Katz was the Jewish chaplain at Sing Sing Prison. In this pamphlet he describes the first time he attended an execution, which took place in Sing Sing in 1919. He discusses his interactions with the condemned prisoner and his feelings afterwards. OCLC locates 2 copies (American Jewish Historical Society, New York Public Library). [Order This Item](#)



Rare 1933 Digest of Laws Regulating Macau's Sex Trade

12. [Macau].

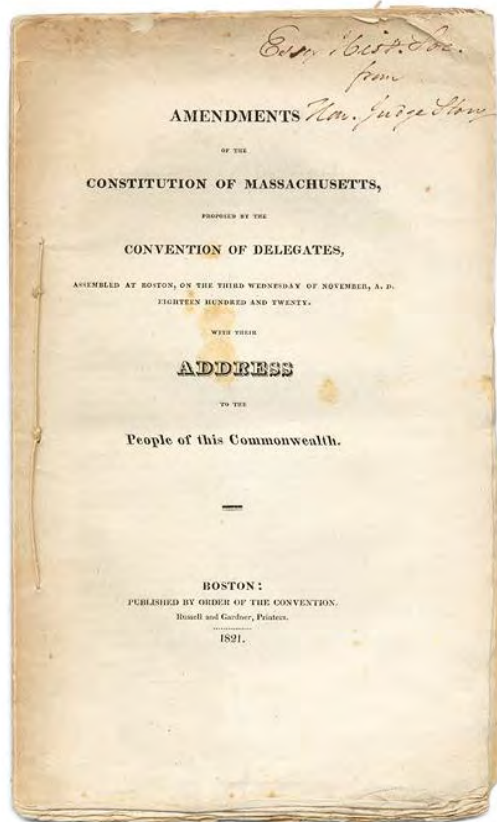
[China].

[Prostitution].

Regulamento das Meretrizes, Aprovado pelo Portaria Provincial No. 1:093, De 7 de Abril de 1933. Macau: Imprensa Nacional, 1933. 22 pp. Text in Portuguese and Chinese.

Stitched pamphlet in printed paper wrappers. Some edgewear, a few chips and minor tears to wrappers, early annotations to front wrapper, light toning to interior. \$950.

* Only edition located. Laws governing prostitution in the Portuguese colony of Macau (1557-1999) were first enacted in the mid-nineteenth century. By the 1930s the government administered the trade directly through the *Regulamento das Meretrizes*. No copies located on OCLC. [Order This Item](#)



**Amendments to the Massachusetts
Constitution: A Presentation Copy from Joseph Story**

13. [Massachusetts].

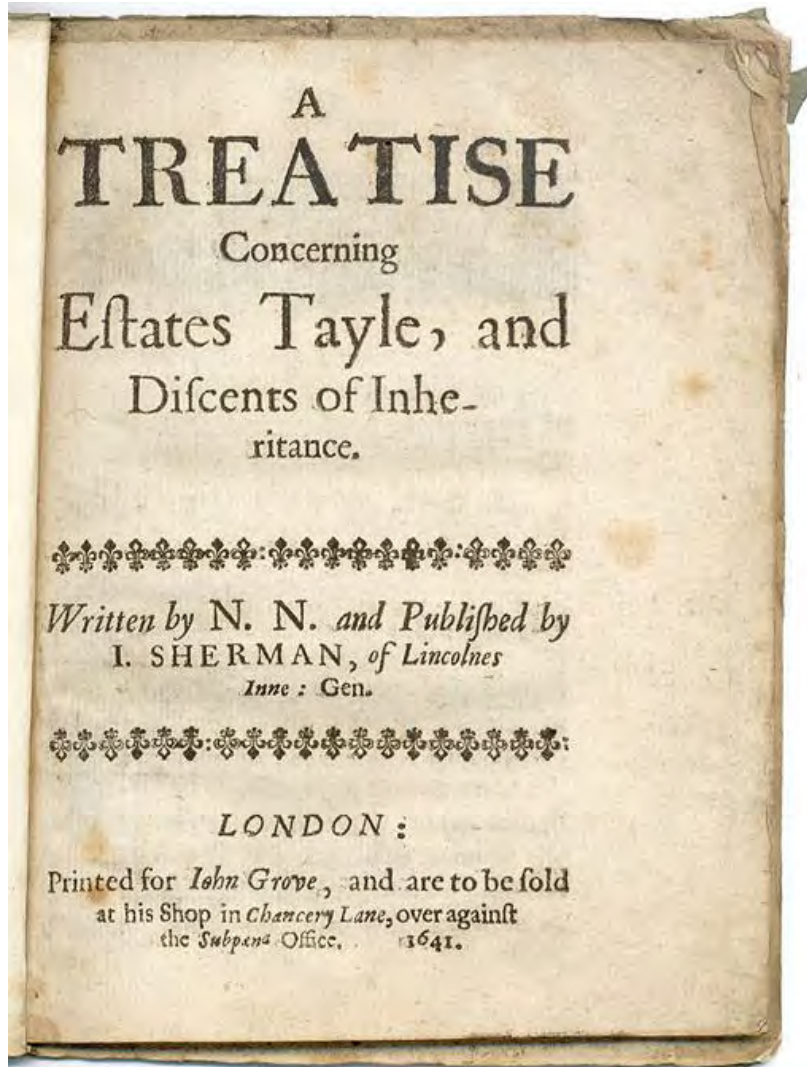
[Constitution].

[Story, Joseph (1779-1845)].

Amendments of the Constitution of Massachusetts, Proposed by the Convention of Delegates, Assembled at Boston, On the Third Wednesday of November, A.D. Eighteen Hundred and Twenty. With their Address to the People of this Commonwealth. Boston: Published by Order of the Convention, 1821. [iii], 4-32 pp. Octavo (10-1/4" x 6").

Stab-stitched pamphlet in self-wrappers, untrimmed edges. Moderate toning, minor edgewear to a few leaves, light foxing and presentation inscription to title page, final leaf signed by Convention Secretary Benjamin Pollard. \$1,850.

* First edition. Presented to the Essex Historical Society, this copy is inscribed "from Hon Judge Story." The great Supreme Court justice was member of the convention to amend to Massachusetts Constitution. Mel A. Topf in wrote about Story's importance at the Convention: "Story brought his prestige and leadership, together with his considerable political and legal skills, to what was for him and his allies at the convention the overriding mission: to save the Massachusetts frame of government from the democratizing forces (or from radicalism, the term Story used) that were threatening the Republic itself. It would be difficult to overemphasize the centrality of this mission to Story's theory of the judiciary. Story, along with Daniel Webster and others, led the conservative faction toward its goal of creating an alliance to protect the Massachusetts constitution from democratic extremes of the radicals, whose program was the convention's main agenda." An excellent association connecting Joseph Story to a critical event in his judicial career in Massachusetts. Topf, *A Doubtful and Perilous Experiment: Advisory Opinions, State Constitutions, and Judicial Supremacy* 32-33. Cohen, *Bibliography of Early American Law* 3144. [Order This Item](#)



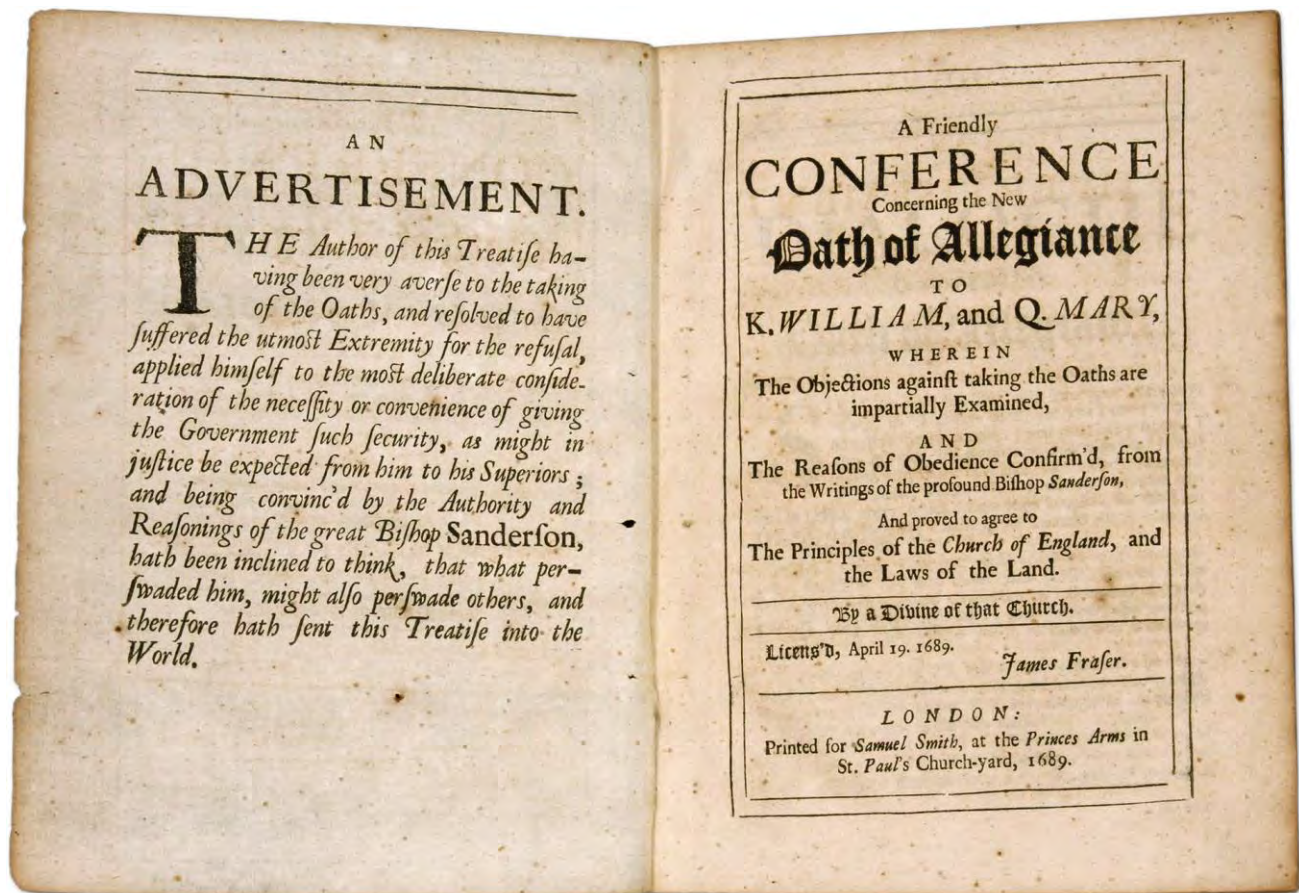
**Scarce 1641 Tract Calling for the
Reform of Laws Concerning Inheritance and Succession**

14. N.N.

A Treatise Concerning Estates Tayle, And Discents of Inheritance. Written by N.N. And Published by I. Sherman, of Lincolnes Inne: Gen. London: Printed for Iohn Grove, 1641. [ii], 42, [i.e. 43], [1] pp. Lacking first leaf, a blank. Quarto (6-1/2" x 5-1/2").

Stab-stitched pamphlet with untrimmed edges bound into plain later plain wrappers. Light soiling, a few minor stains, moderate edgewear, tiny spark burn to rear wrapper, small tear to front wrapper near foot of spine. Moderate toning to text, light foxing to a few leaves, light soiling to title page. \$1,500.

* Only edition. The Civil-War inspired several proposals to liberalize and modernize areas of the common law. A fine example of this literature, N.N.'s tract disputes the validity of primogeniture and other "ancient" aspects of inheritance and succession. A contentious piece, it offers a clever argument grounded in classic common-law sources and scripture. OCLC locates 18 copies, 7 in North American law libraries (Harvard, Library of Congress, UC-Berkeley, University of Michigan, University of Virginia, University of Washington, York University-Osgoode Hall). *English Short-Title Catalogue* R32142. [Order This Item](#)



"The Reasons of Obedience Confirm'd"

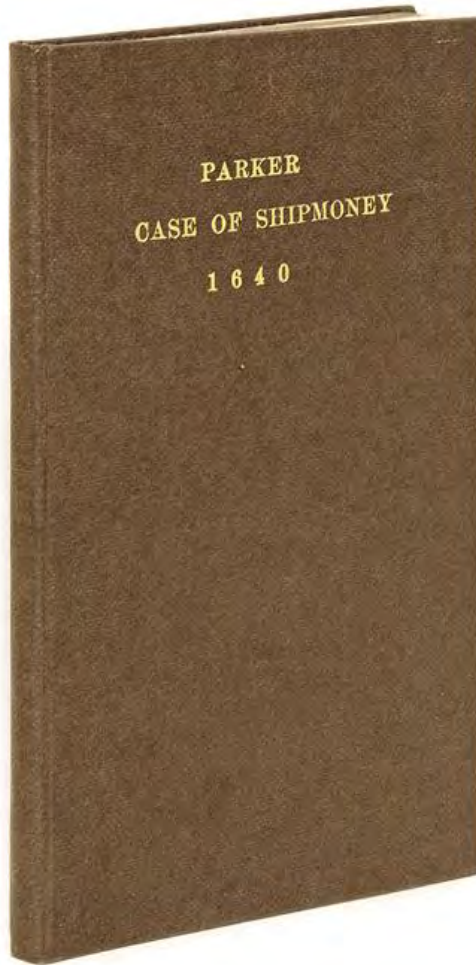
15. [Oaths].

[Great Britain].

A Friendly Conference Concerning the New Oath of Allegiance to K. William, And Q. Mary, Wherein the Objections Against Taking the Oaths are Impartially Examined. And the Reasons of Obedience Confirm'd, From the Writings of the Profound Bishop Sanderson, And Proved to Agree to the Principles of the Church of England, And the Laws of the Land. By a Divine of that Church. Licens'd, April 19. 1689. James Frazer. London: Printed for Samuel Smith, 1689. [iv], 35, [1] pp. Author advertisement to verso of first leaf, bookseller advertisement to verso of final leaf. Quarto (7-3/4" x 6").

Disbound stab-stitched pamphlet. Moderate toning, somewhat heavier in places, faint spotting, final signature just beginning to detach. \$750.

* Only edition. "This anonymous tract, licensed for publication on 19 April 1689, directly addresses the new requirement that office holders, both civil and ecclesiastical, must subscribe to an oath of loyalty to King William and Queen Mary. To ease the consciences of the scrupulous, the new oath asked only for loyalty. It deftly sidestepped the issue of legitimacy and read: 'I do sincerely promise and swear that I will be faithful and bear true allegiance to their majesties King William and Queen Mary.' Nevertheless with King James still alive many individuals with troubled consciences were unclear what obligation they still owed King James. They were anxious not to violate their sworn oath to him and wondered whether William and Mary were usurpers like Cromwell. Office holders had six months during which to swear to the oath or lose their posts.": Malcolm, Ed., *The Struggle for Sovereignty* II:944-945. *English Short-Title Catalogue* R17117. [Order This Item](#)



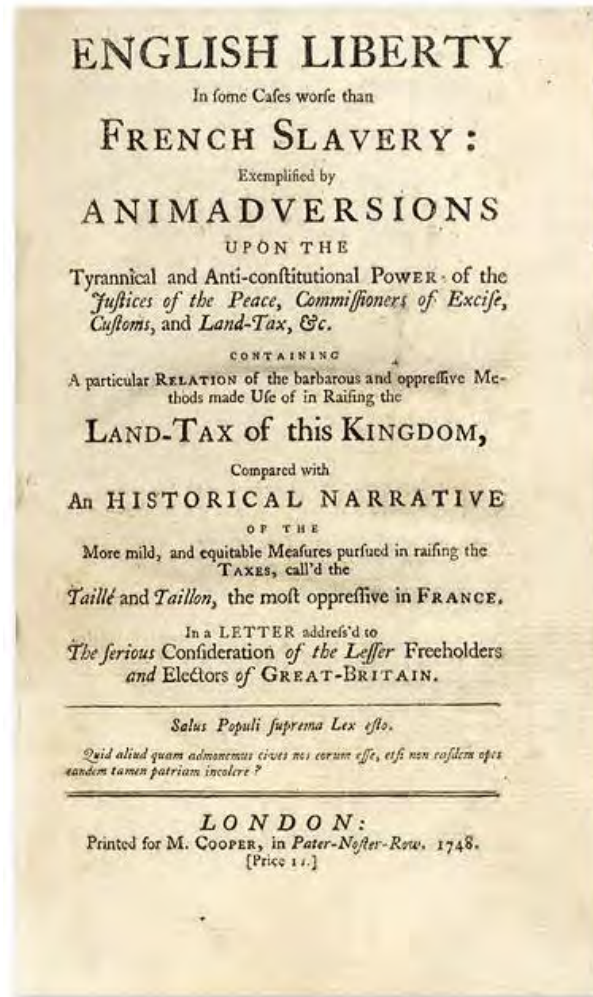
**An Important Statement Concerning
an Act that Pitted Parliament against Charles I**

16. [Parker, Henry (1604-1652)].

The Case of Shipmony Briefly Discoursed, According to the Grounds of Law, Policy, And Conscience. And Most Humbly Presented to the Censure and Correction of the High Court of Parliament, Nov. 3. 1640. [London: Printed by Thomas Harper], 1640. [ii], 49, [1] pp. Octavo (6-1/2" x 3-3/4").

Stab-stitched pamphlet bound into recent textured paper boards, gilt title to front board. Light browning and faint dampstaining to text, title page printed off-center with some loss to text. \$450.

* Only edition, first issue. Ship money, a tax levied on coastal regions to pay for naval protection, was one of a handful of taxes that English monarchs could levy without parliamentary approval. Believing King Charles I was abusing this power, Parliament passed the Ship Money Act 1640 to abolish the tax. The conflict that resulted from this act was one of the causes of the Civil War. A barrister, Parker was "the most influential writer to defend the parliamentary cause in the 1640s" (Goldsworthy). His pro-Parliament review of the case is considered to be one of the first significant political statements of the 1640s. He published his works anonymously, some under the pseudonym "Observer." According to the *ESTC*, there are two issues of this work; the second has "policie" rather than "policy" in the title. Goldsworthy, *The Sovereignty of Parliament* 97. Pollard and Redgrave, *Short-Title Catalogue of Books Printed in England, Scotland and Ireland 1501-1700* R17588. [Order This Item](#)



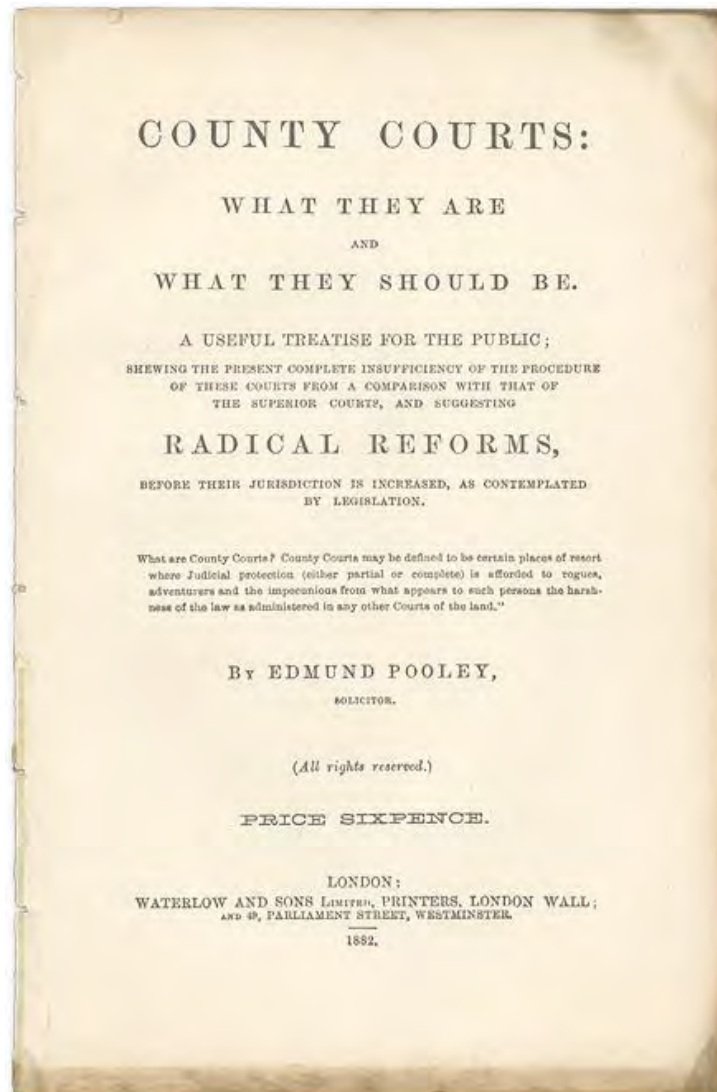
English Taxation: Worse Than French Slavery?

17. [Philalethes].

English Liberty in Some Cases Worse than French Slavery: Exemplified by Animadversions Upon the Tyrannical and Anti-Constitutional Power of the Justices of the Peace, Commissioners of Excise, Customs, And Land-Tax, &c. Containing a Particular Relation of the Barbarous and Oppressive Methods Made Use of in Raising the Land-Tax of This Kingdom, Compared with an Historical Narrative of the More Mild, And Equitable Measures Pursued in Raising the Taxes, Call'd the Taille and Taillon, The Most Oppressive in France. In a Letter Address'd to the Serious Consideration of the Lesser Freeholders and Electors of Great-Britain. London: Printed for M. Cooper, 1748. [iv], 96 pp. Octavo (8" x 4-3/4").

Stab-stitched pamphlet bound into contemporary three-quarter sheep over marbled boards. Moderate rubbing to extremities with some wear to spine ends and corners, light rubbing to boards, front hinge starting. Light toning to text, light soiling to title page, internally clean. A nice copy. \$850.

* First and only edition. The essay is signed "Philalethes," and is catalogued under that name in Kress and Goldsmiths. Dedicated, significantly, to Great Britain's "lesser Freeholders and Electors," it compares the tax burden imposed "arbitrarily" on English citizens with that of other, supposedly less democratic, European countries. OCLC locates 1 copy in a North American law library (Harvard). *Catalogue of the Goldsmiths' Library of Economic Literature* 8351. *The Kress Library of Business and Economics* 4922. *English Short-Title Catalogue* T103148. [Order This Item](#)



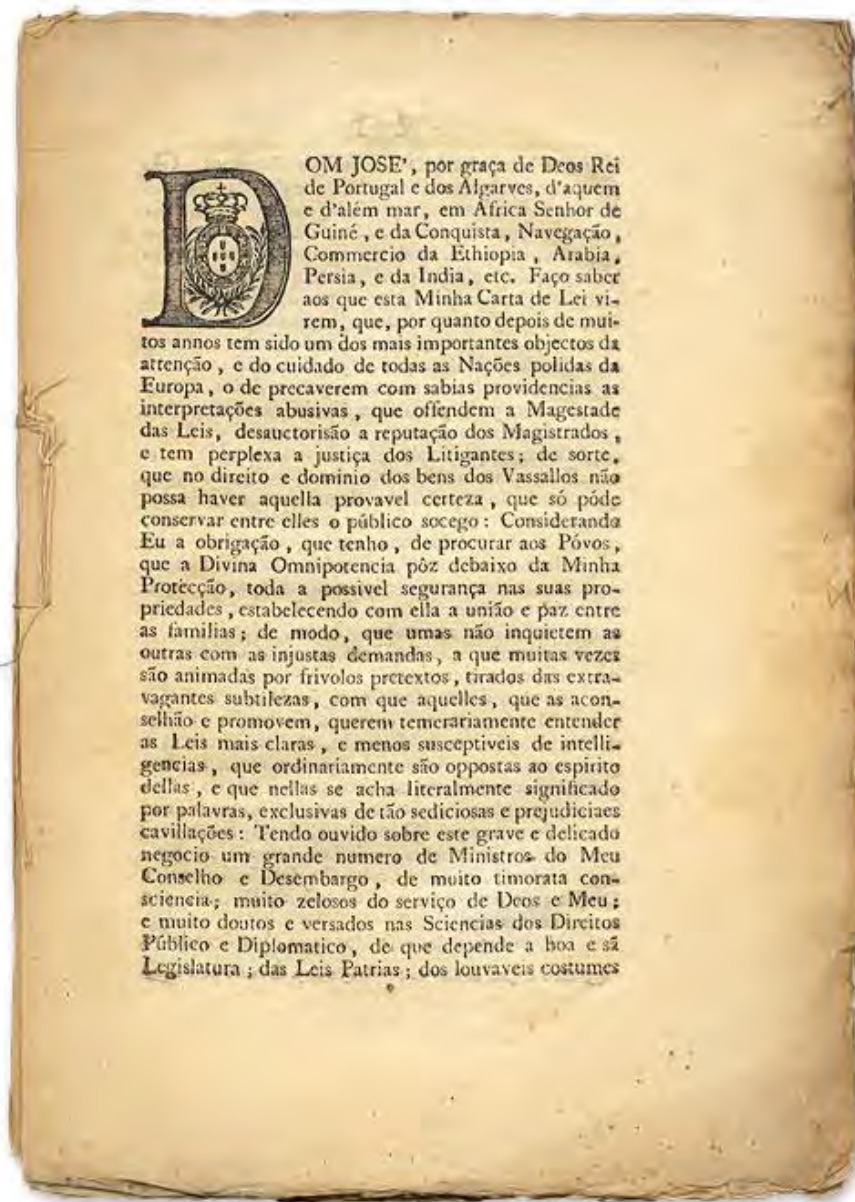
Unrecorded 1882 Screeed Against the English County Courts

18. 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](#)



Important Pre-Code Reforms to Portuguese Civil Law

19. [Portugal].

Leis de 18 de Agosto de 1769 e de 3 de Agosto de 1770-E de Tabella dos Sellos de 1845 [manuscript cover title]. 15, 14, pp., two folded manuscript leaves. Quarto (8-1/2" x 6); leaves (12" x 8-1/2").

Stab-stitched pamphlets and manuscript leaves sewn together and laid into paper folder, manuscript title to front. Light browning, manuscript in neat hand to both sides of leaves. \$850.

* Assembled, we assume in 1845, this item has three parts. The first two are offprints of two important legislative pieces, one on the sources of law, the other on primogeniture rights. Important reforms, these laws were standard points of reference until the adoption of the Civil Code of 1867. The final item is a manuscript compilation of legislation concerning fiscal matters. OCLC locates no copies of the two offprints in North America. [Order This Item](#)



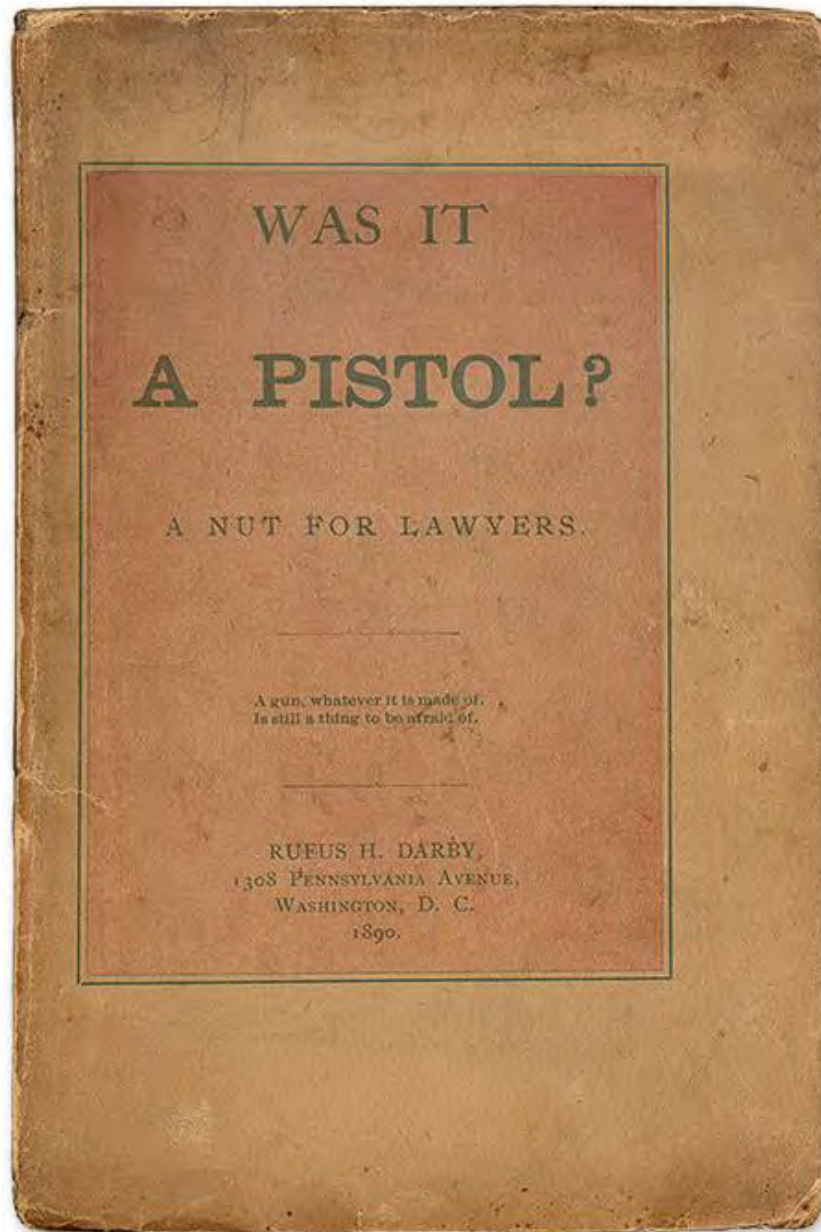
Significance of the Great Seal of England

20. Prynne, William [1600-1669].

The Opening of the Great Seal of England. Containing Certain Brief Historicall and Legall Observations, Touching the Originall, Antiquity, Progresse, Use, Necessity of the Great Seal of the Kings and Kingdoms of England, In Respect of Charters, Patents, Writs, Commissions, And Other Proccesse. Together with the Kings, Kingdoms, Parliaments Severall Interests in, And Power over the Same, And Over the Lord Chancellour, And the Lords and Keepers of It, Both in Regard of Its New-Making, Custody, Administration for the Better Execution of Publike Justice, The Republique Necessary Safety, And Utility. Occasioned by the Over-Rash Censures of Such who Inveigh Against the Parliament, For Ordering a New Great Seale to be Engraven, To Supply the Wilfull Absence, Defects, Abuses of the Old, Unduely Withdrawne and Detained from Them. Lodon [sic]: Printed for Michael Spark Senior, 1643. [viii], 48 pp. Quarto (8-1/2" x 6-1/2").

Stab-stitched pamphlet bound into recent quarter calf over marbled boards. A few minor nicks, corners lightly bumped. Title printed within typographic border. Light toning to text, negligible minor worming to inner margin of title page and a few other leaves. \$500.

* Only edition. Prynne was a contentious and erudite Puritan attorney and legal antiquarian who wrote several books and pamphlets about legal history, religion and politics. He had an unrivalled ability to antagonize others. His personality and choice of targets eventually led to his disbarment, imprisonment, and mutilation (loss of ears) by the Star Chamber. After the Restoration Prynne was appointed Royal Archivist in the Tower of London. A product of his antiquarian interests, the *Opening of the Great Seale* is a discussion of the role and significance of the great seal affixed to state documents. *English Short-Title Catalogue* R234376. [Order This Item](#)



"A Nut for Lawyers"

21. Smith, William Russell [1815-1896].

Was it a Pistol? A Nut For Lawyers. Washington, D.C.: R.H. Darby, 1890. 110 pp. Octavo (7-1/2" x 5").

Stab-stitched pamphlet in stiff printed wrappers, deckle edges, tipped-in publisher advertisement to front wrapper. Moderate soiling and a few minor stains to wrappers, some wear to spine ends and corners, moderate toning to interior, light foxing to a few leaves. \$350.

* First and only edition. A trial in the form of eight humorous poems: "The Testimony and Defense," "The Judge's Charge to the Jury," "The Recess," "The Court Reassembles," "The Charivari," "Was It Contempt" "The Hung Jury" and "The Judge's Homily." OCLC locates 8 copies, 2 in law libraries (Library of Congress, Yale). [Order This Item](#)



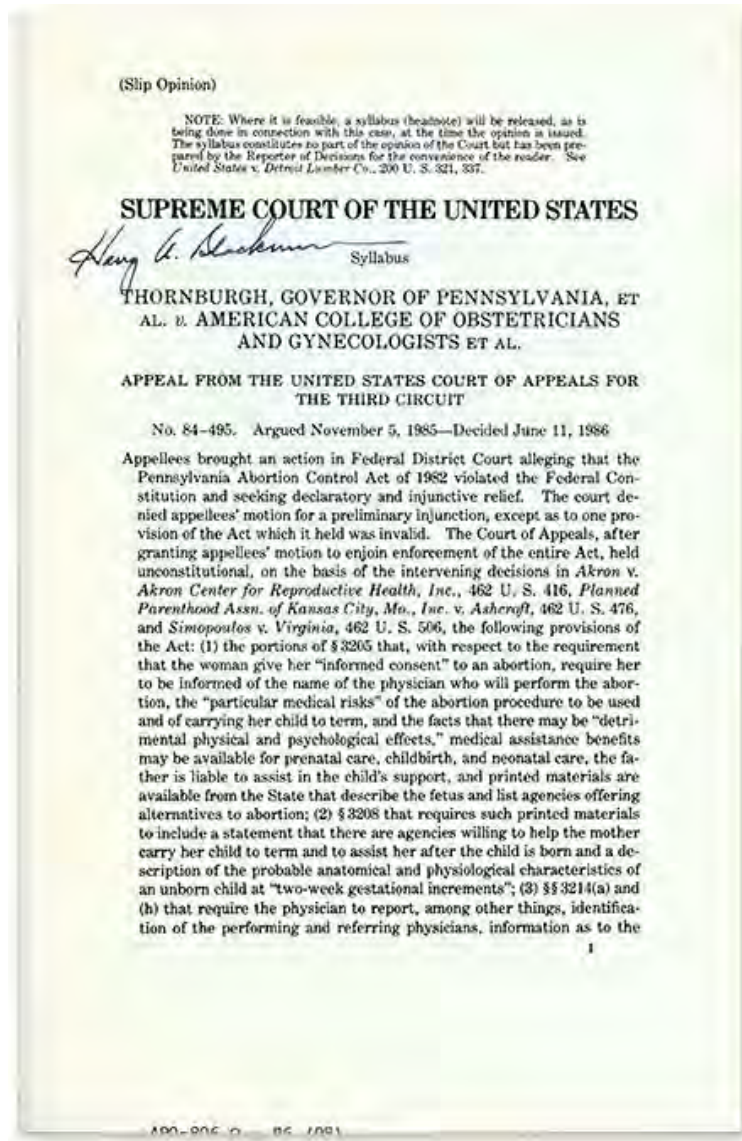
Questions Concerning the Irish Act of Settlement

22. Mervyn, Sir Audley [d.1675].

The Speech of Sir Audley Mervyn Knight; His Majesties Prime Serjeant at Law, And Speaker of the House of Commons in Ireland. Delivered to His Grace James Duke of Ormond, Lord Lieutenant of Ireland, The 13 Day of February, 1662. In the Presence-Chamber in the Castle of Dublin. Containing the Sum of Affairs in Ireland; But More Especially, The Interest of Adventurers and Souldiers. [London]: Printed at Dublin; And Re-Printed at London by J. Streater, By Speciall Order, 1662. [ii], 40 pp. Lacking final leaf, which contains an order to print. Quarto (7-1/2" x 5-1/2").

Disbound stab-stitched pamphlet. Soiling and a few tears to title page, chipping to top-edges of title page and following three leaves with minor loss to text, moderate toning to interior, light soiling and brief annotations in early hand to pp. 1 and 40, another early annotations to verso of title page. \$500.

* First edition, one of three issues and the only issue printed in England. Passed by the Irish Parliament in 1662, the Act of Settlement was a partial reversal of 1652 Act for the Settlement of Ireland, which punished Irish Catholics and Royalists for fighting against the English Parliament in Civil War with the wholesale confiscation of their lands and property, which was then passed into Protestant hands. The Court of Claims was established to implement the 1662 act and it was immediately embroiled in political conflict. Alarmed that the Court was absolving too many Catholics and restoring their lands, the Protestant-dominated Irish House of Commons attempted to change the Court's rules. Mervyn's speech defended the Court with detailed legal reasoning and an appeal to English liberties. It offered 20 proposals to make it a fairer and more effective court. Unfortunately, Charles II rebuffed Mervyn and the Court was allowed to expire before it could hear most of the claims by Catholic petitioners. All three issues of the *Speech* are scarce. OCLC locates 7 copies of the London issue in North America, none in law libraries. *English Short-Title Catalogue* R904. [Order This Item](#)

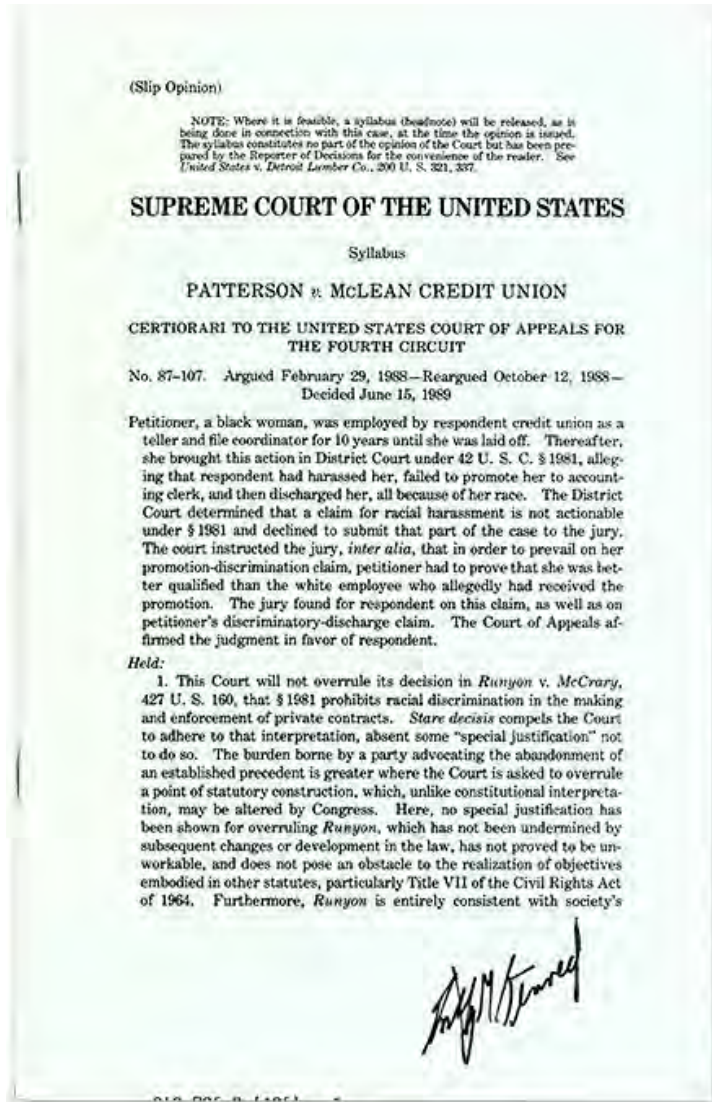


**Slip Opinion of an Important Supreme Court Decision
Concerning Reproductive Rights Signed by Justice Blackmun**

**23. Supreme Court of the United States.
[Blackmun, Harry (1908-1999)].**

Thornburgh, Governor of Pennsylvania, et al. v. American College of Obstetricians and Gynecologists et al. Slip Opinion. [Washington, DC: Government Printing Office, 1986]. iii, [1], 23, [1], 10, 4, 29, [1], 20 pp. Complete. Signature of Justice Blackmun to head of first page. Fine. \$750.

* *Thornburgh v. American College of Obstetricians and Gynecologists* involved a challenge to Pennsylvania's Abortion Control Act of 1982, which aimed to limit abortion rights. Blackmun's majority opinion for the Court rejected this act and reaffirming *Roe*. Bench opinions are issued by the U.S. Supreme Court immediately after the announcement of a decision. Slip opinions are issued afterwards. They are the first printings of a decision intended for wide dissemination and review, often incorporating corrections. After that stage the revised slip opinions are added to the latest paperback volume of *United States Reports*. A year later, that volume is printed in its final, authoritative, hardcover form. [Order This Item](#)

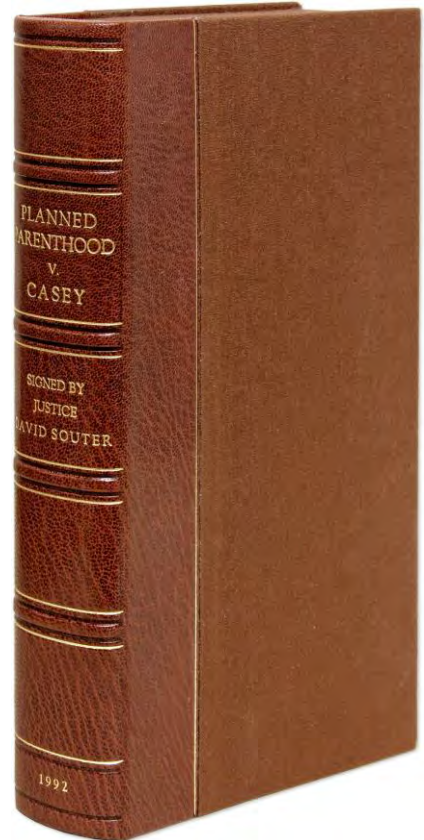
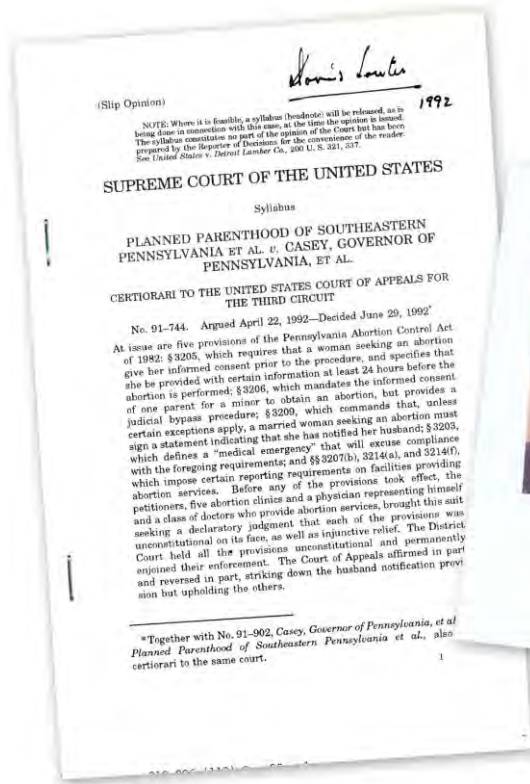


**A Notable Supreme Court
Racial Discrimination Case Signed by Justice Kennedy**

**24. Supreme Court of the United States.
[Kennedy, Anthony].**

(Slip Opinion) Patterson v McLean Credit Union, Certiorari to the United States Court of Appeals for the Fourth Circuit. [Washington, DC: Government Printing Office, 1989]. iv, 21, [1], 31, [1], 4 pp. Complete. Signature of Justice Kennedy to head of first page. Fine. \$500.

* This decision concerned a case of racial discrimination at a Virginia credit union, after she lost a promotion to a less-qualified white colleague and was later fired. The case was affirmed in part and reversed in part; this was the first in a series of events that led to the Civil Rights Act of 1991. Justice Kennedy wrote the opinion of the Court. Bench opinions are issued by the U.S. Supreme Court immediately after the announcement of a decision. Slip opinions are issued afterwards. Often incorporating corrections, they are the first printings of a decision intended for wide dissemination and review. After that stage the revised slip opinions are added to the latest paperback volume of *U.S. Reports*. A year later, that volume is printed in its final, authoritative, hardcover form. [Order This Item](#)



**Slip Opinion of a Landmark Supreme Court
Decision that Upheld Roe v. Wade Signed by Justice Souter**

25. Supreme Court of the United States.

[Souter, David].

(Slip Opinion) Planned Parenthood of Southeastern Pennsylvania et al Versus Casey, Governor of Pennsylvania et al. [Washington, DC: Government Printing Office, 1992]. x, 71, [1], 12, 23, [1], 37, [1], 25 pp. Complete. Signature of Justice Souter to head of first page.

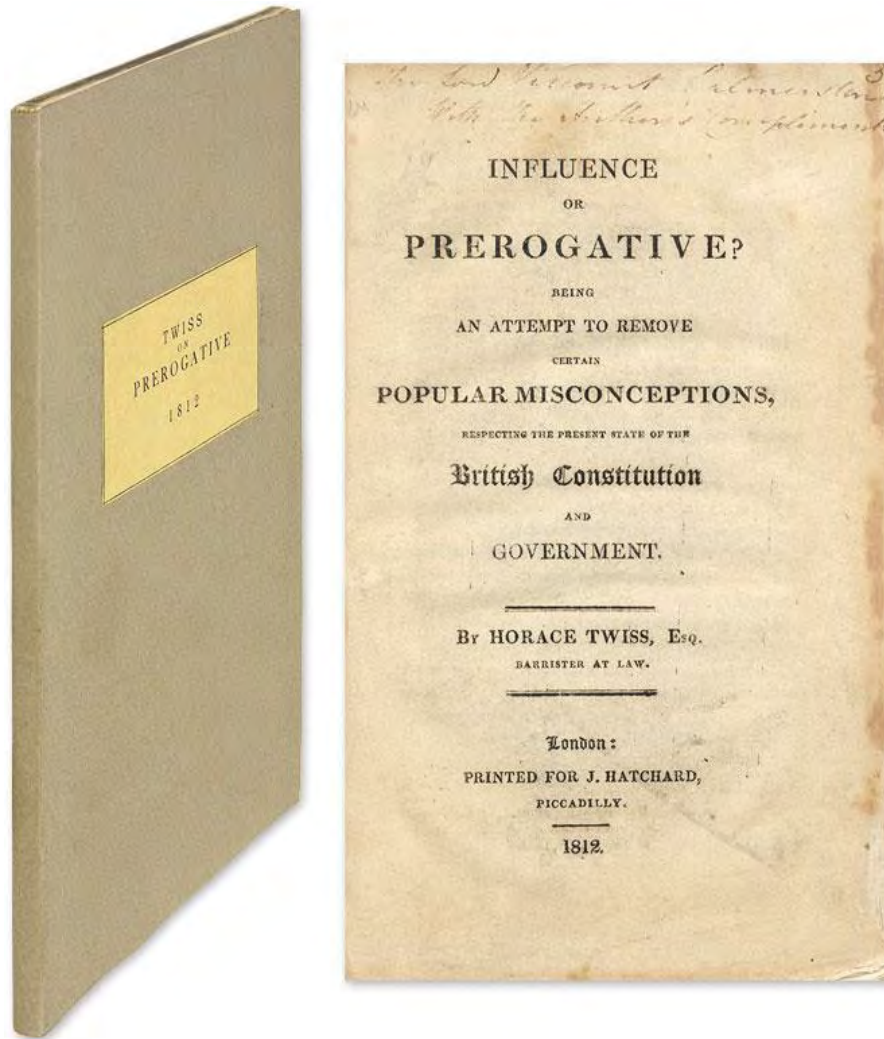
[With]

[Souter, David].

[4" x 6" Color Photograph of Souter; Image Size 3-1/4" x 2-1/2," Signed by Souter].

Tiny mark to final page of opinion, otherwise fine. Housed in a custom leather and cloth clamshell box. \$2,500.

* A landmark decision in the history of reproductive rights, *Planned Parenthood v. Casey* challenged the constitutionality of several Pennsylvania state statutory provisions regarding abortion. Written by Justices Kennedy, Souter and O'Connor, the Court's plurality opinion, stated by Souter, reaffirmed the central holding of *Roe v. Wade*, stating that "matters, involving the most intimate and personal choices a person may make in a lifetime, choices central to personal dignity and autonomy, are central to the liberty protected by the Fourteenth Amendment." Bench opinions are issued by the U.S. Supreme Court immediately after the announcement of a decision. Slip opinions are issued afterwards. They are the first printings of a decision intended for wide dissemination and review, often incorporating corrections. After that stage the revised slip opinions are added to the latest paperback volume of *United States Reports*. A year later, that volume is printed in its final, authoritative, hardcover form. [Order This Item](#)



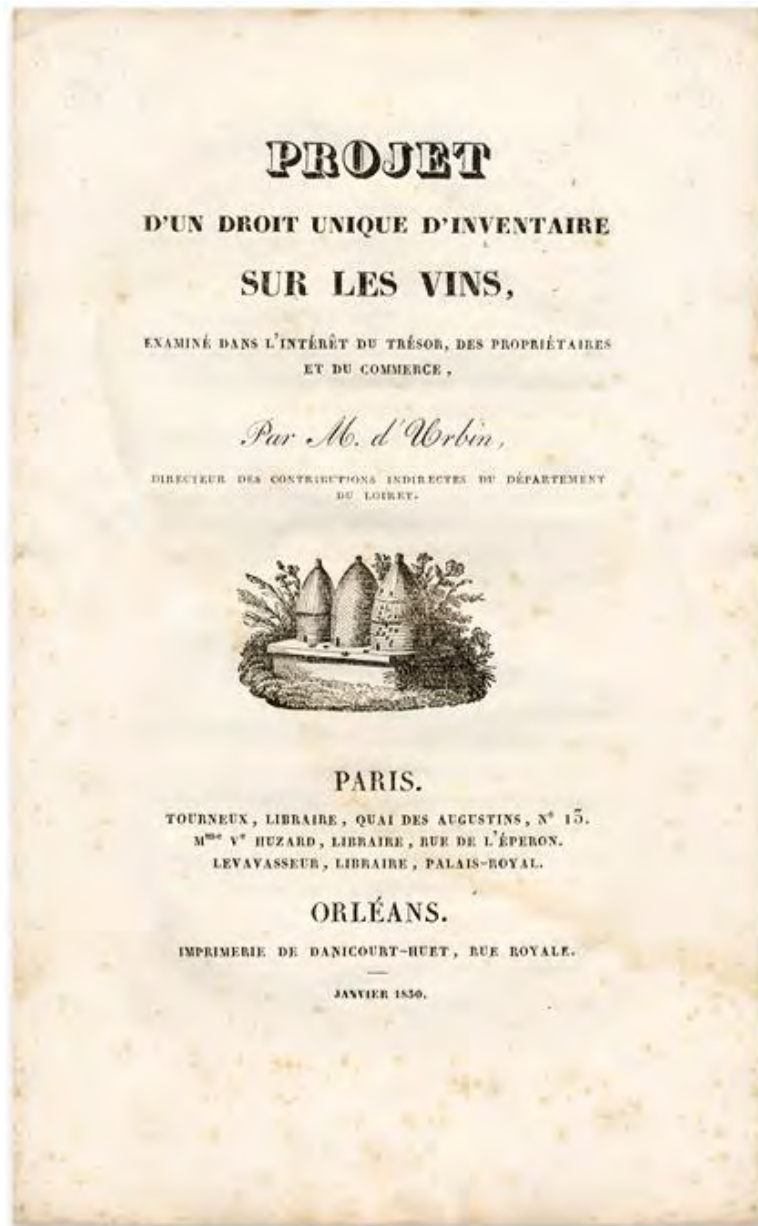
**Scarce Essay on the English Constitution
Advocating a Greater Degree of Royal Influence**

26. Twiss, Horace [1787-1849].

Influence or Prerogative? Being an Attempt to Remove Certain Popular Misconceptions Respecting the Present State of the British Constitution and Government. London: Printed for J. Hatchard, 1812. 94 pp. Octavo (8-1/4" x 5").

Stab-stitched pamphlet bound into recent stiff wrappers, printed paper title label to front cover. Some toning, light foxing to a few leaves, light soiling to title page and verso of final leaf. "The Lord Viscount Palmerston with the Author's Compliments" to head of title page, interior otherwise clean. \$500.

* Only edition. A presentation copy to Lord Palmerston. The author defends the influence of the Crown in the scheme of British Parliamentary government; without it the Prerogative would have to be revived. In his conservative view of the constitution and its core concept of checks and balances, the increasing influence of the Crown is indicative of the growing power of Commons and consequently the need to maintain equilibrium. Twiss was called to the bar in 1811 and later served as King's Counsel. As an author he is remembered for his life of Lord Eldon and for a number of literary works. This is his first publication relating to the law. OCLC locates 2 copies in North America, neither in law libraries. Not in Sweet & Maxwell. [Order This Item](#)



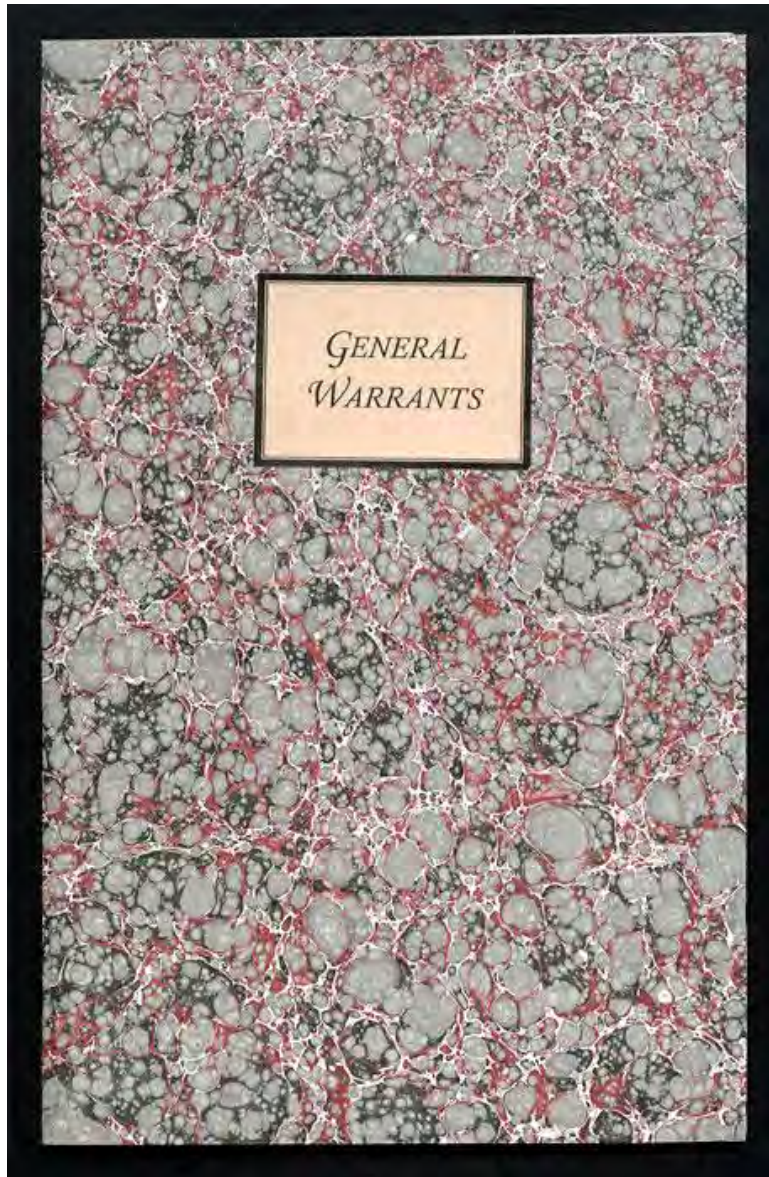
**1830 French Pamphlet
on Laws Dealing with the Wine Trade**

27. Urbin-Gautier, Charles-Rosalie Mis d.'

Projet d'un Droit Unique d'Inventaire sur les Vins, Examiné du Trésor, Des Propriétaires et du Commerce. Paris: Tourneux, Libraire/Orléans: Imprimerie de Danicourt-Huet, 1830. 28 pp. Octavo (8-1/4" x 5").

Stab-stitched pamphlet in plain wrappers. Wrapper beginning to split near spine ends, woodcut vignette of three beehives to title page, light toning and occasional light foxing to text. \$350.

* Only edition. A critical review of laws regulating the French wine trade with an emphasis on the harm caused by duties and other taxes. OCLC locates 2 copies, 1 in North America (California State University, Fresno). [Order This Item](#)



Essence of the Fourth Amendment

28. [Warrants].

Considerations on the Legality of General Warrants, and the Propriety of a Parliamentary Regulation of the Same. To Which is Added, a Postscript on a Late Pamphlet Concerning Juries, Libels, &c. With Additions. London: Printed for W. Nicoll, At the Paper-Mill, In St. Paul's Church-Yard, 1765. [ii], 50 pp. Octavo (8" x 4-3/4").

Disbound pamphlet laid into recent marbled wrappers, printed title panel to front cover. Moderate toning, light foxing to some leaves, light soiling to title page. \$500.

* Second edition, published the same year as the first edition. This pamphlet is part of the literature that attacked the use of general warrants, which granted unlimited powers of search and seizure to the courts. Its argument that warrants should be issued only when probable cause exists was incorporated in the Fourth Amendment of the Bill of Rights. A reissue, designated the third edition, was published in Dublin in 1765. *English Short-Title Catalogue* T82802. [Order This Item](#)



Like master like man.

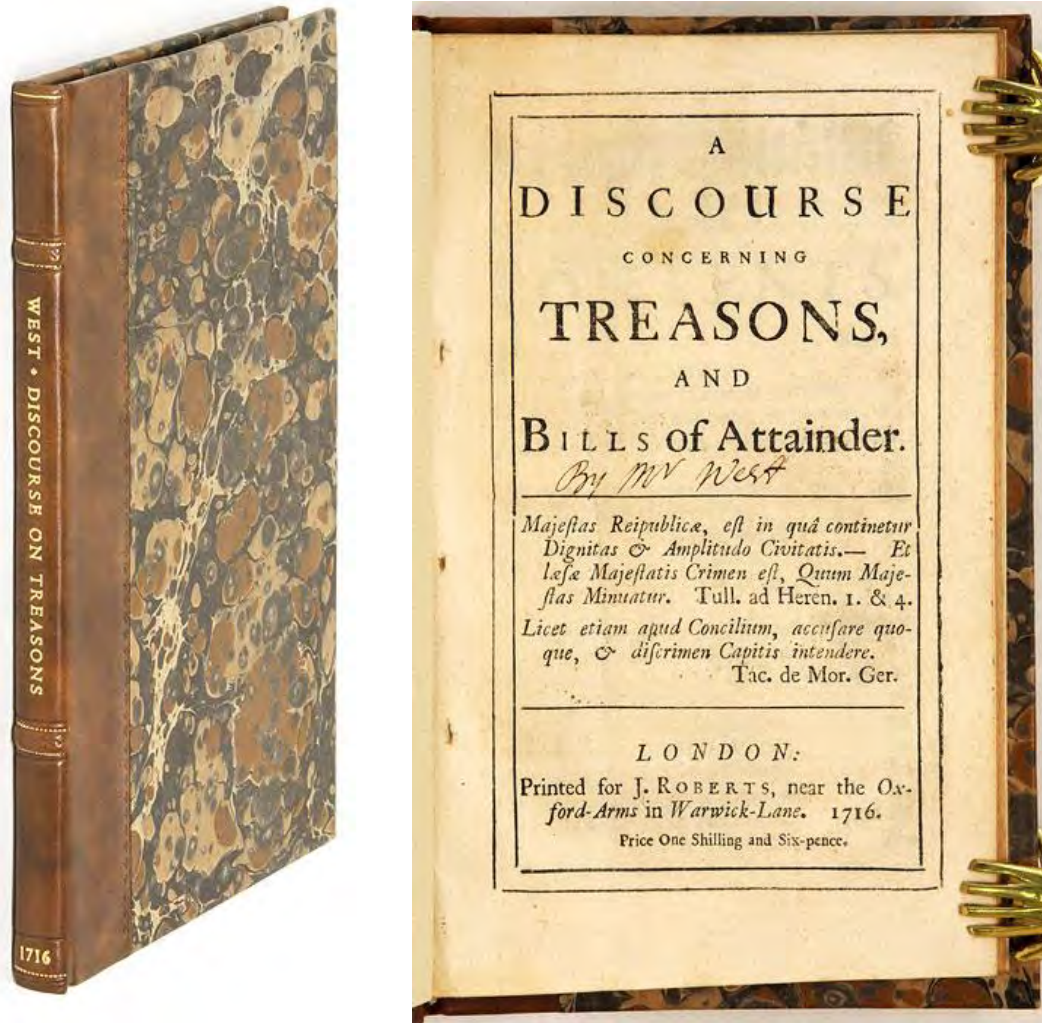
Parson Weems on Duelling

29. Weems, M[ason] L[ocke] [1759-1825].

God's Revenge Against Duelling: Or, The Duellist's Looking-Glass; Exhibiting that Gentlemanly Mode of Turning the Corner, In Features Altogether Novel, And Admirably Calculated to Entertain and Instruct the American Youth. Revised and Greatly Improved. Philadelphia: Published by Joseph Allen, 1827. [iii], 4-96 pp. Folding lithographed frontispiece. 12mo. (5-1/2" x 3-1/2").

Stab-stitched pamphlet in plain wrappers. Some wear to spine ends and corners, lower sections lacking from wrappers, which are lightly soiled and dampstained. Moderate toning and faint dampstaining to text, damage affecting final lines of pp. 11-21, legibility not affected, light edgewear to frontispiece. \$250.

* Third (actually fourth) and final edition. Better known as Parson Weems, Mason Locke Weems is best known as the author that invented the legend of young George Washington and the cherry tree. Here Weems attacks the immorality and absurdity of dueling. He makes his case, in part, though biographical vignettes (some invented). The most elaborate of these concerns a duel between two slaves, Cudjo and Mingo. It is written in dialect and is the subject of the frontispiece, which depicts the Cudjo and Mingo on the field of honor, pistols cocked and attended by their seconds. The first three editions of this pamphlet were published in 1820, 1821 and 1822. All are scarce. OCLC locates 7 copies of our imprint, none in law libraries. Sabin, *A Dictionary of Books Relating to America* 102472. [Order This Item](#)



Learned 1716 Defense of Attainder

30. [West, Richard (d. 1726)].

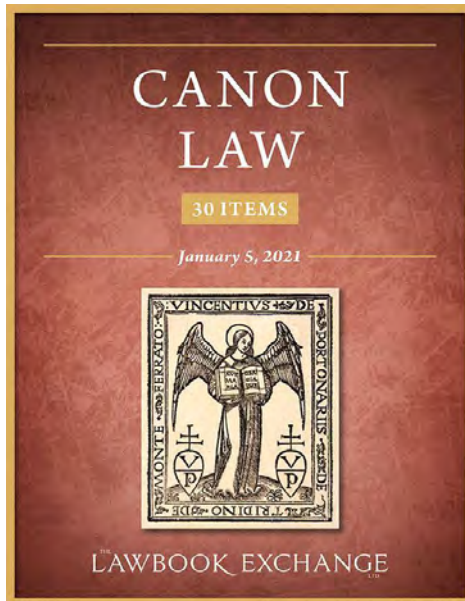
A Discourse Concerning Treasons, and Bills of Attainder. London: Printed for J. Roberts, 1716. [iv], 111 pp. Octavo (7-1/2" x 4-3/4").

Stab-stitched pamphlet bound into recent period-style quarter calf over marbled boards, raised bands and lettering piece to spine. Some soiling to title page and verso of final leaf. "By Mr. West" in fine early hand to title page, interior otherwise fresh. \$650.

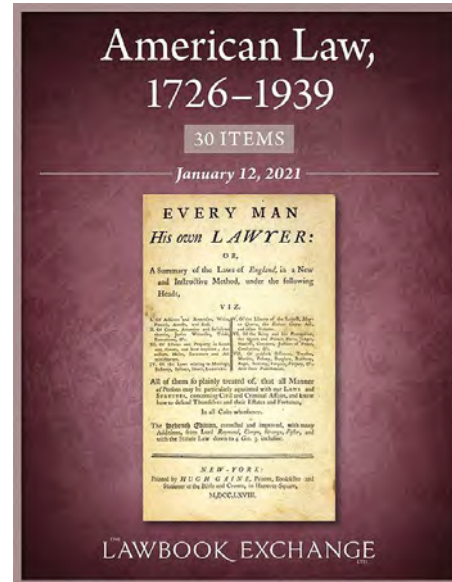
* First edition. One of the most controversial and feared powers of parliament, attainder was the extinction of the civil rights and powers of people convicted of treason or other grave felony. Its principal consequences were the forfeiture and escheat of lands and disqualification from holding, inheriting or transmitting land, either directly or through descent. Especially popular during the Reign of Henry VIII, bills of attainder were usually employed to punish persons who had displeased the king. (Mostly abolished in 1870, they were still applied to outlaws until 1932, when they were abolished altogether.) Their use as an arbitrary tool of reprisal caused widespread resentment. West appreciates this resentment, but argues that bills of attainder are justifiable in certain situations and defends their use. *English Short-Title Catalogue* T31938.

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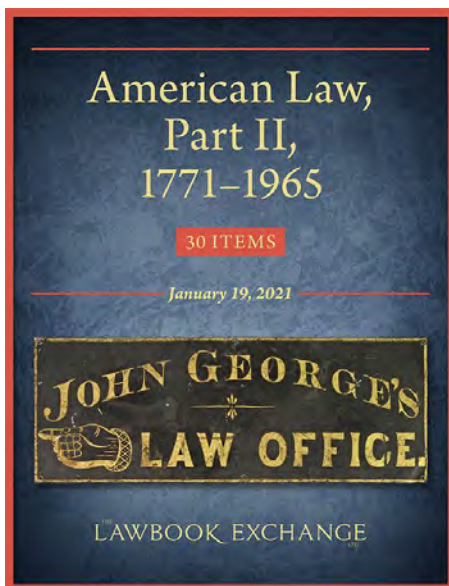
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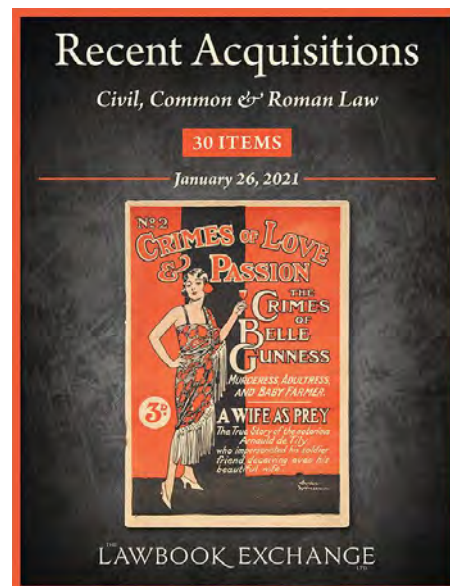
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