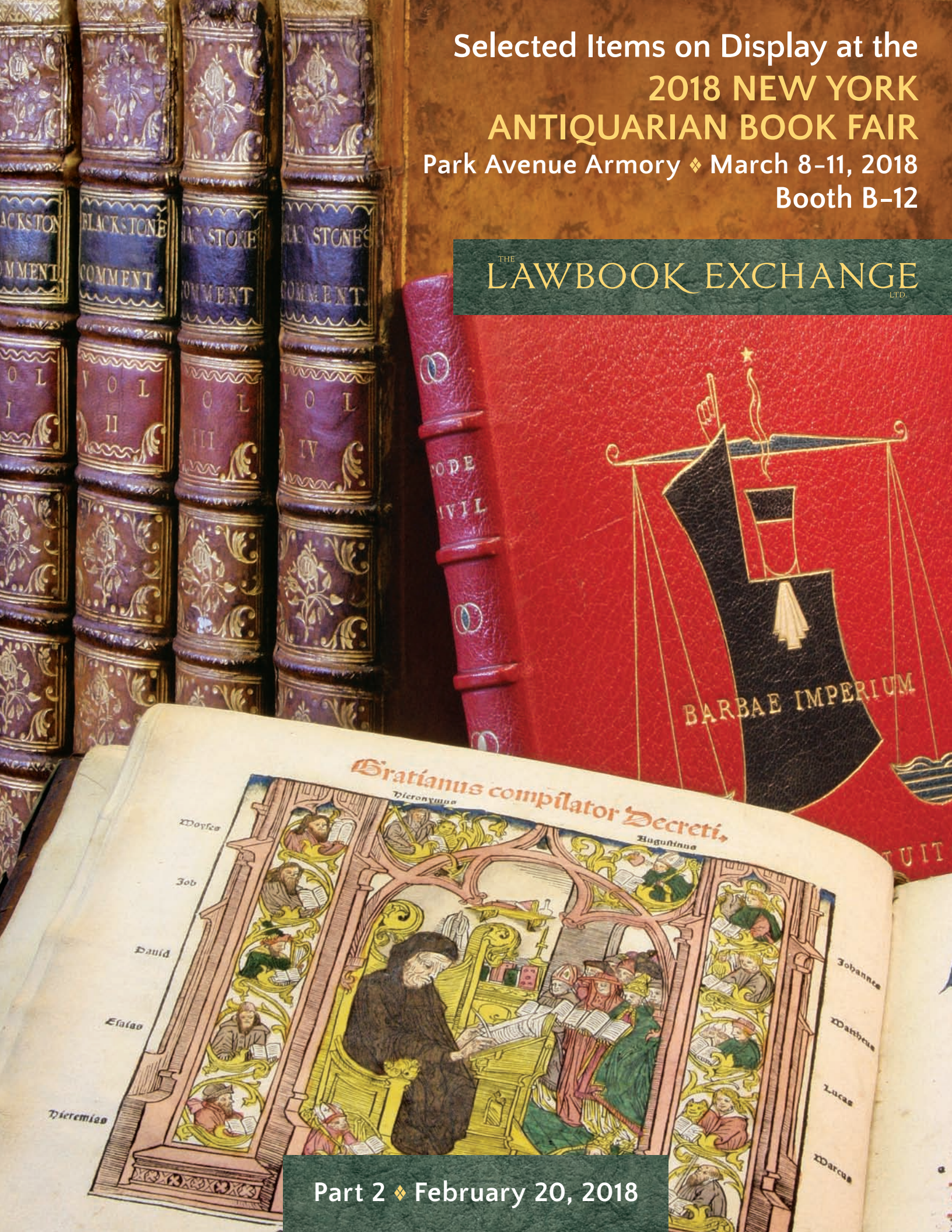


Selected Items on Display at the
**2018 NEW YORK
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Park Avenue Armory ♦ March 8-11, 2018
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Part 2 ♦ February 20, 2018



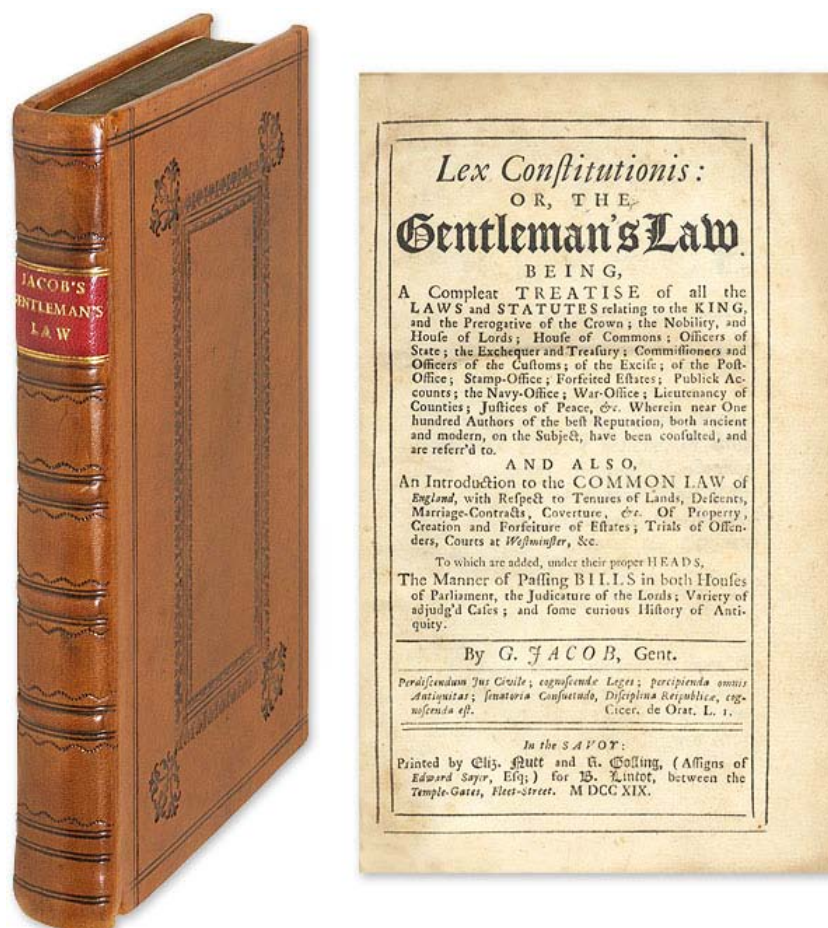
The "Ornaments" Edition of Hobbes's
Leviathan, The Last with Authorial Corrections

1. Hobbes, Thomas [1588-1679].

Leviathan, Or, The Matter, Form, And Power of a Common-Wealth Ecclesiastical and Civil. London: Printed for Andrew Crooke, At the Green Dragon in St. Pauls Church-yard, 1651 [but probably 1695-1702]. [vi], 250, 249-256, 261-394 [i.e. 396] pp. Text continuous despite pagination. Main title page, with upside down triangle of 25 ornaments grouped in 5 rows, preceded by copperplate pictorial title page. Folding table. Folio (11-3/4" x 7-1/2").

Recent period-style calf, original paneled calf boards laid down, gilt-edged raised bands and lettering piece to spine, endpapers renewed. Some gatoring and a few scuffs to boards, some chipping to edges of retained boards. Moderate toning to text, faint dampstaining in a few places, faint dampspotting to a few leaves. Recent owner signature to front pastedown, early owner signature to head of pictorial title page, tiny early initials to foot. A nice copy. \$7,500.

* Definitive edition, with the final corrections by the author, the so-called "ornaments" edition distinguished by a title page device consisting of an inverted triangle of 25 ornaments grouped in five rows. One of the greatest works of political science, *Leviathan* analyzes the structure of society and legitimate government and is one of the most influential statements of social contract theory (under the rule of an absolute sovereign). Written during the time of the English Civil War, it is notable for its deeply pessimistic view of human nature. The early editions of *Leviathan*, all with the famous pictorial title page, list the same publisher and publication date: Andrew Crooke, 1651. They are distinguished by slight variations in the spelling of the title and the devices on their title pages. The first has a winged cherub's head, the second, actually printed in 1678, has a bear grasping two sprays of foliage. It was followed by the present issue. The *ESTC* gives a publication date of 1680, but some sources place its publication date between 1695 and 1702. Hobbes, *Leviathan*, ed. Noel Malcom (2014) 312-316. *Printing and the Mind of Man* 138. *English Short-Title Catalogue* R13935. [Order This Item](#)



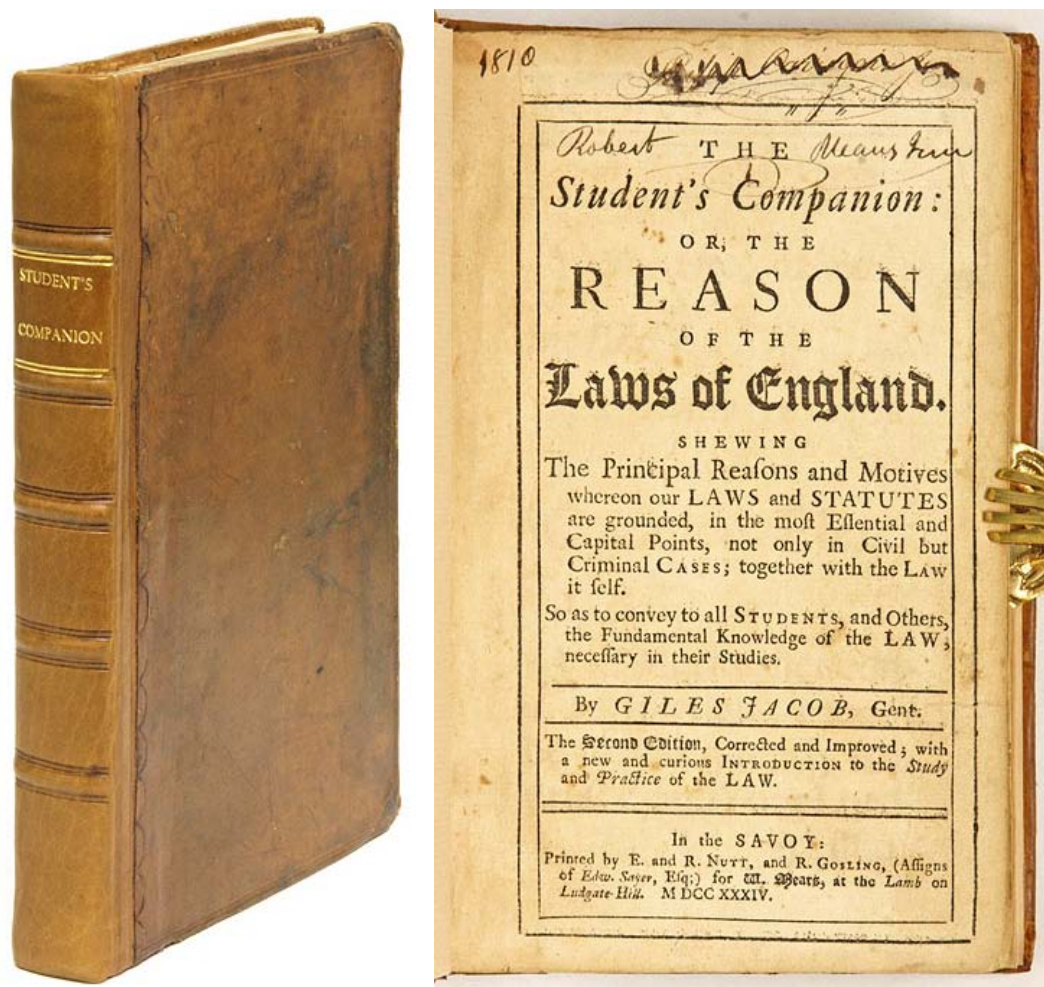
A Legal Guide for "Gentlemen of All Ranks"

2. Jacob, G[iles] [1686-1744].

Lex Constitutionis: Or, The Gentleman's Law. Being, A Compleat Treatise of All the Laws and Statutes Relating to the King, And the Prerogative of the Crown; The Nobility, And House of Lords; House of Commons; Officers of State; The Exchequer and Treasury; Commissioners and Officers of the Customs; Of the Excise; Of the Post-Office; Stamp-Office; Forfeited Estates; Publick Accounts; The Navy-Office; War-Office; Lientenancy of Counties; Justices of Peace, &c. Wherein Near One Hundred Authours of the Best Reputation, Both Ancient and Modern, On the Subject, Have Been Consulted, And are Referr'd to. And also, An Introduction to the Common Law of England, With Respect to Tenures of Lands, Descents, Marriage-Contracts, Coverture, &c. Of Property, Creation and Forfeiture of Estates; Trials of Offenders, Courts at Westminster, &c. [London]: Printed by Eliz. Nutt and R. Gosling, (Assigns of Edward Sayer, Esq;) for B. Lintot, 1719. [ii], [v]-xiv, 360, [12] pp. Octavo (7-1/2" x 4-3/4").

Recent period-style calf, blind panels to boards, raised bands and lettering piece to spine, endpapers renewed. Moderate toning to text, faint dampspotting in places, internally clean. A handsome copy. \$1,000.

* First edition. In his preface, Jacob indicates that he did not write this treatise on England's Constitution for the landed gentry exclusively, but for "gentlemen of all ranks," that is, the literate general public. This distinction is significant. Jacob, though certainly interested in boosting sales by attracting the widest audience possible, was an idealist who believed that widespread knowledge of the law would help create a more just society. This is also evident in his other publications, such as *A Treatise of Laws* (1721), *The Common Law Common-Placed* (1726) and *Every Man His Own Lawyer* (1736). Another edition of the *Lex Constitutionis* was published in 1737. *English Short-Title Catalogue* T137002. [Order This Item](#)



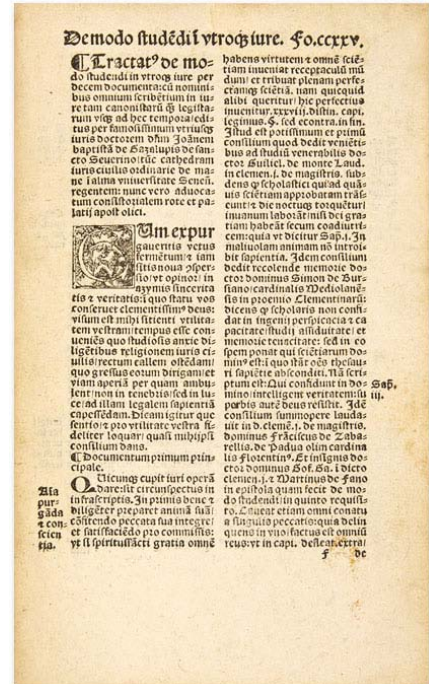
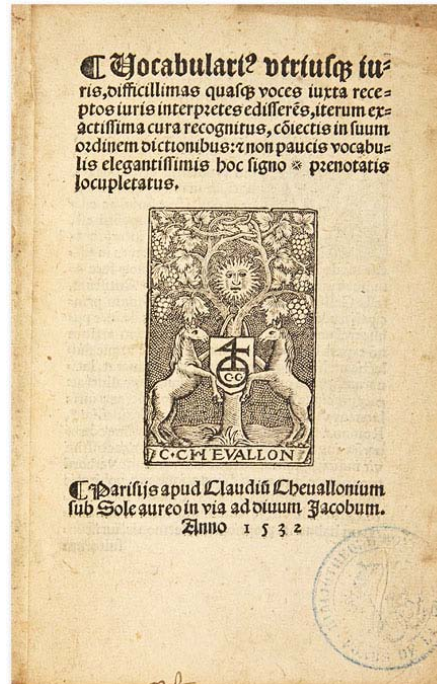
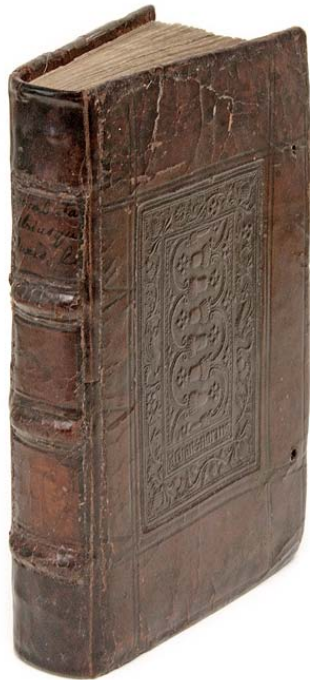
Jacob's Favorite Work

3. Jacob, Giles.

The Student's Companion: Or, The Reason of the Laws of England. Shewing the Principal Reasons and Motives Whereon Our Laws and Statutes are Grounded, In the Most Essential and Capital Points, Not Only in Civil but Criminal Cases; Together with the Law It Self. So as to Convey to Students, and Others, the Fundamental Knowledge of the Law, Necessary in Their Studies. Corrected and Improved; With a New and Curious Introduction to the Study and Practice of the Law. [London]: Printed by E. and R. Nutt, And R. Gosling, (Assigns of Edw. Sayer, Esq.), 1734. [xi], ix, 282, [6] pp. Octavo (7-1/2" x 5").

Contemporary calf, rebaked in period style, blind rules to boards, blind fillets along joints, raised bands and lettering piece to spine, endpapers renewed. A few minor nicks and scratches to boards, moderate rubbing to edges with some wear to corners. Light browning and foxing to text, faint dampstains to a few leaves, early owner signatures to head of title page and following leaf. A nice copy of a scarce title. \$850.

* Second edition. First published in 1725, this *vade mecum* outlines essential topics of legal study alphabetically from "Actions" to "Writs." The *Companion* also contains a short introduction that outlines an appropriate plan of study and list of essential books for the aspiring barrister. Holdsworth, citing the preface to the second edition, notes that Jacob considered this to be his favorite and finest work. A third edition was published in 1748. All editions are scarce. *ESTC* locates 2 copies of this edition, OCLC adds 4 copies worldwide, none in North American law libraries. Holdsworth, *A History of English Law* III:425. *English Short-Title Catalogue* T137470. [Order This Item](#)



An Important Early Law Dictionary in a Notable Binding

4. [Jodocus of Erfurt, Attributed].

Caccialupi, Giovanni Battista [c. 1420-1496].

Alberico, Da Rosate [c.1290-1360].

[Norvis, Jean, Binder].

*Vocabularius Utriusque Iuris Difficillimas Quasque Voces Iuxta Receptos Juris Interpretes Edisserens: Iterum Exactissima Cura Recognitus, Coniectis in Suum Ordinem Dictionibus et non Paucis Vocabulis Elegantissimis hoc Signo * Prenotatis Locupletatus.* Paris: apud Claudium Chevallonium sub Sole Aureo in via ad diuum Jacobum. Anno 1532. [iv], CCXL ff. Main text in parallel columns. Octavo (6-1/2" x 4-1/4").

Contemporary paneled calf by Jean Norvis, large central panels featuring a pattern of acorns, thistles and dragons to boards, raised bands and early hand-lettered title to spine, to spine, ends restored, ties lacking, endleaves derived from a vellum manuscript leaf. Light rubbing and some crackling, moderate rubbing to extremities, corners lightly bumped and worn. Woodcut Chavallon devices to title page and ends of text, woodcut decorated initials. Light toning to text, somewhat heavier in places, light soiling and spotting to a few leaves, early owner inscription to front free endpaper, recent private-library stamp to foot of title page. A choice copy. \$5,000.

* A work of great authority, the *Vocabularius*, as it is popularly known, is usually attributed to Jodocus, a jurist associated with the University of Erfurt. First published by Wenssler in Basel around 1475, it went through more than seventy editions over the following 150 years. (It had a second life as the first section of the 1559 edition of Antonio de Nebrija's *Lexicon Juris Civilis*, a work that was reissued into the seventeenth century.) A useful and highly respected reference work, the *Vocabularius* is a collection of terms dealing with the *Ius Commune* taken from such late-scholastic texts as the *Vocabularius Stuttgardiensis* (1432), the *Collectio Terminorum Legalium* (c. 1400), and the *Introduitorium pro Studio Sacrorum Canonum* of Hermann von Schildesch (c. 1330). This edition also includes Caccialupi's *Tractatus de Modo Studendi in Utroque Iure*, an introductory textbook for law students, and Rosate's *Breve Compendiolium de Orthographia*, a guide to legal writing. Jean Norvis was a leading sixteenth-century Parisian binder. (The panels on our binding include the name "Jehan Norvis.") OCLC locates 3 copies, 1 in North America (UT-Austin Law School). Not in Adams. *Universal Short-Title Catalogue* 185240. [Order This Item](#)



Interesting French Commentary on Penology by Two Former Prisoners, Includes a Chapter on New York's Newgate Prison

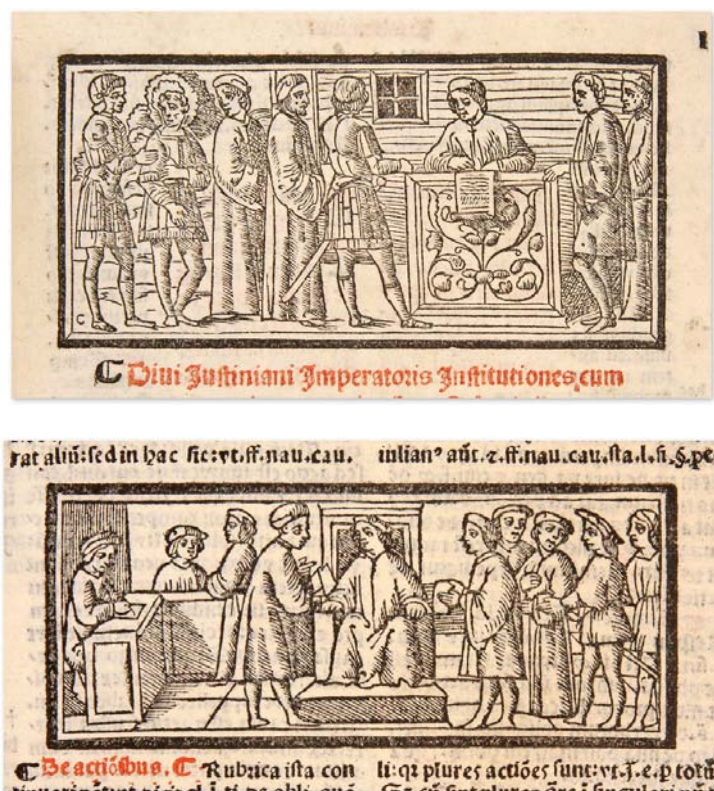
5. Jouy, Etienne de [1769-1846].

Jay, Antoine [1770-1854].

Les Hermites en Prison, Ou Consolations de Sainte-Pélagie. Paris: Chez Ladvocat, 1823. Two volumes. 238; 267 pp. Main text of each volume preceded by four-page publisher catalogue. Two lithographed portraits, two lithograph plates, several small woodcut vignettes and spot tail-pieces. Octavo (7-3/4" x 5").

Contemporary three-quarter calf over marbled boards with small central crests (a crowned letter J), lettering pieces and gilt ornaments to spine, speckled edges. Light rubbing to boards, somewhat heavier rubbing to extremities with some wear to edges and corners. Light toning to text, somewhat heavier in places, light foxing to some leaves. A handsome set. \$500.

* First edition. Etienne de Jouy is a pseudonym for Victor-Joseph-Etienne de Jouy. Jouy and Jay both served short sentences in Sainte-Pélagie, Paris, for political offences. A great deal of this interesting work is devoted to discussions of penology. Volume II includes an account of New York's Newgate State Prison. One of the plates shows a white man and a black man handcuffed together. A second edition was published in 1829. Jouy and Jay published a sequel in 1824 titled *Les Hermites en Liberté*. [Order This Item](#)



Giunta Edition of the *Institutes* Illustrated with 23 Woodcuts

6. Justinian [483-565 CE], Emperor of the East.

Aldobrandini, Sylvestro [1499-1558], Editor.

Institutiones Iuris Civilis. Habes Lector in Novissima hac Institutionum Imperialium Editione Textum ac Glosas quam Emendatissimas una cum Additionibus Hucusquam Impressis... Venice: Apud Heredes Luceantonii Iunte [Giunta], 1539 (colophon date: November 1538). [lv], 366 ff. Final blank leaf lacking. 23 woodcut text illustrations, 1 full-page. Octavo (6-3/4" x 5-3/4").

Recent vellum, calf lettering piece to spine, small bookseller description pasted to rear free endpaper. Two-column text with linear gloss by Aldobrandini printed in red and black throughout, large woodcut Giunta device to title page, woodcut decorated initials. Light toning, occasional faint staining to lower margins of text block, minor worming in a few places, some with repairs, with loss to a few letters, lower corner of leaf a4 (fol. 4) repaired with minor loss to text, legibility not affected, faint early struck-through signatures to title page, early underlining and brief annotations in a few places. \$4,500.

* Commissioned by the Emperor Justinian in 530 CE, the body of writings known collectively as the *Corpus Iuris Civilis* preserved and restated all existing Roman law. It has four books: the *Code*, *Novels*, *Institutes* and *Digest*. Intended for students, the *Institutes* is a synopsis of the reformed legal system. Aldobrandini, who edited this edition and added commentary, was a Florentine jurisconsult. First published by Giunta in 1534, Aldobrandini's text went through several editions during the sixteenth and seventeenth centuries. It was one of the most popular and influential early editions of the *Institutes*. The charming woodcut vignettes offer visual summaries of the more important titles. The full-page woodcut is an ornate table of descents in the form of a man holding up branches of a family tree. All illustrated Giunta editions are rare. OCLC locates 4 copies of the 1539 (1538) edition, 3 in North America (Baylor Law School, Cornell, Yale Law School). *Censimento Nazionale delle Edizioni Italiane del XVI Secolo* 13468.

[Order This Item](#)



Nineteenth-Century Sign from a Lawyer's Office

7. [Lawyers].

[United States].

[Black-Painted and Gilt-Lettered Tinned Sheet Iron Sign, With Gilt Pointing Hand, Reading: John George's Law Office]. United States, Mid- to late-nineteenth century.

6-1/4" x 17," light rubbing and a few minor scratches, tiny nail-holes at corners and centers of top and bottom edges. \$500.

* The pointing hand indicates this sign was posted near the entrance of a Mr. George's office. [Order This Item](#)



Nineteenth-Century Vermont Lawyer's Office Sign

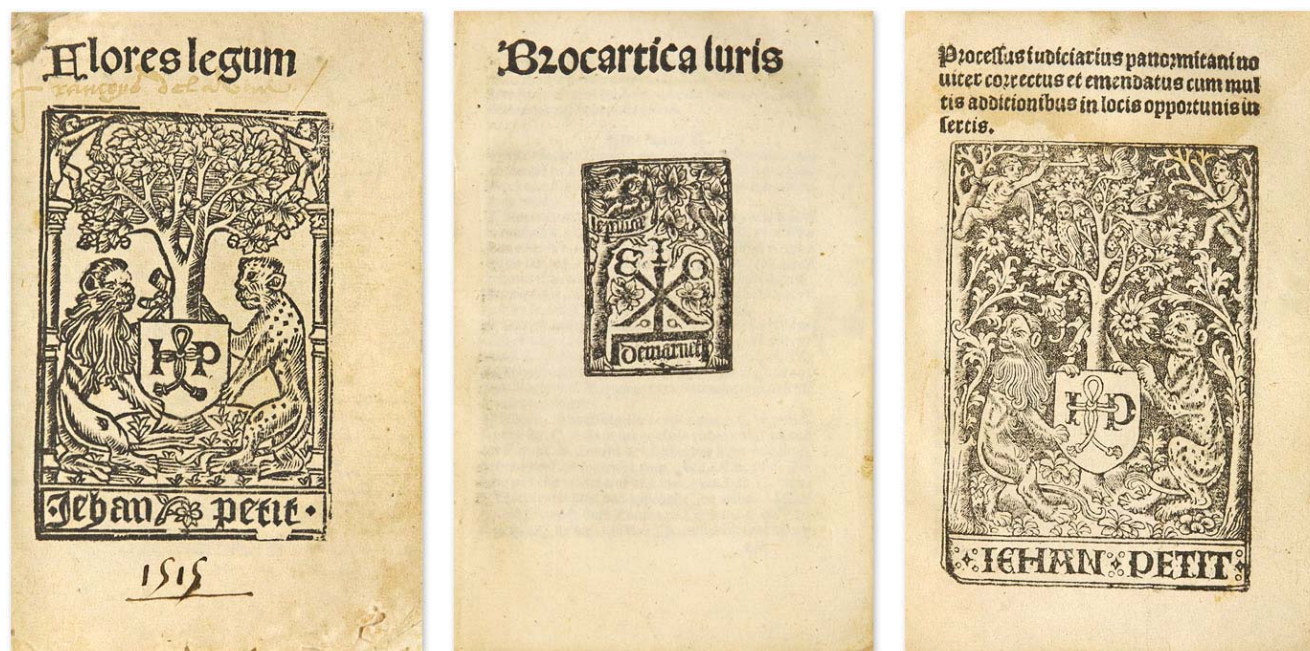
8. [Lawyers].

[United States].

[Gilt-Lettered, Black-Background Wooden Sign Reading: Norman W. Downes, Lawyer]. Vermont?, Mid- to late-nineteenth century.

8-1/4" x 26," gilt letters on rough black-sand surface, beveled edges, two eyelet screws at ends (for hanging). Rubbing around edges with some wear, mostly around bottom corners. \$350.

* A note on the verso reads: "Seller said from VT. His joke: Don't see many of these without bullet holes in them!" [Order This Item](#)



Three Classic Legal
Reference Works Printed Circa 1500

9. [Legal Reference].

Flores Legum. [Paris: Etienne Jehannot for Jean Petit, c.1500]. [60] ff. Collation: [a8], b-g8 h4. 30-31-line text.

[Bound with]

Brocardica Iuris. [Paris: Andre Bocard, for E., J. And G. de Marnef, [c. 1503]. [40] ff. Collation: a-e8. 32-line text.

[And]

Tudeschis, Niccolo de, Archbishop

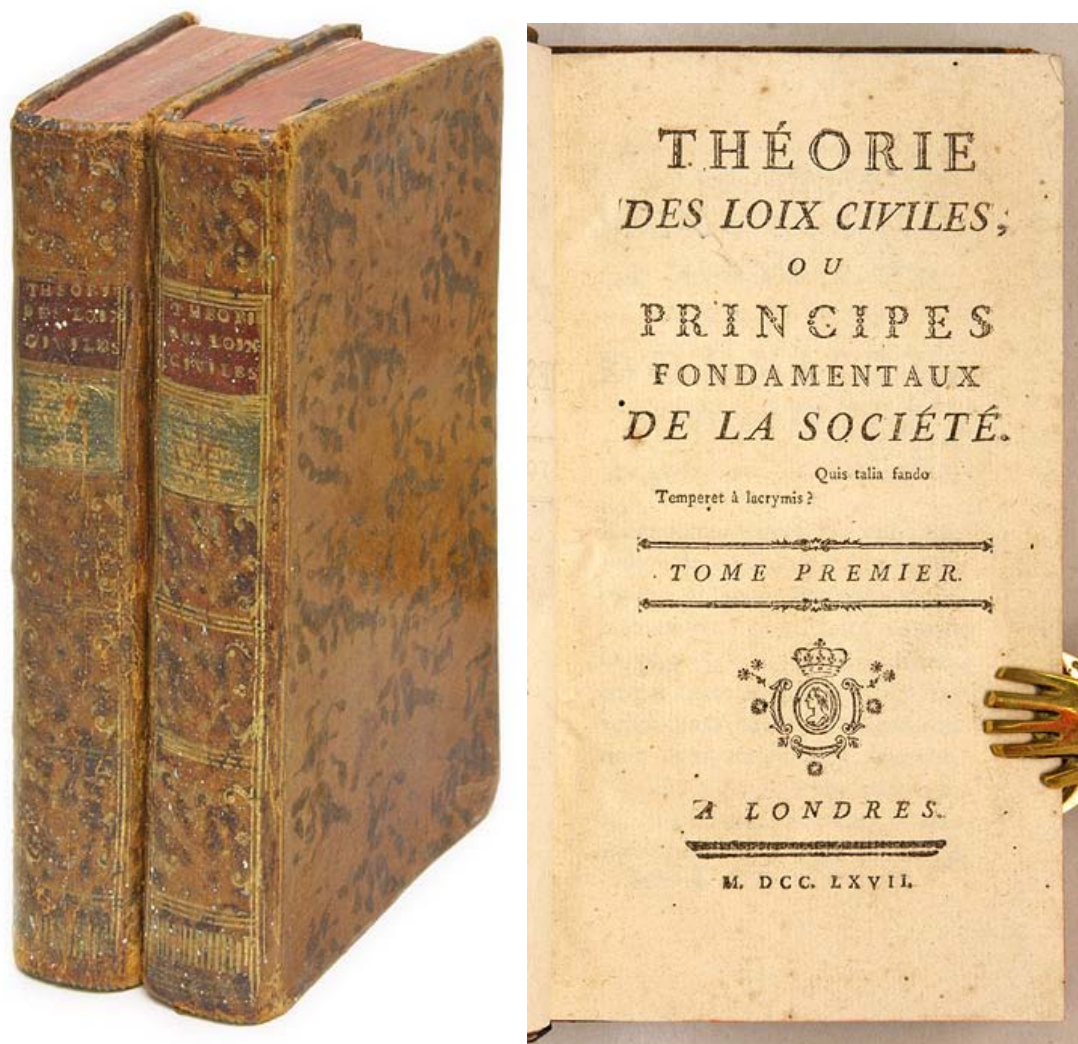
(Abbas Panoramitanus) [1386-1445].

[Johannes, de Auerbach, (d. 1469) Editor].

Processus Iudiciarius Panormitani Noviter Correctus et Emendatus cum Multis Additionibus in Locis Oportunis Insertis. [Paris: Impressa per Magistrum Nicolaum de la Barre for Jean Petit, August 4, 1505]. [122] ff. Collation: a-o8. 32-line text.

Octavo (5-1/4" x 3-1/4"). Contemporary flexible vellum with lapped edges, early hand-lettered title to fore-edge. Large woodcut printer devices to title pages. Light soiling and a few minor stains to boards, spine darkened, light rubbing to extremities. Moderate toning to text, faint dampstaining in a few places, some edgewear to first four leaves of *Flores Legum* and final eight leaves of *Processus Iudiciarius*, early annotations to front endleaf, additional brief annotations in same hand to approximately 20 other leaves. A handsome volume comprising three rare imprints. \$10,000.

* This volume containing three classic reference works was probably compiled by a law student or layman. The *Flores Legum* is an anonymous collection of legal terms, maxims and other definitions in a condensed format arranged for easy reference. Copies were often bound with the *Brocardica Iuris*. Originally attributed to Portius Azo, it is a legal handbook for students and laymen. The *Processus Iudiciarius* is a handbook on procedure in the canon and civil courts. Tudeschis, a cleric and one of the most prolific and formidable legal scholars of his generation, earned the nickname 'lucerna juris' (lamp of the law). All three works were first printed in the fourteenth century. Notably popular and durable works, all went through several later editions. *Flores Legum*, *Brocardica Iuris*: *Gesamtkatalog der Wiegendrucke* GW 10066, V Sp.558a; *Processus Iudiciarius*: *Universal Short-Title Catalogue* 182665. [Order This Item](#)



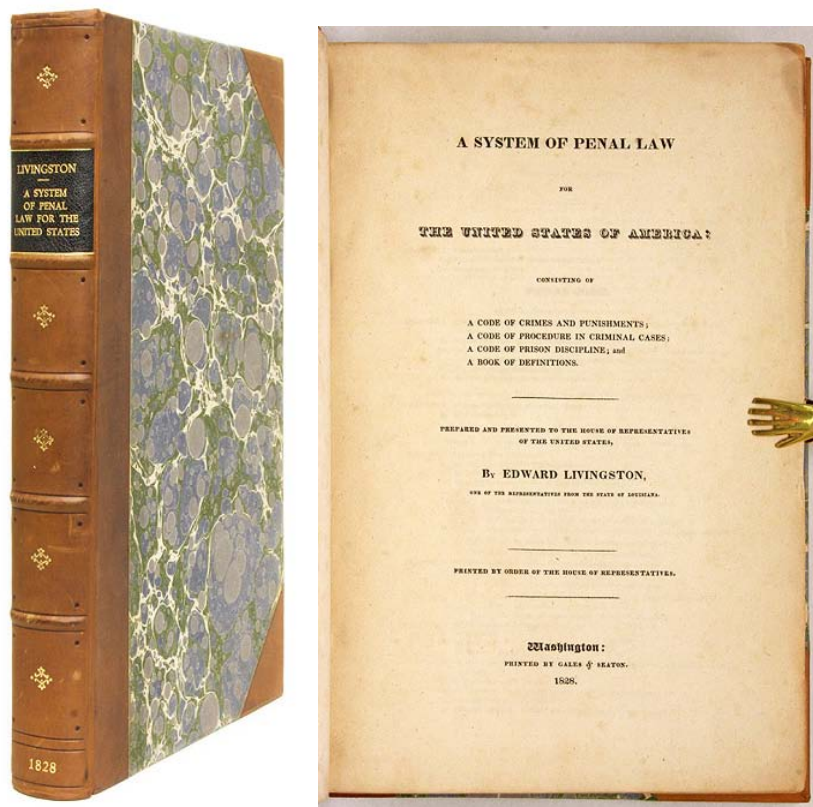
An Ideal Form of Government

10. Linguet, Simon Nicolas Henri [1736-1794].

Théorie des Loix Civiles, Ou, Principes Fondamentaux de la Société. "A Londres" (i.e. Paris): S.n., 1767. Two volumes [iv], 496; [iv], 528 pp. 12mo. (6-1/2" x 3-3/4").

Contemporary mottled calf, red and green lettering pieces and gilt ornaments to spine, edges rouged, marbled endpapers, ribbon markers. Light rubbing and a few tiny scuffs to boards, somewhat heavier rubbing to spine and extremities, corners bumped. Light toning to text, slightly heavier in places, light foxing to a few leaves in each volume, tiny inkspot to title page of Volume II. An attractive set. \$850.

* From the same year as the first edition with corrections. Linguet was a conservative lawyer and journalist who was executed during the Reign of Terror. *Théorie des Loix Civiles*, perhaps the author's most important work, went through several editions and issues, the last in 1787. It outlines an ideal form of government and proposes reforms in taxation, customs and the law. It also defends absolutism and attacks the politics of Montesquieu. Volume I contains extensive discussion of divorce and the position of women in society. *Catalogue of the Goldsmiths' Library of Economic Literature* 10377. [Order This Item](#)



"The Most Comprehensive and Enlightened System of Criminal Law that has Ever been Presented to the World"

11. Livingston, Edward [1764-1836].

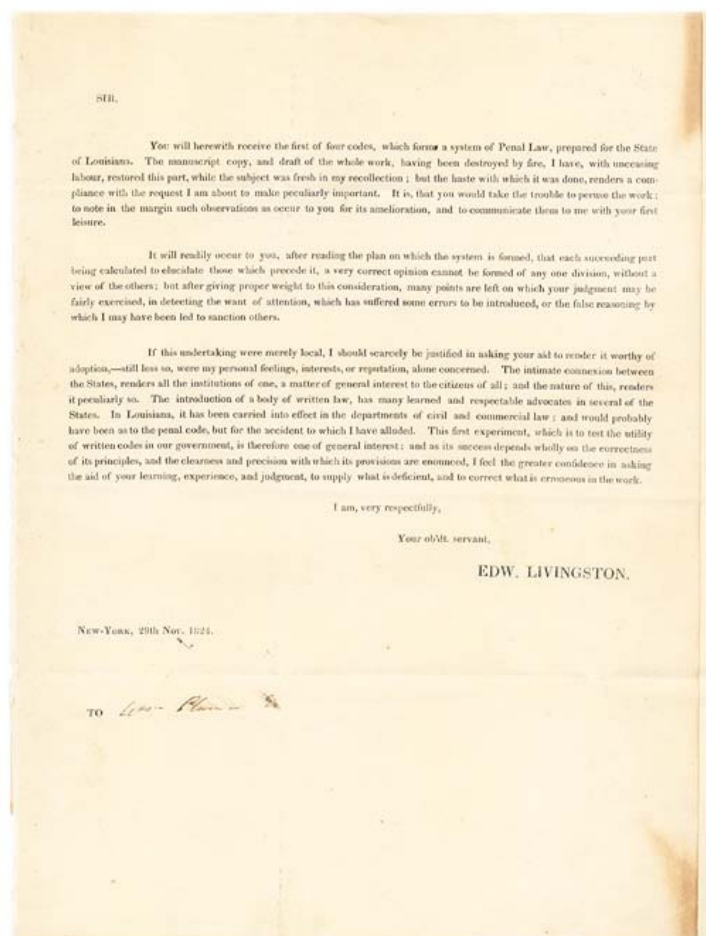
A System of Penal Law for the United States of America: Consisting of A Code of Crimes and Punishments; A Code of Procedure in Criminal Cases; A Code of Prison Discipline; and A Book of Definitions. Prepared and Presented to the House of Representatives of the United States. Printed by Order of the House of Representatives. Washington, D.C.: Printed by Gales & Seaton, 1828. x, [1], 142, 187, 45, 21 pp.

[Bound with]

Introductory Report to the Code of Reform and Prison Discipline [New Orleans: Printed by Benjamin Levy, c.1827]. 71 pp.

Overall collation: x, 142, 187, 71, 45, 21 pp. Folio (12" x 7-3/4"). Recent period-style three-quarter calf over marbled boards, raised bands, lettering piece, and blind and gilt ornaments to spine, endpapers renewed, hinges reinforced. Moderate toning to text, light foxing to a few leaves, heavier foxing to endleaves. \$3,750.

* First edition. Livingston's criminal codes for Louisiana and the United States mark an epoch in the broad international movement for penal reform. Profoundly influenced by Bentham, they stressed prevention over vengeance. These codes were never adopted, but they were profoundly influential. "[I]t is probably safe now to say that these Codes embody the most comprehensive and enlightened system of criminal law that has ever been presented to the world. They constitute a thesaurus from which the world has ever since been drawing ideas and principles. The Code of Reform and Prison Discipline is especially striking from its breadth of its view, and in some particulars its wisdom is yet in advance of even the present age" (Hicks). Bound in the correct place, the Introductory Report in our copy is the version printed to accompany the Louisiana Code. The text is identical in both codes; the only difference is the pagination. (The text in the U.S. Code is 51 pp; that of the Louisiana Code is 71 pp.) Hicks, *Men and Books Famous in the Law* 180. Cohen, *Bibliography of Early American Law* 10311, 10344. [Order This Item](#)



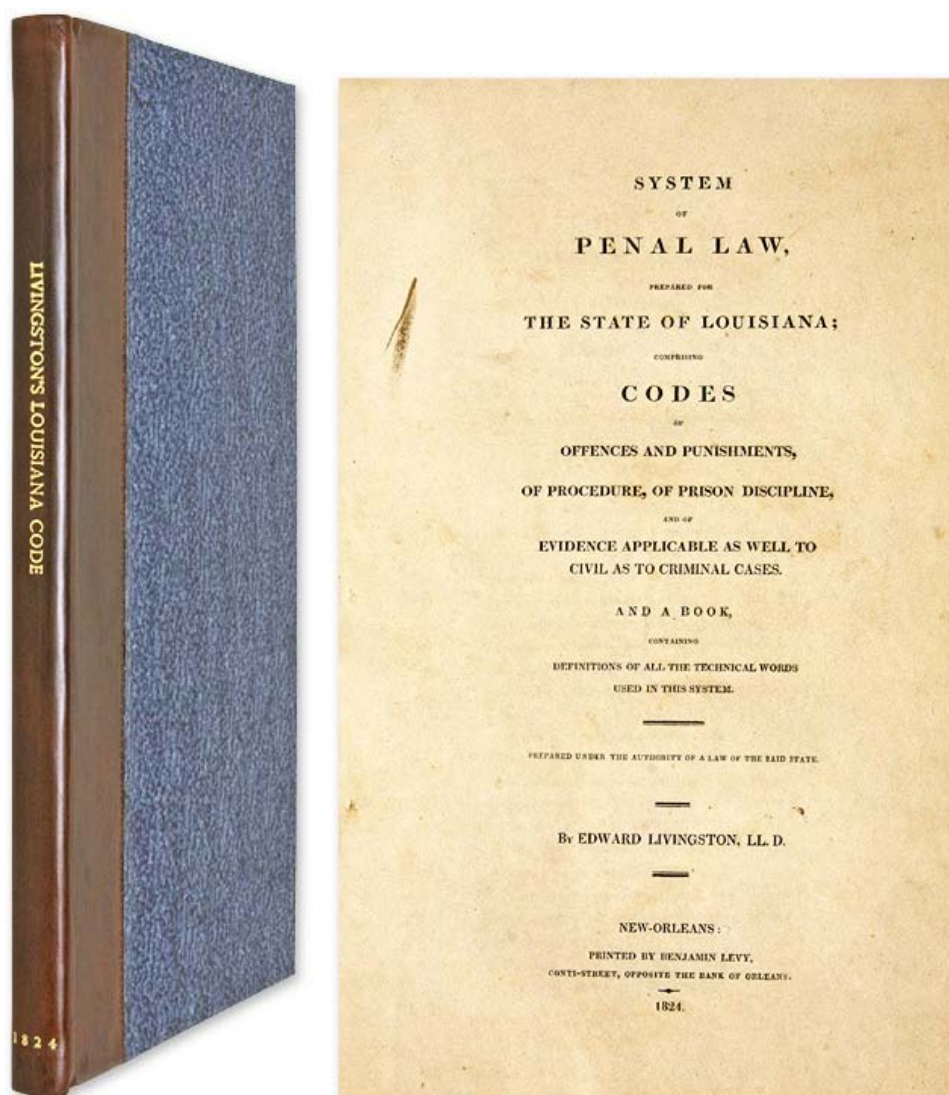
Livingston Solicits Criticism of His *System of Penal Law*

**12. Livingston, Edward.
[Plumer, William (1759-1850)].**

Sir, You Will Herewith Receive the First of Four Codes, Which Forms a System of Penal Law, Prepared for the State of Louisiana.
[Running Title]. New York, November 29, 1824.

Single sheet folded once to form two 9-3/4" x 7-1/4" leaves. Printed text on recto of first leaf, signed in type, verso of second leaf addressed. Light toning, a bit of discoloration to corners, fold lines, fold between the two sheets torn, but mended on verso with archival tape, small stain from sealing wax, light rubbing to edges. A rare item. \$750.

* Livingston mailed this circular letter to distinguished jurists and political figures to solicit feedback on the final draft of the first part of his *System of Penal Law*. It was, in effect, a cover sheet. He explains the nature of the code and asks his readers "to note in the margin such observations as occur to you for its amelioration, and to communicate them to me with your first leisure. He ends his letter with a request for "the aid of your learning, experience, and judgment, to supply what is deficient, and to correct what is erroneous in the work." Plumer, the recipient of this copy was an important New Hampshire lawyer, politician and Baptist lay preacher. He is best known for his efforts to convert Dartmouth College into a public institution while governor of New Hampshire, a post he held in 1812-1813 and 1816-1819. His efforts resulted in the great U.S. Supreme Court case *Trustees of Dartmouth College v. Woodward*. Livingston's circular is a rare item. However, a few copies are found today bound into copies of the *System*. Shaw and Shoemaker, *American Imprints* 16927. [Order This Item](#)



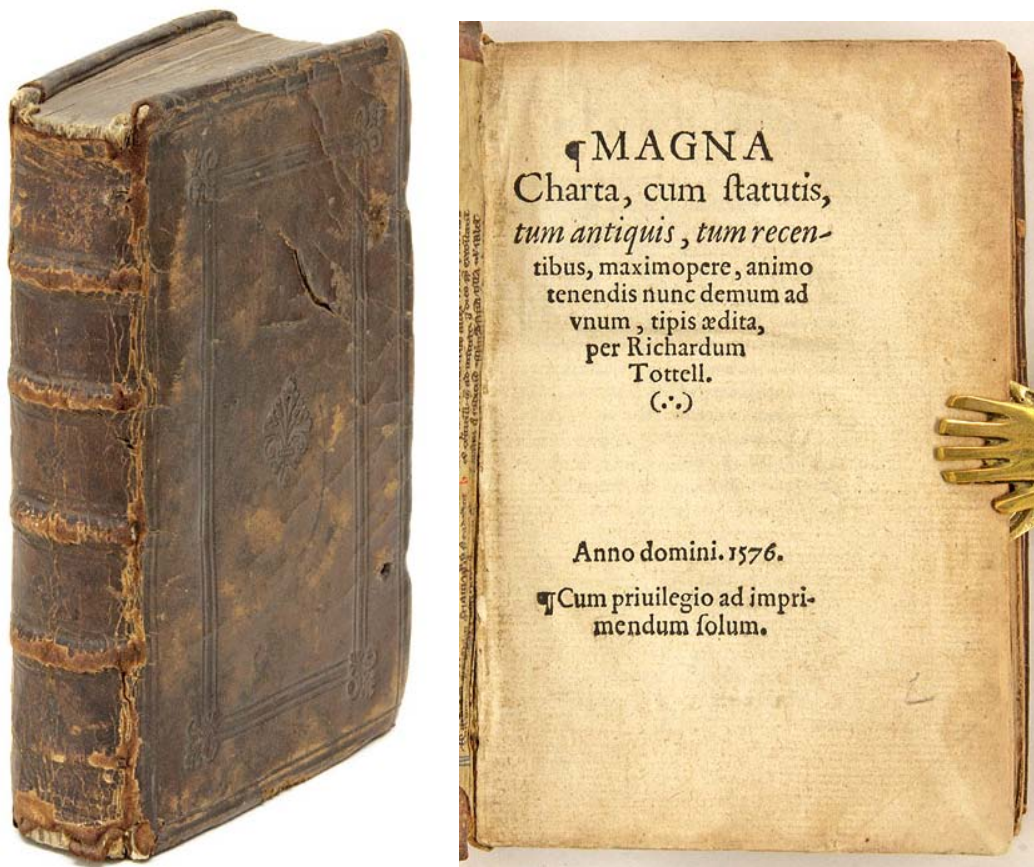
First Issue of Livingston's Louisiana Penal Code

13. Livingston, Edward.

System of Penal Law, Prepared for the State of Louisiana: Comprising Codes of Offenses and Punishments, Of Procedure, Of Prison Discipline, And of Evidence Applicable as Well to Civil as to Criminal Cases. And a Book, Containing Definitions of All the Technical Words Used in This System. New Orleans: Benjamin Levy & Co., 1824. 164 pp. (12-1/4" x 7-1/2").

Recent period-style quarter calf over marbled boards, gilt title and date to spine. Light toning to text, negligible light foxing in a few places. \$3,000.

* First edition. Livingston's *Penal Code* marked an epoch in the broad international movement for penal reform. Profoundly influenced by Bentham, it stressed prevention over vengeance. Never enacted, it nevertheless established itself as one of the great standards for other reformers. Hicks marvels at the scope and clear organization of this code and notes that Bentham, Hugo, Lafayette, Story, Marshall, Madison, Kent and Jefferson considered it "the most comprehensive and enlightened system of criminal law that has ever been presented to the world.": Hicks, *Men and Books Famous in the Law* 180. Jumonville, *Bibliography of New Orleans Imprints* 430. Cohen, *Bibliography of Early American Law* 10329. [Order This Item](#)



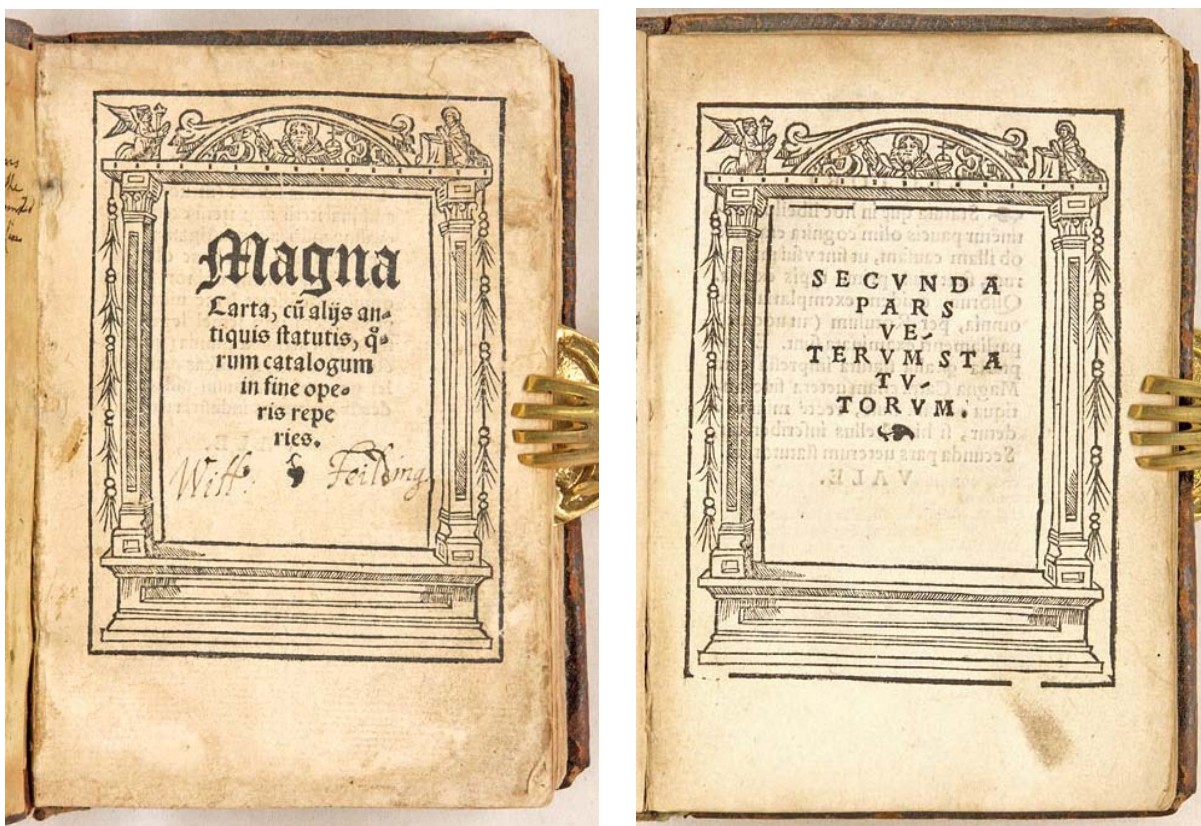
1576 Printing of Magna Carta
and Later Statutes With Contemporary Annotations

14. [Magna Carta].

Magna Charta, Cum Statutis, Tum Antiquis, Tum Recentibus, Maximopere, Animo Tenendis nunc Demum ad Unum, Tipis Aedita, Per Richardum Tottell. Anno Domini. 1576. Cum Privilegio ad Imprimendum Solum. [Imprinted at London: In Fleetestrete Within Temple Barre at the Signe of the Hand and Starre, By Richard Tottel, The 8. Day of March. 1576]. [vii], 247 ff. Blank endleaf preceding Fol. 1 lacking. Octavo (5-1/2" x 3-3/4").

Contemporary paneled calf, raised bands to spine, early hand-lettered title to fore-edge, ties lacking. Light rubbing and a few minor gouges, cracks and nicks to boards, moderate rubbing to extremities, spine ends worn, corners bumped and somewhat worn, pastedowns and free endpapers lacking, later armorial bookplate to verso of front board, fragments of an illuminated manuscript Bible used as printer's waste at hinges, attractive woodcut decorated initials. Moderate toning to text, faint staining to a few leaves, annotations and underlining in early hand to margins of approximately 25 pages, light soiling and minor edgewear to title page. \$7,500.

* An early printing of the Magna Carta, which was first printed around 1508 by Richard Pynson. It also includes the Charta de Foresta of Henry III, the Statutes of Merton and Marlebridge, the Statutes of Edward I and other statutes through the fourteenth regnal year of Elizabeth I, which are digested by topic. Among the most notorious statutes are those of Edward concerning Jews, including the Edict of Expulsion (1290), which banished them from England. Other statutes relate to women, wills, forcible entry, "Fraudulent Deedes" and other topics. The text is mostly in Latin or Law-French, then in English after Fol. 119. The annotations range from a few words to a sentence or two. About half of these are interpretive in nature, the others are references to statutes and cases. Beale, *Bibliography of Early English Law Books* S18. *English Short-Title Catalogue* S101094. [Order This Item](#)



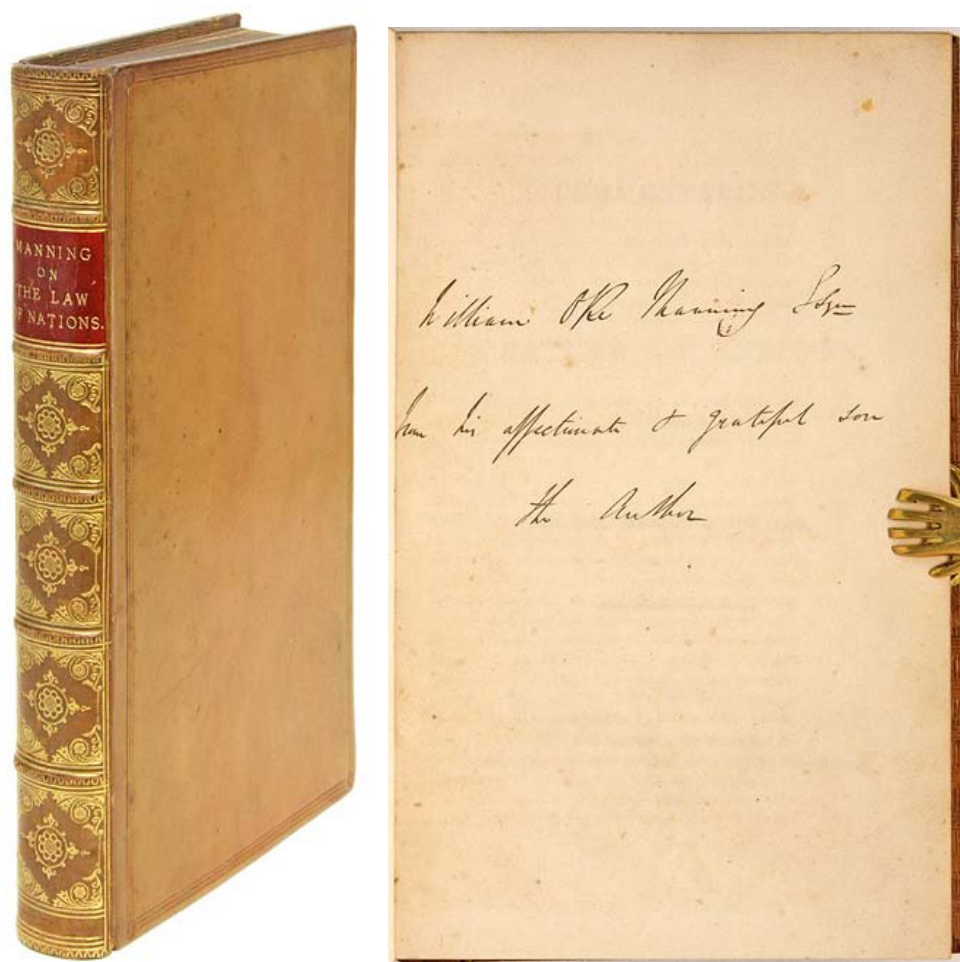
Rare Landmark Early Printing of Magna Carta: The First with a Title Page and the *Secunda Pars*

15. [Magna Carta].

Magna Carta Cū Alijs Antiquis Statutis, Quorum Catalogum in Fine Operis Reperies. [London: Thomas Berthelet, November 1531]. 150 [i.e. 149], [3]; [iv], 76 ff. Two parts, each with title page, table and individual pagination. Second part, dated 1532 (on colophon), titled *Secunda Pars Veterum Statutorum*. Octavo (5" x 3-1/4")

Contemporary calf blind panels to boards, raised bands and later lettering piece to spine, early hand-lettered title to fore-edge of text block, ties lacking. A few minor nicks and scuffs to boards, light gatering to spine, moderate rubbing to extremities, corners worn, hinges partially cracked, endpapers lacking. Titles printed within architectural borders, woodcut decorated initials. Light toning to text, light soiling and finger smudges to a few leaves, later owner annotations to front pastedown, later signature to foot of title page (of *Magna Carta*). A handsome copy of an important, and rare, edition. \$20,000.

* First edition issued with a title page and the *Secunda Pars Veterum Statutorum*, which was published for the first time with this edition. The text of Magna Carta is a close reprinting of the 1527 edition by Richard Pynson with additional material. (Pynson printed the first edition around 1508.) It also includes the Charta de Foresta and statutes passed before the reign of Edward III. Among the most notorious statutes are those of Edward I concerning Jews, which condemned them for irreverence and prevented them from practicing usury or acquiring land from Christians through pledges. Other "Antique Statutes" relate to women, wills, forcible entry, "Fraudulent Deedes" and other topics. Some sources say incorrectly that the 1539 edition was the first issued with a title page. The source of the confusion is the title page's false imprint date: 1529. (The colophon has the correct date: 1539.) To confuse matters further, Beale, who arranges imprints chronologically, lists that edition according to the date on the title page rather than its colophon (S8). OCLC locates 13 copies of this imprint in North America. Beale, *A Bibliography of Early English Law Books* S9 and S21. *English Short-Title Catalogue* S101049. [Order This Item](#)



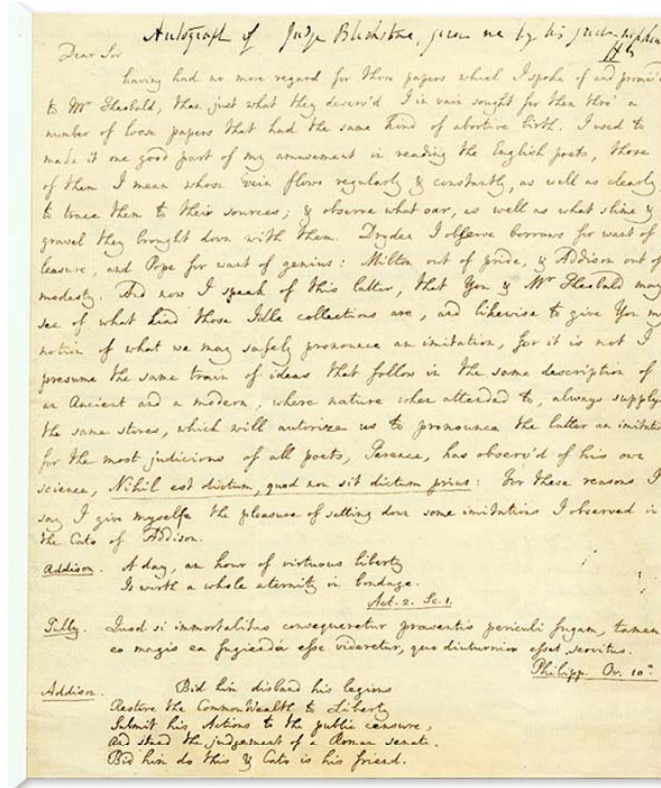
**The First Systematic Treatise on International
Law by An English Author, Inscribed by the Author**

16. Manning, W[illiam] Oke [1809-1878].

Commentaries on the Law of Nations. London, S. Sweet; Milliken and Son, Dublin; and Clark, Edinburgh, 1839. xxviii, 390 pp. Octavo (8-1/2" x 5-1/2").

Contemporary calf, blind rules to boards, gilt spine with raised bands and lettering piece, gilt tooling to board edges, blind inside dentelles, speckled edges, ribbon marker. Negligible light rubbing to extremities with minor wear to corners, armorial bookplate of the author's father, to front pastedown. Very light toning to text, slightly heavier in a few places, presentation inscription from the author to his father on front endleaf. \$1,750.

* First edition. The inscription reads: "William Oke Manning Sr/ from his affectionate and grateful son/ the author." Manning's was the first systematic treatise on international law by a native British author. "Manning's book was noticeable for its historical method, its appreciation of (...) the ethical and customary elements in international law (...) [and] for the exactness of its reasoning and artistic completeness" (*DNB*). A popular textbook, it was cited as an authority in the courts. A second edition edited by Sheldon Amos was published in 1875. It is cited in recent scholarship for its relevance to Victorian England and the legal framework of the British Empire in such works as Bell, ed., *Victorian Visions of Global Order: Empire and Relations in Nineteenth-Century Political Thought* (2007) and Fitzmaurice, *Sovereignty, Property and Empire, 1500-2000* (2014). *Dictionary of National Biography* XII:959. Sweet & Maxwell, *A Legal Bibliography of the British Commonwealth* 1:232. [Order This Item](#)



Blackstone Discusses Shakespeare

17. [Manuscript].

Blackstone, Sir William [1723-1780].

[Steevens, George (1736-1800)].

[Autograph Letter (in Third Person) to George Steevens, London, Lincoln's Inn Fields, 26 April 1779].

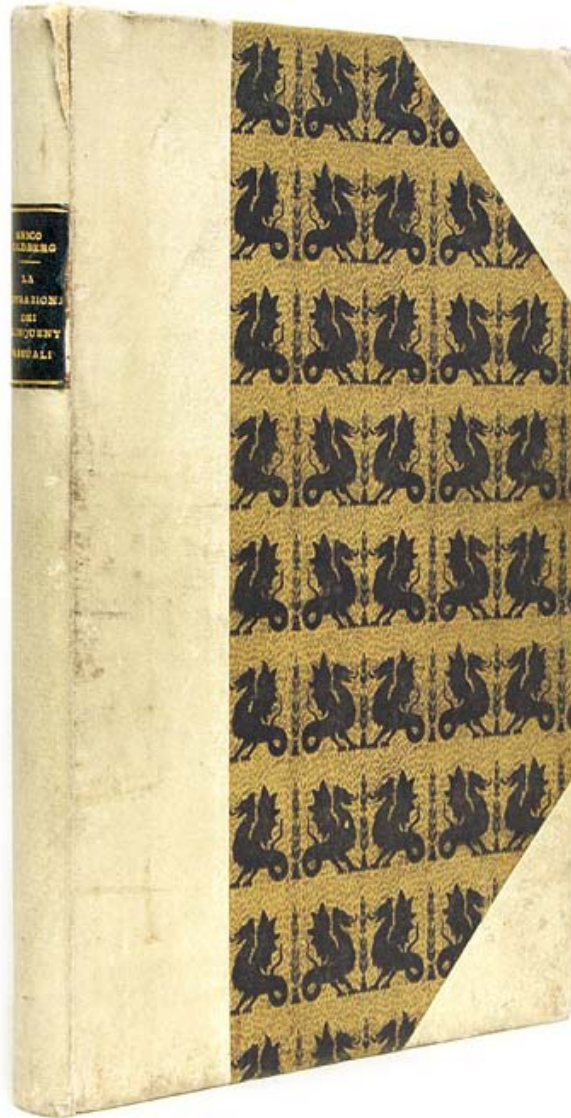
[And]

[Autograph Transcription Signed ('W.B.'), 1 April 1779, London, Lincoln's Inn Fields, 26 April 1779].

Two 9-1/2" x 7-1/2" bifolia, five pages of text (both with archival guard at inner edge). Light toning, vertical and horizontal fold lines. "Autograph of Judge Blackstone, given me by his great-nephew" to head of autograph transcription. \$12,500.

* Blackstone's observations on Shakespeare. Addressed to the eminent Shakespearean George Steevens, the letter discusses Blackstone's critical notes on Shakespeare, which were ultimately published the following year (after his death) in Edmund Malone's supplement to the 1778 edition of Shakespeare's plays by Samuel Johnson and George Steevens. Blackstone returns a transcription of the notes "together with the new ones that have occurred on a transient Perusal of Mr Steevens's second edition. He will see that Sir W[illiam] (Author-like) continues a little prejudiced in favour of One of his Emendations, which Mr Steevens is afraid of proposing: but, to make amends, he has given up another to Mr Steevens's more accurate Judgement." He adds that there is no need to send a transcript of the new "observations," and concludes with a note on a legal case: "Inquiry has been made at the Exchequer; - & [the] Result is, that nothing can be done there till the Fine is estreated, & then it may be discharged upon Motion supported by Affidavit." The autograph transcription that accompanies the letter is a carefully exact copy of a letter written by William Warburton [1698-1779], the churchman, writer and literary critic best known for his editions of Pope and Shakespeare, in 1726. It discusses literary imitation in the works of English poets, especially Addison's *Cato*.

[Order This Item](#)



The Castration of Sexual Delinquents

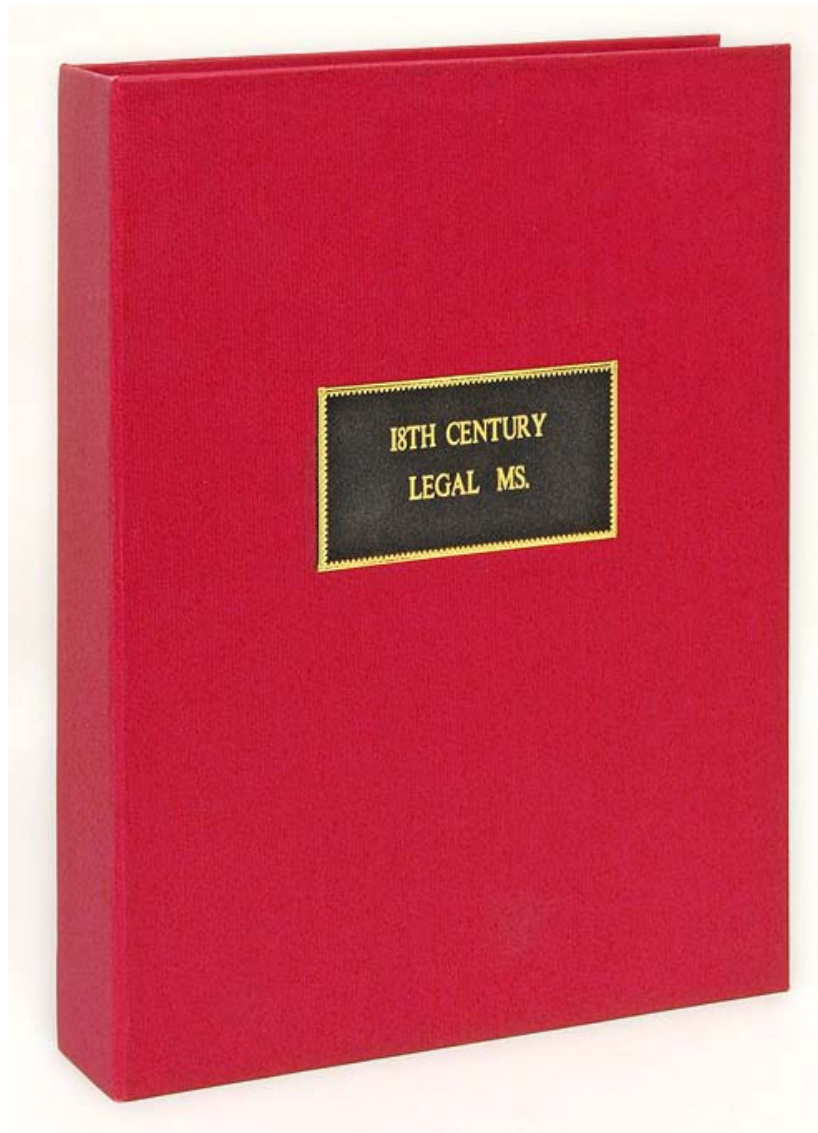
18. [Manuscript].

Goldberg, Erico [Erik].

La Castrazione dei Delinquenti Sessuali. Pisa, July, 1934. [ii], 167 ff.

Carbon-paper copy of typescript bound into contemporary three-quarter cloth over patterned paper, calf lettering piece to spine. Light soiling, front joint just starting at head, corners bumped. Moderate toning, numerous penciled corrections and annotations to versos of 31 leaves, presumably in the author's hand. \$750.

* This thesis on the "castration of sexual delinquents" was presented by Dr. Goldberg to the Institute of Legal Medicine of the University of Pisa, most likely for a Dottore di Ricerca, a secondary thesis that is a prerequisite for a professorship in Italy. The thesis, which discusses the laws of several Continental European countries, Great Britain, the United States and Canada, was produced at a time when Nazi Germany and Fascist Italy were exploring the usefulness of sterilization to further their political and racial goals. No copies located on OCLC. [Order This Item](#)



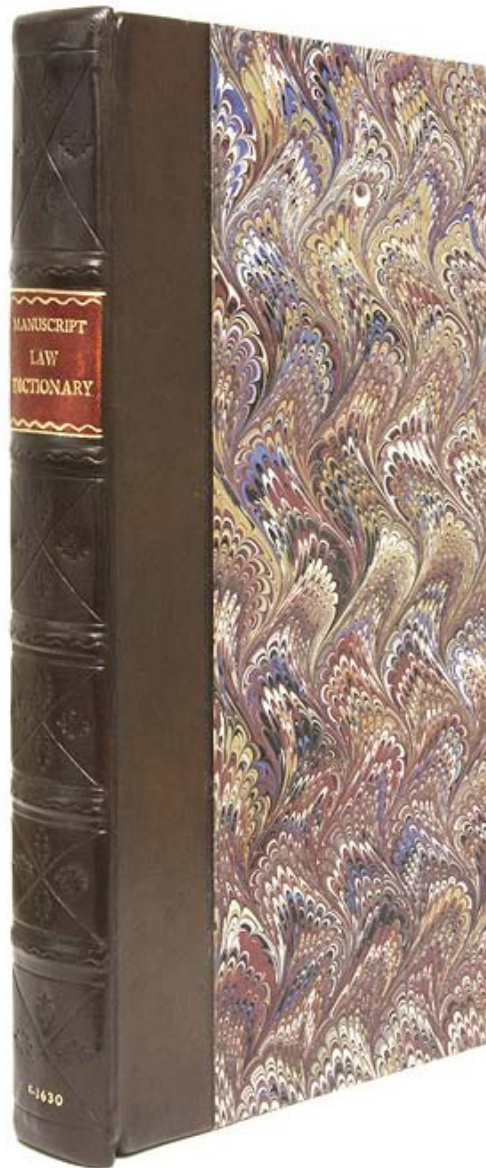
**Eighteenth-Century English Manuscript
Formbook that Includes a "Pennance for Fornication"**

**19. [Manuscript].
[Great Britain].**

[*Commonplace Book of Legal Forms*]. [Great Britain, c. 1723-1727]. 341, [1] pp. Quarto (9-1/2" x 7-3/4").

Disbound, text in English and Latin in neat hand to rectos and versos of most leaves. Moderate toning, occasional edgewear and minor tears, some leaves have faint dampstaining, light soiling to outer leaves. Item housed in recent cloth clamshell box, calf lettering piece (reading 18th Century/ Legal MS.) to front. \$2,500.

* Possibly the work of a student or barrister of the Ecclesiastical Courts, this is a collection of forms relating to family law, estates and ecclesiastical law. Some of the more curious items are "A Pennance for Fornication," a "Nomination to a Perpetual Curacy" and a "Licentia Pedagogue." Most of the content is written carefully with few corrections. The final 16 pages contain information relevant to an estate: expense tables, a list of sums paid and an apparently unfinished tenant list. [Order This Item](#)



17th-Century English Manuscript Law Dictionary

20. [Manuscript].

[Great Britain].

[*Manuscript Law Dictionary*]. [England, c.1680]. 270 pp. Folio (12-3/4" x 8").

Recent period-style quarter calf over marbled boards, raised bands, blind ornaments and lettering piece to spine. Light toning and some inkspots and smudges to text, some edgewear to initial and final leaves, light soiling to exterior of text block, a few signatures loose. English text in small neat hand within red-ruled borders of most leaves, all leaves numbered on rectos and versos. \$3,000.

* Presumably part of a multi-volume manuscript, this alphabetically digested collection has definitions ranging from Abatement to Forfeiture. The entries are detailed and often accompanied by additional side-notes, some of them case citations. Some appear to be original; others are commonplacéd or partially commonplacéd. Most end with a reference to a reporter or treatise, several include one or more case citations. [Order This Item](#)



Manuscript c.1673 Parliamentary
Manual for a Member of the House of Lords

21. [Manuscript].
[Great Britain]
[Parliament].
[House of Lords].

Remembrances for Order and Decency to be Kept in Super House of Parliament, By the Lords when His Ma[yes]tie is not There; Leaving the Solemnities Belonging to His Self Comeing to Be Marshallled by Those Lords to Whom it More Properly Apertains. [London, c.1673]. 83, [5] pp. Octavo (5-1/4" x 3").

Contemporary morocco, recently rebacked, gilt frames with corner fleurons enclosed by gilt rules, gilt-edged raised bands to spine, all edges gilt. Negligible light rubbing to boards, moderate rubbing to board edges, corners bumped and somewhat worn, front hinge cracked, rear, rear free endpaper lacking. Content in fine secretarial hand to rectos and versos of most leaves. (32 are blank.) Negligible light toning to interior. A well-preserved item. \$1,500.

* With an index. This is a fair copy of a compilation of parliamentary procedure and rules of conduct for a member of the House of Lords extracted from the journals of that house. The latest order is dated 1673. OCLC and COPAC record a small number of similar manuscripts from the eighteenth century, but only a few compiled before 1700.

[Order This Item](#)



**A Prominent Rhode Islander and His Son Record
Their Impressions of Paris, France and Switzerland**

22. [Manuscript].

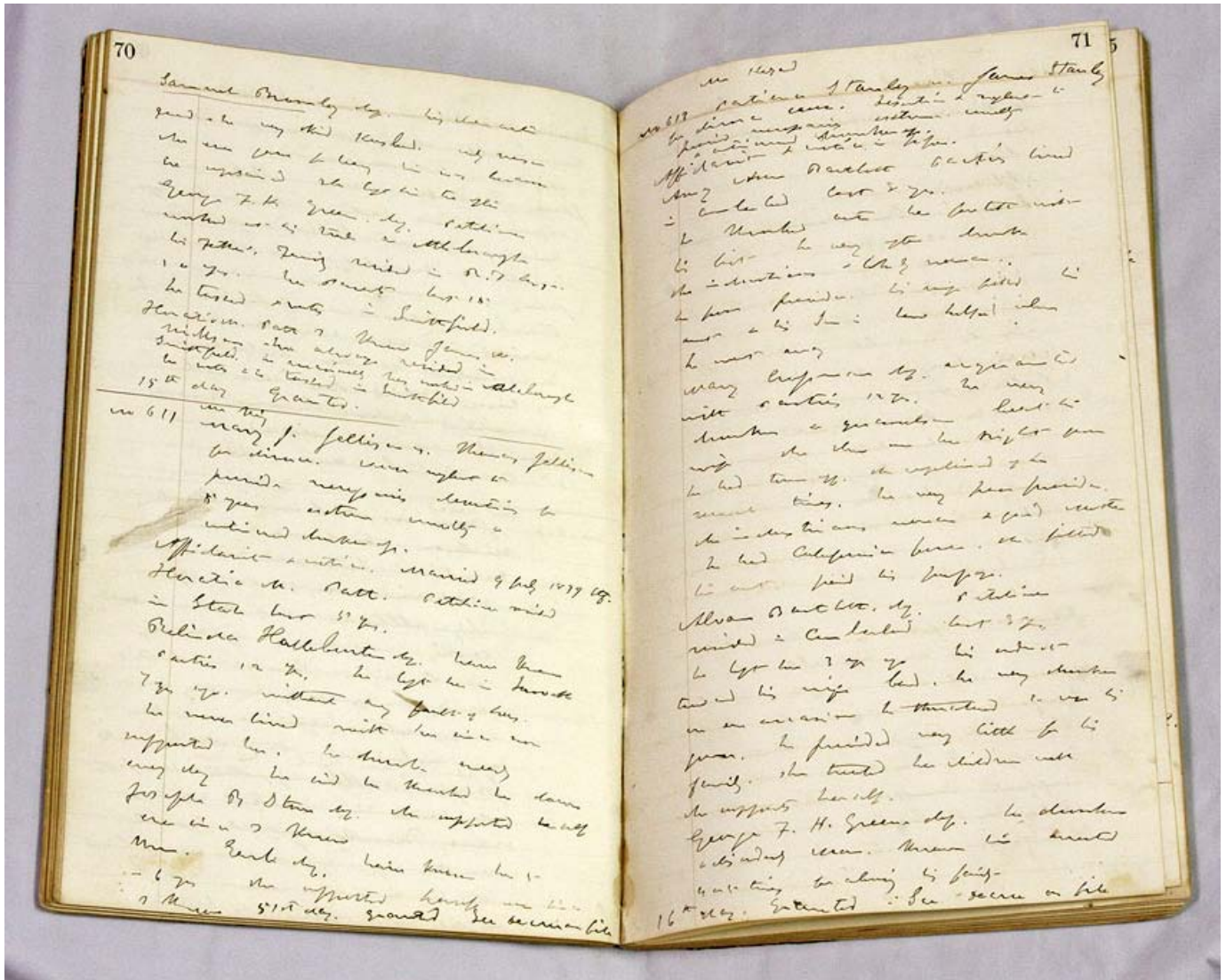
Hoppin, William Warner [1807-1890].

Hoppin, Frederick Street [1834-1907].

[Diaries Recording Sixteen Months Spent in Paris and Switzerland, October 1845-January, 1846, One Kept by William Warner Hoppi, The Other by His Son, Frederick Street Hoppin]. Two books. [92]; [92] pp. Quarto (8-1/2" x 6-3/4").

Stiff patterned-paper boards. Some creases and moderate edgewear to boards, which are detached, spines perished. Light toning to leaves of both diaries, text in neat hand to rectos and versos of all leaves of the diary kept by Frederick Street Hoppin, a few leaves detached and edgeworn, text in neat hand to 11 leaves of diary kept by William Warner Hoppin. \$1,000.

* These diaries were kept by two members of a prominent Providence, Rhode Island family. William Warner Hoppin, a lawyer, was the Governor of Rhode Island from 1854 to 1857. Also a lawyer, his son Frederick Street Hoppin was never engaged in active practice and lived the life of a leisured gentleman. William Hoppin's diary commences with the arrival of his arrival in France with his family. It goes on in great detail where the Hoppinses took their apartments in Paris, their experiences with French tutors, their tours around France and their visits with several prominent figures, such as the pope and the king and queen of France (The King said he had visited Newport and Providence and would like to visit them again.) A classic New Englander, Hoppin considered Paris a vulgar, sinful city. The period covered by this diary is October 9, 1845 through January 1846. Overall, his copious details are amazing. Frederick Street Hoppin, then 11 years old, went to the same places with his family. Given his age, his diary offers an interesting perspective on his father's impressions. His diary commences in February in France and goes through to the end of July, when the family paid a visit to Switzerland. Written by two observant individuals, both are wonderful examples of the diaries kept by well-connected wealthy Americans who traveled to Europe in the first half of the nineteenth century. [Order This Item](#)



Manuscript Notes on Rhode Island Supreme Court Cases

23. [Manuscript].

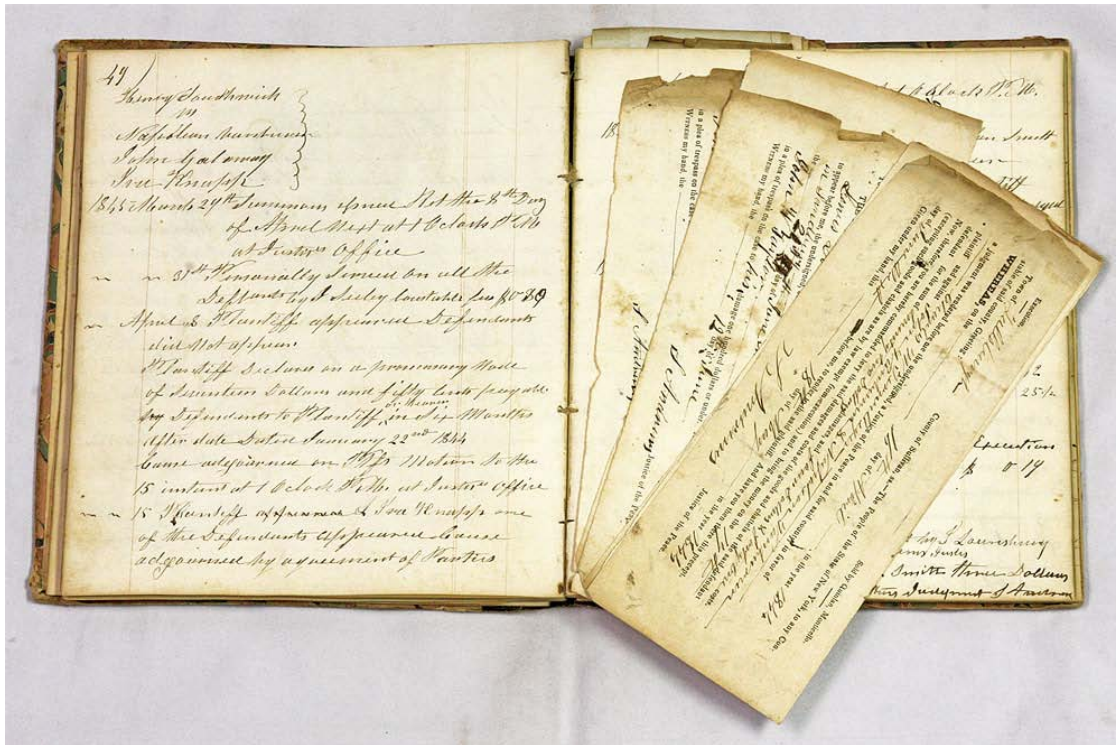
Rhode Island.

Supreme Court.

[Notes of Cases Heard Before the Rhode Island Supreme Court]. [Providence, RI, 1854]. [iv], 170 pp. Folio (14" x 8").

Quarter calf over marbled boards. Binding cocked, some rubbing and a few stains to boards, spine abraded with some loss, corners worn. Light toning to leaves, text in neat hand to rectos and versos of all leaves, main text preceded by index. \$750.

* This fascinating mid-19th century collection of 170 cases heard in the Rhode Island Supreme Court was probably compiled by a law student or attorney. Enhanced by an index, they are, in effect, manuscript case reports. All appear to have been compiled in the courtroom and enhanced afterwards with notes and references. Some of these contain references to cases dating as far back as the 1820s. [Order This Item](#)



**Sullivan County Manuscript Records a
Case of Excessive Corporal Punishment of a Female Student**

24. [Manuscript].

S. Andrews, Justice of the Peace.

Docket February 26th, 1844, Sandburgh, Sullivan Co. State of New York [Cover Title]. [Fallsburg, New York 1844-1847]. 73, [3] leaves. 20 manuscript and part-printed documents laid or pinned in. Quarto (7-1/4" x 6-1/2").

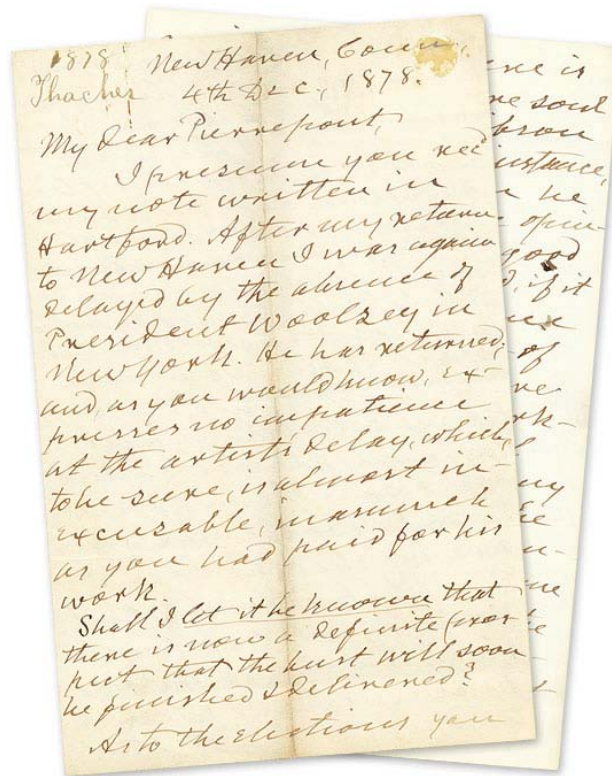
Quarter calf over marbled boards. Moderate rubbing to boards, corners worn, spine split, boards detached, front endleaf lacking, a few cracks to text block. Light toning, content in neat hand. \$850.

* An interesting docket recording court proceedings, executions, judgments and costs in Sandburgh, or Sandburgh, a village known today as Mountandale, a hamlet in Fallsburg, New York. The cases range from disputes over hay deals to disputes with the operators of canal boats. The manuscript or partly printed documents relating to specific legal cases are laid or pinned into the docket; these include executions, summonses, and subpoenas. An index at the end of the docket book lists 60 cases including plaintiffs and defendants.

The most significant case is dated February 17, 1845: Alexander Rice vs. Charles CC. Childs, which spans over 10 pages (see leaves 40-47). It concerns young female student who was beaten badly in a classroom. Some of its more notable passages: "Plaintiff declares (...) said Dft violently beat maimed and severely injured Charlotte Infant Daughter of Plaintiff and that whereas the said Charles CC. Childs did so beat wound and injure the said Charlotte... that her health and Constitution is greatly enjoined. (...) Deft Pleads qualification in punishing the said Charlotte (...) as a Stubborn disobedient pupil of his school the Deft. (...) claims that it is his right privilege and duty under the attending and other circumstances to punish the said Charlotte for unlawful disobedience the Deft also claims that in his capacity as a Teacher he inflicted no more than a just punishment (...) in order to maintain discipline in his school." For misspeaking words or reading incorrectly, Charlotte was punished again and again by having her hands beaten. About nine witnesses gave testimony and some were cross-examined. The jury found a verdict in favor of the Plaintiff for \$5.00.

Leaves 19-24, are significant, too, for providing great detail of an 1844 lawsuit that concerned the "running a canal boat on the Delaware and Hudson Canal" and the seeking of damages. The case had apparently been tried twice before, neither time in satisfaction to the plaintiff. At issue were "Repairs on a Boat that was Run under the name of [operator] George Vanhusen," Vanhusen also being the names of both of the two defendants, John and Napoleon Vanhusen. Now, for a third time, a jury was sworn in and testimony was given that the repair bill was only partly paid, that "George Vanhusen left the country" and that "the Boat [to be kept] Running through the season." Issues of boat ownership, employment, costs and payments are raised in the lawsuit. In the end, the jury found for the plaintiff.

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1878 Letter from a Yale Professor to a Notable New York Attorney
Concerning the End of Reconstruction and a Bust of Yale's President

25. [Manuscript].

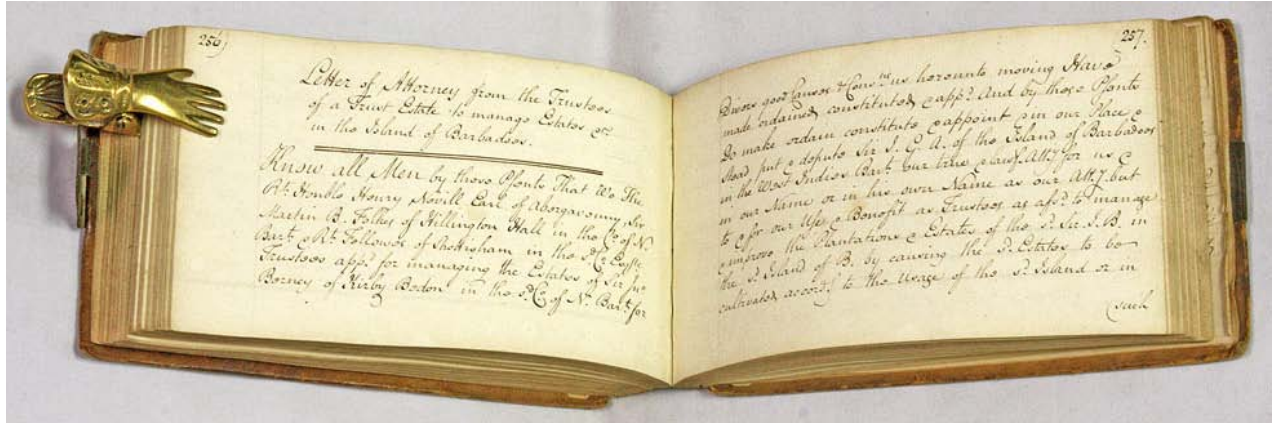
Thacher, Thomas A. [1815-1886].

[Edwards Pierrepont (1817-1892)].

[Autograph Letter, Signed, To Edwards Pierrepont, New Haven, CT, December 4, 1878].

Two 8" x 5" sheets, text to rectos and versos, no transmittal envelope. Moderate toning and a few minor stains, vertical fold lines. \$250.

* A candid 1878 letter by Yale classics professor Thomas A. Thacher discussing the upcoming Congressional mid-term elections, Louisiana politics, and the "villainy" of the "white people of the slave states." It is addressed to "My Dear Pierrepont," a Yale College and Yale Law graduate who was one of the most important lawyers and political figures of the later nineteenth century. Thacher gives his negative opinion of the post-Reconstruction South and discusses the former Confederate General Randall L. Gibson, who was then a Democratic Congressman from Louisiana. Thacher's letter also discusses the delay in delivering a bust of Yale College President Theodore Dwight Woolsey by sculptor Augustus Saint-Gaudens that was commissioned by Pierrepont. [Order This Item](#)



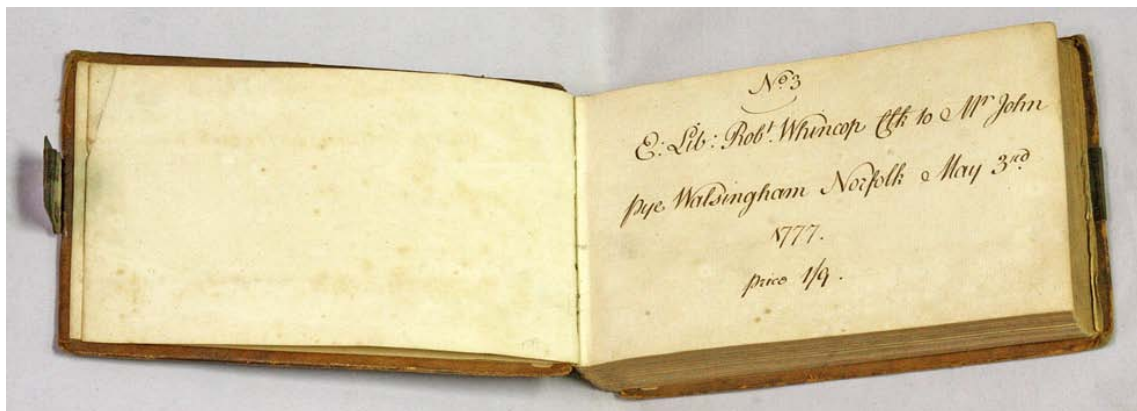
18th-Century English Manuscript Formbook with an Intriguing Entry Relating to Barbados

26. [Manuscript].
Whincop, Robert.

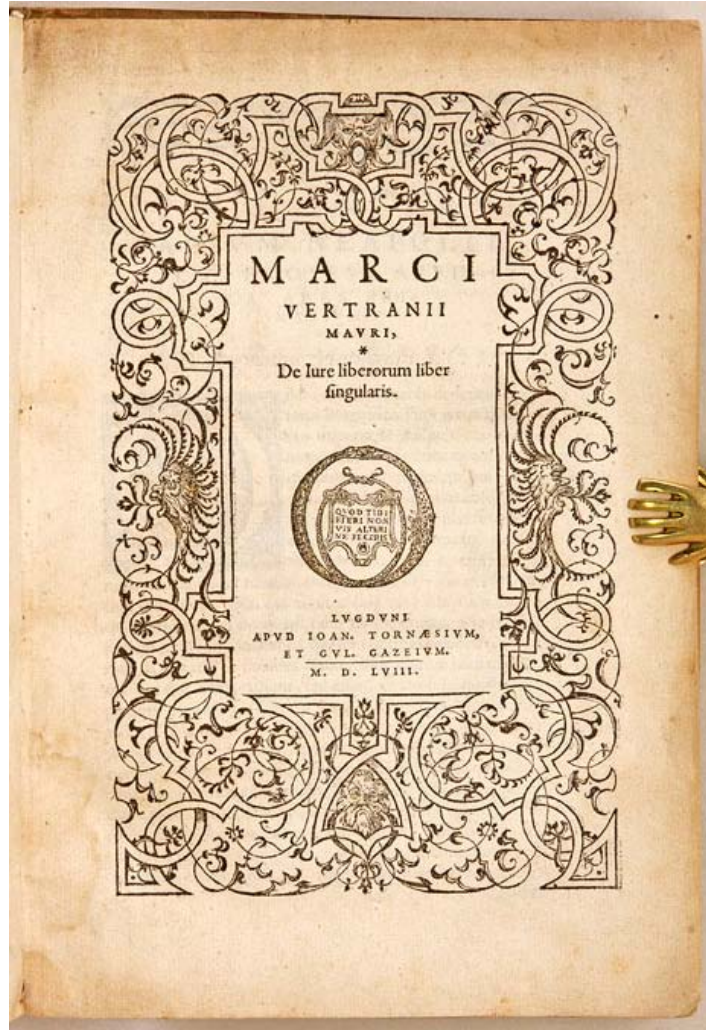
[*Manuscript Formbook*]. [Walsingham, Norfolk, England, c.1777]. [iv], 275, [30] pp. 28 blank leaves. Includes thumb-tapped index. Oblong octavo (3-3/4" x 6-1/2").

Contemporary sheep, blind fillets to board and spine, bronze clasp. Light rubbing to boards, moderate rubbing to extremities and spine, joints cracked. Light toning, fragments of wax seals to endleaves. Text in elegant, neat hand, leaves numbered on rectos and versos. \$4,500.

* Written in a different hand, likely that of a bookseller, the title page indicates the provenance of this manuscript: "No. 3/ E. Lib. Robt. Whincop Clk to Mr John/ Pye Walsingham Norfolk May 3rd/ 1777./ Price 1/9" Pye was a leading lawyer in Walsingham, a town in East Anglia, England best known as a pilgrimage site. Whincop would go on to prominent legal career and also served in a few local bureaucratic posts in Norfolk, such as the town clerk of Lynn (1785-1802). (Pye and Whincop appear in a number of local histories and others sources that are available online.) A fair copy in a notably elegant hand, this collection of precedents has an unusual item: a "Letter of Attorney from the Trustees of a Trust Estate to manage Estates &c. in the Island of Barbadoes." Eight pages long, it is one of the longest items in this manuscript. Norfolk had little to do with the Atlantic trade, so the inclusion of this form may have reflected Whincop's ambition to practice in London or some other city with ties to Great Britain's colonies. Other entries include several affidavits and letters of attorney, a "Bail Bond," a "Dissenting Preachers Certificate," an "Opinion Respecting Hard Riding a Horse, and "Order to Receive a Debt" and "A Replevin Warrant."



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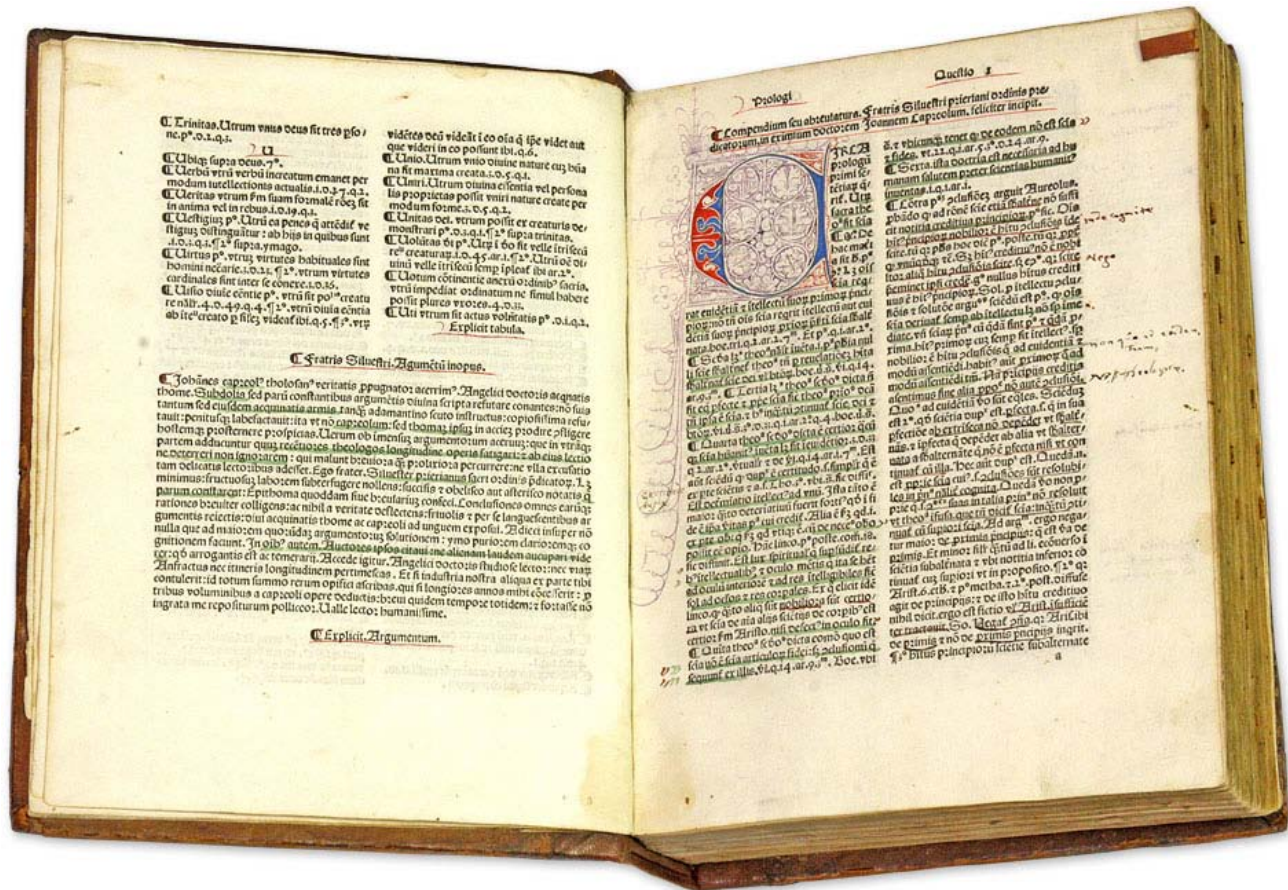
Standard Sixteenth-Century Treatise on Laws Concerning Children

27. Maurus, Marcus Vertranus.

De Iure Liberorum Liber Singularis. Lyons: Apud Ioan. Tornaesium, Et Gul. Gazeium, 1558. [xvi], 181, [15] pp. Quarto (9-1/4" x 6-1/4").

Early flexible vellum, early hand-lettered title to spine, speckled edges. Light rubbing, spine darkened, tiny chip to front joint, foot of spine bumped, some wear to spine ends, pastedowns starting to come loose. Light toning to text, faint dampstaining to margins of a few leaves. \$4,850.

* First edition. This treatise on children under Roman law remained a standard work until the mid-eighteenth century. Notable for its scope and lucid writing, it has chapters on attaining majority, tutors, marriage, dowry, orphans, adoption, inheritance, payment of servants, guardians, bastards, slavery and manumission. Marus supplements texts extracted from the *Corpus Juris Civilis* and *Codex Theodosianus* with related texts from Pliny, Juvenal, Tertullian, Martial, Cicero and Plutarch, as well as inscriptions found in Lyons, Vienna, Geneva, Pesaro and Tournai. A lawyer, Maurus also found time to edit the works of Terence and wrote commentaries on Varro's *De Lingua Latina*. OCLC locates 3 copies of the first edition in North America (Harvard Law School, Newberry Library, UC-Berkeley Law School). *Universal Short-Title Catalogue* 152426. [Order This Item](#)



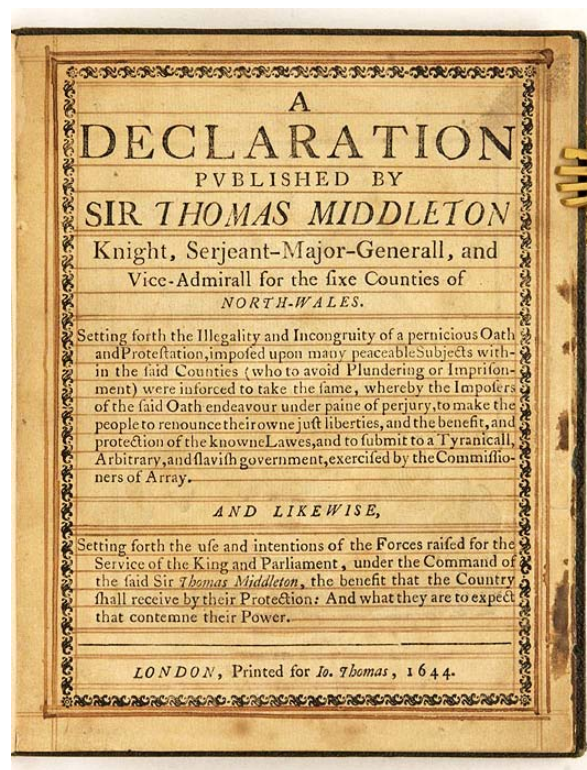
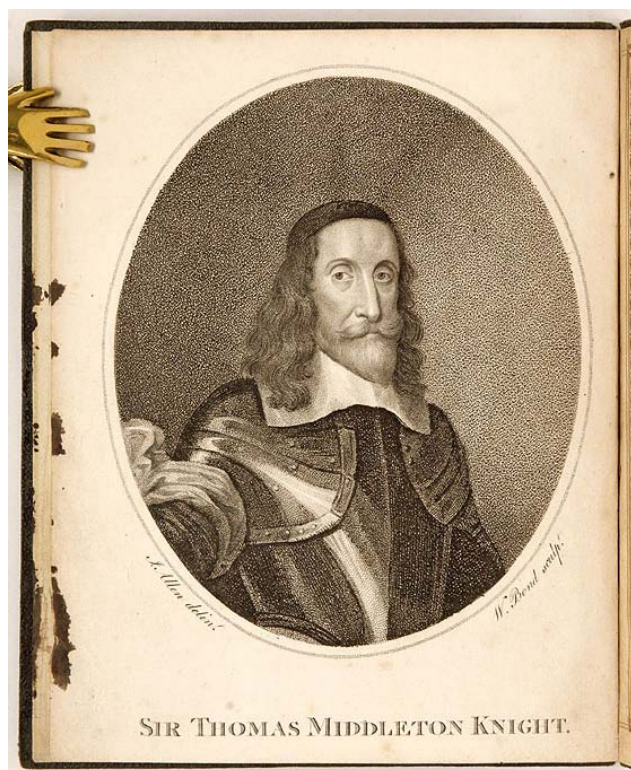
A Powerful Opponent of Martin Luther

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

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

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

* First edition. Mazzolini, a theologian and wide-ranging scholar, was an inquisitor and censor of books for Rome. An early opponent of Martin Luther, he was involved in the juridical process against him. (Mazzolini was also involved in cases against Johann Reuchlin, Pietro Pomponazzi and Erasmus). A great deal of his scholarship was devoted to the works of St. Thomas Aquinas. Also known as the *Egregium vel Potius Divinum Opus in Iohannem Capreolum*, Mazzolini's *Compendium* is a commentary on the works of another Aquinas scholar, Jean Capreolus [c.1380-c.1444]. Silberschlag, the former owner of this copy, was a professor of theology at the University of Erfurt. This is a scarce imprint. We located only two auction records for it, one in 1991, the other in 2002. OCLC locates 5 copies in North America (Cornell, Library of Congress, Morgan Library, St. Bonaventure University, Yale). Goff, *Incunabula in American Libraries* V519. *Gesamtkatalog der Wiegendrucke* M642160. [Order This Item](#)



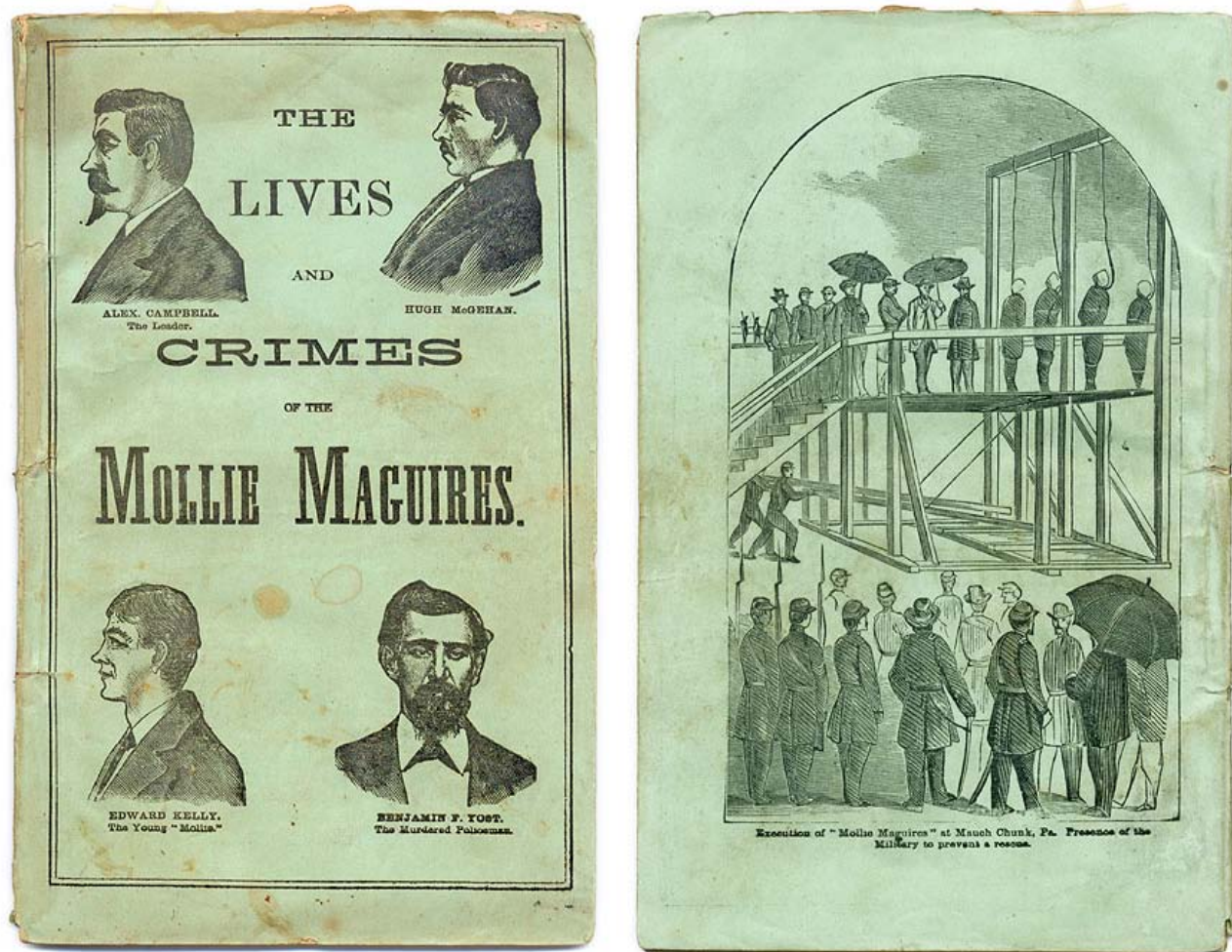
**A Statement of Parliamentary
Principles to the People of North Wales**

29. Middleton (Myddelton), Sir Thomas [1586-1666].

A Declaration Published by Sir Thomas Middleton Knight, Serjeant-Major-Generall, And Vice-Admirall for the Sixe Counties of North-Wales. Setting Forth the Illegallity and Incongruity of a Pernicious Oath and Protestation, Imposed upon Many Peaceable Subjects Within the Said Counties (Who to Avoid Plundering or Imprisonment) Were Inforced to Take the Same, Whereby the Imposers of the Said Oath Endeavour Under the Paine of Perjury, To Make the People to Renounce Their Owne Just Liberties, And the Benefit and Protection of the Knowne Lawes, and to Submit to a Tyranicall, Arbitrary, And Slavish Government, Excerised by the Commissioners of Array. And Likewise, Setting Forth the Use and Intentions of the Forces Raised for the Service of the King and Parliament, Under the Command of the Said Sir Thomas Middleton, The Benefit that the Country Shall Receive by Their Protection: And What They are to Expect that Contemne Their Power. London: Printed for Io: Thomas, 1644. [ii], 6 pp. Woodcut portrait of Middleton on horseback to verso of title page, later lithograph portrait of Middleton inserted before title page. Quarto (7-1/2" x 5-3/4").

Stab-stitched pamphlet bound into nineteenth-century pebbled cloth, gilt title to center of front board. A few tiny stains to boards, moderate rubbing to extremities with some wear to spine ends and corners. Title printed within typographical border, title and text ruled in red ink. Moderate toning and light foxing, faint inkstains to margins. A rare title. \$1,750.

* Only edition. Middleton was a politician and general in the Parliamentary army during the Civil War. He was given command of troops in North Wales, where he encountered fierce opposition from Royalist forces for several years. Distributed among local civilians in the region, Middleton's *Declaration* was intended to win loyalty to the Parliamentary cause. It contrasts Parliament's defense of "just liberties and the benefit and protection of the knowne lawes" with the "Tyranicall, Arbitrary, And Slavish Government" of Charles I. OCLC locates 3 copies, 2 in North America (Harvard University, McGill). The ESTC locates 12 copies, adding 4 more locations in North America (Folger Library, Huntington Library, Newberry Library, Yale). *English Short-Title Catalogue* R15187. [Order This Item](#)



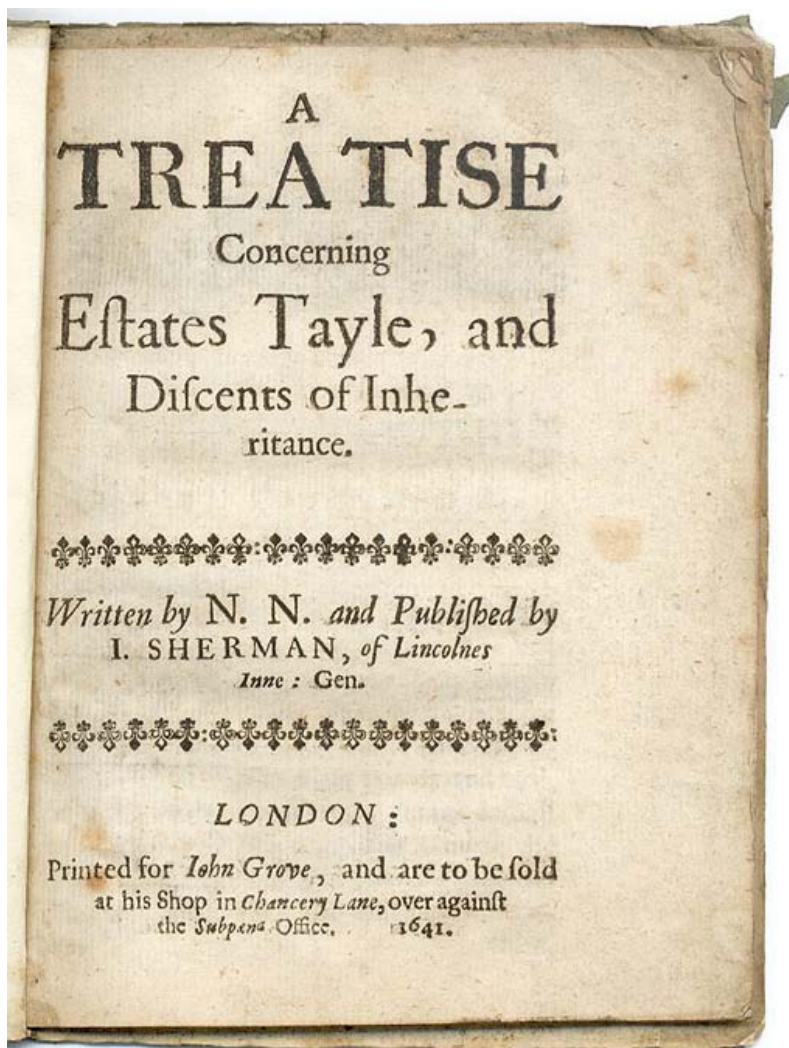
"This Terrible Secret Society"

30. [Molly (Mollie) Maguires].

A Full Account. The Lives and Crimes of the "Mollie Maguires," The Confessions and Execution, With an Account of the Organization of this Terrible Secret Society. Philadelphia: Barclay & Co., [copyright 1878]. [ii], [19]-88, [6] pp. 6 woodcut plates, including two repeated on the front and rear wrappers. 6-page publisher catalogue. Complete. Octavo (9-1/4" x 5-3/4").

Stab-stitched pamphlet in pictorial wrappers. Moderate rubbing to extremities with some wear to spine ends, light soiling and a few tiny stains to wrappers, light toning to interior, faint dampspotting to a few leaves. \$1,250.

* "'Fraternalism gone bad' might best describe the situation in the mining regions of Pennsylvania where the local chapter of the Ancient Order of Hibernians held sway. An inner group known as the Mollie Maguires...constituted a kind of Irish mafia...Its control was finally broken by a Pinkerton detective. (...) June 21, 1877 saw the end of ten Mollies...three more were executed on March 25, 1878" (McDade). The criminals and victims are described in Barclay's account in great detail, with six plates of stark graphics to match. Barclay was a leading purveyor of hyper-sensationalized true-crime publishing. In most cases, the format is that of pulp fiction, but with informative factual content. Other Barclay titles promoted in the ads at the rear of the pamphlet include *Brooklyn's Horror: Wholesale Holocaust at the Brooklyn, New York Theatre* and *Little Cuba: A True Story of Love, War, And Startling Adventures*. McDade, *The Annals of Murder* 691. [Order This Item](#)



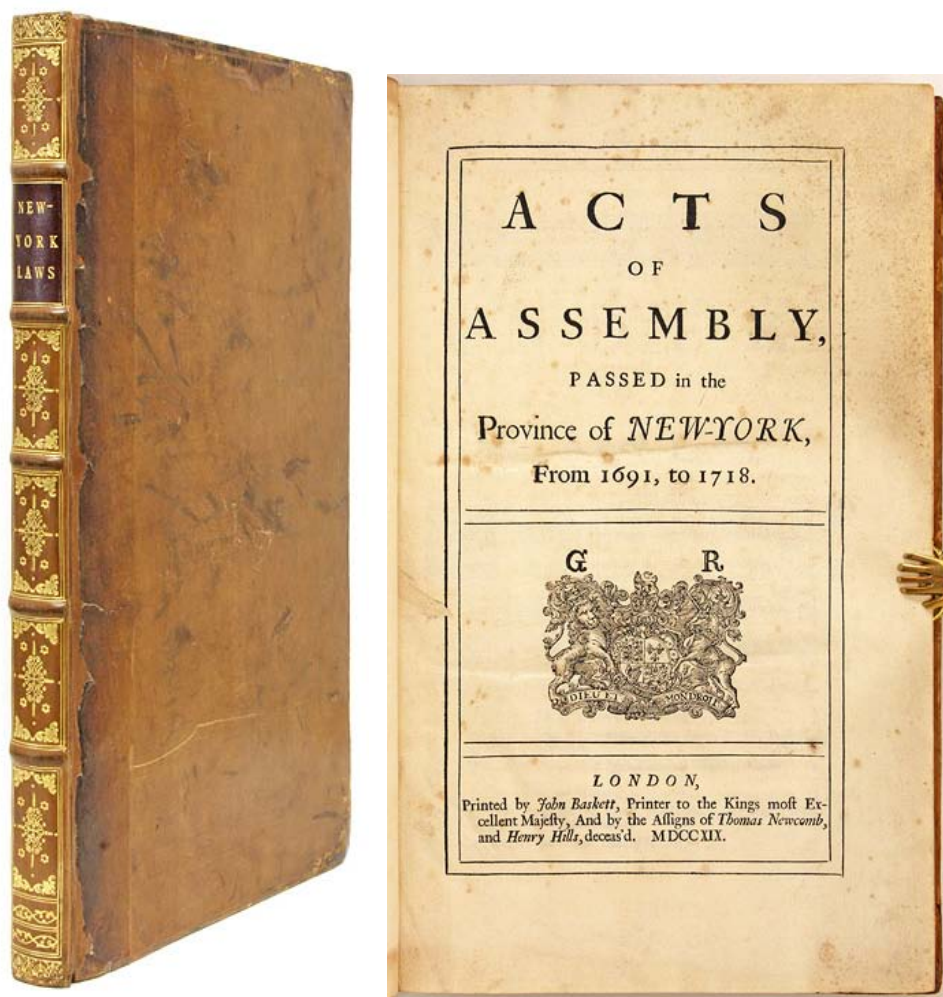
**Scarce 1641 Tract Calling for the
Reform of Laws Concerning Inheritance and Succession**

31. 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](#)



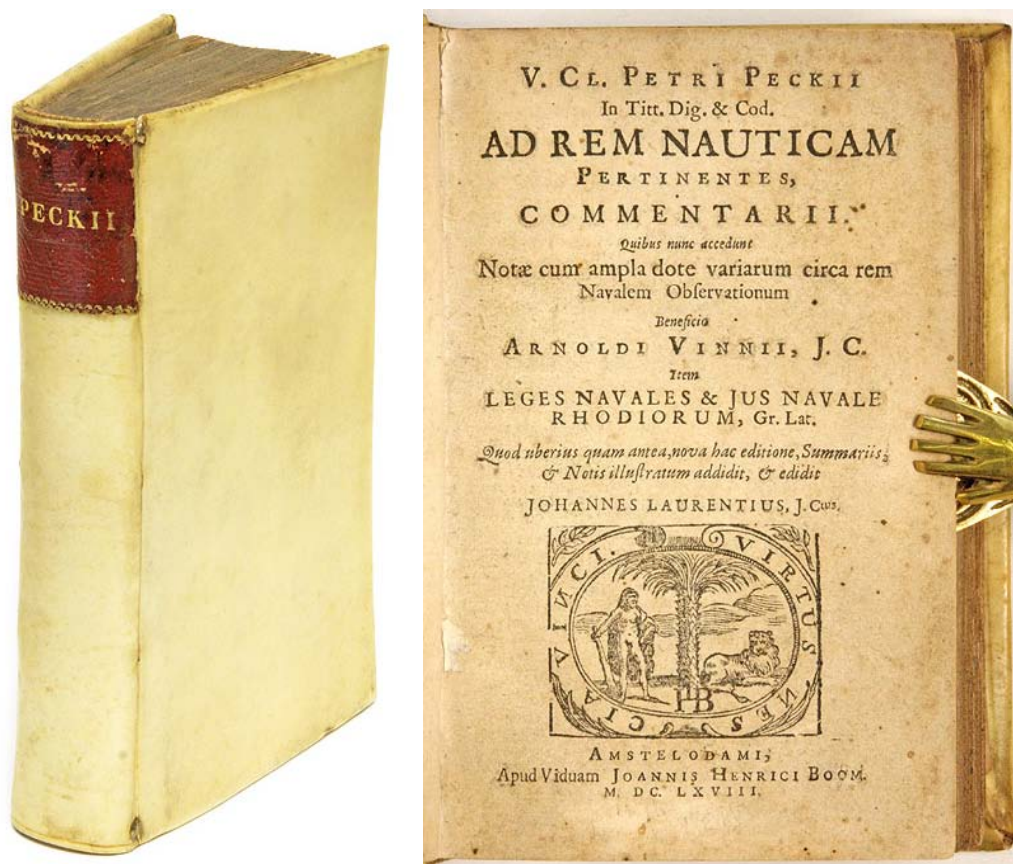
1719 Compilation of New York Laws Printed in London by John Baskett

32. [New York (Colony)].

Acts of Assembly Passed in the Province of New-York, From 1691, To 1718. London: Printed for John Baskett, Printer to the King's Most Excellent Majesty, 1719. xv, 292 pp. Folio (13-1/2" x 8-1/2").

Contemporary calf, rebacked, gilt rules to boards, gilt spine with raised bands and lettering piece, endleaves retained, hinges mended. Shallow scuffing to boards, some rubbing to extremities, corners bumped, hinges starting, early armorial bookplate of the Oswalds of Dunnikier, Fife to front pastedown. Light toning to text, somewhat heavier in places, light foxing to a few laves, light soiling and faint spotting to title page, a tear near the gutter carefully repaired. A handsome copy. \$3,500.

* Published the same year as William Bradford's compilation, this was the fourth codification of New York laws, preceded by three collections printed by William Bradford in 1694, 1710 and 1713. It comprises all the acts of the New York Assembly from 1691 through 1718, including many concerning trade and slaves, such as the 1709 "Act for Preventing the Conspiracy of Slaves." According to Rich, Baskett's edition was likely copied from Bradford's and "according to Trott, printed by order of the Lords Commissioners of Trade and Plantation." Titles of expired or repealed laws are included. The Oswalds of Dunnikier, Fife were a politically connected family of Scottish merchants active in the Atlantic trade. Rich, *Bibliotheca Americana Nova* 26. Tower, *The Charlemagne Tower Collection of Colonial Laws* 609. Benedict, *Acts and Laws of the Thirteen Original Colonies and States* 332. [Order This Item](#)



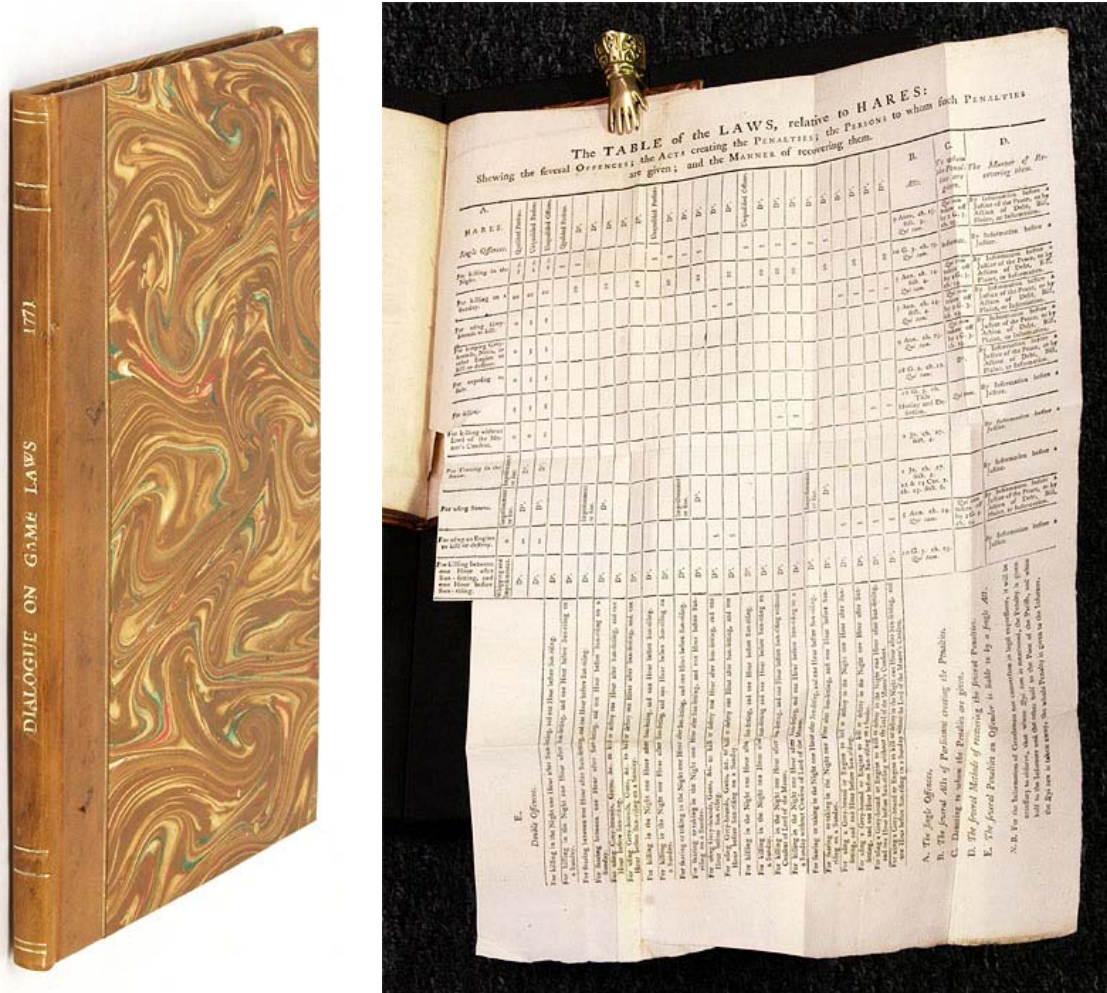
One of the First Treatises on Maritime Law

**33. Peck, Pieter [1529-1589].
Vinnius, Arnoldus [1588-1657].
Laurentius, Johannes, Editor.**

In Titt. Dig. & Cod. Ad Rem Nauticam Pertinentes, Commentarii. Quibus Nunc Accedunt Notae cum Ampla Dote Variarum Circa rem Navalem Observationum Beneficio Arnoldi Vinnii. Item Leges Navales & Jus Navale Rhodiorum, Gr. Lat. Quod Uberius Quam Antea, Nova hac Editione, Summariis, & Notis Illustratum Addidit, & Edidit Johannes Laurentius. Amsterdam: Apud Viduam Joannis Henrici Boom, 1668. [xii], 404, [14], [2], 38 pp. Index misbound after p. 414 instead of p. 38 at end of text. *Leges Navales & Jus Navale Rhodiorum*, the ancient Greek sea laws, [2], 38 pp., in Greek with parallel Latin translation, preceded by divisional title page. Octavo (6-1/2" x 4-1/4").

Contemporary vellum, morocco lettering piece to spine. Light rubbing to extremities and lettering piece, head of spine bumped, board slightly bowed, vellum just beginning to crack through pastedowns. Moderate toning, light foxing to title page and a few other leaves, tiny stain to pp. [xi-xii], owner signature dated 1856 to front free endpaper. A very good copy. \$1,250.

* Fourth, final and best edition. Peck was a professor of civil and canon law at the University of Louvain, later a judge of the High Court of Mechelen. First published in 1556, this pioneering treatise helped to establish the field of maritime law. Its second edition was published in 1603. Its third edition, 1647, includes notes by Vinnius. The final edition, by Laurentius, adds his notes and the texts of ancient Greek maritime laws. OCLC locates 8 copies of the fourth edition in North American law libraries (Harvard, Library of Congress, Louisiana State University, New York University, Rutgers, UC-Berkeley, University of Virginia, Yale). Wessels, *History of the Roman-Dutch Law* 251. Dekkers, *Bibliotheca Belgica Juridica* 131. [Order This Item](#)



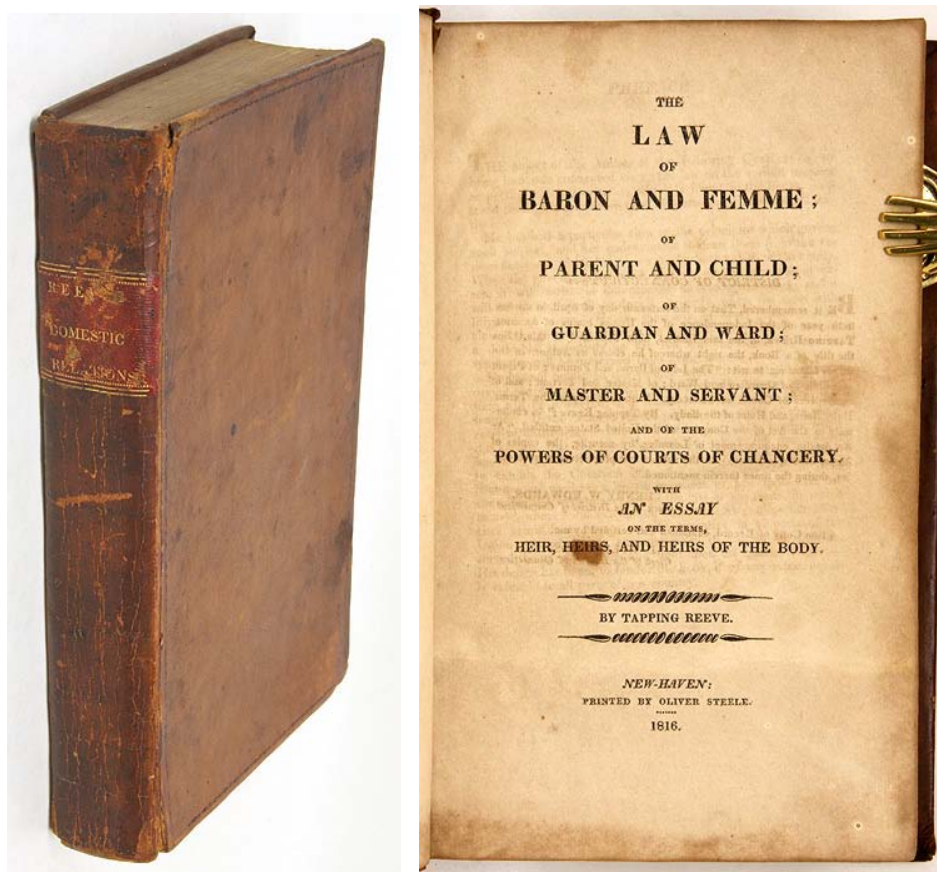
Review of English Game Laws in the Form of a Dialogue

34. [Purlewent, Samuel].

A Dialogue Between a Lawyer and a Country Gentleman, Upon the Subject of the Game Laws, Relative to Hares, Partridges, And Pheasants. Wherein is Shewn, The Several Qualifications to Kill Game; The Penalties such Persons are Liable to Who Kill them Without such Qualifications; The Manner of Recovering such Penalties; The Difference Between being Subject to the Penalties, And being Punished as Trespassers; The Distinction Between Voluntary and Involuntary Trespassers; The Necessary Steps to be Taken to Make Wilful Trespassers, And the Consequences of Being Such; Together with Some Observations upon These Laws. To Which are Added Three Tables, Shewing at One View, The Offences,-- The Statutes Creating Them,-- The Persons to Whom the Penalties are Given,-- The Manner of Recovery,-- And Lastly the Several Penalties a Person May be Liable to by One Act. London: Printed for J. Wilkie, 1771. xv, [1], 39 pp. Half-title. Three folding tables. Octavo (9" x 5-1/2").

Recent quarter calf over marbled boards, gilt rules to boards, raised bands, gilt rules and gilt title to spine. Light toning to text, tiny inkstains to a few leaves, negligible light foxing in a few places, a few short clean tears to folding tables. A handsome copy of a scarce title. \$950.

* First edition, one of three issues from 1771. This review of the game laws in dialogue form was reprinted in 1775 and incorporated into a later work, *Two Tracts on Game Laws* (1787). The three tables summarize the laws relating to hares, partridges and pheasants. OCLC locates 9 copies in North American Law libraries. Not in Sweet & Maxwell. *English Short-Title Catalogue* T66787. [Order This Item](#)



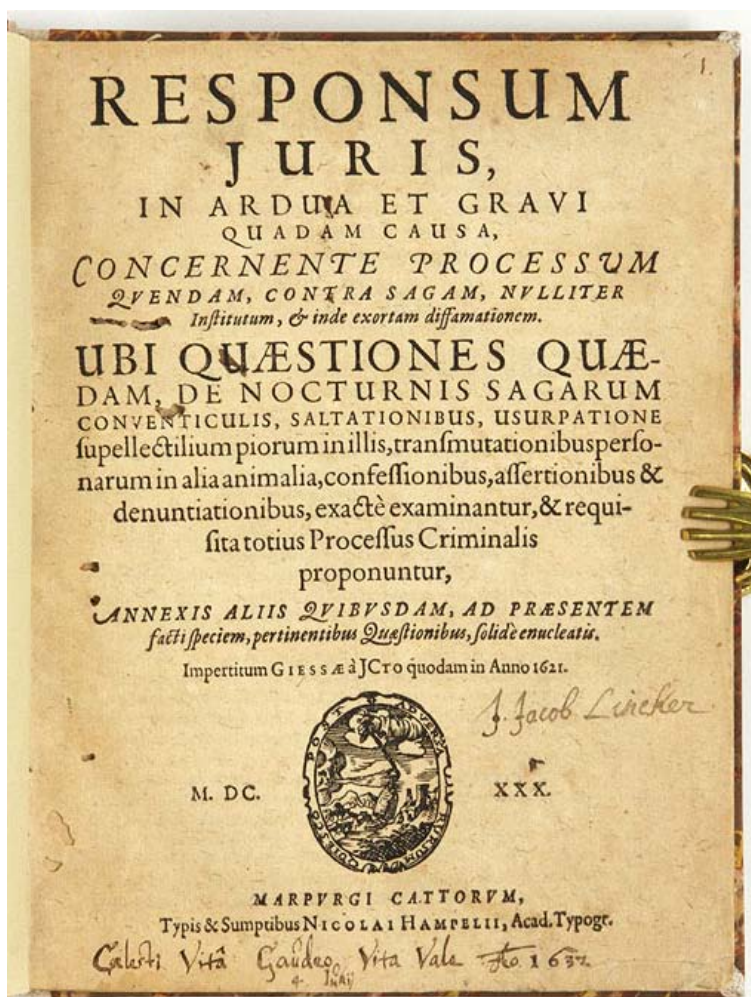
First Edition of Reeve's *Baron and Femme*,
The First American Treatise on Family Law

35. Reeve, Tapping [1744-1823].

The Law of Baron and Femme; Of Parent and Child; Of Guardian and Ward; Of Master and Servant; And of the Powers of Courts of Chancery. With an Essay on the Terms, Heir, Heirs, and Heirs of the Body. New Haven: Printed by Oliver Steele, 1816. [iv], 494, [11] pp. Octavo (9-1/4" x 5-1/2").

Contemporary calf, blind fillets to boards, lettering piece and blind fillets to spine. Light rubbing to boards, moderate rubbing to extremities, a few scuffs and nicks, faint creases to spine, corners bumped and somewhat worn, front hinge cracked, rear joint and hinge starting, nineteenth-century owner bookplates (of J.T. Terry and Mark H. Sibley) to front pastedown. Light browning to text, light foxing to a few leaves, lower corner lacking from p. 225-226 with no loss to text, small chip to front free endpaper. A nice copy of an important work. \$500.

* First edition. In 1782 Reeve founded the first American law school in Litchfield, Connecticut. The first American treatise on family law, Reeve's *Law of Baron and Femme* is a restatement of Blackstone's Commentaries, Book I, Chapters XIV-XVII. It rejects some of the fundamental doctrines of the common law, most notably coverture. As Blackstone puts it, "the husband and wife are one person in law; that is, the very being or legal existence of the woman is suspended during marriage." Reeve says the opposite. Also a prescriptive work, *Baron and Femme* aimed to liberalize the American law of domestic relations, arguing, for example, that married women were permitted to make wills, a point contradicted by the contemporary statute and case law of Connecticut and several other states. Terry and Sibley were lawyers who practiced in Ontario County, New York. The most prominent was Sibley [1796-1852], a Canandaigua lawyer and judge who served in the state assembly, state senate and U.S. House of Representatives. Cohen, *Bibliography of Early American Law* 4745. [Order This Item](#)



Contemporary Legal Commentary on a Witchcraft Trial in Marburg

36. [Reinkingk, Theodor von].

Responsum Juris, In Ardua Et Gravi Quadam Causa, Concernente Processum Quendam, Contra Sagam, Nulliter Institutum, & Inde Exortam Diffamationem. Ubi Quaestiones Quaedam, De Nocturnis Sagarum Conventiculis, Saltationibus, Usurpatione Suppellectilium Piorum in Illis, Transmutationibus Personarum in Alia Animalia, Confessionibus, Assertionibus & Denuntiationibus, Exacte Examinantur, & Requisite Totius Processus Criminalis Proponuntur, Annexis Aliis Quibusdam, Ad Praesentem Facti Speciem, Pertinentibus Quaestionibus, Solide Enucleatis. Impertitum Giessae à JCto Quodam in Anno 1621. Marburg: Typis & Sumptibus Nicolai Hampelii, 1630. [xx], 138 pp. Quarto (7-1/2" x 5-3/4").

Stab-stitched pamphlet bound into recent quarter vellum over marbled boards, calf lettering piece to spine. Light rubbing to extremities, binding slightly cocked. Light browning to text, faint dampstaining to fore-edge of text block, minor worming and early owner signatures to title page, tiny piece neatly removed from bottom corner. \$1,500.

* Third edition. First published in 1621, this work is an anonymous legal commentary on a lawsuit brought by a noble family in Marburg against a local cathedral chapter for accusing two upper-class women of practicing witchcraft and associating with witches. Reinkingk, though he believed in witchcraft, argued that the two women in question were innocent. This commentary went through at least 8 editions, the last in 1712. All are scarce. OCLC locates 7 copies of the 1630 edition, 4 in North America, 1 in a law library (Northwestern). *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 1:015734V. [Order This Item](#)



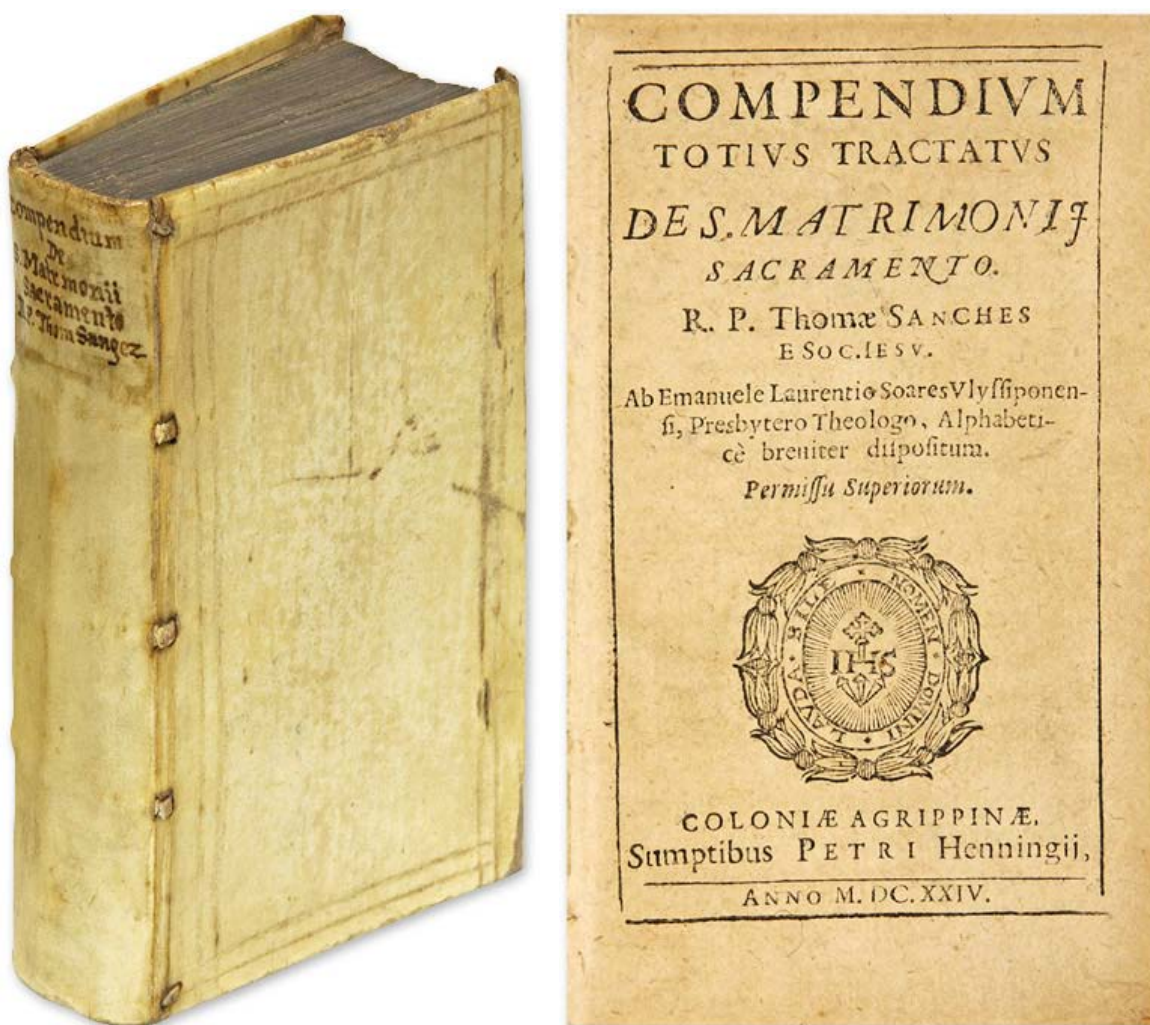
Humanistic Commentary on Laws Concerning Plague

37. Riva di San Nazarro, Gianfrancesco [c.1480-1535].

De Peste, Libri Tres. [Avignon: Per J. De Channey, 12 September 1522]. [xxviii], 162 pp. Three woodcut text illustrations. Quarto (8-1/4" x 6").

Contemporary limp vellum with lapped edges and fragments of thong ties, raised bands to spine. Some soiling, spine darkened, minor wear to head of spine and corners. Title page printed within handsome woodcut architectural border, the two dedications commence with leaves with woodcut architectural borders and the coat of arms of the dedicatee, the first dedication also feature a woodcut vignette of the author presenting his book on bended knee, woodcut decorated initials and printer device. Light toning to text, somewhat heavier in places, soiling and light foxing to a few leaves, brief annotations and underlining in contemporary hand throughout, later owner signature to foot of p. [iii]. A handsome copy of a rare title. \$7,500.

* First edition, one of two issues from 1522, the other published in Lyon by Jacques Secon, priority uncertain. Riva di San Nazarro, a Lombard noble, was a learned jurist and humanist scholar. His many works, all commentaries on aspects of Roman and canon law, went through several editions and were often excerpted and anthologized. As suggested by its title *De Peste* is a treatise on Roman and canon law concerning issues relating to plagues. The first legal work written about plague and one of the very first books on public health law, it reflects the near-annual occurrence of plague in early-modern Europe. All editions are scarce. OCLC locates 4 copies of the first edition, all of the Avignon issue, in North American law libraries (George Washington University, Harvard, Library of Congress, UC-Berkeley). *Universal Short-Title Catalogue* 110507. [Order This Item](#)



**Notable Seventeenth-Century
Jesuit Treatise on Marriage and Marriage Law**

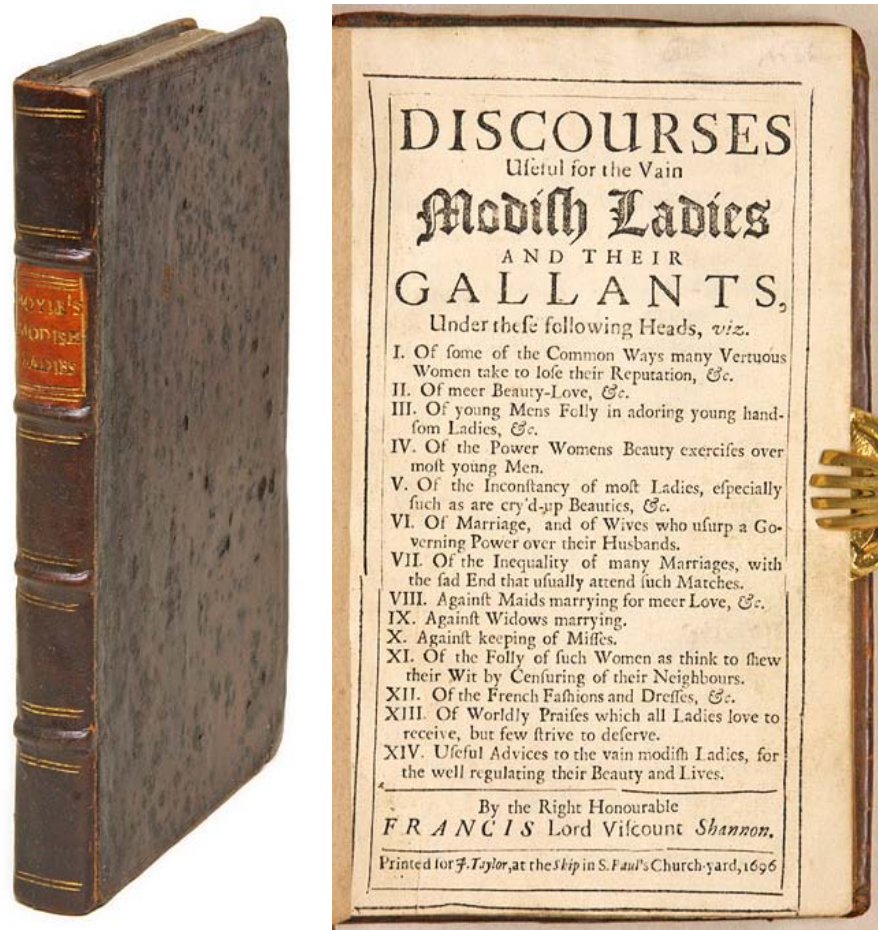
38. Sanchez, Tomas [1550-1610].

Soarez, Emanuel Laurentius, Editor.

Compendium Totius Tractatus de S. Matrimonii Sacramento. Ab Emanuele Laurentio Soares Ulyssiponesi, Presbytero Theologo, Alphabetice Breviter Dispositum. Cologne: Sumptibus Petri Henningij, 1624. [xxiv], 455 pp. 12mo. (5-1/4" x 3-1/4").

Contemporary vellum with lapped edges, ties lacking, blind rules to boards, early hand-lettered title to spine. A few minor scratches, light soiling to spine, boards slightly bowed, vellum just beginning to crack through pastedowns, early owner signature to front free endpaper, partial crack in text block between front endleaf and title page, moderate toning to text. Ex-library. Small bookplates to front pastedown and free endpaper. An attractive copy. \$500.

* Third edition. First published in 1621, this is a comprehensive reference work on the Jesuit view of marriage both as a Christian sacrament and an institution controlled in detail by canon law. Among other topics it addresses adultery, bigamy, cohabitation, impediments to marriage, excommunication, hermaphrodites, impotence, incest, sexual relations and infidelity. A popular work, it went through several editions into the eighteenth century. *Das Verzeichnis der im Deutschen Sprachraum Erschienenen Drucke des 17. Jahrhunderts* 1:010985Z. [Order This Item](#)



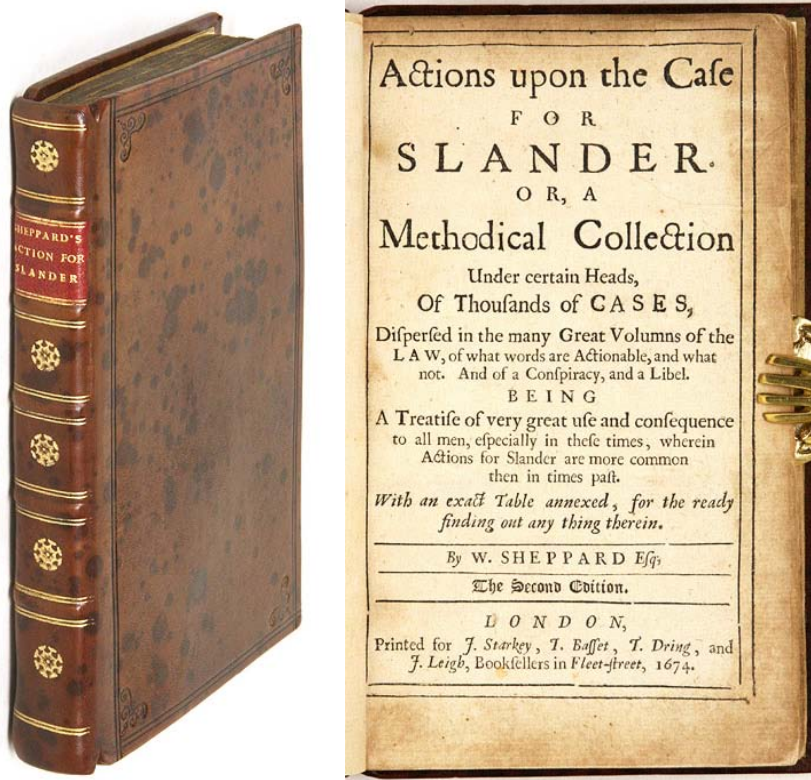
Vain Modish Ladies

39. Shannon, Francis Boyle, Viscount [1623-1699].

Discourses Useful for the Vain Modish Ladies and their Gallants Under these Following Heads, Viz I. Of Some of the Common Ways Many Vertuous Women Take to Lose their Reputation, &c. II. Of Meer Beauty-Love, &c. III. Of Young Mens Folly in Adoring Young Handsom Ladies, &c. IV. Of the Power Womens Beauty Exercises Over Most Young Men. V. Of the Inconstancy of Most Ladies, Especially Such as are Cry'd-up Beauties, &c. VI. Of Marriage, and of Wives who Usurp a Governing Power Over their Husbands. VII. Of the Inequality of Many Marriages, With the Sad End that Usually Attend Such Matches. VIII. Against Maids Marrying for Meer Love, &c. IX. Against Keeping of Misses XI. Of the Folly of Such Women as Think to Shew Their Wit By Censuring of Their Neighbourhoods. XII. Of the French Fashions and Dresses, &c. XIII. Of Wordly Praises Which All Ladies Love to Receive, but Few Strive to Deserve. XIV. Useful Advices to the Vain Modish Ladies, for the Well-Regulating Their Beauty and Lives. [London]: Printed for J. Taylor, At the Ship in S. Paul's Church-Yard, 1696. [xx], 60, 199, [1] pp. Each discourse has caption title; register and pagination begin anew with the third discourse. Octavo (6-3/4" x 4").

Contemporary mottled calf, blind rules to boards, raised bands and lettering piece to spine, hinges mended. A few minor nicks, light rubbing to extremities, corners bumped and somewhat worn. Light toning to text, somewhat heavier in places, early inkstains to rear free endpaper. A handsome, well-preserved copy of a rare title. \$3,500.

* Only edition, one of two issues from 1696. Boyle was a privy councillor of Ireland and held the office of governor of County Cork. He was married to Elizabeth, daughter of Sir Robert Killigrew and sister of the dramatist Thomas Killigrew. His wife had a daughter by Charles II, Charlotte Jemima Fitzroy [ca. 1650-1684]. Counting both issues, OCLC locates 10 copies worldwide. *English Short-Title Catalogue* R222490. [Order This Item](#)



"Iniquity of the Tongue"

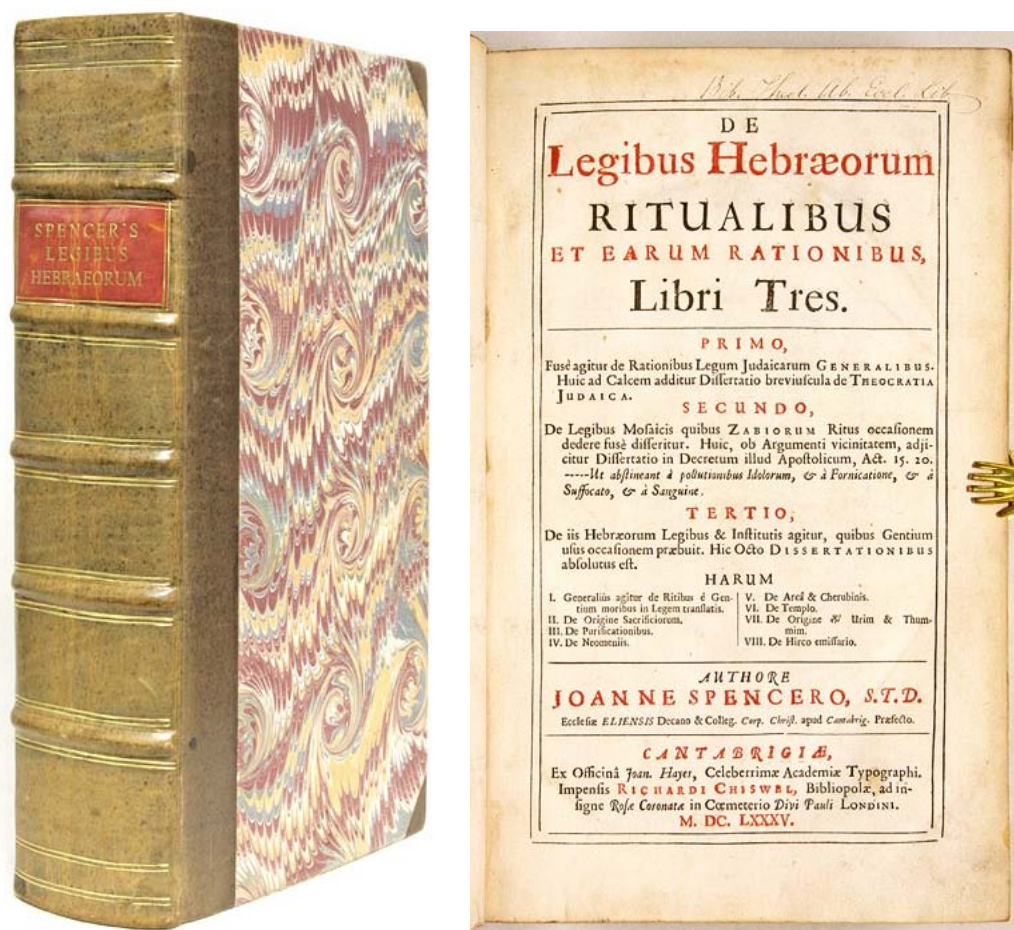
40. Sheppard, William [d. 1675?].

Actions Upon the Case for Slander. Or, A Methodical Collection Under Certain Heads, Of Thousands of Cases, Dispersed in the Many Great Volumes of the Law, Of What Words are Actionable, And What are Not. And of a Conspiracy, And a Libel. Being a Treatise of Very Great Use and Consequence to All Men, Especially in These Times, Wherein Actions for Slander are More Common Than in Times Past. With an Exact Table Annexed, For the Ready Finding Out Any Thing Therein. London: Printed for J. Starkey, T. Basset, T. Dring, and J. Leigh, 1674. [viii], 287, [17] pp. Octavo (6-3/4" x 4-1/4").

Recent period-style calf. Blind rules with corner fleurons to boards, raised bands, gilt ornaments and lettering piece to spine. Woodcut head-pieces and decorated initials. Moderate toning to text, somewhat heavier in places, faint spotting to a few leaves, some discoloration and minor edgewear to title page. A nice copy in a handsome binding. \$1,500.

* Second and final edition. Sheppard's treatise, originally published in 1662 as *Action Upon the Case for Slander*, was one of the first two books to address the topic. (The other was William March's *Actions for Slander*, 1647.) As indicated by its preface, Sheppard's is especially interesting. "[A]mong the abiding Iniquity of this Age, the iniquity of the Tongue, that little Member, set on fire by Hell, is not the least; And among the evils of the Tongue, is there any more pernicious and deadly, and yet more common and epidemical then Backbiting and Slander? (...) It is true, that in former times, wee finde Actions of the Case for Slandrous words very rarely brought; which speaks this much, that such words were then very rarely spoken. But in these daies they are become almost as natural to men, as their language and discourse; and therefore the disease, so deeply rooted, and over-spreading, calls for the application of the Remedy, which our Law doth abundantly furnish us withall. And hence it is, I have been encouraged to ingage in this work; which is nothing else but a naked and Methodical Collection of the remedies prescribed by the Law against this Malady." OCLC locates 5 copies in North American law libraries (Library of Congress, State of Oregon Law Library, University of Pennsylvania, University of Washington, Yale). *English Short-Title Catalogue* R31192.

[Order This Item](#)



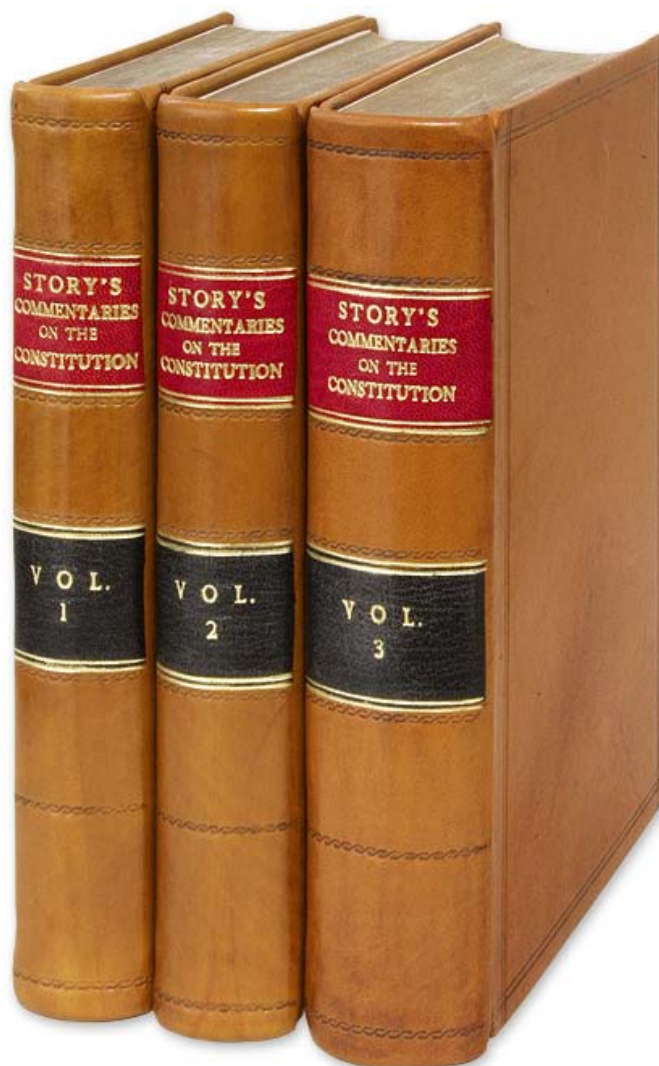
First Edition of Spencer's Pioneering Work of Comparative Religion and Law

41. Spencer, John [1630-1693].

De Legibus Hebraeorum Ritualibus Et Earum Rationibus, Libri Tres. Primo, Fuse Agitur de Rationibus Legum Judaicarum Generalibus. Huic Ad Calcem Additur Dissertatio Breviuscula de Theocratia Judaica. Secundo, De Legibus Mosaicis Quibus Zabiorum Ritus Occasionem Dedere Fuse Dissertitur. Huic, Ob Argumenti Vicinitatem, Adjicitur Dissertatio In Decretum Illud Apostolicum, Act. 15. 20. Ut Abstineant A Pollutionibus Idolorum, & A Fornicatione, & A Suffocato, & A Sanguine, Tertio, De Iis Hebraeorum Legibus & Institutis Agitur, Quibus Gentium Usus Occasionem Praeuit. Hic Octo Dissertationibus Absolutus Est. Harum I. Generalius Agitur De Ritibus Et Gentium Moribus In Legem Translatis. II. De Origine Sacrificiorum. III. De purificationibus. IV. De Neomeniis. V. De Arcâ & Cherubinis. VI. De Templo. VII. De Origine [ton] Urim & Thummim. VIII. De Hirco Emissario. Cambridge: Ex Officinâ Joan. Hayes, 1685. [xv], 1051, [1] pp. With a half-title. Three parts, second and third parts preceded by divisional title pages. Folio (12-1/2" x 8").

Recent period-style three-quarter calf over marbled boards, gilt edged raised bands and lettering piece to spine, endpapers renewed. Negligible light rubbing to extremities. Title page printed in red and black. Moderate toning to text, somewhat heavier in places, light spotting to a few leaves, brief later annotation to p. 402, later owner annotation to head of title page. \$1,750.

* First edition. Spencer was the master of Corpus Christi College, Cambridge. His pioneering study outlines the rituals and laws of the Jews and other Semitic peoples and proposes that Judaism was not the earliest of religions. A landmark work, it laid the "foundations of the science of comparative religion." *Encyclopedia Judaica* XV:261. *English Short-Title Catalogue* R13440. [Order This Item](#)



**Handsome First Edition of the First
Substantial Treatise of the American Constitution**

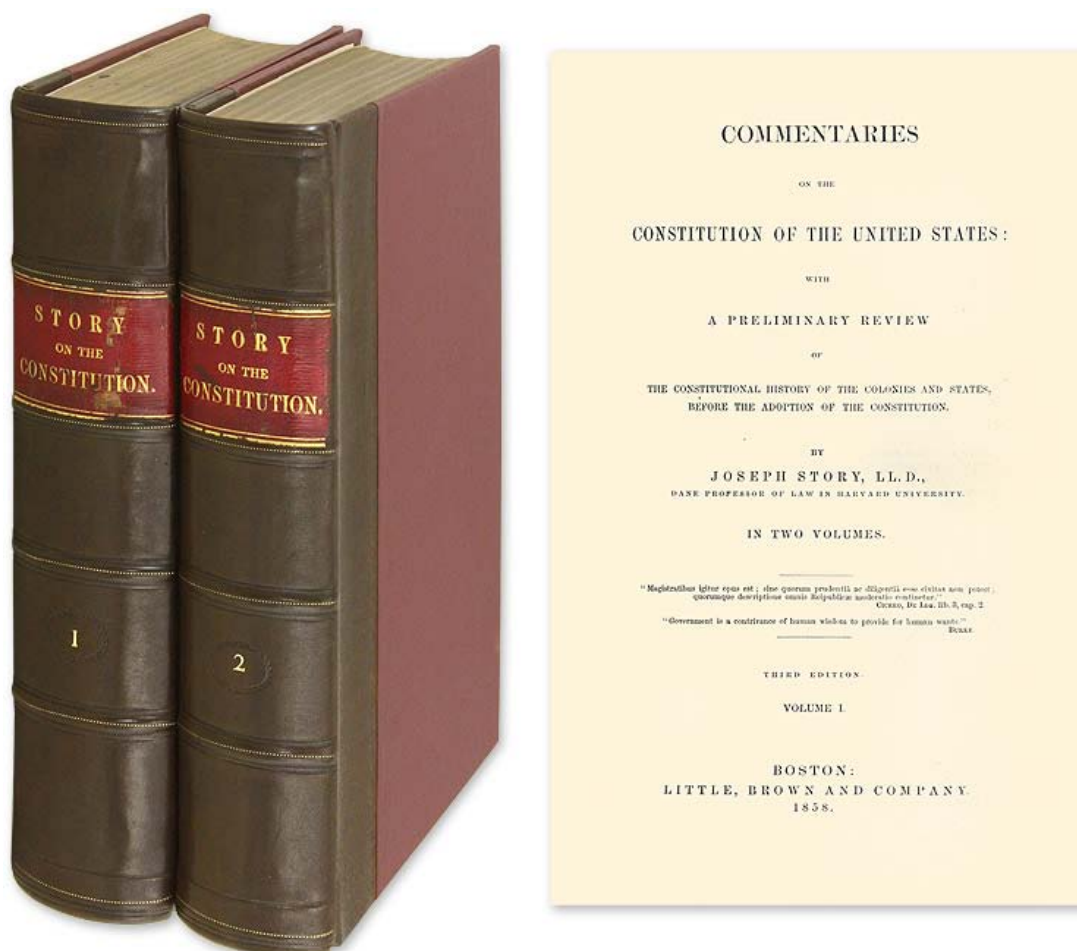
42. Story, Joseph [1779-1845].

Commentaries on the Constitution of the United States; With a Preliminary Review of the Constitutional History of the Colonies and States, Before the Adoption of the Constitution. Boston: Hilliard, Gray and Company, 1833. Three volumes. xxxiv, [ii], 494; [ii], 555; [ii], 776 pp. Octavo (8-1/2" x 5-1/2").

Recent period-style calf, blind rules to boards, red and black lettering pieces and blind fillets to spine, endpapers renewed. Internally clean and bright. A handsome set. \$8,500.

* First edition. Story's *Commentaries* was the most substantial and influential work written on the American Constitution between the publication of the *Federalist* and the Civil War, and it remains an important work today. Written while Story was Dane Professor at Harvard Law School and an Associate Justice of the Supreme Court, it presented a strongly Nationalist interpretation. It is divided into three books. Book I contains a history of the colonies and discussion of their charters. Book II discusses the Continental Congress and analyzes the flaws that crippled the Articles of Confederation. Book III begins with a history of the Constitution and its ratification. This is followed by a brilliant line-by-line exposition of each of its articles and amendments. Comparing it to the *Federalist*, James Kent said

that Story's work was "written in the same free and liberal spirit, with equal exactness and soundness of doctrine, and with great beauty and eloquence of composition. (...) Whoever seeks...a complete history and exposition of this branch of our jurisprudence, will have recourse to [this] work, which is written with great candor, and characterized by extended research, and a careful examination of the vital principles upon which our government reposes.": cited in Marvin, *Legal Bibliography* 669-670. Cohen, *Bibliography of Early American Law* 2914. [Order This Item](#)



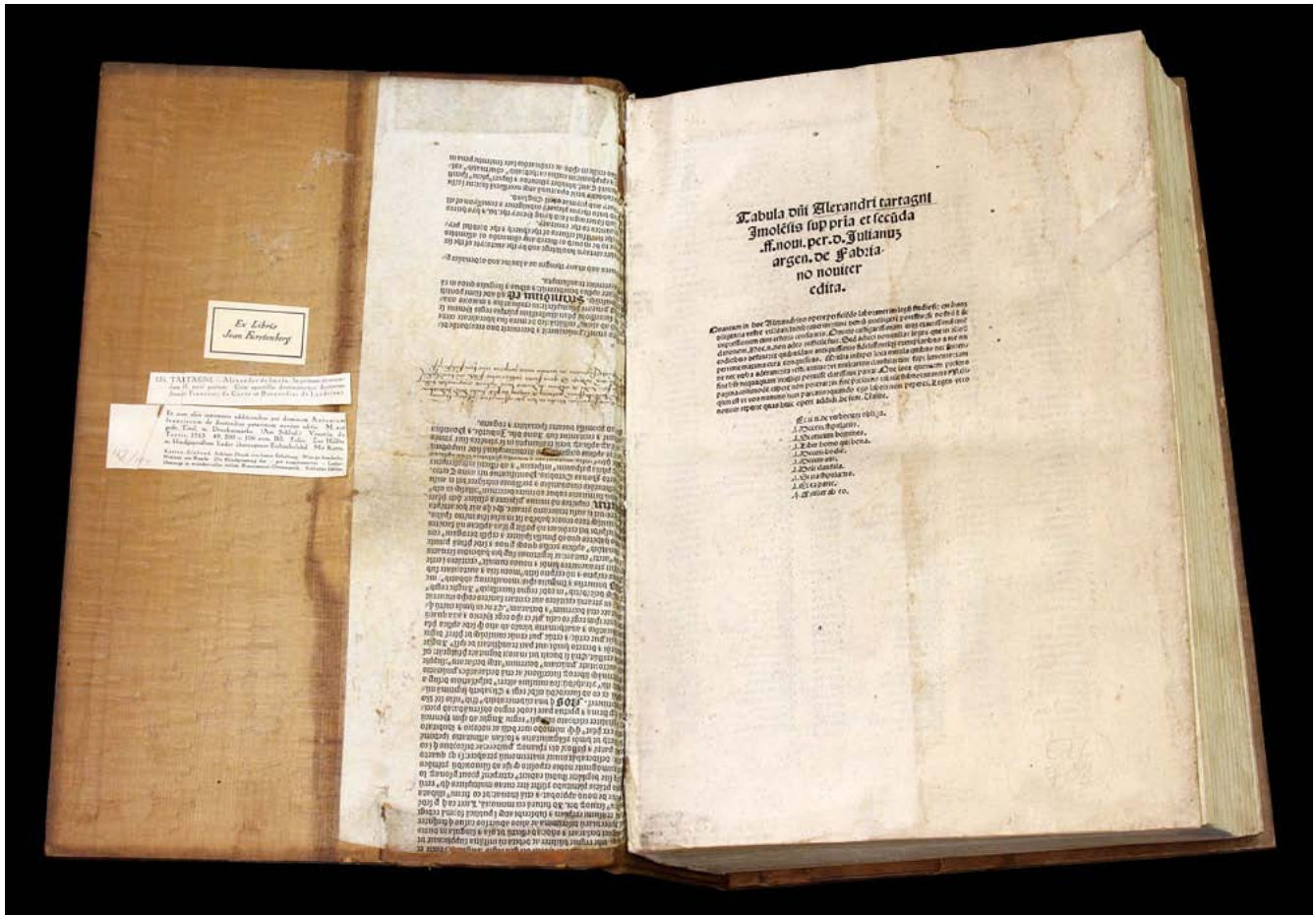
Attractive Third Edition of Story's *Commentaries on the Constitution*, The Last Edition Published Before the Civil War

**43. Story, Joseph.
[Bennett, E.H., Editor].**

Commentaries on the Constitution of the United States: With a Preliminary Review of the Constitutional History of the Colonies and States, Before the Adoption of the Constitution. Boston: Little, Brown and Company, 1858. Two volumes. 8, xxxiii, [ii], 735; [ii], 702 pp. (Eight-page publisher catalogue at beginning of Volume I.) Octavo (9" x 5-1/2").

Recent period-style quarter calf over cloth, raised bands, retaining original red morocco lettering pieces, endpapers renewed. Light to moderate toning, negligible foxing to a few leaves, some offsetting to margins of Volume II title page, internally clean. A nice copy in a handsome binding. \$2,500.

* Third edition. Cohen, *Bibliography of Early American Law* 2917. [Order This Item](#)



With a Chained Binding and Endleaves Derived from a Papal Bull Relating to the English Crown Printed by Pynson in 1498

44. Tartagni, Alessandro [1424-1477].

Corte, Francesco [d. 1495], Annotations.

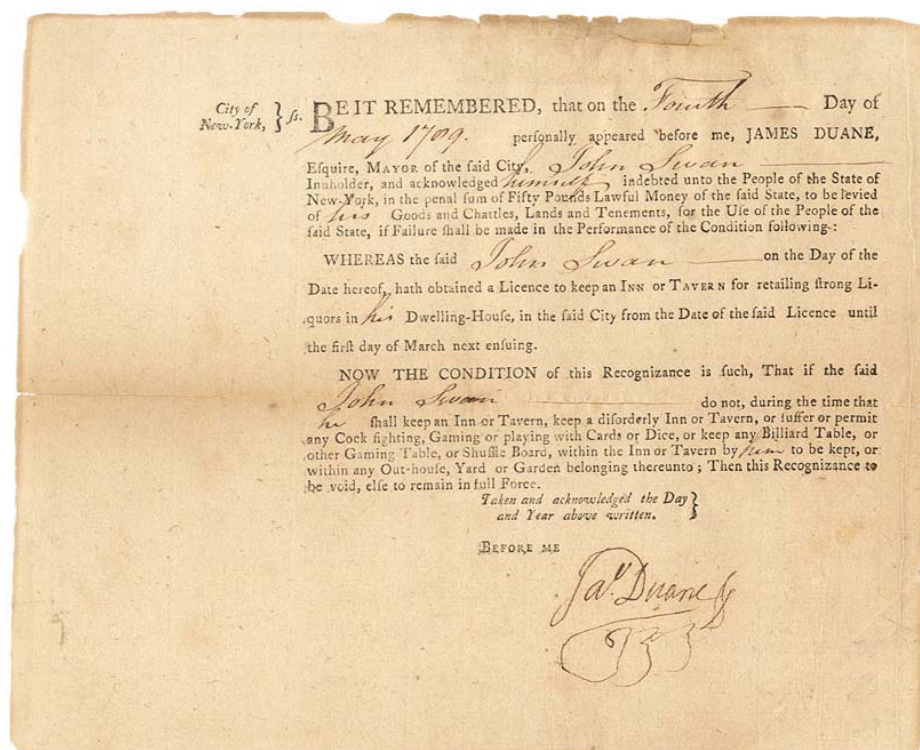
Landriano, Bernardino de. [15th/16th. c.], Annotations.

[*Alexander de Imola in Prima(m) (et) Secunda(m). ff. Novi Parte(m). Cum Apostillis Doctissimo(rum) Doctorum Domini Fra(n)cisci de Curte (et) Bernardini de Landriano. Et cum Aliis Innumeris Additionibus per Dominum Antonium Franciscum de Doctoribus Patavinum Noviter Editis*]. [Venice: Per Baptistam de Tortis, 1514]. 49, [1], 200; 106 ff. Two parts in one volume. Main text in parallel columns with side-notes. Folio (16-1/2" x 11").

Contemporary chained binding, blind-paneled half-calf over beveled wooden boards, spine, with raised bands, carefully restored at ends, clasp buckles present, pastedowns derived from 1498 papal bull printed by Richard Pynson, described below, recent bookseller description and owner bookplate (Hans Furstenberg) to front pastedown. Main title page printed in red, text in handsome rounded Gothic type, woodcut decorated initials throughout text, large woodcut printer device at ends of text. Light toning, faint dampstaining to margins in a few places, light foxing to a few leaves, early repairs to fore-edges of the first two leaves. Some leaves have annotations, interior otherwise clean. A handsome post-incunabulum volume with an interesting addition. \$30,000.

* Later edition. Tartagni, also known as Alexander de Tartagnis de Imola, was a professor of law at the University of Bologna and a leading member of the generation of jurists that followed Bartolus. Like his illustrious predecessor, he was the author of several important commentaries on the *Code* and books of the *Digest*. In *Primam et Secundam. ff. Novi Partem* addresses the first and second parts of the *Digestum Novum* (Books 39-45, Title 1). These books deal mostly with

property and contracts. This copy is bound with most of a single-leaf, single-sided papal bull printed on vellum on 8 March 1498 by Richard Pynson. Issued by John Morton, Archbishop of Canterbury, it confirms the succession of Henry VII and his heirs and endorses his marriage to Elizabeth of York. The document is signed by the Episcopal notary, John Baret. The binder cut it into two parts. About ten inches are missing from the left side of the document, along with its top four lines. There are also two small holes with minor loss to the text. The 1514 Tartagni imprint and 1498 papal bull are rare. Neither is listed on OCLC. The book is not recorded in Adams, the *British Museum Catalogue* or *EDIT16*. The *GW* locates three copies of the papal bull: one in the Cologne State Library and two other fragmentary copies in the Library of Canterbury Cathedral and the Trier State library. Not in Goff. *Gesamtkatalog der Wiegendrucke* M13152/M1315220. [Order This Item](#)



Eighteenth-Century New York City Tavern License

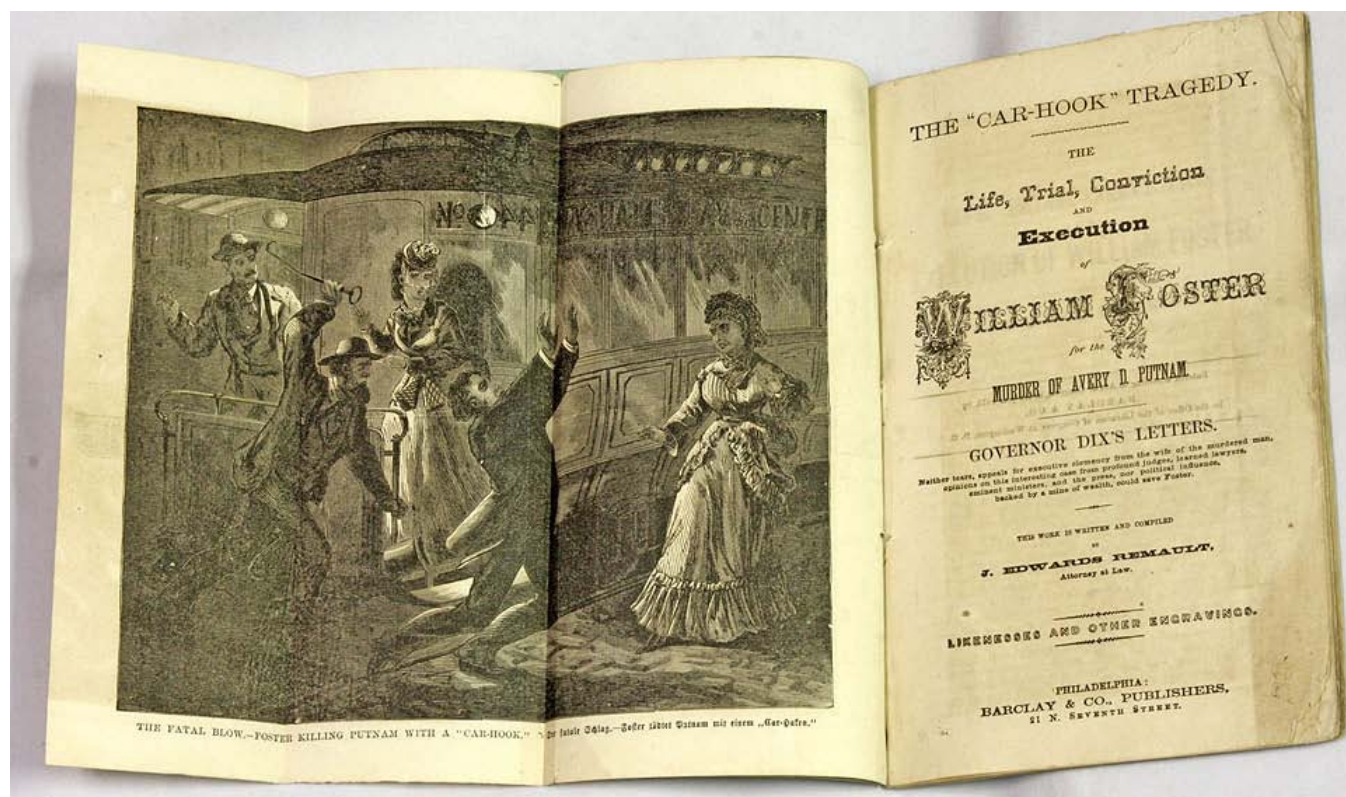
45. [Taverns].
[New York City].

[Duane, James (1733-1797)].

[*Tavern License Granted to John Swan Signed by Mayor James Duane*]. New York, May 4, 1789.

6-1/4" x 7-1/2" part-printed document, inscribed in neat hand, docketed on verso. Moderate browning, faint horizontal fold line, another fold line to upper right corner, minor wear and a few small chips to edges, a few cellulose repairs to verso. An interesting item. \$950.

* Swan's license permits him to sell "strong liquors in his dwelling house," provided he does not "keep a disorderly Inn or Tavern, or suffer or permit any Cock fighting, Gaming or playing with Cards or Dice, or keep any Billiard Table, or other Gaming table or Shuffle Board, within the Inn or Tavern." James Duane was the first mayor of New York after the British evacuation in 1784. A Revolutionary leader, he was a delegate to the Continental Congress and a signer of the Articles of Confederation. After he completed his term as mayor in 1789, he became one of the first federal judges on the U.S. Circuit Court in New York. [Order This Item](#)



Murder on a New York City Trolley

46. [Trial].

Foster, William, Defendant.

Remault, J. Edwards.

The "Car-Hook" Tragedy, The Life, Trial, Conviction and Execution of William Foster for the Murder of Avery D. Putnam. Governor Dix's Letters. Neither Tears, Appeals for Executive Clemency from the Wife of the Murdered Man, Opinions on this Interesting Case from Profound Judges, Learned Lawyers, Eminent Ministers, And the Press, Nor Judicial Influence, Backed by a Mine of Wealth, Could Save Foster. Philadelphia: Barclay & Co., [1873]. [ii], 19-96 pp. 3 folding plates, 9 full-page illustrations. Text complete. Octavo (9-1/2" x 5-3/4").

Stab-stitched pamphlet in pictorial wrappers. Moderate edgewear, spine abraded with wear at ends, faint dampstain to upper corner of front wrapper, moderate toning to interior, some leaves have minor edgewear. \$1,500.

* Only edition located. As McDade notes, "Foster, while drunk, smashed the skull of Putnam on a New York City trolley." Remault, the author of this account, argues that despite his "sincere pity for the family of Foster," Foster's execution was necessary: "Ruffianism has been and is still rampant in our large cities, and the palsied arm of Justice has hitherto been powerless to check its infamous career." Remault provides dramatic and detailed descriptions of the murder, trial, backgrounds of Foster and Putnam, the public's reaction, efforts to commute the death sentence and sermons, including one by Henry Ward Beecher. The trial judge was Albert Jacob Cardozo, father of the U.S. Supreme Court Justice Benjamin N. Cardozo. Albert Cardozo was a Tammany Hall appointee who, soon after the end of this trial, was forced to resign due to corruption charges connected to the Erie Railroad takeover. OCLC locates 14 copies, 3 in law libraries (Harvard, Social Law, Yale). The text captions are in English and German, which indicates the existence of a German edition of this account. We have not been able to locate any copies, however, which suggests one was never issued. McDade, *The Annals of Murder* 316. [Order This Item](#)



A Contemporary Collection of Twelve Popish Plot Trials and a Related Broadside

47. [Trials].

[Popish Plot].

Stayley, William [d. 1678], Defendant.

The Tryal of William Stayley, Goldsmith; For Speaking Treasonable Words Against His Most Sacred Majesty: And Upon Full Evidence Found Guilty of High Treason, And Received Sentence Accordingly, On Thursday November the 21th 1678. London: Printed for Robert Pawlet, 1678. 8, 7-10 pp. *English Short-Title Catalogue (ESTC)* R228446.

[Bound with]

[Stayley, William].

An Account of the Digging Up of the Quarters of William Stayley, Lately Executed for High Treason, for that his Relations Abused the Kings Mercy. Nov. 30 1678. Imprimatur, William Scroggs. London: Printed for Robert Pawlet at the Bible in Chancery-Lane, 1678. 15-1/2" x 11-1/2" broadside. *ESTC* R17181

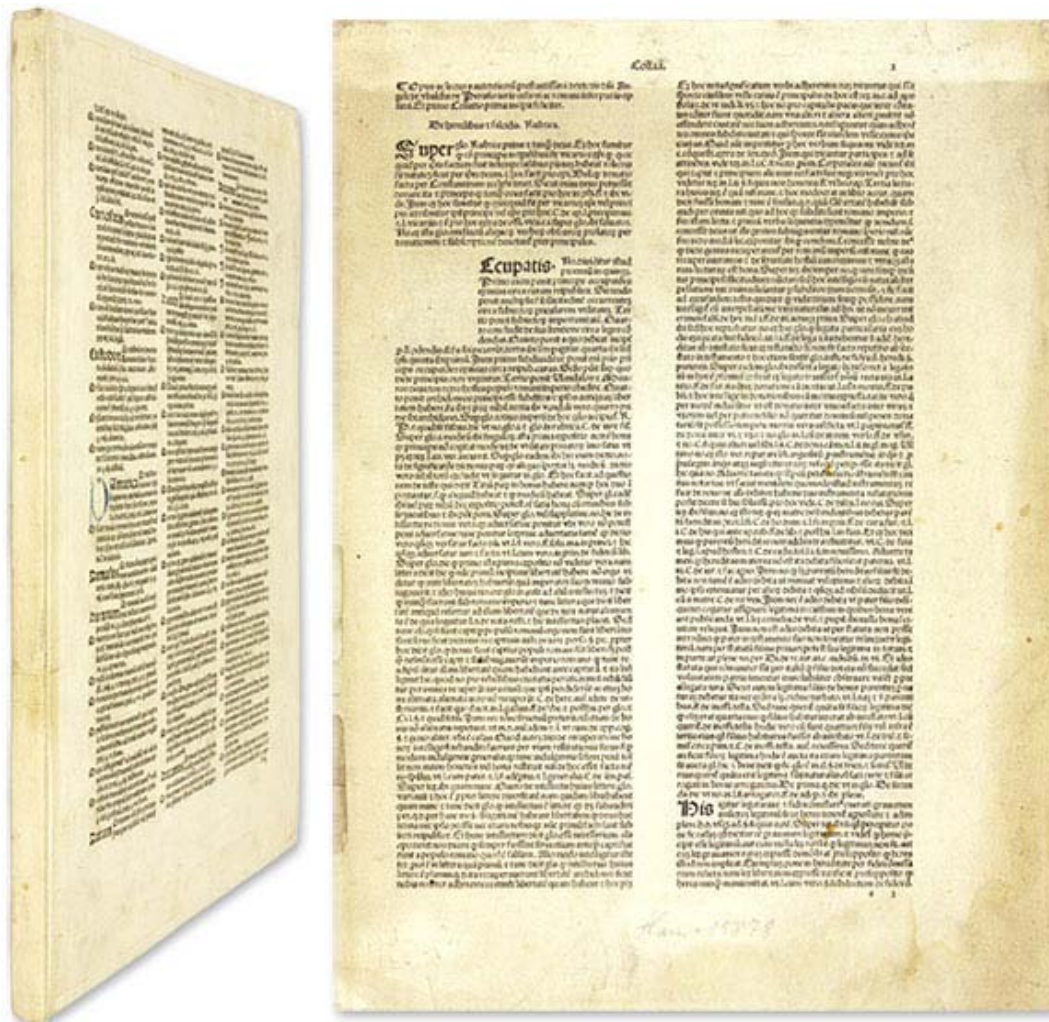
[And]

[11 Trials of Men (and a Woman) Implicated in the Popish Plot]. [London: Various printers, 1678-1680].

Folio (12-1/2" x 8"). Stab-stitched pamphlets bound into contemporary mottled calf, gilt spine with raised bands and lettering piece (reading Trials), early manuscript index to front free endpaper. Some minor scuffs and scratches to boards, moderate rubbing to extremities with wear to head of spine, small piece of calf lacking below lettering piece, rear joint just starting at head, corners bumped and lightly worn, hinges cracked. Light toning to interior, somewhat heavier in places, faint dampstaining and worming to margins in a few places, inkstains to margins of a few leaves. A unique collection by a contemporary compiler. \$2,500.

* The Popish Plot was a fictitious conspiracy by a group of Catholics to assassinate Charles II. It provoked a spasm of anti-Catholic hysteria in England and Scotland that led to the executions of at least 22 men and women between 1678 and 1681 and harsh laws against Catholics. The work of a contemporary compiler, our volume collects 12 trials and a related broadside relating

to this horrible event. The other trials are: [Edward Coleman] 1678. ESTC R4486; [William Ireland, Thomas Pickering and John Grove]. 1678. ESTC 2719; [Robert Green, Henry Berry, & Lawrence Hill]. 1679. ESTC R24642; [Nathaniel Reading]. 1679. ESTC 7193; [Thomas White, William Harcourt, John Fennick, John Gavan, And Anthony Turner]. ESTC 232961; [The Tryall of Richard Langhorn]. 1679. ESTC R1705; [Sir George Wakeman, William Marshall, William Rumley, And James Corker]. 1679. ESTC R13879; [Andrew Brommich and William Atkins]. 1679. ESTC 18341; [Thomas Knox and John Lane]. 1680. ESTC R21831; [Lionel Anderson, William Russel, Charles Parris, Henry Starkey, Thomas Corker and William Marshall]. 1680. ESTC R1255; [John Tasborough and Ann Price]. 1680. ESTC R23482. [Order This Item](#)



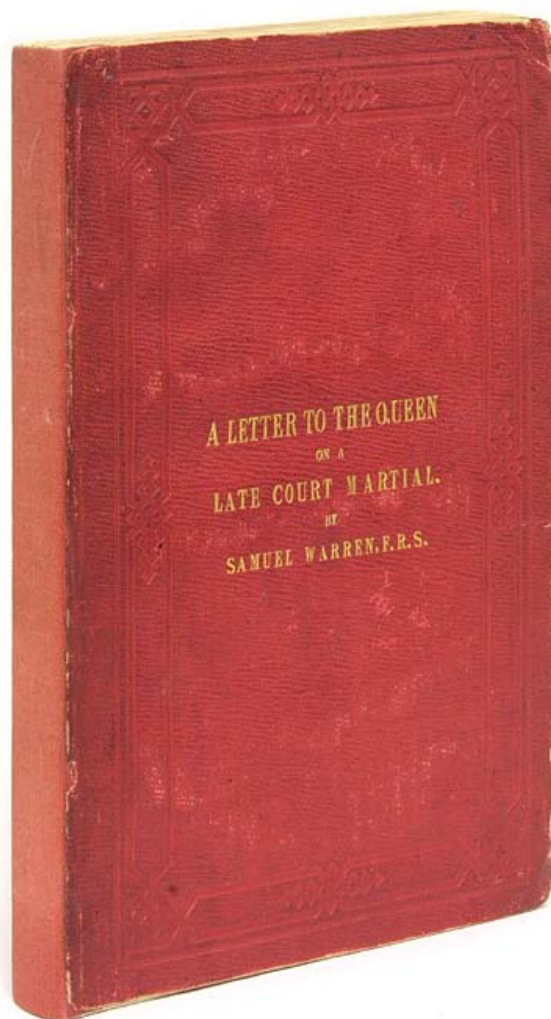
A Notable Commentary on the *Authentica*

48. Ubaldi, Angelo Degli [c.1327-1400].

[*Super Authenticis*]. [Venice: Baptista de Tortis, 3 March 1489]. Collation: a-e8. 39 of 40 ff. Folio a1, a blank, lacking, otherwise complete. Text in parallel columns. Folio (15-1/2" x 11-1/2").

Recent paper-covered boards (illustrated with copies of unrelated incunable leaves), endpapers renewed. Light soiling, corners and spine ends bumped. Text printed in 83-line Gothic type, guide spaces blank. Some toning, light soiling to first leaf, faint dampstaining to foot of text block reaching into text, minor worming to some leaves, first leaf (a2) dust-soiled, fol. b1 mounted on stub, internally clean. Ex-library. Bookplate to front pastedown. A solid copy. \$8,500.

* Angelus de Ubaldis, a renowned jurist, was almost as highly regarded as his brother, Baldo Degli Ubaldi (Baldus). First published in 1474, the *Super Authenticis*, also known as the *Lectura de Authenticis*, a commentary on the *Authentica*, a collection of 134 constitutions of Justinian, later included in the *Novels* of the *Corpus Juris Civilis*. It was believed to be a collection intended for Byzantine Italy, but this assumption is doubted today. Ubaldis's commentary was highly regarded; it went through at least 12 editions before 1500. Today, all editions are scarce. The *ISTC* locates 2 copies of this imprint in North America (University of Michigan Law School, Walters Art Gallery, Baltimore). Goff, *Incunabula in American Libraries* U10. *Gesamtkatalog der Wiegendrucke* M48377. [Order This Item](#)



**"The Miserable Matter-Product of
Ineffable Ingratitude and Profligacy"**

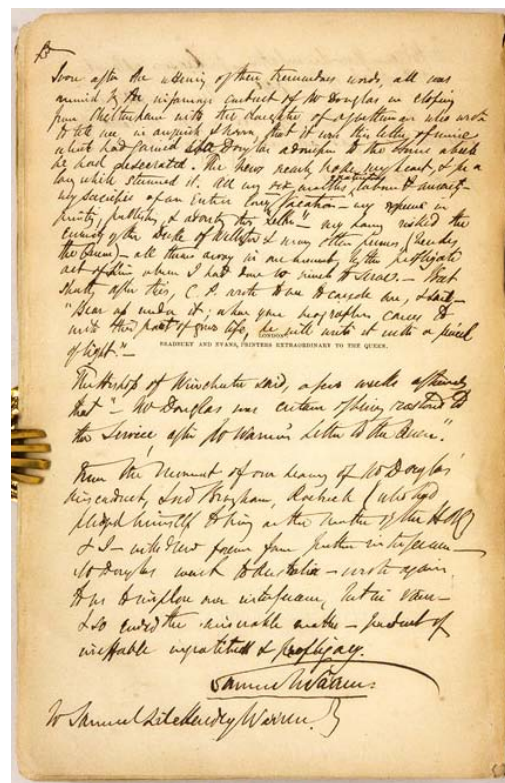
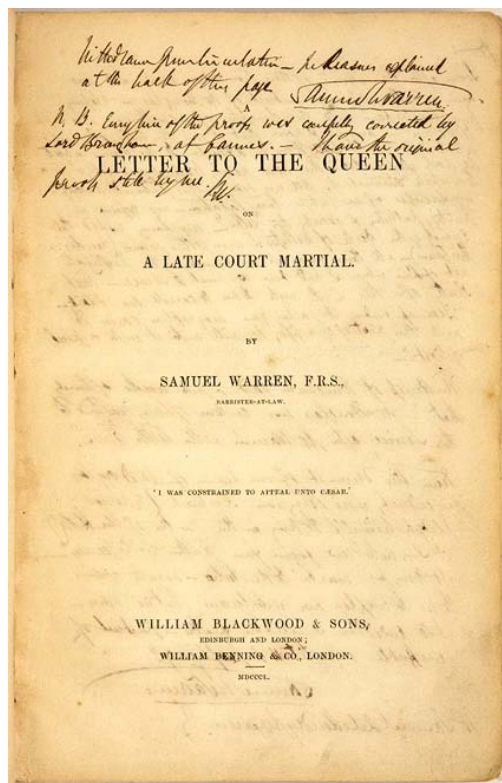
49. Warren, Samuel [1807-1877].

A Letter to the Queen on a Late Court Martial. Edinburgh and London: William Blackwood & Sons/William Benning & Co., 1850. xiii, 262 pp. Octavo (8-1/2" x 5-1/2").

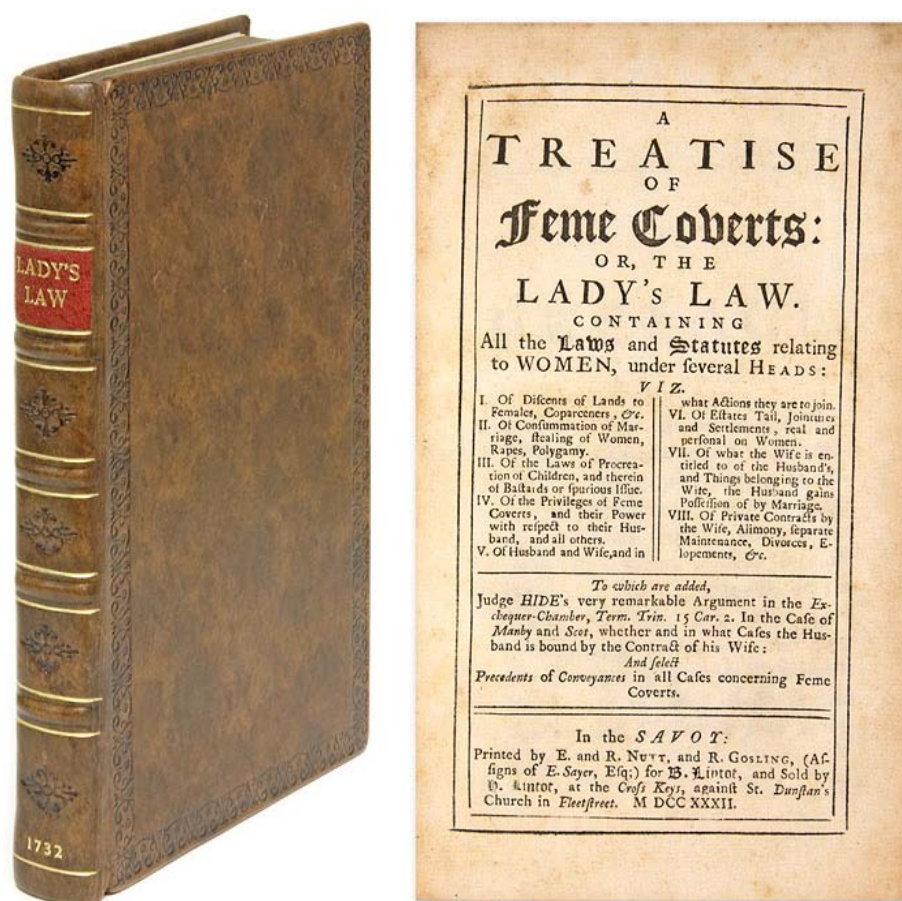
Original limp cloth, recently rebaked, blind frames to covers, gilt title to front cover, endpapers renewed. Light rubbing, moderate rubbing to extremities with some wear to corners. Light toning to text, inscriptions from Warren to front free endpaper, head of title page, entire verso of title page and head of following leaf. \$1,750.

* Only edition. Warren, an attorney and legal reformer, is best known as the author of *Ten Thousand A-Year* (1841), a satirical novel about English law. *A Letter to the Queen* is an ardent defense of Capt. George Douglas, who was accused on lying to a fellow officer. Warren withdrew it from the market shortly after its publication. Warren inscribed our copy to his son, Samuel Lilckendy Warren on September 13, 1858. His detailed inscription expresses his embarrassment from this case. At the top of the title Warren has written: "Withdrawn from circulation-the reasons are explained on the back of this page. N.B. Every line of the proofs was carefully corrected by Lord Brougham.... I have the original proofs still by me." Warren was indignant at the perceived injustice and procedural flaws in his trial. This opinion was shared by Lord Brougham, who addressed the House of Lords about this case. As indicated by Warren's inscription, his work benefited from Brougham's advice and editorial assistance.

Shortly after the publication of *A Letter*, "all was ruined by the infamous conduct of Mr. Douglas in eloping from Cheltenham with the daughter of a gentleman who wrote me in anguish & horror, that it was this letter of mine which gained Mr. Douglas admission to the house which he had desecrated. The news nearly broke my heart.... All my six months gratuitous labour & anxiety, my sacrifice of an entire long vacation, my expence in printing, publishing and adorning this "Letter"--my having risked the enmity of the Duke of Wellington & many other persons (including the Queen)--all thrown away in one moment by the profligate act of one I had done so much to serve...." Warren goes on to relate further embarrassment, the consolations proffered him and the end of the affair with Douglas's removal to Australia. With affidavit-like statements, signed or initialed several times, this copy represents a father's efforts to sort out a disturbing biographical episode for his son and posterity, an episode Warren described as "a miserable matter, [the] product of ineffable ingratitude and profligacy." Thanks to Warren's wishes, this book is scarce today. OCLC locates 16 copies worldwide, 3 in North American law libraries (Harvard, Library of Congress, University of Toronto).



[Order This Item](#)



**"The Lady's Law": One of the Very
First Treatises on Laws Concerning Women**

**50. [Women].
[Great Britain].**

A Treatise of Feme Coverts: Or, The Lady's Law. Containing All the Laws and Statutes Relating to Women, Under Several Heads....
[London]: E. and R. Nutt, and R. Gosling, 1732. [viii], 264, [16] pp. Octavo (8-1/4" x 5").

Recent period-style calf, blind rules to boards, blind ornaments, lettering piece and gilt-edged raised bands to spine, endpapers renewed. Moderate toning to text, faint dampspotting in places. \$6,500.

* First edition. One of the first of four books of the subject, *A Treatise of Feme Coverts* examines the doctrines of English common law relating to a "feme covert," that is a woman under the legal guardianship of the man who heads the household she belongs to. (Stated simply, this group included all females except divorced women and widows.) Written from a perspective sympathetic to women, it deals with precedents of conveyances not covered in *The Law of Baron and Feme* (1700), and as such can be seen as a companion volume. The treatise concludes with an account of Robert Hyde's argument in the case of *Manby v. Scott* (1663), in which he argued that a husband who is separated from his wife is not liable to a vendor for goods the wife purchased from the vendor. Commenting on the case in his diary, Samuel Pepys referred to Hyde's judgment as "most amusing." *Diary of Samuel Pepys*, January 28, 1663. Robert Hyde was a Chief Justice of the King's Bench from 1663-1665, having gained appointment through the influence of his cousin, Edward Hyde, first Earl of Clarendon. A second edition of *The Lady's Law* was published in 1737. Both editions of this work are scarce. *English Short-Title Catalogue* T72208. [Order This Item](#)