

Recent Acquisitions

ENGLISH, AMERICAN &
CONTINENTAL LAW, 1585–1931

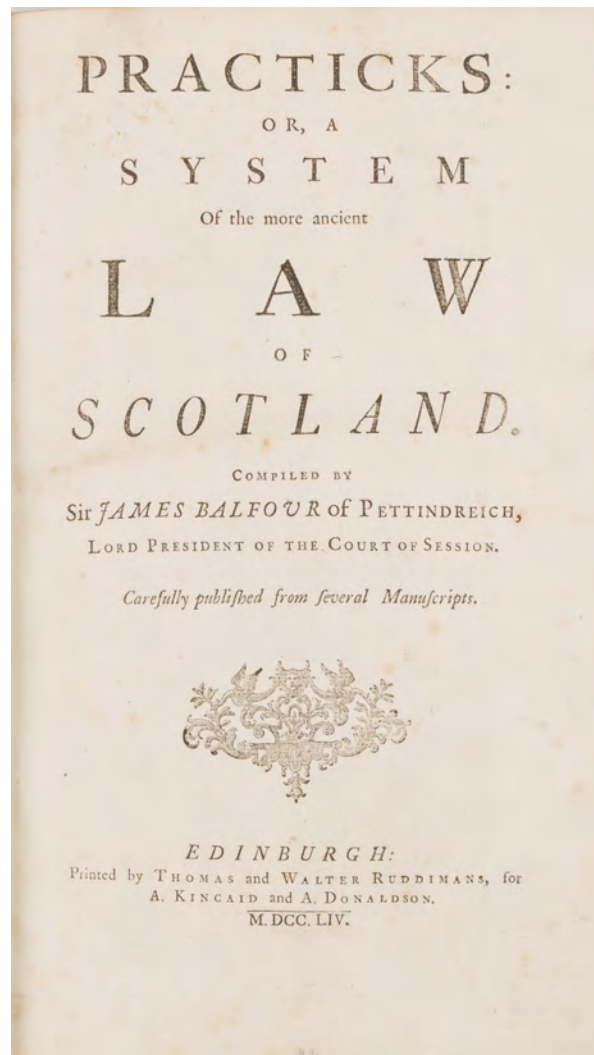
30 TITLES

January 11, 2022



THE
LAWBOOK EXCHANGE

LTD.



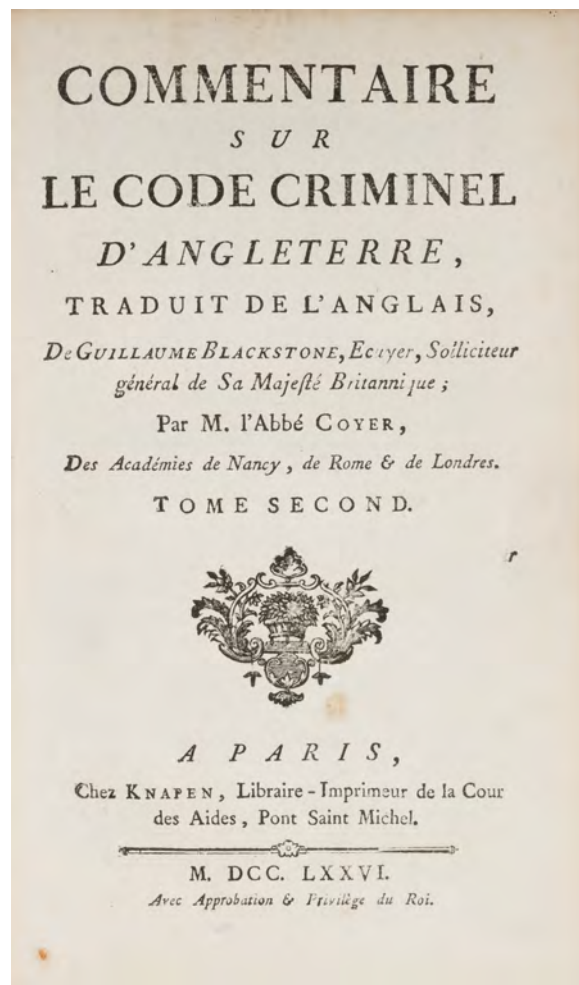
The Earliest Textbook of Scottish Law

1. Balfour, Sir James, Lord Pettindreich [d. 1583].

Practicks, Or a System of the More Ancient Law of Scotland. Carefully Published From Several Manuscripts. Edinburgh: Printed by Thomas and Walter Ruddimans, 1754. [ii], xvii, 684, 10 pp. Folio (12-1/4" x 7-1/2").

Contemporary three-quarter calf over marbled boards, rebaked in period style, lettering piece and gilt-edged raised bands to spine, hinges mended. Moderate rubbing to boards and board edges, later armorial bookplate (of Sir Alexander Gordon of Culvennan) to front pastedown. Moderate toning to interior, light foxing in a few places, including title page, which is lightly soiled. \$750.

* Only edition. One of the most important books on Scots law, *Practicks* is widely believed to be the first textbook of its kind. It was compiled during the late sixteenth century and circulated for several decades as manuscript copies. Balfour was part of the commission that consolidated Scottish law. Similar in its general form to the *Institutes* of Justinian, this book grew out of his association with the commission. Although it is not certain how much was written by him, the work became known as "Balfour's Practicks." "This was the first of the great digest Practicks, and is notable to most lawyers as it was published in 1754 and has been continually quoted in our law books both before and after." Stair Society, *An Introductory Survey of the Sources and Literature of Scots Law* (1936) 33-34. *English Short-Title Catalogue* T93691. [Order This Item](#)



The First Extract from Blackstone's *Commentaries* in French

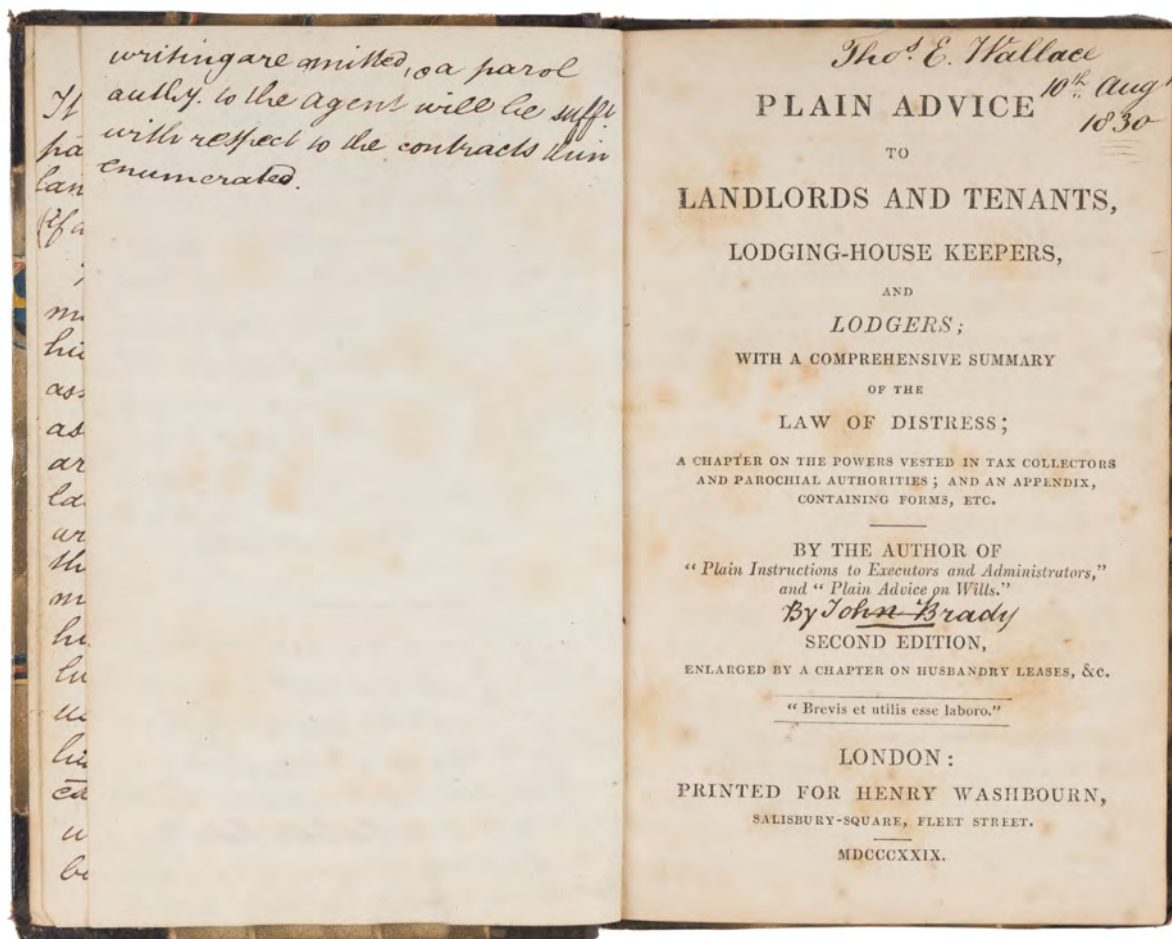
2. Blackstone, Sir William [1723-1780].

Coyer, [Gabriel François] [1707-1782], Translator and Editor.

Commentaire Sur le Code Criminel d'Angleterre, Traduit de l'Anglais, De Guillaume Blackstone, Ecuyer, Solliciteur General de Sa Majesté Britannique; Par M. l'Abbe Coyer, Des Académies de Nancy, De Rome & De Londres. Paris: Chez Knapen, 1776. Two volumes in one book, each with title page and individual: xiv, 264; [ii], 252, [3] Octavo (7-1/2" x 4-1/2").

Contemporary mottled calf, gilt spine with raised bands and lettering piece, marbled endpapers, edges rouged. Minor nicks, scuffs and scratches to boards, moderate rubbing to extremities, wear to spine ends and corners, hinges cracked. Moderate toning to interior, light foxing to a few leaves in each volume, faint dampstaining to gutter of second volume after p. 235, light soiling to title page of first volume, tiny hole and later mark in tiny hand to its upper outside corner. \$500.

* Only edition, one of two issues, both in 1776. The first extract from the *Commentaries* in French, "this translation of...book 4, 'Of Public Wrongs,' omits the appendix and index. (...) In the footnotes, Coyer's notes are marked with the letter 'T' (for translator) to distinguish them from Blackstone's notes" (Laeuchli). Coyer, a man of letters and academician, was a member of the Jesuit order from 1728 to 1736. The other issue is in two volumes. The layout of its title page is also slightly different. Counting both issues, OCLC locates 15 copies worldwide. Eller, *The William Blackstone Collection in the Yale Law Library* 180. Laeuchli, *A Bibliographical Catalog of William Blackstone* 415. [Order This Item](#)



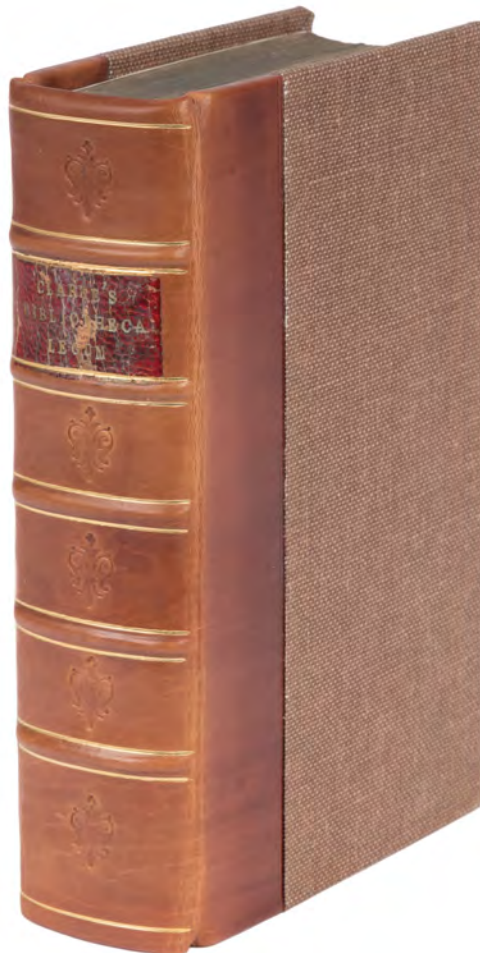
A Rare Layman's Guide to Landlord and Tenant

3. [Brady, John Henry].

Plain Advice to Landlords and Tenants, Lodging-House Keepers, And Lodgers; With a Comprehensive Summary of the Law of Distress; A Chapter on the Powers Vested in Tax Collectors and Parochial Authorities; And an Appendix, Containing Forms, Etc. By the Author of "Plain Instructions to Executors and Administrators" and "Plain Advice on Wills." Second Edition, Enlarged by a Chapter on Husbandry Leases, &c. London: Printed for Henry Washbourn, 1829. 103, [1] pp. 12mo. (5" x 3").

Contemporary three-quarter sheep over marbled boards, gilt decorations and title to spine. Light rubbing and a few nicks and scratches to boards, moderate rubbing and light wear to extremities, including corners, which are bumped, front joint just starting at foot, light foxing to endleaves. Light toning to interior, light foxing in a few places. Ownership signature (of Thomas E. Wallace) dated August 1830 to head of title page, with notes in the same hand to endleaves and pp. 17 and 101. \$450.

* Second edition. Part of a series of concise manuals on various legal topics, this work provides a practical and accessible overview of the law of landlord and tenant. These guides were notable for being advertised to laymen and not lawyers but were popular among both groups given their accuracy and affordability. Our copy, likely owned by a Suffolk law student, has manuscript notes titled "On Leases" and a sample rent due notice to its endleaves, in addition to notes on the content. This edition appears to be unrecorded. No copies located by OCLC or Library Hub, though OCLC locates 4 copies of the first edition (none in North America). Not in Sweet & Maxwell. [Order This Item](#)



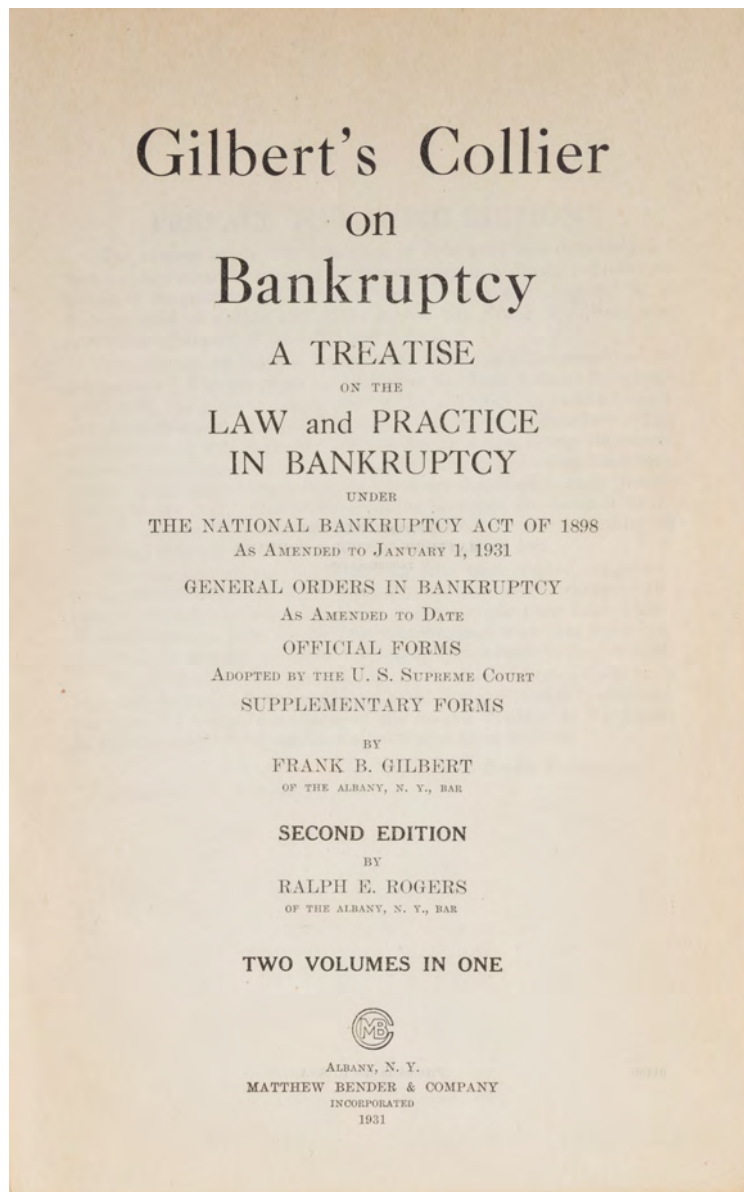
**Handsomely-Bound Nineteenth-Century Edition
of the First Annotated English Legal Bibliography**

4. Clarke, John.

Clarke's Bibliotheca Legum; Or Complete Catalogue of the Common and Statute Law-Books Of The United Kingdom With An Account Of Their Dates And Prices. Originally Compiled by J. Worrall; Now Further Improved, And Abridged in a New Manner, Interspersed with Observations, From the Best Authorities, On the Principle Works, With Numerous Additions and Corrections Not to be Found in Any Other Law Catalogue Now Extant. London: Printed for W. Clarke and Sons, Law Booksellers, [1810]. [ii], xii, 462 pp. Octavo (6" x 3-3/4").

Recent quarter calf over cloth, gilt-edged raised bands, blind-stamped decoration and original lettering piece to spine, endpapers and endleaves renewed. Title page printed in red and black. Light toning and occasional light foxing to interior. Ex-library with two bookplates to front pastedown and small ink stamps to title page and p. 30, no loss to text. A handsome copy. \$300.

* Later edition. The first annotated English legal bibliography, it remains an important reference due to its excellent annotations, many gathered from leading authorities of the time, and comparative bibliographical information. John Worrall, believed to be the first law bookseller, issued the first edition in 1732, and published numerous editions during his lifetime. Clarke's first revised edition was issued in 1806. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 2:67. [Order This Item](#)



One of America's "Great Textbooks"

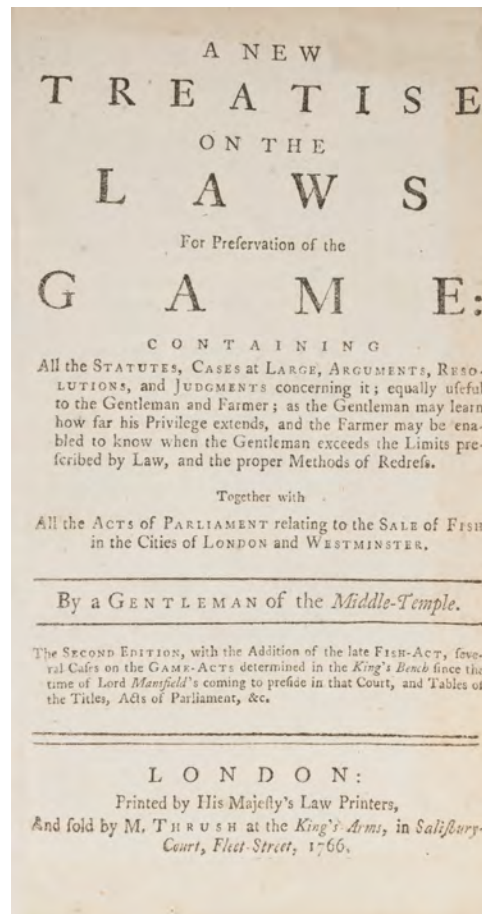
5. Collier, William M. [1867-1956].

Rogers, Ralph E. [1881-1945], Editor.

Gilbert's Collier on Bankruptcy: A Treatise on the Law and Practice in Bankruptcy Under the National Bankruptcy Act of 1898 As Amended to January 1, 1931. General Orders in Bankruptcy as Amended to Date, Official Forms Adopted by the U.S. Supreme Court, Supplementary Forms by Frank B. Gilbert. Albany: Matthew Bender & Company, 1931. xliii, 1712 pp. Index and section containing forms thumb-tabbed.

Later library buckram, red and black lettering pieces to spine, endpapers renewed. Moderate toning to interior, fold lines to corners of a few leaves, library stamps to head and foot of text block. \$250.

* Second edition. First published in 1898, Vanderbilt includes this work in his list of America's "great textbooks" in which "the history of American law might well be traced." Vanderbilt, *Men & Measures in the Law* 21. [Order This Item](#)



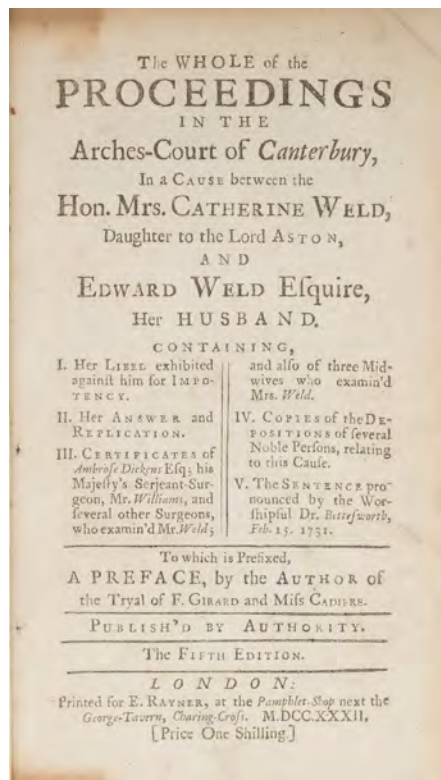
Uncommon English Treatise on the "Preservation of the Game"

6. [Cunningham, Timothy (d.1789)].

A New Treatise on the Laws for Preservation of the Game: Containing All the Statutes, Cases at Large, Arguments, Resolutions, And Judgments Concerning It; Equally Useful to the Gentleman and Farmer; As the Gentleman May Learn How Far His Privilege Extends, And the Farmer May be Enabled to Know When the Gentleman Exceeds the Limits Prescribed by Law, And the Proper Methods of Redress. Together with All the Acts of Parliament Relating to the Sale of Fish in the Cities of London and Westminster. With the Addition of the Fish-Act, Several Cases on the Game-Acts Determined in the King's Bench Since the Time of Lord Mansfield's Coming to Preside in that Court, And Tables of the Titles, Acts of Parliament, &c. By a Gentleman of the Middle-Temple. London: Printed by His Majesty's Law Printers, And Sold by M. Thrush, 1766. [iv], 344 pp. 12mo. (6-3/4" x 4-3/4").

Contemporary calf, blind rules to boards, blind fillets along joints, raised bands to spine, blind tooling to board edges, front hinge mended. A few minor nicks and spots to boards, moderate rubbing to extremities, front joint cracked, rear board beginning to separate but secure. Moderate toning to interior, some offsetting to endleaves. \$350.

* Second and final edition. "[A new treatise on this subject]...is very necessary for the justice of the peace [and attorney].... And it is absolutely necessary for the sporting gentleman [and farmer].... Another reason, why a *new* treatise on the Game-Law is become necessary, is, the multiplicity of new statutes that have been passed, and the cases that have been determined within these passed few years, and which have almost entirely altered the face of the Law with respect to these matters" [iii]. The first edition of this work was published in 1764 and reissued under the author's name in 1766. Cunningham, the "Gentleman of the Middle-Temple," was the author of an important law dictionary. *English Short-Title Catalogue* N5179. [Order This Item](#)



"Unable to Perform the Conjugal Rites"

7. [Divorce].

[Great Britain].

[Weld, Catherine Elizabeth (1708-1739)].

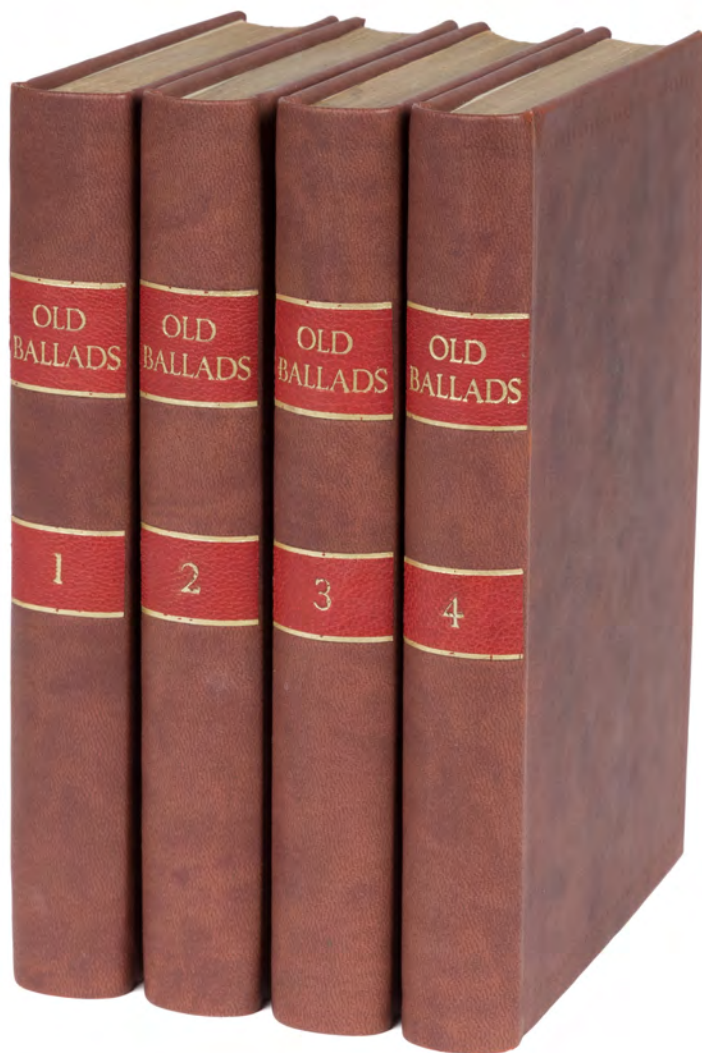
[Weld, Edward (1705-1761)].

The Whole of the Proceedings in the Arches-Court of Canterbury, In a Cause Between the Hon. Mrs. Catherine Weld, Daughter to the Lord Aston, And Edward Weld Esquire, Her Husband. Containing, I. Her Libel Exhibited Against Him for Impotency. II. Her Answer and Replication. III. Certificates of Ambrose Dickens Esq; His Majesty's Serjeant-Surgeon, Mr. Williams, And Several Other Surgeons, Who Examin'd Mr. Weld; And Also of Three Midwives who Examined Mrs. Weld. IV. Copies of the Depositions of Several Noble Persons, Relating to this Cause. V. The Sentence Pronounced by the Worshipful Dr. Bettesworth, Feb. 15. 1731. To Which is Prefixed a Preface, By the Author of the Trial of F. Girard and Miss Cadere. London: Printed for E. Rayner, 1732. 48 pp., leaves B3 and B4 (pp. 13-16) misnumbered 9-12. Octavo (7-1/2" x 4-1/2").

Stab-stitched pamphlet bound into later quarter calf over marbled boards, gilt title and date to spine, a number of blank leaves added by binder after p. 48. Light rubbing to extremities, front joint just starting at ends. Light toning to interior, occasional light foxing, light soiling in a few places, slight offsetting to preliminaries and first two leaves. \$750.

* Fifth and final edition. The Welds married in 1727, but when there was no issue after three years, Catherine sued Edward for divorce in ecclesiastical court on the grounds that he was "unable to perform the Conjugal Rites, by Reason of some natural Imperfection which he well knew in himself." Edward fought to clear his name, claiming that after a simple surgical procedure he had, in fact, consummated the marriage twice. The case gained a great deal of public attention, largely because the detail of Catherine's claim and the amount of medical evidence presented were unusual even for an impotency trial. Ultimately, the divorce was denied and the couple reached a private resolution to live apart. Edward remarried after Catherine's death and successfully produced a daughter and four sons. *English Short-Title Catalogue* T52462.

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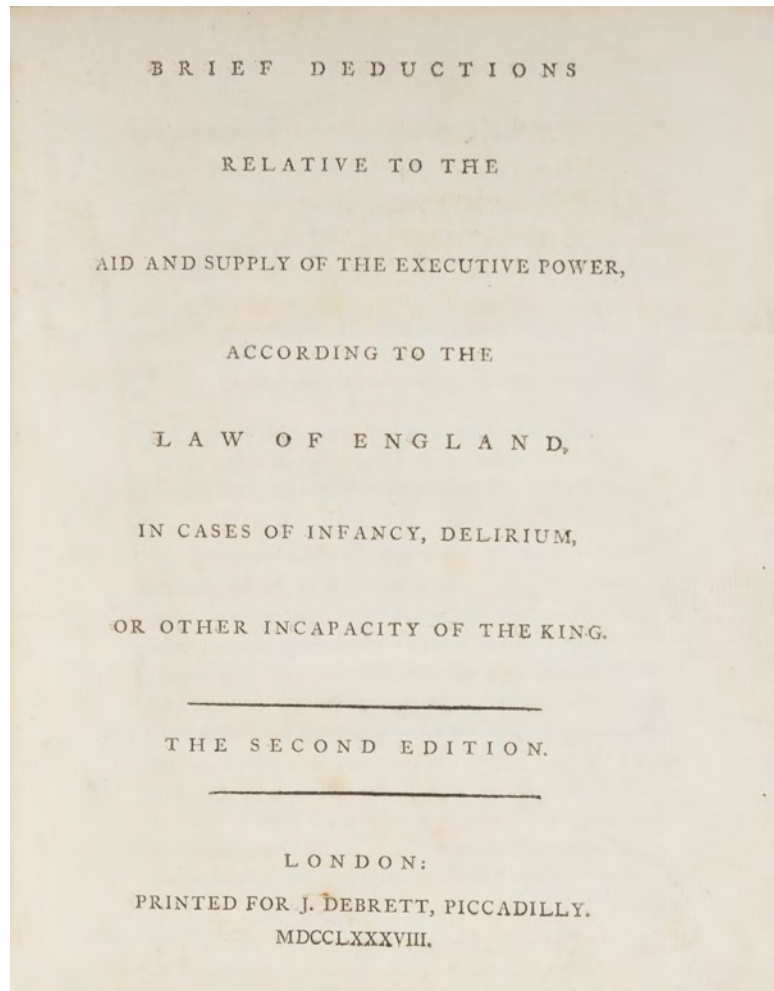
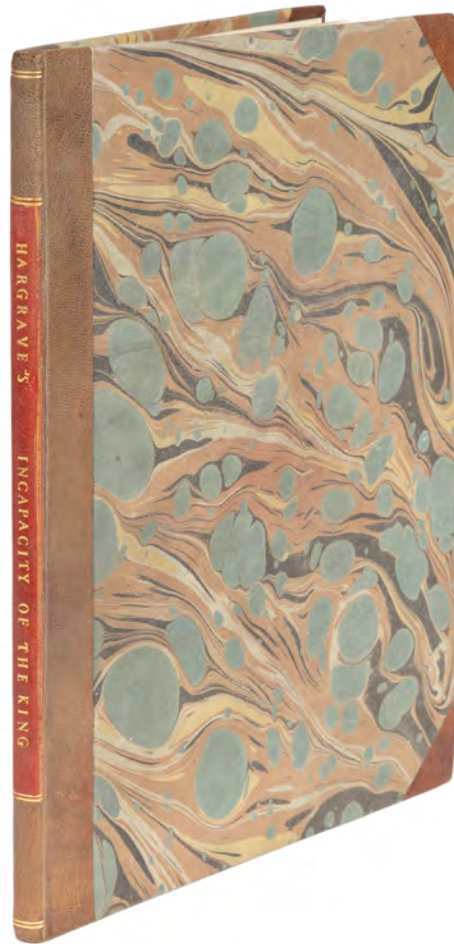
Owned by Blackstone's Son

8. Evans, Thomas, Compiler.

Old Ballads, Historical and Narrative, With Some of Modern Date; Now First Collected, And Reprinted from Rare Copies and MSS. With Notes. [London]: Printed for T. Evans, In the Strand, 1784. 4 volumes, each with same copperplate illustration to title page. [xiii], 334, [2]; [xiii], 308, [2]; [iv], 328; [xiii], 335, [1] pp. Octavo (7-1/4" x 4-1/2").

Recent maroon calf with blind fillets to boards and red lettering piece and volume number to spines, endpapers renewed, armorial bookplate of William Blackstone to front pastedown. Light toning to interior, light foxing and soiling in a few places, some corners folded or torn without loss to text, half-titles trimmed at top-edge, all have "1796" written on them in an early hand, small tear to leaf D2 (pp. 35-36) of vol. 2. Ex-library with punch stamps to foot of title page and leaf G7 (pp. 93-94) and small ink stamp to gutter of first leaf of all volumes, no loss to legibility. A nice set. \$450.

* Second, expanded edition. This charming collection of English ballads once belonged to William Blackstone [b.1769], the third surviving son of Sir William Blackstone [1723-1780]. His armorial bookplate was designed to resemble that of his father, though little is known about his own life or career. *English Short-Title Catalogue* T146588. [Order This Item](#)



The Madness of King George

9. [Great Britain].

[Hargrave, Francis (c.1741-1821)].

Brief Deductions Relative to the Aid and Supply of the Executive Power, According to the Law of England, In Cases of Infancy, Delirium, Or Other Incapacity of the King. London: Printed for J. Debrett, 1788. iv, 6 pp. Quarto (8-3/4" x 7").

Stab-stitched pamphlet rebound into recent three-quarter morocco over marbled boards, gilt fillets and lettering piece to spine. Light toning to interior, two slight horizontal fold lines to text block, light soiling in a few places. \$500.

* Second and final edition. In late 1788, King George III suffered an acute relapse of the mental illness that would define the last years of his reign, triggering a fight in Parliament over the terms of a regency. Pitt, who had the most to lose should the Prince of Wales gain power, argued for a restricted regency governed by Parliamentary authority. Our pamphlet disagrees, advocating a strong regency in the interest of preserving executive power. Perhaps fittingly, Hargrave would succumb to mental illness himself in 1813, and remained in the care of his wife until his death. OCLC locates 5 copies of the second edition (British Library, University of Scotland, University of Manchester, Huntington, Queen's University), to which the *ESTC* adds 2 (Harvard Law, Newberry). *English Short-Title Catalogue* N15416. [Order This Item](#)



Five Titles Investigating a Jacobite Plot

10. [Great Britain].

[Layer, Christopher (1683-1723)].

Pulteney, William [1684-1764].

A Report from the Committee Appointed by Order of the House of Commons to Examine Christopher Layer, And Others; And to whom Several Papers and Examinations Laid Before the House, Relating to the Conspiracy Mentioned in His Majesty's Speech, At the Opening of this Parliament, To be Carrying On Against His Person and Government... London: Printed for Jacob Tonson, Bernard Lintot, and William Taylor, 1722. [iv], 76; [iv], 31, [1]; 10; 16, 13-64; [ii], 2; 44; 31, [1]; [iv], 58; 20; 10; 20; 15, [1]; [ii], 2 pp. 13 parts, each with individual title page, pagination and register.

[With]

Several Examinations Taken Before One of His Majesty's Principal Secretaries of State: Together with Two Letters Referred to in Some of the Said Examinations. London: Printed for Jacob Tonson, Bernard Lintot, and William Taylor, 1723. [iv], 7, [1] pp.

[And]

A Declaration Signed by Archibald Hutcheson Esq; And Given to Several of His Acquaintance, Soon After He had Perus'd the Examination of Christopher Layer, In the Appendix to the Report of the Secret Committee; In Which Layer has Made Mention of His Name, As One of Burford's Club; Which the Said Layer, In his Examination, Saith, He Was Told by One Plunket. London: [S.n.], 1723. 4 pp.

[And]

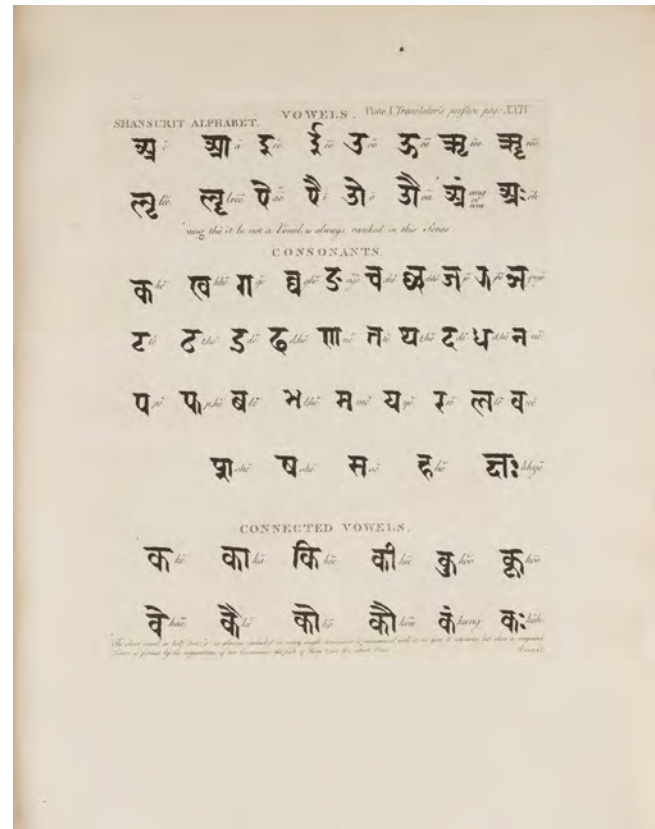
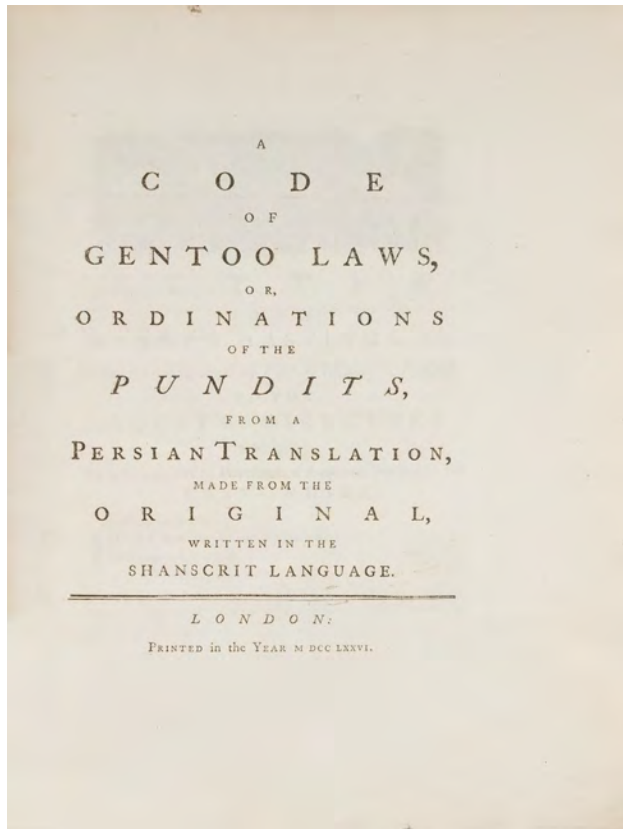
The Declaration of William Earl Cowper, Shewing, That the Matters Contained in Some Hear-says, Relating to Him, In the Examinations of Christopher Layer, Are False and Groundless. London: [S.n.], 1723. 4 pp. Lacking final imprimatur leaf.

[And]

A Report from the Lords Committees to Whom the Report and Original Papers Delivered by the House of Commons at Several Conferences Were Referred, And who were Impowered by the House of Lords to Examine Christopher Layer... London: Printed for Edmund Parker and Jacob Tonson, 1723. [iv], 16, [4], 32 pp.

Folio (12-1/4" x 7-3/4"). Stab-stitched pamphlets bound into recent period-style three-quarter calf over cloth boards, raised bands, gilt fillets, blind stamping and lettering piece to spine, speckled edges. A few small spots and scratches to boards, light rubbing and wear to extremities. Light toning to interior, more moderate in some places, light soiling and foxing in a few places, some folded corners, small crease to lower corners and faint dampstaining to head of last several leaves, 2 leaves of Appendix K of the first *Report* mended at gutter without loss. \$750.

* Only editions. Layer, a dedicated Jacobite, was a leading member of the so-called Atterbury Plot to restore the Stuarts. This volume contains five titles related to his investigation and subsequent trial, with many of the relevant documents from Layer reproduced in full. *English Short-Title Catalogue* T122580, T122578, T63849, T63847, T122577. [Order This Item](#)



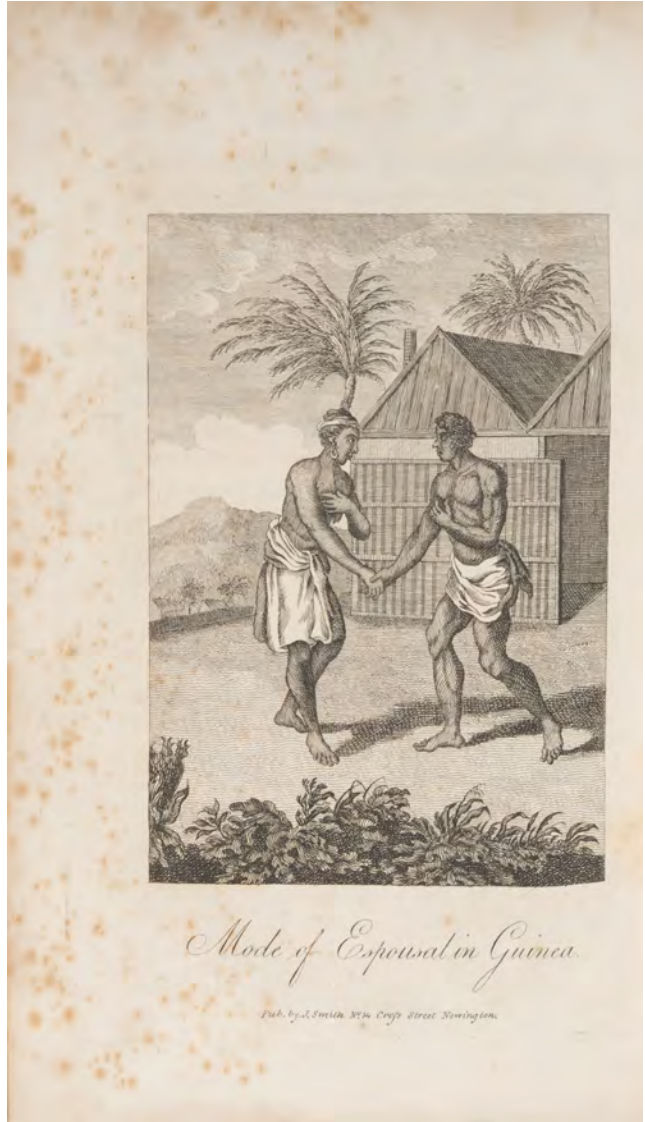
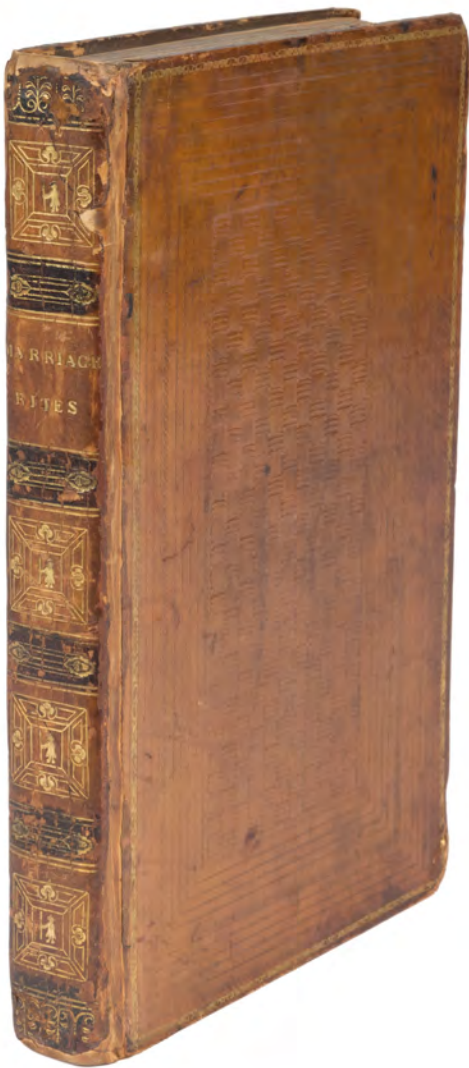
The First Work in English on Hindu Law

11. [Halhed, Nathaniel Brassey (1751-1830), Translator and Editor].

A Code of Gentoo Laws, Or, Ordinations of the Pundits: From a Persian Translation, Made from the Original, Written in the Shanscrit Language. London: [S.n.], 1776. lxxiv, 61, [1], 322 pp. 8 copperplate leaves with tissue overlays. Quarto (11-1/2" x 9-1/2").

Plain-paper publisher boards, backed in calf and rebacked in period-style quarter calf with raised bands, blind fillets and lettering piece, untrimmed edges, hinges reinforced. Light rubbing and soiling to boards, moderate rubbing to board edges, corners bumped, early armorial bookplate (of Peter DuCane) to front pastedown. Moderate toning to interior, some creasing and discoloration to tissue guards. An appealing copy with wide margins. \$500.

* First edition. This is the first work in English describing the principles of Hindu jurisprudence. It is a translation from the *Vivadarnavasetu*, a digest of Hindu law in 21 sections (taranga). This work was compiled for Warren Hastings, the governor-general of the East India Company. The pandits (pundats) are Banesvara, Kriparama, Rama Gopala, Krishnajivana, Viresvara, Krishnacandra, Guarikanta, Kalisankara, Syamasundara, Krishnakesava and Sitarama. The plates depict examples of the original Sanskrit texts. Later editions were published in 1777 and 1781. *English Short-Title Catalogue* T112179. [Order This Item](#)



An Englishwoman's Take on Global Marriage Customs

12. Hamilton, Lady Marianna Augusta [d.1892].

Marriage Rites, Customs, And Ceremonies, of the Nations of the Universe. London: Printed by and for J. Smith, 1822. [ii], viii, 400 pp. With a copperplate portrait frontispiece and 4 plates. Octavo (8-1/4" x 5").

Contemporary blind-paneled calf, gilt fillets to boards, rebacked retaining gilt spine, gilt tooling to board edges, marbled edges. A few nicks and scratches to boards, moderate rubbing and light wear to extremities, including corners, which are bumped and worn, front hinge cracked, rear hinge starting at top. Light toning to interior, occasional light foxing, small tear to fore-edge of leaf E4 (pp. 31-32), small hole to title page under author name without loss to legibility. \$250.

* One of two 1822 issues. This fascinating account of international marital customs covers nations and territories from the South Sea Islands to California, spanning almost every continent. Lady Hamilton likely traveled herself given her husband's extensive military service, but draws primarily on accounts "collected from the labors of enlightened travelers and navigators" such as Lady Mary Wortley Montague and Lewis and Clark (iv). The work concludes with a brief summary of English law respecting marriage. Sabin, *A Dictionary of Books Relating to America* 29999. [Order This Item](#)



Highly Regarded by Holdsworth

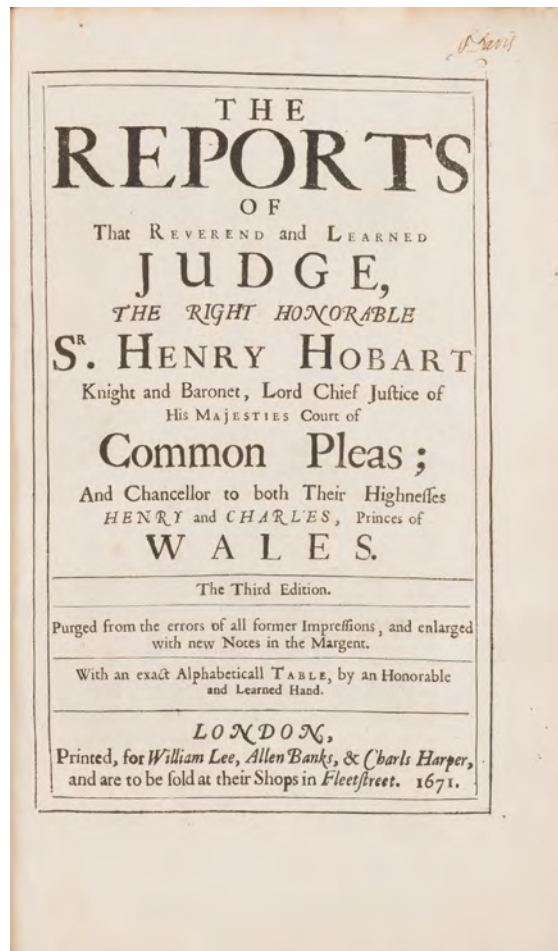
13. [Hargrave, Francis (1741?-1821), Editor].

Collectanea Juridica. Consisting of Tracts Relative to the Law and Constitution of England. London: Printed for E. and R. Brooke, 1791. Two volumes. [viii], 485, 32; [iv], 470, [26] pp. Both volumes conclude with "A Register of Law Publications." Octavo (8" x 5").

Recent quarter cloth over marbled boards, lettering pieces and blind fillets and ornaments to spines, endpapers renewed, retained early armorial bookplate (of Henry Lord Langdale) to front pastedown of Volume I. Moderate toning to interior, negligible light foxing in a few places, small library stamp and early owner signature (of Sir Robert Gifford) to title page of Volume I, other stamps of title page of Volume II and a few other leaves in each volume. \$650.

* Only edition. Preceded in 1787 by a single volume containing 11 other tracts, *Collectanea Juridica* is a selection of 40 unpublished 17th and 18th-century tracts from Hargrave's vast library, which was later acquired by the British Library. Authors include Bacon, Hale, Herbert, Jefferies, Marriot and reeve. Holdsworth held both works in high regard and cited them extensively. See Holdsworth, *History of English Law* VI:561, 587, 592-594. *English Short-Title Catalogue* T132283.

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Coke's Successor as Chief Justice

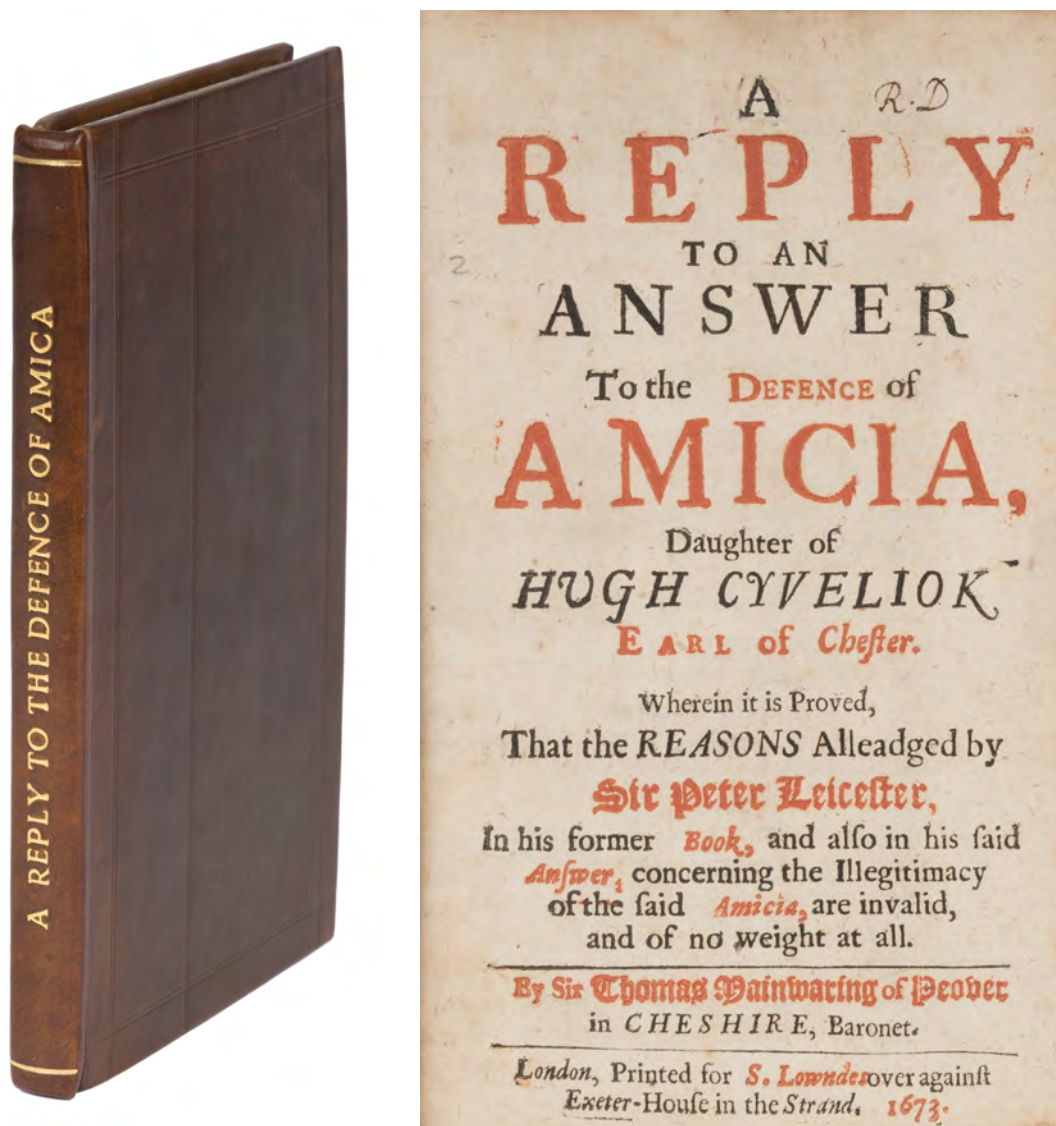
14. Hobart, Sir Henry [d. 1625].

[Nottingham, Heneage Finch, Earl of (1621-1682)].

The Reports of that Reverend and Learned Judge, The Right Honourable Sr. Henry Hobart Knight and Baronet, Lord Chief Justice of His Majesties Court of Common Pleas; And Chancellor to Both Their Highnesses Henry and Charles, Princes of Wales. Purged from the Errors of All Former Impressions, And Enlarged with New Notes in the Margent. With an Exact Alphabetical Table, By an Honourable and Learned Hand. London: Printed by G. Sawbridge, W. Rawlins, and S. Roycroft, 1678. [xvi], 350, [70] pp. Lacking copperplate portrait frontispiece. Folio (12-1/2" x 8").

Contemporary calf, blind rules to boards, rebacked retaining existing spine with raised bands, early hand-lettered title and fragment of small shelf label, hinges mended. Inkspatters, light rubbing and a few minor scuffs to boards, moderate rubbing to extremities, light gatoring to spine, corners bumped. Moderate toning, faint dampstaining to upper outside corners of final 32 leaves, brief annotations in a few places, early owner signature ("J. Davis") in tiny hand to head of title page. \$250.

* Third edition. Hobart was Coke's successor as chief justice. These reports (in English), which have long been accepted as the standard source for the period, cover cases in King's Bench, Common Pleas, and the Star Chamber from 1603 to 1625, with some cases from the reign of Queen Elizabeth. A durable work, it passed through seven editions, unaltered, from 1641 to 1724. Marvin identifies Finch as the "honourable and learned hand." Marvin, *Legal Bibliography* 388. Wallace, *The Reporters* 229. *English Short-Title Catalogue* R14033. [Order This Item](#)



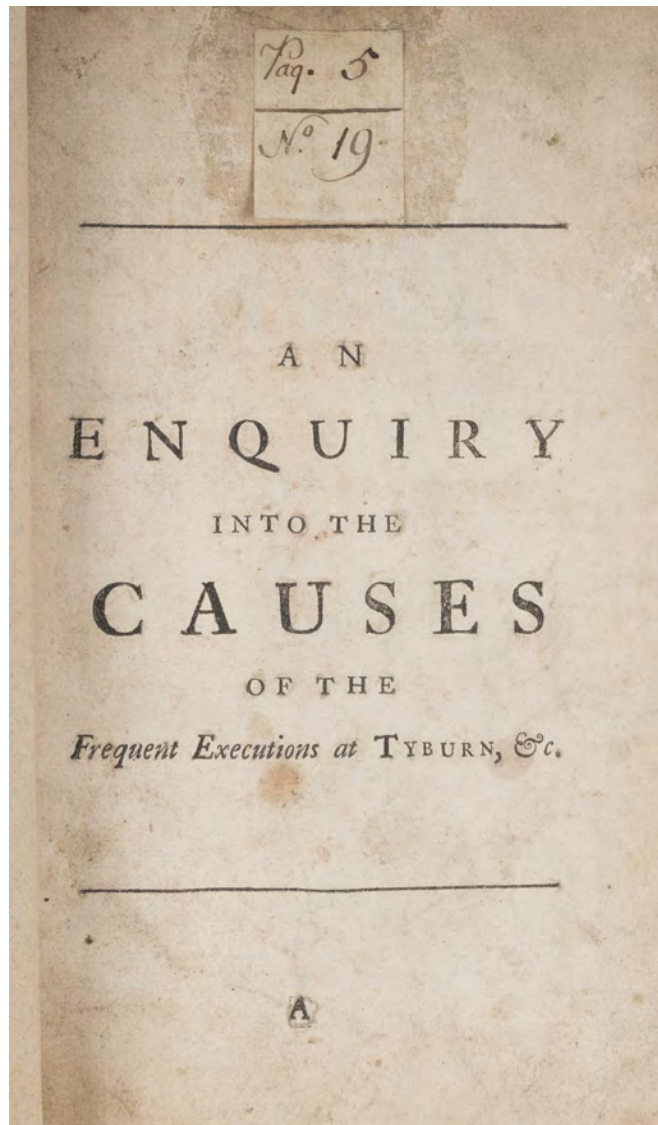
An Early Entry in a Vicious Pamphlet War

15. Mainwaring, Sir Thomas [1623-1689].

A Reply to an Answer to the Defence of Amicia, Daughter of Hugh Cyveliok Earl Of Chester. Wherein it is Proved, That the Reasons Alledged by Sir Peter Leicester, In His Former Book, And Also in His Said Answer, Concerning the Illegitimacy of the Said Amicia, Are Invalid, And of No Weight At All. London: Printed for S. Lowndes, 1673. [ii], 105, [1] pp. Octavo (6-1/2" x 4").

Recent calf, blind rules to boards, gilt title to spine, endpapers renewed. Small scratch to rear board, light foxing to endleaves, upper corner of rear endleaf lacking. Title page printed in red and black. Light toning to interior, light foxing in a few places, initials "R.D." in early hand to head of title page, small early correction to p. 18. An attractive copy. \$450.

* Only edition. Amicia, the author's grandmother, was the wife of Ralph Mainwaring. Leicester, another descendant of Amicia, claimed that she was a bastard in his *Historical Antiquities* (1673), and a long, vicious pamphlet war ensued. (The issue was eventually decided in Mainwaring's favor.) This tract, like the others, is of legal interest for its extensive historiographical discussion of the early common law authorities on marriage. Both authors had been students at Gray's Inn. *English Short-Title Catalogue* R10002. [Order This Item](#)



Executions and the Causes of Crime

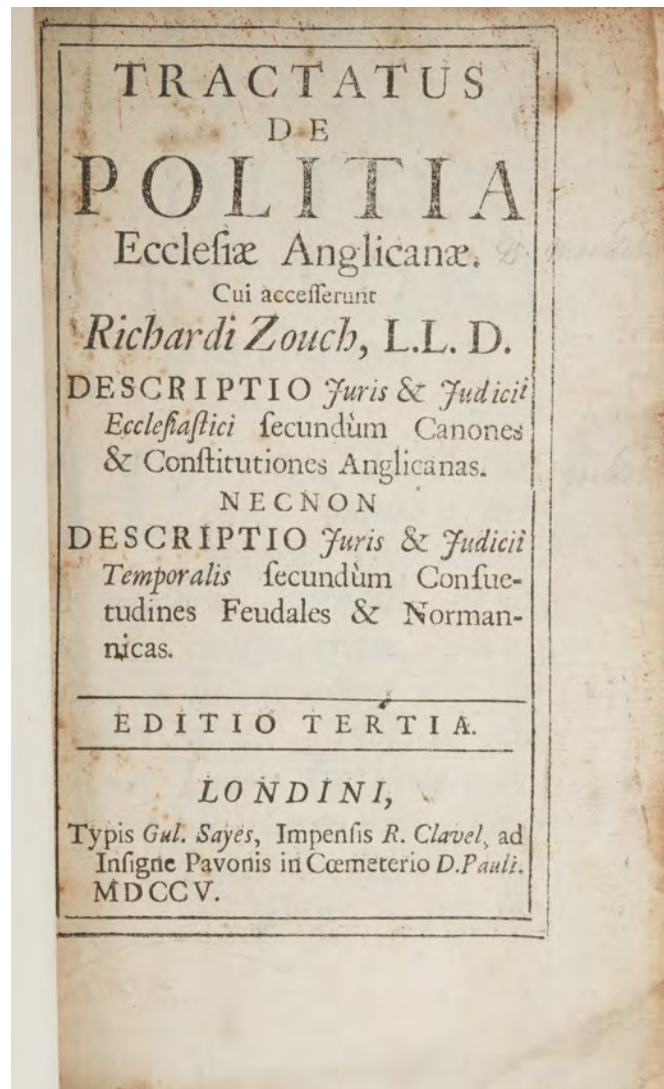
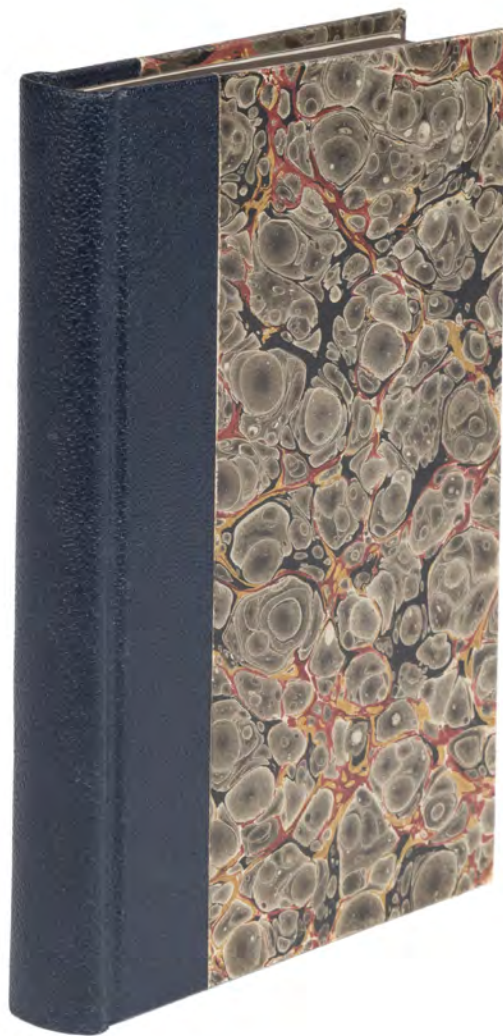
16. Mandeville, B[ernard] [1670-1733].

An Enquiry Into the Causes of the Frequent Executions at Tyburn: And A Proposal for Some Regulations Concerning Felons in Prison, And the Good Effects to be Expected from Them. To which is Added, A Discourse on Transportation, And a Method to Render that Punishment More Effectual. London: Printed and Sold by J. Roberts, 1725. [xvi], 55, [1] pp. Octavo (7-3/4" x 5").

Stab-stitched pamphlet in recent plain wrappers. Moderate toning to interior, light foxing finger smudges and minor tears to a few leaves, some soiling to half-title, which has an early label (reading "Pag. 5 No. 19"), and verso of final leaf. \$1,500.

* Only edition. Mandeville's vivid account of the wretched state of public executions in England and the causes of crime introduced several themes that would be explored further by Henry Fielding, Adam Smith and Adam Ferguson. Mandeville was an Anglo-Dutch social philosopher, political economist and satirist. His most important work, and the source of his fame, is *The Fable of the Bees* (1714), an allegorical study of social behavior. OCLC locates 3 copies in North American law libraries (Library of Congress, University of Iowa, Yale). *English Short-Title Catalogue* T61379.

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A Controversial Treatise on Ecclesiastical Jurisdiction

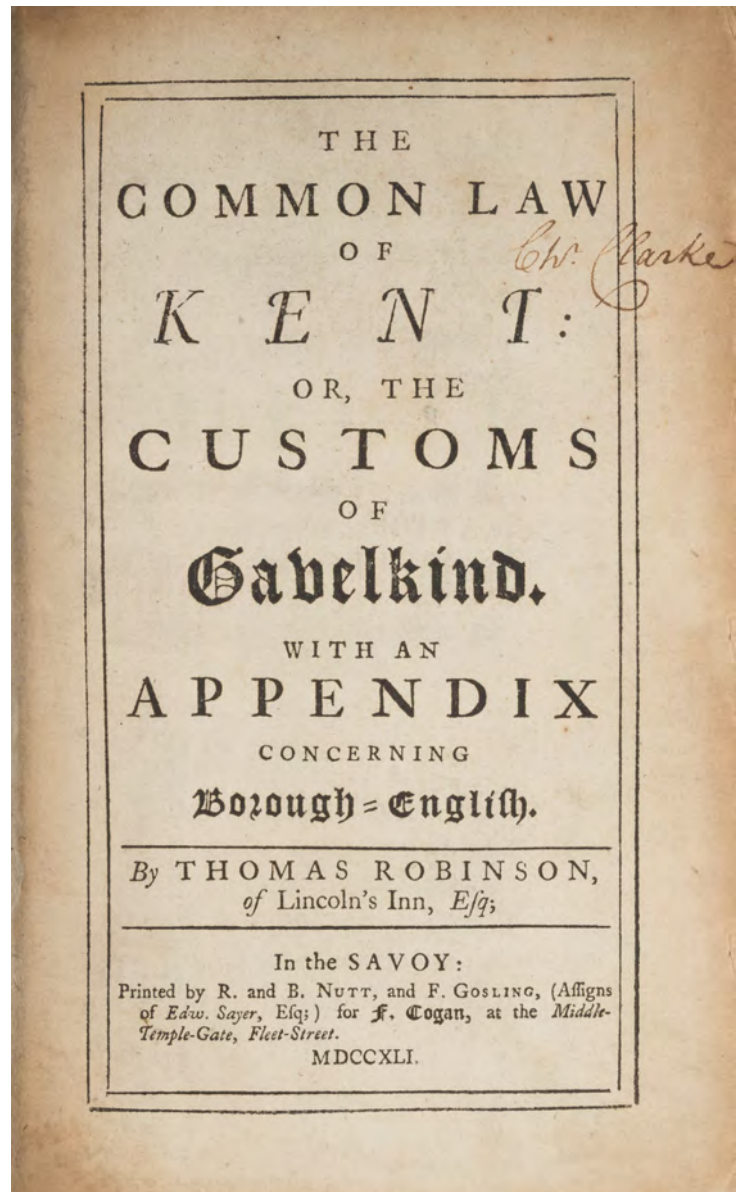
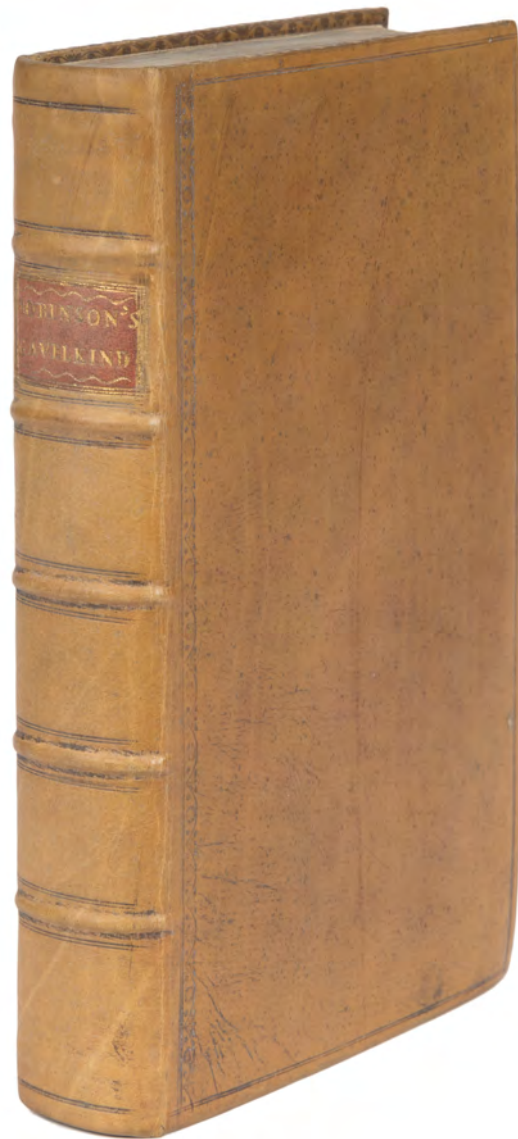
17. Mocket, Richard [1577-1618].

[Zouch, Richard (c.1590-1661)].

Tractatus de Politia Ecclesiae Anglicanae. Cui Accesserunt Richard Zouch, L.L.D. Descriptio Juris & Judicii Ecclesiastici Secundum Canones & Constitutiones Anglicanas. Necnon Descriptio Juris & Judicii Temporalis Secundum Consuetudines Feudales & Normannicas. London: Typis Gul. Sayes, Impensis R. Clavel, 1705. [xvi], 280 pp. Octavo (7-1/4" x 4").

Recent quarter pebbled cloth over marbled boards, edges rouged, endpapers renewed. Light toning to interior, light foxing and soiling in a few places, corner of leaf G2 (pp. 83-84) lacking and bottom edge of leaf K1 (pp. 129-130) torn without loss to text, light edgewear to title page, which has a small note in pencil along with a few other leaves. \$750.

* Third and final edition. First published in 1616 as *Doctrina et Politia Ecclesiae Anglicanae*, this treatise on ecclesiastical jurisdiction proved controversial and was condemned and burnt by an edict of James I in 1617. It was republished under the present title in 1683 with a work by Zouch on English ecclesiastical law, to which our third edition added his work on feudal, private and customary law. OCLC locates 4 copies of this title in North American law libraries (Harvard, University of Virginia, Northwestern, Berkeley) *English Short-Title Catalogue* T118538. [Order This Item](#)



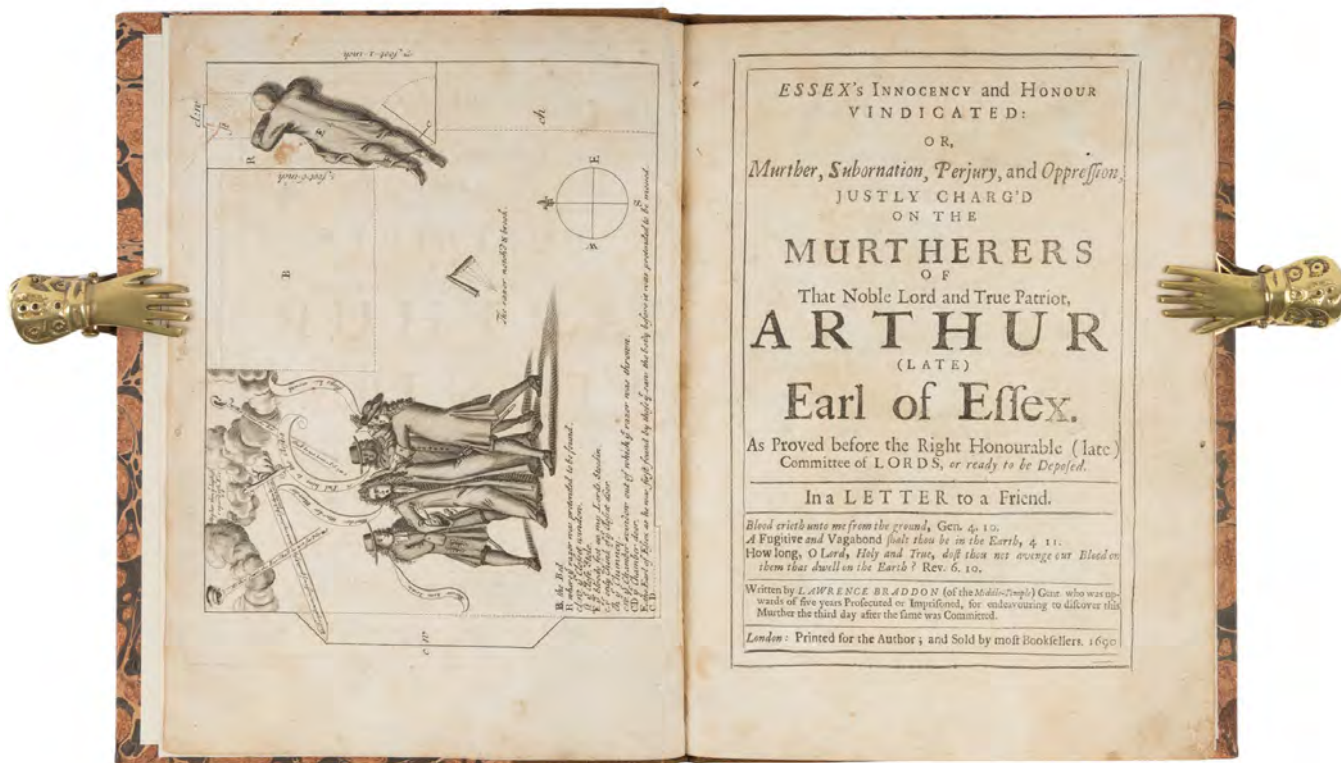
An Interesting Form of Partible Inheritance

18. Robinson, Thomas [d. 1747].

The Common Law of Kent: Or, The Customs of Gavelkind. With an Appendix Concerning Borough-English. [London]: Printed by R. And B. Nutt, And F. Gosling, 1741. xxiii, [1], 300, [16] pp. Octavo (7-3/4" x 4-3/4").

Recent period-style calf by Philip Dusel, blind rules to boards, blind fillets along joints, raised bands, blind fillets and lettering piece to spine, gilt tooling to board edges, blind inside dentelles, endpapers renewed. Moderate toning to interior, early owner signature ("Chr' Clarke") to title page, light offsetting to its margins. A handsome copy. \$500.

* First edition. Gavelkind is a type of land tenure used mostly in Kent, but also in other parts of England, Ireland and Wales. It is a form of partible inheritance in which land descends equally to the decedent's sons. It was common during the Saxon era, but was gradually supplanted by primogeniture after 1066. A second edition was published in 1788. *English Short-Title Catalogue* T100327. [Order This Item](#)



Murder or Suicide?

19. [Rye House Plot].

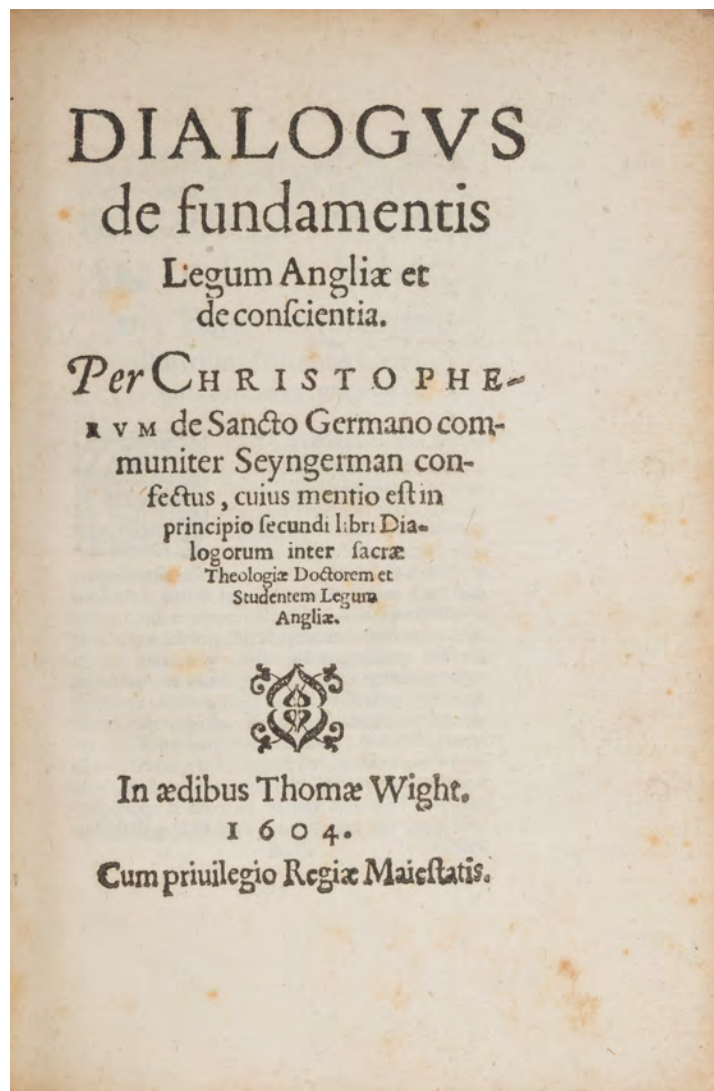
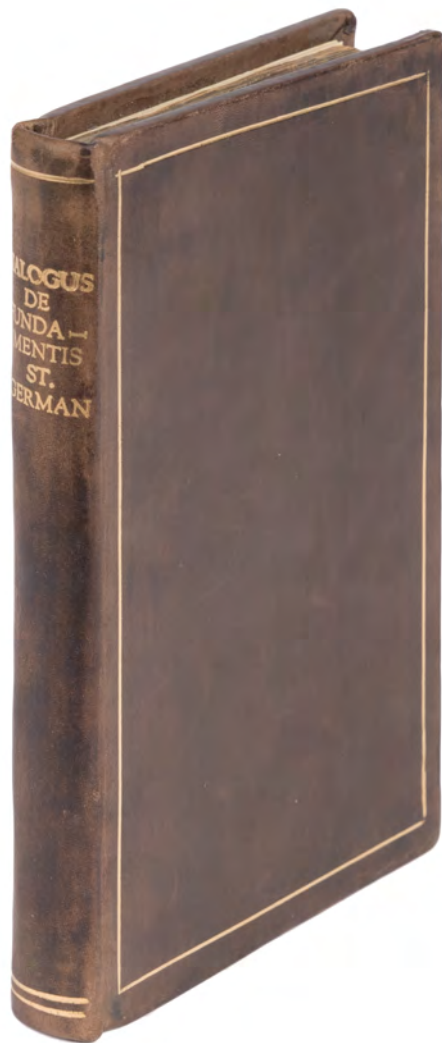
Braddon, Laurence [d.1724]

[Capell, Arthur, 1st Earl of Essex (1631-1683)].

Essex's Innocency and Honour Vindicated: Or, Murther, Subornation, Perjury, And Oppression, Justly Charg'd on the Murtherers of that Noble Lord and True Patriot, Arthur (Late) Earl of Essex. As Proved Before the Right Honourable (Late) Committee of Lords, Or Ready to be Deposed. In a Letter to a Friend. Written by Lawrence Braddon (of the Middle-Temple) Gent. Who was Upwards of Five Years Prosecuted or Imprisoned, For Endeavouring to Discover This Murther the Third Day After the Same was Committed. London: Printed for the author; And sold by most booksellers, 1690. [xiii], 62, [2] pp. Final leaf blank. With woodcut frontispiece. Quarto (8-1/2" x 6-1/4").

Stab-stitched pamphlet bound into recent quarter morocco over marbled boards, blind fillets to edge of morocco, gilt-stamped title and date to spine, speckled edges. Light toning to interior, light foxing in a few places, faint dampstain to lower right corner of text block, corner of leaf B4 (pp. 7-8) mended. \$250.

* Only edition. Essex, awaiting sentence after being convicted of participation in the Rye House Plot to assassinate King Charles II and his brother, was discovered in his cell with his throat cut. Though Essex's friends believed that he had, in fact, committed suicide in order to avoid an attainder and preserve his estate for his descendants, the public was unconvinced. Braddon was somewhat fanatical in his belief that Essex had been murdered and was jailed several times for his efforts on Essex's behalf. In addition to our title, he wrote at least four other works on the subject, with the last of these published in 1729. *English Short-Title Catalogue* R19636. [Order This Item](#)



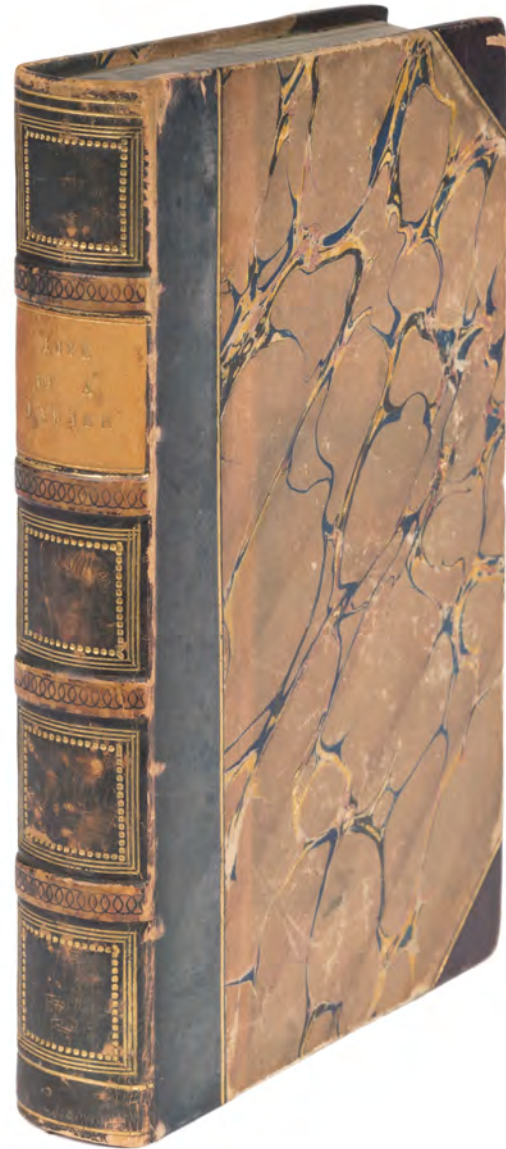
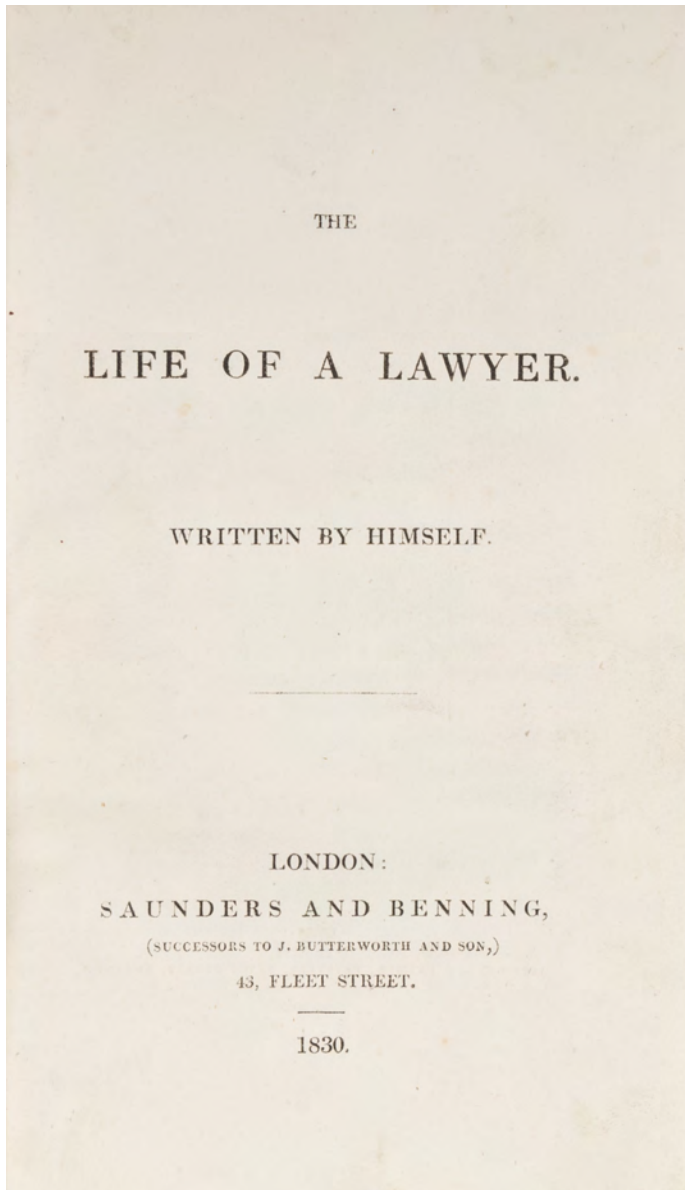
Early Latin Edition of *Doctor and Student*

20. Saint German (Germain), Christopher [1460?-1540].

Dialogus de Fundamentis Legum Angliae et de Conscientia. Per Christopherum de Sancto Germano Communiter Seyngerman Confectus, Cuius Mentio est in Principio Secundi Libri Dialogorum Inter Sacrae Theologiae Doctorem et Studentem Legum Angliae. [London?]: In Aedibus Thomae Wight, 1604. [iv], 73, [2] ff. Lacking final blank leaf. Octavo (5-1/2" x 3-1/2").

Recent calf, gilt rules to boards, gilt title to spine, endpapers renewed. Light toning to interior, light foxing and soiling in a few places, small notes in pencil to leaves A3-5. A handsome copy. \$650.

* Second Latin edition. Written originally in Latin in 1528, *Dialogus de Fundamentis Legum Angliae et de Conscientia* is better known in its English version, *Doctor and Student*, first published in 1530. It contains two dialogues between a doctor of divinity and a student of English law. It popularized canonist learning on the nature and object of law, the religious and moral standards of law, the foundations of the common law and issues regarding the jurisdiction of Parliament. It was also a key work in the development of equity law. *Doctor and Student* went through numerous editions. An authority well into the eighteenth century, it influenced several writers, including Blackstone. Our 1604 Latin edition contains a biography of Saint Germain and the text of his will. *English Short-Title Catalogue* S103137. [Order This Item](#)



A Heartwarming (But Fictional) Autobiography

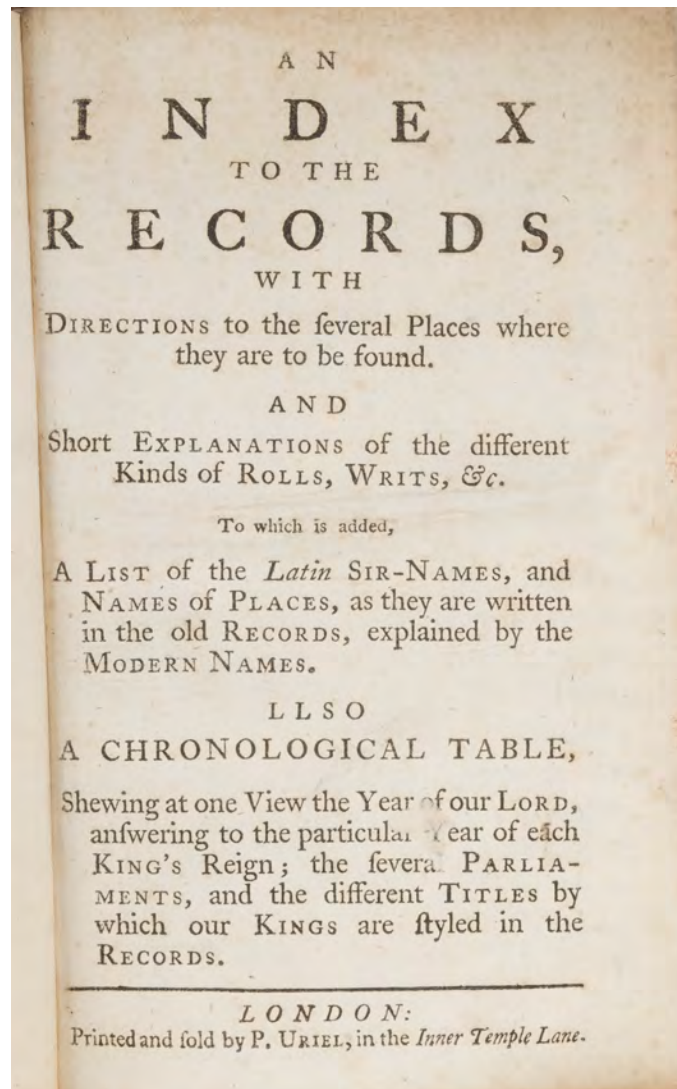
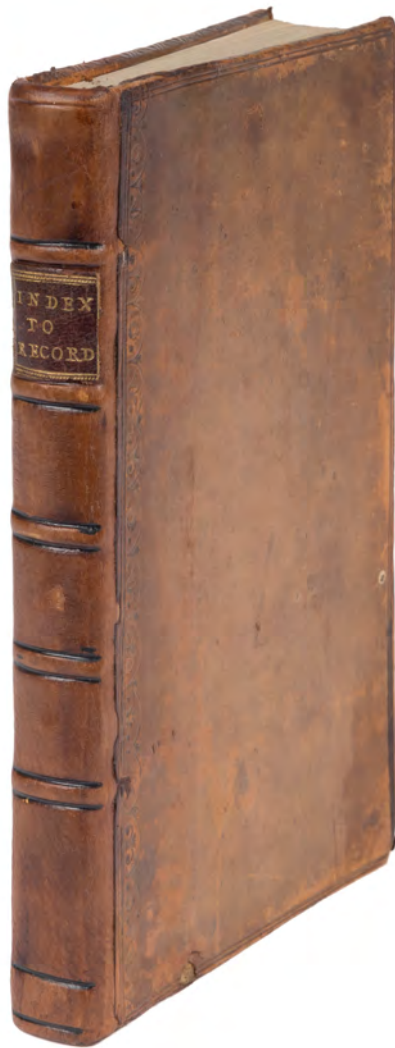
21. [Stewart, James].

The Life of a Lawyer. Written by Himself. London: Saunders and Benning, 1830. [ii], 421, [1] pp. Octavo (7-1/2" x 4-1/2").

Contemporary three-quarter calf over marbled boards, gilt rules to calf edges, raised bands, gilt and blind-stamped fillets and lettering piece to spine, gilt decoration to compartments, marbled edges and endpapers. Light rubbing and two small scuffs to boards, moderate rubbing and wear to extremities, corners bumped. Light toning to interior, small spots and stains to a few leaves, small tear to top-edge of leaf T7 (pp. 231-232) without loss to text. \$450.

* Only edition. This fictional autobiography, attributed to a James Stewart (although sources disagree on which one), follows the life of John Eagle, a young boy orphaned at an early age who dreams of becoming a lawyer. He succeeds with some distinction, eventually becoming Lord High Chancellor and obtaining a wife and son along the way. Not in Wolff.

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Strachey's *Records*

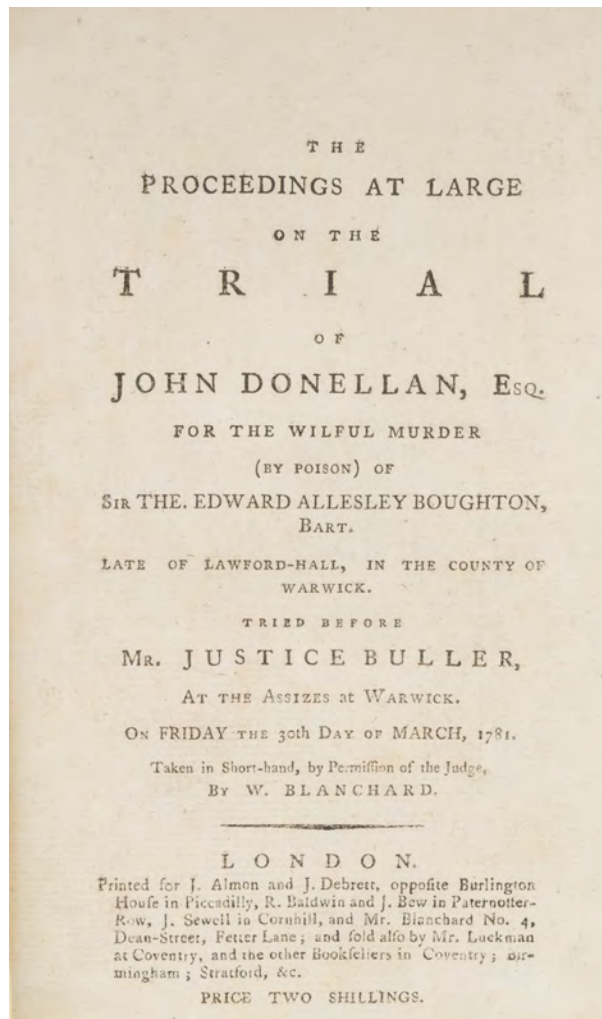
22. [Strachey, William, Attributed].

[Aylofffe, Sir Joseph, Attributed].

An Index to the Records, With Directions to the Several Places Where They are to be Found. And Short Explanations of the Different Kinds of Rolls, Writs, &c. To Which is Added, A List of the Latin Sir-Names, And Names of Places, As They are Written in the Old Records, Explained by the Modern Names. Lsso [sic] a Chronological Table, Shewing at One View the Year of Our Lord, Answering to the Particular Year of Each King's Reign; The Several Parliaments, And the Different Titles by Which our Kings are Styled in the Records. London: Printed and Sold by P. Uriel, [c. 1775]. [viii], 182, [2] pp. With a final publisher advertisement leaf. Octavo (6-3/4" x 4-1/4").

Contemporary calf, rebaked in period style, blind rules to boards, blind fillets along joints, lettering piece and raised bands to spine, blind tooling to board edges, hinges mended. Light rubbing to boards, moderate rubbing to board edges, moderate toning to interior, light soiling to title page. \$250.

* First edition. Lists records in institutional and private libraries. A useful source, enhanced by the Latin and chronological charts. An undated re-issue was published around 1775. *English Short-Title Catalogue* T146961. [Order This Item](#)



Poisoned with Essence of Laurel Water

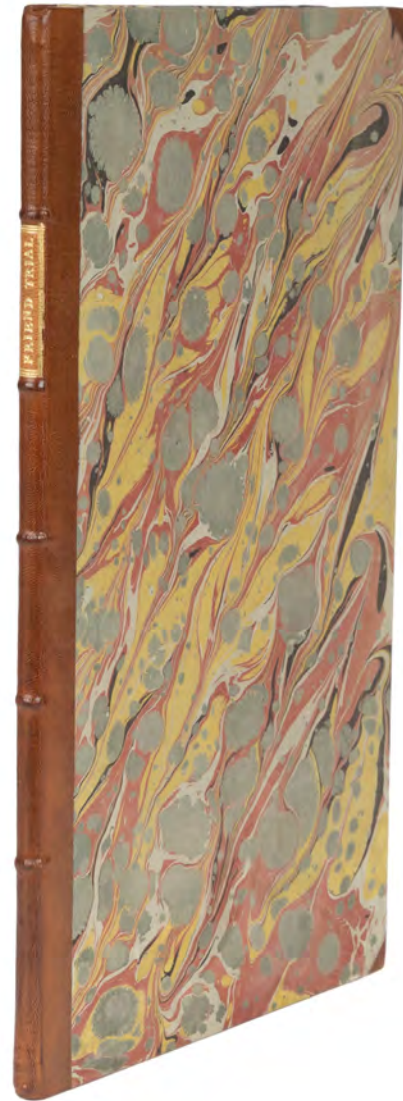
23. [Trial].

Donellan, John [d. 1781], Defendant.

The Proceedings at Large on the Trial of John Donellan, Esq. For the Wilful Murder (By Poison) of Sir The. Edward Allesley Boughton, Bart. Late of Lawford-Hall, In the County of Warwick. Tried Before Mr. Justice Buller, At the Assizes at Warwick. On Friday the 30th day of March, 1781. Taken in Short-Hand, by Permission of the Judge, By W. Blanchard. London: Printed for J. Almon and J. Debrett, [1781]. [iv], 156 pp. Octavo (7-3/4" x 5").

Contemporary marbled boards, rebacked in calf, morocco lettering piece to spine, endpapers renewed. Binding slightly cocked, moderate rubbing to boards with wear to corners, owner bookplate (of Geoffrey G. Briggs) to front pastedown. Moderate toning to text, negligible light foxing and dampstaining in a few places. \$350.

* Only edition. "Coveting the estates of Sir Theodosius Boughton, who lived at resplendent Lawford Hall in Warwickshire, England, Captain John Donellan poisoned his host with essence of laurel water in 1780. This was later uncovered at a probing inquest which led to Donellan's conviction and execution; he was hanged at Warwickshire in 1781" (Nash). Sanctioned by its judge, our account of this trial is scarce. OCLC locates 4 copies in North America law libraries (Georgetown, Library of Congress, Social Law, Yale Law School). Nash, *Encyclopedia of World Crime* II:999. *English Short-Title Catalogue* T93428. [Order This Item](#)



Tried for Treason Without Benefit of Counsel

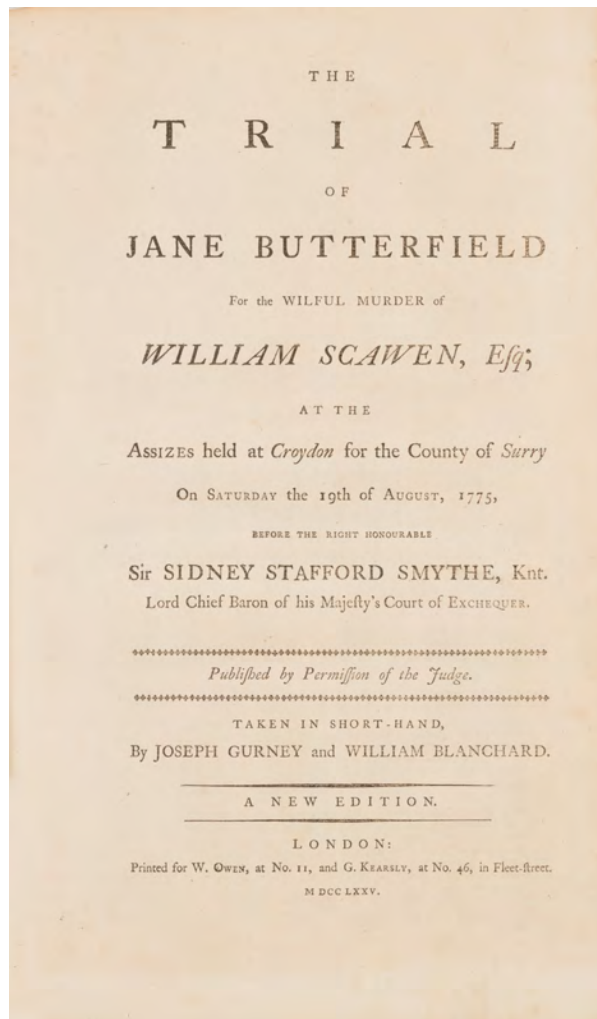
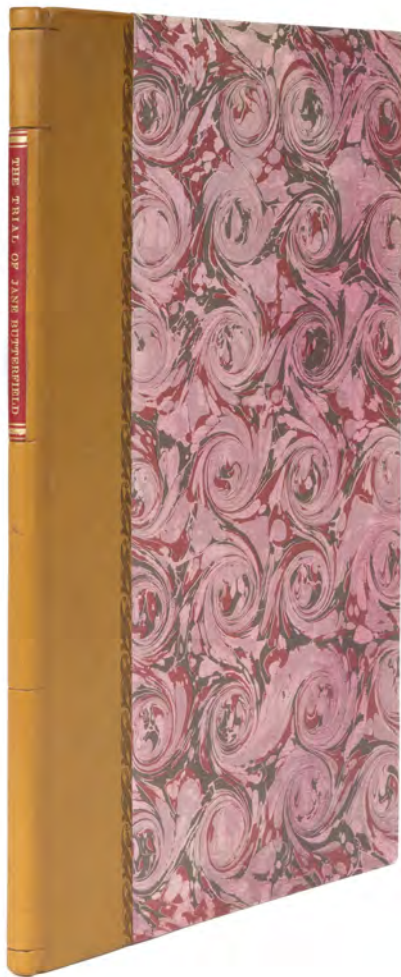
24. [Trial].

Friend, Sir John [d.1696], Defendant.

The Tryal and Condemnation of Sir John Friend, Knight. For Conspiring to Raise Rebellion in These Kingdoms, In Order to a French Invasion: Who Upon Full Evidence was Found Guilty of High-Treason, At the Sessions-House in the Old Bayly, March 23th 1695/6. London: Printed for Brabazon Aylmer, 1696. 35, [1] pp. Folio (12" x 7-1/4").

Recent period-style three-quarter calf over marbled boards, raised bands and lettering piece to spine, endpapers renewed. Moderate toning to text, light soiling to title page and verso of final leaf. \$650.

* Only edition. Friend was charged with high treason for his role in the 1696 Jacobite assassination plot, one of a series of Jacobite plots to reverse the Glorious Revolution of 1688-1689. Friend's trial was the penultimate instance under English law in which a defendant was tried for treason without benefit of counsel. The Treason Act of 1695, which allowed counsel in cases of treason, went into effect two days later. *English Short-Title Catalogue* R37160. [Order This Item](#)



Accused of Poisoning Her Elderly Paramour

25. [Trial].

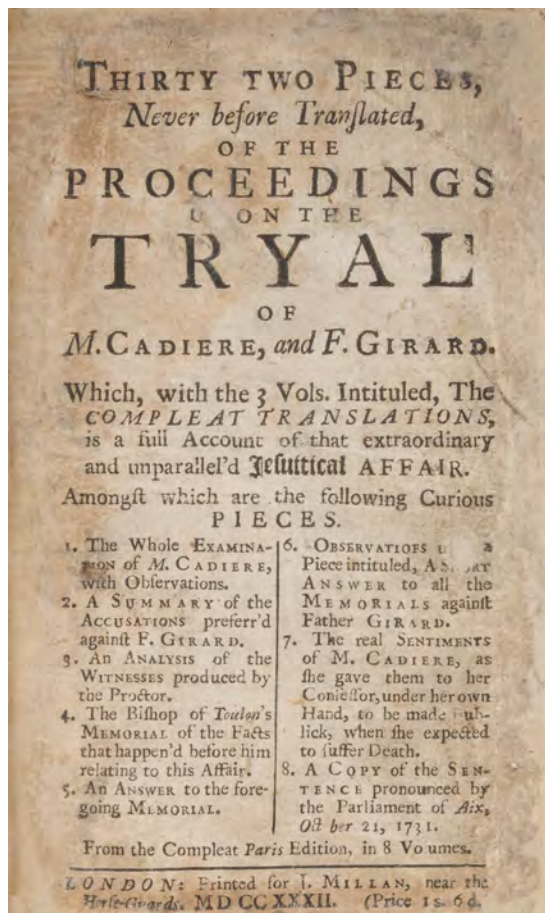
[Great Britain].

Butterfield, Jane, Defendant.

The Trial of Jane Butterfield for the Wilful Murder of William Scawen, Esq; At the Assizes Held at Croydon for the County of Surry on Saturday the 19th of August, 1775, Before the Right Honourable Sir Sidney Stafford Smythe, Knt. Lord Chief Baron of His Majesty's Court of Exchequer. London: Printed for W. Owen and G. Kearsly, 1775. [iv], 53, [1] pp. Folio (13-1/4" x 8-1/2").

Stab-stitched pamphlet bound into recent quarter calf over gmarbled boards, blind fillets to calf edge, lettering piece and blind fillets to spine. Moderate toning to interior, occasional light foxing, light soiling and cellotape repairs to edges of a few leaves without loss to text, light browning to first and final leaves. \$750.

* Only edition. Butterfield met Scawen, an elderly gentleman, when she was fourteen and was persuaded by a female accomplice to live with him as a kind of housekeeper-cum-mistress. When her father disowned her as a result, Scawen apparently had something of a crisis of conscience and promised to act as a new father to her. The two lived together quite happily, and when he grew ill, she became his devoted caretaker. When he died, his doctor, egged on by a suspicious maid, accused her of poisoning him to gain the inheritance he had supposedly left. The jury deliberated only ten minutes before acquitting Butterfield. *English Short-Title Catalogue* T93407. [Order This Item](#)



"That Extraordinary and Unparallel'd Jesuitical Affair"

26. [Trials].

[France].

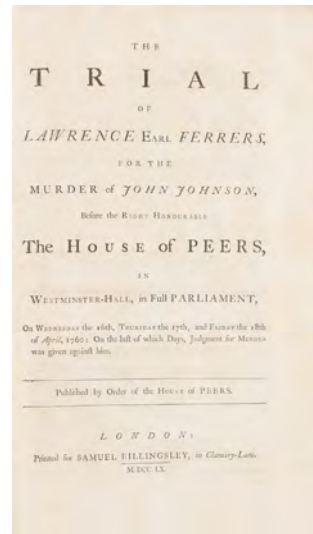
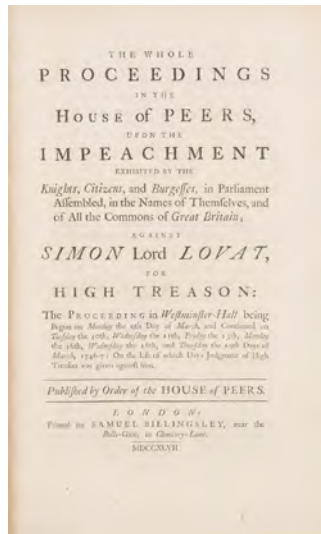
[Witchcraft].

Cadière, Marie-Catherine, Defendant [b.1709].

Thirty Two Pieces, Never Before Translated, Of the Proceedings Upon the Trial, of M. Cadiere, and F. Girard. Which, With the 3 Vols. Intituled, The Compleat Translations, Is a Full Account of that Extraordinary and Unparallel'd Jesuitical Affair. London: Printed for J. Millan, 1732. 164, [4] pp., publisher's advertisements to final 4 pp. 12mo (6-1/4" x 3-3/4").

Recent period-style speckled calf by Philip Dusel, blind rules to boards, raised bands and lettering piece to spine, blind tooling to board edges. Light toning to interior, light soiling to first half of text block, light foxing and faint dampspotting in a few places, several leaves neatly mended with minor loss to text on title page only, legibility not affected. \$1,500.

* Only edition. Cadière was a devotee of the Third Order of St. Theresa in Aix, an unofficial convent-like organization led by the Jesuit priest Jean-Baptiste Girard. She was told by Girard that she was experiencing stigmata and spiritual visions, which he then used as a pretext for visiting her frequently and likely sexually abusing her. In June 1730, the abuse was discovered, and Girard was investigated for corruption while Catherine was accused of witchcraft. The sensational case drew a great amount of public attention and was seen as a symbol of Jesuit corruption. Our title is a translation of charges and evidence given before the Parliament of Aix in 1731, intended to supplement other English-language accounts of the trial issued in three volumes in 1732. OCLC locates 9 copies, 2 in law libraries (Harvard, Social Law). *English Short-Title Catalogue* T174927. [Order This Item](#)



Two Notable British Executions

27. [Trials].

Lovat, Simon, Lord [1675?-1747], Defendant.

The Whole Proceedings in the House of Peers, Upon the Impeachment Exhibited by the Knights, Citizens, and Burgesses, in Parliament Assembled, in the Names of Themselves and of All the Commons of Great Britain; Against Simon Lord Lovat, for High Treason: The Proceedings in Westminster-Hall Being Begun on Monday the 9th day of March, and Continued on Tuesday the 10th, Wednesday the 11th, Friday the 13th, Monday the 16th, Wednesday the 18th, and Thursday the 19th Days of March 1746-7: On the Last of Which Days Judgment of High Treason Was Given Against Him. London: Printed for Samuel Billingsley, 1747. [iv], 188 pp.

[Bound with]

Ferrers, Lawrence, Earl [1720-1760], Defendant.

The Trial of Lawrence Earl Ferrers, For the Murder of John Johnson, Before the Right Honourable the House of Peers, in Westminster-Hall, in Full Parliament, On Wednesday the 16th, Thursday the 17th, And Friday the 18th of April, 1760: On the Last of Which Days Judgment for Murder was Given Against Him. London: Printed for Samuel Billingsley, 1760. [iv], 55, [1] pp.

[And]

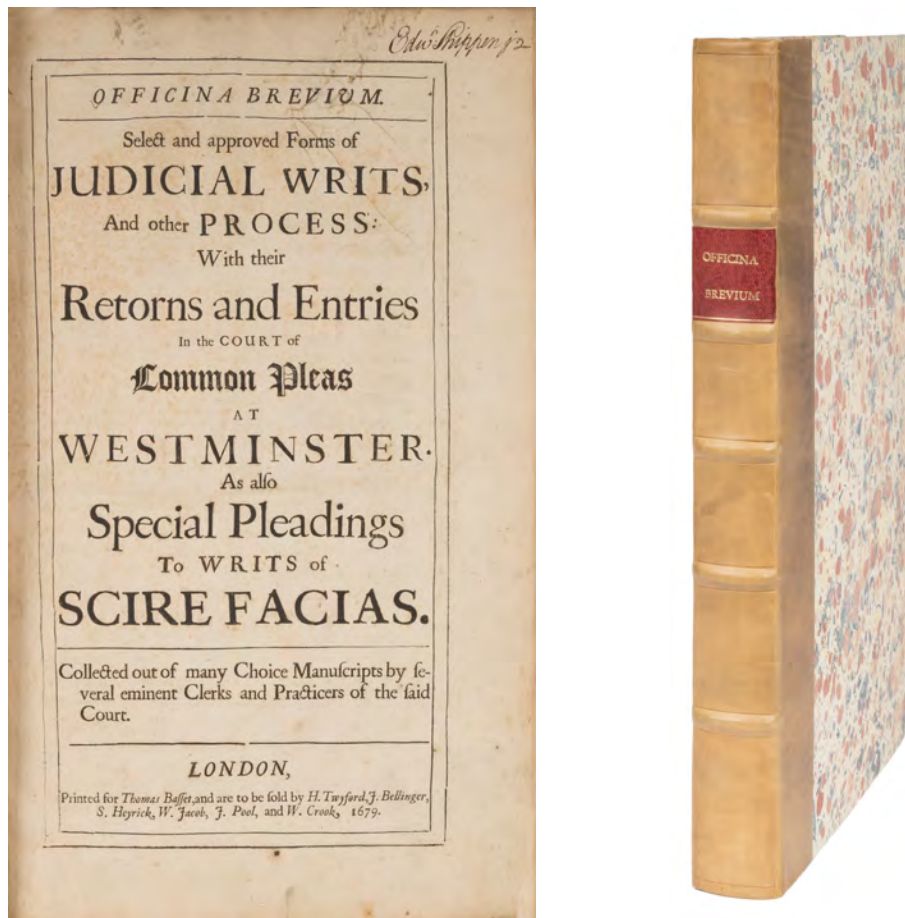
[Lyttelton, George, 1st Baron (1709-1773)].

To the Memory of a Lady Lately Deceased. A Monody. London: Printed for A. Millar and sold by M. Cooper, 1748. [iv], 15, [1] pp.

Folio (14" x 8-1/2"). Contemporary calf, gilt rules to boards, raised bands, gilt fillets and blind-stamped lettering piece to spine, blind tooling to board edges. Light rubbing with a few scuffs, nicks and scratches to boards, moderate rubbing and some wear to extremities, boards beginning to detach but held securely by cords, corners bumped, light foxing and offsetting to endleaves, list of contents in an early hand in ink to back free endpaper. Light toning to interior, light foxing in several places, leaf O2 mended on verso with no loss to legibility. \$750.

* Lovat and Ferrers: first editions; Lyttelton: second edition. Lovat, one of the leaders of the second Jacobite Rebellion, was among those defeated at Culloden and subsequently sentenced to death for high treason. Ferrers, an eccentric nobleman with a violent temper, was convicted of killing his steward in a drunken rage. Both men hold the dubious honors of being the last British peers beheaded and hanged, respectively. Lovat's execution is also notable as the likely source of the popular expression "laughing your head off." As he was being led to the scaffold a viewing stand collapsed, much to his amusement. (Several of these spectators died from their injuries afterward.) The third title, written by Lyttelton to his late wife and published anonymously, is unrelated. *English Short-Title Catalogue* T114300, T143971, T4628.

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Owned by a Respected Eighteenth-Century Pennsylvania Jurist

28. [Writs].

[Great Britain].

[Shippen, Edward, IV (1729-1806)].

Officina Brevium. Select and Approved Forms of Judicial Writs, And Other Process: With Their Retorns and Entries in the Court of Common Pleas at Westminster. As also Special Pleadings to Writs of Scire Facias. Collected out of Many Choice Manuscripts by Several Eminent Clerks and Practicers of the Said Court. London: Printed by George Sawbridge, William Rawlins, And Samuel Roycroft, 1679. [vi], 414, [30] pp. Folio (12-1/4" x 7-1/4").

Recent period-style quarter calf over marbled boards, raised bands and lettering piece to spine, endpapers renewed. Light edgewear and chipping to endleaves. Moderate toning to interior, somewhat heavier in places, small faint dampstain to top-edge of text block, occasional light foxing and spotting, a few folded corners, small chip to top-edge of a few leaves without loss to text, ownership signature of Edward Shippen to head of title page. \$750.

* Only edition, one of two issues from 1679. A collection of official writs issued by the Officina Brevium, or secretary of the courts, for use in the Court of Common Pleas. "Writs (like Veins and Arteries, which, by conveying the blood and spirits into every part of the body, do thereby give it life and motion, which otherwise would be but an imperfect Lump of flesh, altogether unactive) are of that force and efficacy, that no Proceedings at Law (nay, even Records of the highest nature) can be available without them" (Preface). Shippen, a highly-respected jurist in colonial and post-Revolutionary Pennsylvania, served on the Pennsylvania Supreme Court from 1791-1805 and also achieved recognition for writing the first law reports for Pennsylvania. *English Short-Title Catalogue* R22362. [Order This Item](#)



Year 22, Michaelmas Term, Of Henry VI, Beale R23

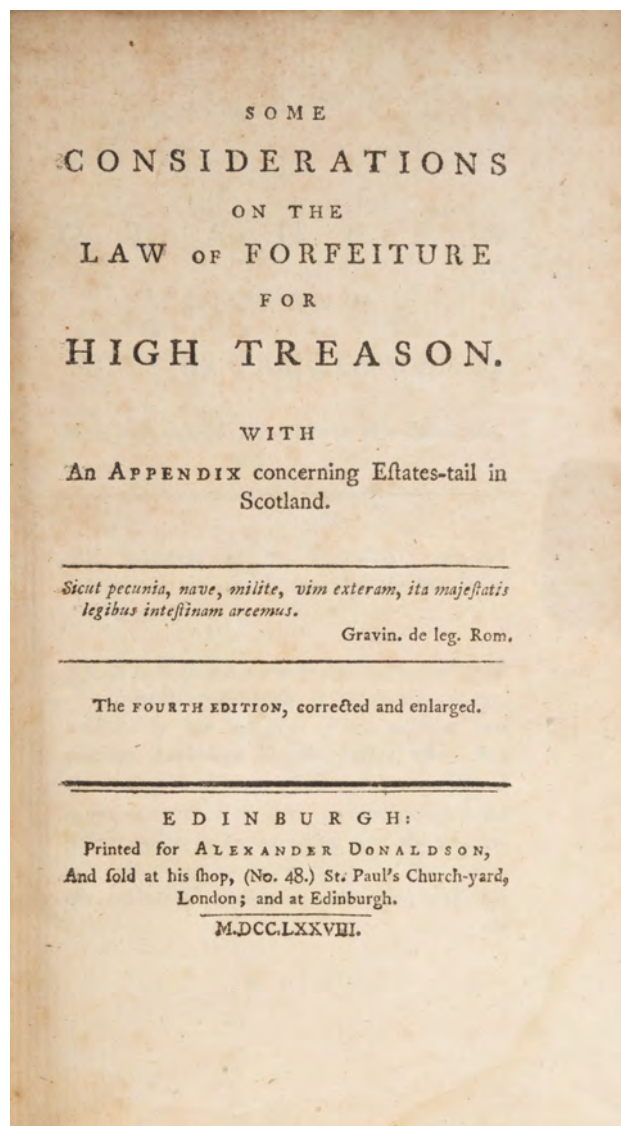
29. [Year Book].

Edward III [Reigned 1422-1461, 1470-1471].

De Termino Michaelis Anno XXII. Henrici Sexti [Drop Head Title]. London: Imprinted...in Fletestrete Within Temple Barre, At the Signe of the Hande and Starre, By Rychard Tottell the 18. Day of October in the Yere of Our Lord, 1585. 60 ff.

Folio (11-1/2" x 8"). Recent quarter calf over marbled boards, gilt title to spine, endpapers renewed. Negligible light rubbing to extremities, faint scratch to front board. Light toning to interior, worm hole through first six leaves with negligible loss to text. A handsome copy. \$1,000.

* It is difficult to overestimate the importance of the Year Books. As a series of notes on debates and points of pleadings in Norman England they are of crucial primary sources for our knowledge of medieval common law. They also provide a richly detailed portrait of contemporary English life, customs and manners. The origin of the Year Books is unknown. Some scholars believe they were notes compiled by law students for study while others maintain they were made by lawyers for use in pleading. Though it is not known when the first manuscript volumes were compiled, extant examples date from the 1270s to 1535. Printed editions of the Year Books were first issued by William de Machlinia between 1481 and 1482. The present volume belongs to the so-called "Quarto Edition." Not a set or edition in the conventional sense, these volumes were issued separately with various dates and impressions between 1522 and 1619. *English Short-Title Catalogue* S101448. Beale, *Bibliography of Early English Law Books* R159. [Order This Item](#)



Forfeiture for High Treason

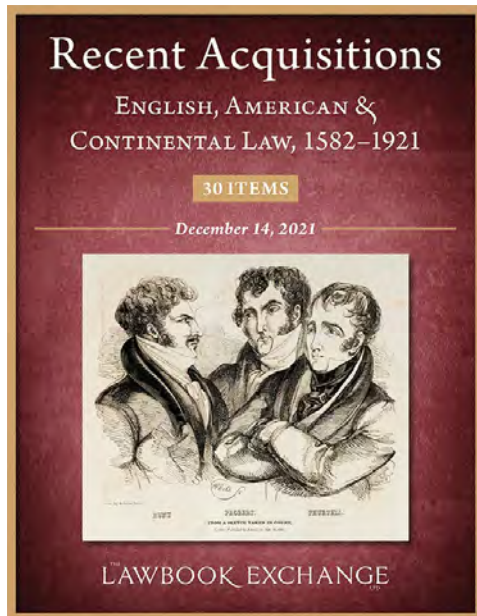
30. [Yorke, Charles (1722-1770)].

Some Considerations on the Law of Forfeiture for High Treason. With an Appendix Concerning Estates-Tail in Scotland. Corrected and Enlarged. Edinburgh: Printed for Alexander Donaldson, 1778. xiv, 189, [1] pp. 12mo. (6-1/2" x 4").

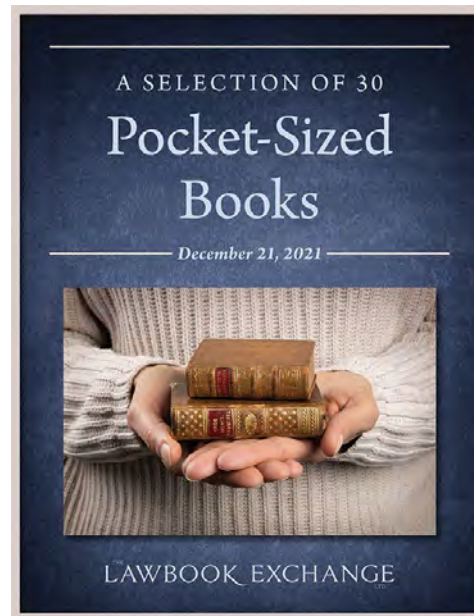
Recent period-style sprinkled calf, gilt fillets and retained contemporary lettering piece to spine, blind tooling to board edges, hinges mended. Moderate toning, faint dampstaining to lower outside corner of text block, light foxing in a few places. An attractive copy. \$250.

* Fourth (stated) edition, published the same year as the third edition, which was printed in London. First published in 1745, Yorke's essay argues that corruption of blood and forfeiture are justifiable consequences of treason. This work was a response to the cases of treason that followed the Jacobite Rebellion of 1745 and a defense of treason legislation introduced by Yorke's father, the Earl of Hardwicke, who was then lord chancellor. Going beyond the common law, Yorke draws on examples from Athenian, Roman, Jewish and feudal sources. The final edition of this book, the fourth, was published in 1795. All editions are scarce. *English Short-Title Catalogue* N23002. [Order This Item](#)

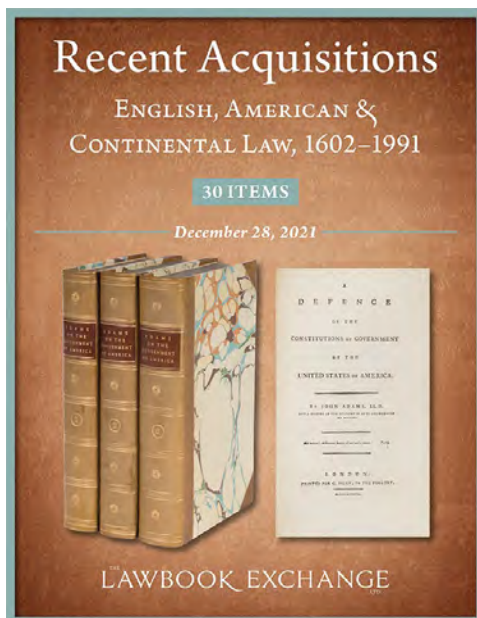
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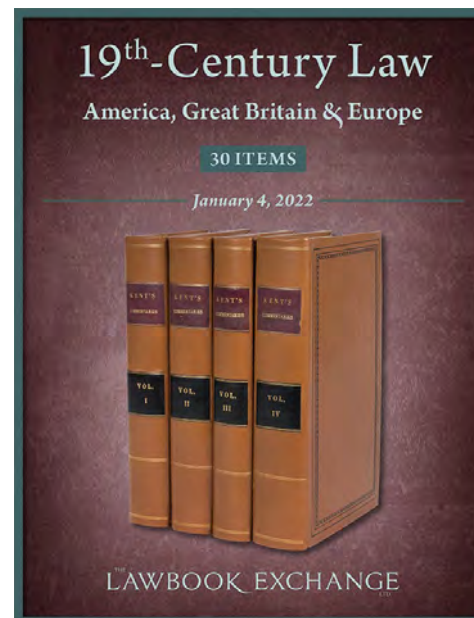
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